



General Assembly

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Provisional agenda item 8(b)

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Membership of the Organization

(b) Suspension of membership in accordance with Article 34 of the Statutes and requests for temporary exemption from the application of paragraph 13 of the Financing Rules

I. Introduction

1. At 30 June 2017, the provisions of Article 34 of the Statutes and paragraph 13 of the Financing Rules attached to the Statutes (see Annex I) are applied to the following 20 Full Members. These Members have been deprived of Member's privileges in the form of services and the right to vote in the Assembly and the Council.

FULL MEMBERS MEMBRES EFFECTIFS MIEMBROS EFECTIVOS	PARAGR. 13 PÁRRAFO 13	ART. 34	ARREAR CONTRIBUTIONS ARRIÉRÉS DE CONTRIBUTIONS CONTRIBUCIONES ATRASADAS		
			YEARS/ ANNÉES/ AÑOS	TOTAL YEARS/ ANNÉES AÑOS	TOTAL EUR
AFGHANISTAN /AFGANISTAN/ AFGANISTÁN	X	X	81-87, 89- 08,10,12,14	30	703,988.77
BAHRAIN / BAHREÏN / BAHREIN	X	X	78-84,02,10,15- 16	11	450,944.05
BENIN / BÉNIN	X	X	12,14-16	4	104,451.00
CENTRAL AFRICAN REPUBLIC / RÉPUBLIQUE CENTRAFRICAINE / REPÚBLICA CENTROAFRICANA	X	X	07-16	10	242,151.10
CHAD / TCHAD	X	X	12-16	5	129,784.56
DJIBOUTI	X	X	03-16	14	306,953.00
EQUATORIAL GUINEA / GUINÉE ÉQUATORIALE / GUINEA ECUATORIAL	X		13-15	3	81,218.00
LIBERIA	X	X	12-16	5	129,791.00
LIBYA / LIBYE / LIBIA	X		14-16	3	163,054.00
MALAWI	X	X	11-16	6	152,565.99
NIGER / NÍGER	X	X	83-87,90-07,10- 11,14-16	28	653,353.81



PAPUA NEW GUINEA / PAPOUASIE-NOUVELLE-GUINÉE / PAPUA NUEVA GUINEA	X	X	08-16	9	223,396.00
RWANDA	X		12,15-16	3	56,081.04
SIERRA LEONE / SIERRA LEONA	X	X	80-00,03-16	35	798,148.12
SYRIAN ARAB REPUBLIC / RÉPUBLIQUE ARABE SYRIENNE / REPÚBLICA ÁRABE SIRIA	X	X	12-16	5	311,492.00
TURKMENISTAN / TURKMÉNISTAN / TURKMENISTÁN	X	X	95-98,00-12,16	18	541,841.40
UGANDA / OUGANDA	X	X	96-00,02-04,10-12, 15-16	13	269,357.05
UNITED REPUBLIC OF TANZANIA / RÉPUBLIQUE-UNIE DE TANZANIE / REPÚBLICA UNIDA DE TANZANIA	X	X	13-16	4	122,804.31
VANUATU	X	X	10-16	7	143,576.00
YEMEN / YÉMEN	X	X	79-89,95,14-16	15	321,608.45
TOTAL:					5,906,559.65

2. United Arab Emirates has arrears for the period 1981-1987 for a total amount of 518,247.76 euros. Agreement on the settlement of arrears is expected shortly.

3. Annex II to this document transmits to the General Assembly the list of Members that could be liable to suspension from the rights and privileges of membership, as provided for in Article 34 of the Statutes. This application would be effective in 2018.

II. Temporary exemption from the application of the provisions of Article 34 and paragraph 13

4. The information in Annexes I and II will enable the General Assembly to rule on this matter in accordance with resolution 217(VII).

5. The following Members submitted to the General Assembly at its twenty-first session (Medellín, Colombia, 12-17 September 2015) plans for the payment of their contribution arrears in instalments and requested that the provisions of paragraph 13 not be applied to them. The General Assembly agreed to grant such temporary exemption to these Members subject to the following two conditions:

- (a) immediate payment of the contribution corresponding to the year before the General Assembly session at which their case is reviewed;
- (b) strict observance of the agreed plan for the settlement of arrears.

