

ALLEMAGNE,
RÉPUBLIQUE ARGENTINE,
BELGIQUE, BRÉSIL,
GRANDE-BRETAGNE
ET IRLANDE DU NORD, etc.

Convention portant modifications à la Convention internationale signée à Paris le 21 juin 1920 pour la création à Paris d'un Institut international du froid. Signée à Paris, le 31 mai 1937.

GERMANY,
ARGENTINE REPUBLIC,
BELGIUM, BRAZIL,
GREAT BRITAIN
AND NORTHERN IRELAND, etc.

Convention modifying the International Convention signed at Paris on June 21st, 1920, for the Creation at Paris of an International Institute of Refrigeration. Signed at Paris, May 31st, 1937.

¹ TRADUCTION. — TRANSLATION.

No. 4394. — CONVENTION² MODIFYING THE INTERNATIONAL CONVENTION³ SIGNED AT PARIS ON JUNE 21ST, 1920, FOR THE CREATION AT PARIS OF AN INTERNATIONAL INSTITUTE OF REFRIGERATION. SIGNED AT PARIS, MAY 31ST, 1937.

French official text communicated by the Permanent Delegate a. i. of Finland to the League of Nations and by the French Minister for Foreign Affairs. The registration of this Convention took place July 11th, 1938.

GERMANY, THE ARGENTINE REPUBLIC, BELGIUM, BRAZIL, BULGARIA, CHINA, COSTA RICA, CUBA, DENMARK, SPAIN, THE UNITED STATES OF AMERICA, FINLAND, FRANCE, ALGERIA, THE FRENCH WEST AFRICAN COLONIES, MADAGASCAR, GREAT BRITAIN, THE UNION OF SOUTH AFRICA, CANADA, THE COMMONWEALTH OF AUSTRALIA, NEW ZEALAND, INDIA, GREECE, HAITI, ITALY AND HER COLONIES OF ERITREA, CYRENAICA, TRIPOLI AND SOMALILAND, JAPAN, LUXEMBURG, MOROCCO, NORWAY, PANAMA, THE NETHERLANDS AND HER COLONIES OF THE NETHERLANDS EAST INDIES, PERU, POLAND, PORTUGAL, ROUMANIA, SWEDEN, SWITZERLAND, CZECHOSLOVAKIA, TUNIS, THE UNION OF SOVIET SOCIALIST REPUBLICS, URUGUAY AND YUGOSLAVIA.

The undersigned, Plenipotentiaries of the countries mentioned above, have agreed on the following provisions :

Article I.

The High Contracting Parties undertake to support and maintain the International Institute of Refrigeration, with its seat at Paris.

The following belong to the International Institute of Refrigeration as members, participating in the benefits and subject to the obligations defined in the present Convention :

(1) The Contracting States, as well as their overseas territories and colonies which they have indicated at the time of signature of the present Convention and which are mentioned herein ;

(2) States which are not parties to the present Convention, overseas territories and colonies, which are not mentioned, if such States accede to the Convention in respect of the metropolitan territory or in respect of overseas territories or colonies, and if the admission of the new member to the International Institute of Refrigeration is decided

¹ Traduction du Foreign Office de Sa Majesté britannique.

¹ Translation of His Britannic Majesty's Foreign Office.

² *Ratification deposited in Paris :*

FINLAND May 31st, 1938.

Came into force for Finland, May 31st, 1938.

³ Vol. VIII, page 65 ; and Vol. XXIV, page 160, of this Series.

by the Executive Committee provided for in Article 5 below, by a majority of two-thirds of the States, Dominions, or Colonies represented. The application shall be addressed to the Director of the Institute ; it will imply the undertaking to share in the expenses of the Institute by means of an annual subscription under the conditions fixed by Article 9. When it has been decided, notice of the admission will be given by the Director to the Minister for Foreign Affairs of the French Republic who will notify it to all the participating Governments.

Article 2.

Institutions and private persons who have collaborated in the science and industry of refrigeration and benefactors of the International Institute of Refrigeration may receive the title of Corresponding Member of the Institute, by decision of the Executive Committee.

Article 3.

The Institute, confining its activities to the international sphere, has for its principal objects :

(1) The promotion of the knowledge of the science and practice of refrigeration, and also the development and popularisation of scientific or technical studies and researches conducted in this sphere ;

(2) The promotion of the study of improved solutions of questions dealing with the preservation, transport, and distribution of perishable commodities ;

(3) The circulation of information, stating the source of the information published, respecting the world situation of refrigerated commodities, from the three points of view of production, circulation and consumption ;

(4) The co-ordination, with a view to publication, of all scientific, technical and economic information, and documents relating to the production and utilisation of refrigeration ;

(5) The collection, in order to study them, of the laws, regulations, and information of every kind concerning the refrigerating industry, and the submission, if necessary, for the approval of the Governments of measures tending to the improvement and unification of the regulations respecting the international circulation of products susceptible of benefiting from the application of refrigeration ;

(6) To organise international congresses of refrigeration ;

(7) To keep in constant touch with the scientific and professional bodies interested, with a view to ensure the carrying out of its scheme of activities.