FULL MEMBERS

BURUNDI
GAMBIA
MADAGASCAR
SAO TOMÉ ET PRINCIPE
SUDAN

AFFILIATE MEMBERS

Cámara de Turismo de Cabo Verde
Instituto de Turismo Responsable

Payment plans approved by the Executive Council at its 103rd session

6. The Full Member Mauritania submitted a thirty-year payment plan to cover its arrears for an amount of 712,092.10 euros starting in 2015 to the 103rd session of the Executive Council [CE/DEC/10(CIII)] for

subsequent ratification by the twenty-second General Assembly. The conditions established in its payment plan remain unaccomplished.

Payment plans approved by the Executive Council at its 104th session

7. The Full Members Guinea-Bissau and Kyrgyzstan submitted payment plans for approval to the 104th session of the Executive Council [CE/DEC/9(CIV)]. The former presented a thirty-year payment plan to cover its arrears for an amount of 476,805.55 euros starting in 2016 and the latter a 21-year payment plan to cover its arrears for an amount of 472,631.89 euros also starting in 2016. Both payment plans are to be ratified by the present session of the General Assembly. Kyrgyzstan has complied with the conditions laid down in its payment plan up to and including the current year.

Payment plans approved by the Executive Council at its 105th session

8. Full Member Uruguay proposed a revision of its payment plan to the 105th session of the Executive Council and Guinea submitted a 10-year payment plan for approval to cover its arrears for an amount of 212,507,01 euros starting in 2017 [CE/DEC/11(CV)] for further ratification by the present session of the General Assembly. Conditions laid in both cases have not been met yet.

9. The Full Member Papua New Guinea submits for approval a 15-year payment plan to cover its arrears for an amount of 223,396 euros starting in 2017 to the present session of the General Assembly. Conditions laid in its payment plan have been partially accomplished to date. Likewise, the Full Member Pakistan also submits for approval a payment plan to cover its outstanding contributions for an amount of 42,960.82 euros starting in 2018 for a 10-year duration.

10. All the communications received from Members after the date of this document requesting temporary exemption from the provisions of paragraph 13 of the Financing Rules are to be submitted to the present session for its consideration. The Council will formulate the relevant recommendations which, together with the Members' requests, will be forwarded to the Assembly in an addendum to this document so that it may adopt the appropriate resolution.

11. The following table shows the extent to which the Members with which agreements have been concluded for the settlement of their arrears in instalments have complied with the conditions laid down by the Assembly in resolution 646(XXI):

MEMBERS GRANTED TEMPORARY EXEMPTION FROM THE APPLICATION OF PARAGRAPH 13 (RESOLUTION A/RES/646(XXI))						
Compliance with the conditions laid down by the Assembly Situation at 30 June 2017						
		CONDITIONS LAID DOWN BY THE GENERAL ASSEMBLY				
		Payment of the year the G.A./ E.C. approved the plan		Strict fulfilment of the agreed payment plan		
FULL MEMBERS	Arrears payment plan	Payment made				
				Contribution for the year		Annual payment of arrears
BOLIVIA	in 11 years beginning in 2008	2007	YES	2008-2016 2017	YES NO	YES NO
BURKINA FASO	in 4 years beginning in 2013	2013	YES	2013-2015 2016-2017	YES NO	YES NO
BURUNDI	in 31 years beginning in 2014	2014	PART	2014 2015-2017	YES NO	PART NO
CAMBODIA	in 30 years beginning in 2006	2006	YES	2006-2017	YES	YES
DEMOCRATIC REPUBLIC OF THE CONGO	in 20 years beginning in 2014	2013	YES	2014-2015 2016-2017	YES NO	YES NO
GAMBIA REPUBLIC OF	in 15 years beginning in 2016	2015	YES	2016-2017	YES	YES
GUINEA	In 10 years beginning in 2017	2017	NO	2017	NO	NO
GUINEA-BISSAU	in 30 years beginning in 2016	2016	NO	2016-2017	NO	NO
IRAQ	in 25 years beginning in 2014	2010	YES	2014-2016 2017	YES NO	YES NO
KYRGYZSTAN	in 21 years beginning in 2016	2016	YES	2017	YES	YES
LAO PEOPLE'S DEM. REPUBLIC	in 25 years beginning in 2005	2005	YES	2005-2017	YES	YES
MADAGASCAR	in 3 years beginning in 2014	2014	NO	2014 2015 2016-2017	NO PART NO	YES YES NO
MAURITANIA	In 31 years beginning in 2015	2015	NO	2015 2016-2017	NO NO	PART NO
NICARAGUA	in 12 years beginning in 2010	2010	YES	2010-2017	YES	YES
SAO TOME AND PRINCIPE	in 34 years beginning in 2015	2015	YES	2016 2017	YES NO	YES NO
SUDAN	in 25 years beginning in 2016	2015	YES	2016 2017	YES NO	PART NO
URUGUAY	in 13 years beginning in 2017	2017	NO	2007-2016 2017	YES NO	YES NO

12. Affiliate Members Cámara de Turismo de Cabo Verde and Instituto de Turismo Responsable have not complied with the conditions established in their payment plans.

III. Updates from previous statement contained in document CE/105/7(c)

13. When compared with the information contained in the above-mentioned document as of 31 March 2017 submitted to the previous session of the Executive Council, the following updates can be observed:

- (a) Countries in Article 34 of the Statutes Rules:

Guinea is no longer subject to the provisions of Article 34 of the Statutes since it submitted a payment plan to the above-mentioned session of the Executive Council.

Countries in paragraph 13 of the Financing Rules:

No updates.

(b) Amount due by these Members as of 31 March 2017:	6,119,066.66 euros
Amount due by these Members as of 30 June 2017:	5,906,559.65 euros
Total during the period:	<u>212,507.01</u> euros (*)

(*) Guinea's arrears covered in its payment plan.

IV. Actions to be taken by the General Assembly

14. The General Assembly is invited:

(a) To thank the Members that have made the necessary efforts in order to fulfil their financial obligations despite their internal constraints;

(b) To note with satisfaction that Cambodia, Republic of the Gambia, Kyrgyzstan, Lao People's Democratic Republic and Nicaragua have respected their agreed payment plans up to 2017;

(c) To further note that Full Member Ghana is no longer subject to the provisions of paragraph 13 of the Financing Rules since they have reduced their contribution arrears partially;

(d) To renew, in view of their compliance with the agreed payment plans, the temporary exemption from the provisions of paragraph 13 of the Financing Rules of Full Members Cambodia, Republic of the Gambia, Lao People's Democratic Republic and Nicaragua, and to grant temporary exemption from the provisions of paragraph 13 of the Financing Rules to Full Members Guinea, Guinea-Bissau, Kyrgyzstan, Mauritania, Pakistan and Papua New Guinea as well as to ratify Uruguay's payment plan revision;

(e) To maintain the temporary exemption of Bolivia, Burkina Faso, Burundi, Democratic Republic of the Congo, Iraq, Madagascar, Sao Tomé et Príncipe, Sudan and Uruguay, as well as that of Affiliate Members Camara de Turismo de Cabo Verde and Instituto de Turismo Responsable from the provisions of paragraph 13, albeit making it clear that these provisions will be reapplied to these Members if they are not up to date with their payment plans by 1 April 2018; and

(f) To request the Secretary-General to inform it, at its next session, about the Members' compliance with the agreements made with a view, as the case may be, to maintaining the temporary exemption from the provisions of paragraph 13 that they were granted by the General Assembly or reapplying those provisions to them if they have not fulfilled their commitments.

Annex I: Article 34 of the Statutes

1. Article 34 of the Statutes concerning the suspension of Members provides as follows:

"1. If any Member is found by the Assembly to persist in a policy that is contrary to the fundamental aim of the Organization as mentioned in Article 3 of these Statutes, the Assembly may, by a resolution adopted by a majority of two-thirds of Full Members present and voting, suspend such Member from exercising the rights and enjoying the privileges of membership.

"2. The suspension shall remain in force until a change of such policy is recognized by the Assembly."

2. At its seventh session the General Assembly adopted the following resolution 217(VII) concerning the application of these provisions:

A/RES/217(VII)

Suspension of Members in arrears in the payment of statutory contributions:
Article 34 of the Statutes

"The General Assembly,

"Considering decision 2(XXX) by which the Executive Council recommended the Assembly to apply Article 34 of the Statutes and consequently to suspend the Members of the Organization whose contribution arrears are equal to or exceed the contributions owed by such Members for four financial years and who have not, within six months, agreed with the Secretary-General on a payment plan for reimbursing these arrears,

"Considering document A/7/10(j) prepared by the Secretary-General pursuant to the above Executive Council decision,

"Recognizing that Article 34 of the Statutes, which provides the sanction of suspension when a Member persists in a policy that is contrary to the fundamental aim of the Organization as mentioned in Article 3 of the Statutes, becomes applicable in the case of prolonged non-payment of obligatory contributions to the Organization's budget, such an attitude clearly constituting a policy contrary to the aims of WTO,

"1. Decides to apply henceforward the measure of suspension provided for in Article 34 of the Statutes:

"(a) when a Member of the Organization has accumulated contribution arrears in respect of any four financial years, which need not be consecutive, partial payment of contributions not preventing the measure of suspension being applied, and;

"(b) when the aforementioned Member has not agreed a payment plan for the contribution arrears with the Secretary-General within a period of one year from the date of the resolution by which the Assembly noted that the measure of suspension was applicable to the Member pursuant to Article 34 of the Statutes;

.....

- "3. Requests the Secretary-General to apply the present resolution and to inform each session of the Executive Council concerning its application."

Paragraph 13 of the Financing Rules attached to the Statutes

3. The provisions of paragraph 13 of the Financing Rules attached to the Statutes read as follows:

"13. A Member which is in arrears in the payment of its financial contributions to the Organization's expenditure shall be deprived of the privileges enjoyed by the Members in the form of services and the right to vote in the Assembly and the Council if the amount of its arrears equals or exceeds the amount of the contributions due from it for the preceding two financial years. At the request of the Council, the Assembly may, however, permit such a Member to vote and to enjoy the services of the Organization if it is satisfied that the failure to pay is due to conditions beyond the control of the Members."

4. In this regard, at its sixth session the Assembly adopted the following resolution:

A/RES/162(VI)

"The General Assembly,
.....

"Confirms the following provisions;

"When a Full Member becomes subject to the provisions of paragraph 13 of the Financing Rules and Regulation 8(7) of the Financial Regulations, the Assembly may restore that Member's right to vote and to enjoy the services of the Organization, only on an exceptional basis, when:

- "1. the Member has explained the reasons for its failure to pay in writing and has requested the restoration of its rights in writing;
- "2. the Council finds that the circumstances are beyond the Member's control;
- "3. the Council and the country concerned have agreed to the measures which should be taken in order to settle the arrears."

Annex II: Members to which the provisions of Art. 34 of the Statutes could be applied as from January 2018

(at 30 June 2017)

1. Full Members

1. EQUATORIAL GUINEA
2. LIBYA
3. RWANDA

2. Affiliate Members

1. AQABA SPECIAL ECONOMIC ZONE AUTHORITY
2. BALKAN ALLIANCE OF HOTEL ASSOCIATIONS - BAHA
3. CALIFORNIA UNIVERSITY OF PENNSYLVANIA
4. CARIBBEAN TOURISM ORGANIZATION - CTO
5. CONFEDERACION ESPAÑOLA DE AGENCIAS DE VIAJES - CEAV
6. CLUB MÉDITERRANÉE
7. CONSEJO FEDERAL DE TURISMO DE LA REPUBLICA ARGENTINA
8. CONSEJO MEXICANO DE LA INDUSTRIA DEL TURISMO MEDICO
9. CONSEJO SUPERIOR DE TURISMO - CONSETURISMO
10. DELTA GROUP LTD
11. EGYPTIAN TRAVEL AGENTS ASSOCIATION
12. FEDERTURISMO - CONFINDUSTRIA
13. FÉDÉRATION TUNISIENNE DE L'HÔTELLERIE
14. INSTITUT SUPÉRIEUR INT. DE TANGER
15. ISCET
16. KHAZAR TRAVEL "XEZER TOURS AND TRAVEL"
17. LEADERS GROUP FOR CONSULTING AND DEVELOPMENT
18. NATIONAL INSTITUTE FOR HOSPITALITY AND TOURISM - NIHOTOUR
19. PACIFIC ASIA TRAVEL WRITERS ASSOCIATION - PATWA
20. PRODIGY CONSULTORES S.L.
21. RELAIS & CHÂTEAUX
22. SAVEUR TROPICALE SARL
23. SILK WAY AIRLINES – SW TRAVEL
24. TEZTOUR
25. TOURISM INTELLIGENCE INTERNATIONAL LTD
26. UBM ROUTES LTD
27. UNIVERSIDAD DE BRASILIA
28. UNIVERSIDAD DE OCCIDENTE
29. UNIVERSIDAD LA SALLE CANCÚN
30. UNIVERSITY OF TECHNOLOGY SYDNEY LEISURE SPORT
31. UNIVERSITY OF TOURISM, ECONOMICS & LAW "KUTEL"
32. ZAO CONDÉ NAST – CONDÉ NAST TRAVELLER LUXURY TRAVEL