All questions which concern the economic interests, the legislation and the administration of a particular State are excluded from the scope of the International Institute of Refrigeration.

Article 4.

The International Institute of Refrigeration is placed under the authority and control of a General Conference comprising representatives nominated by the Members of the Institute. Those Members which do not wish to nominate official representatives may arrange with the International Institute of Refrigeration for a competent group which shall represent their countries instead of and in their place.

The number of representatives of each Member of the Institute in the General Conference is that fixed by Article 9 of the present Convention, which settles the share of the Members of the Institute in the expenses of the Institute. The Members of the Conference who are unable to attend a meeting have the right to give their proxy to one of their colleagues in the Conference.

The General Conference will meet at least every four years. Its President shall be elected, by a majority of votes, for five years corresponding with each of the quinquennial periods provided for in Article 10.

Article 5.

The executive authority of the International Institute of Refrigeration is entrusted to an Executive Committee which, under the direction and control of the General Conference, will carry out its resolutions and draw up proposals for submission to it.

The Executive Committee consists of members nominated by the competent authorities of the Members of the Institute. Each of these members will be represented in the Executive Committee by one person.

The Presidents of the International Commissions provided for in Article 7 of the present Convention are entitled to attend meetings of the Executive Committee with the right to speak but not to vote.

The Executive Committee will meet at least once each year. It is charged with carrying out the decisions of the General Conference. It has entire control over the administration of the Institute. By secret vote it elects the Director, who fulfils the functions of Secretary-General of the General Conference and of the Executive Committee. It settles the organisation of the staff and also all the necessary arrangements for the working of the Institute.

Members of the Executive Committee unable to attend a meeting have the right to give their proxy to one of their colleagues on the Committee.

In the interval between meetings, the Executive Committee exercises the powers of the General Conference, subject to ratification by the latter of the decisions adopted.

In all cases, valid decisions require a majority of two-thirds of members present or represented.

The Executive Committee selects, from their body, a Committee of Management consisting of a President, six Vice-Presidents and a Committee of Administration consisting of fifteen members, the latter being entrusted, in particular, with the preparation of the budget and the presentation of an annual report on the financial situation of the Institute.

The Director, under the control of the Committee of Administration, authorises the expenses and administers the revenues ; he signs all receipts ; he clears, accepts, endorses or draws every bill, draft or cheque for the account of the Institute.

The President of the General Conference shall be admitted, in a consultative capacity, to the meetings of the Executive Committee and the Committee of Administration.

Article 6.

The functioning of the Institute is ensured by a salaried staff, including a Director, appointed by the Executive Committee, and agents necessary to carry out the duties of the Institute.

The appointment and the discharge of the employees of every class is in the hands of the Director, who is responsible therefor to the Executive Committee.

Article 7.

The studies provided for by Article 3 of the present Convention are undertaken and pursued either by international Commissions whose number and attributes are fixed by the General Conference, or by experts nominated by the General Conference.

These studies will concern questions dealing with the production and utilisation of refrigeration in all its aspects and especially :

- The production of low temperatures ;
- Refrigerating material and plants ;
- The industrial applications of refrigeration ;
- Transport ;
- Legislation ;
- Instruction ;
- General management and statistics.

The President of each of these Commissions is selected by the General Conference and will report to it on the subject.

The constitution of each Commission is settled by the Executive Committee on the basis of proposals presented to it by the President of the said Commission, account being taken of the wishes expressed by the Refrigeration Associations or other scientific or industrial bodies in the countries parties to the present Convention.

Article 8.

The labours of the Commissions and the information of every description received by the central office of the Institute in virtue of Article 3 of the present Convention will be published in a bulletin. This official publication will be in English and in French, but an edition in any other language of the countries parties to the present Convention will be published at the request of the countries interested, so far as the ordinary and extraordinary resources of the Institute will allow.

The free issue of the bulletin will be made to all the countries parties to the present Convention on a scale fixed by the General Conference according to the category in which they are inscribed.

Article 9.

The expenses necessary for the working of the Institute will be provided :

(1) By annual subscriptions from the Members of the Institute which agree to take part in its working. These contributions, payable in any freely negotiable currency, are fixed in gold francs of a weight of 10/31 of a gramme and of a fineness of 0.900¹, according to the following categories :

Category	Annual Subscription Gold fr.	Number of Votes held by Members in the General Conference and in the Executive Committee
I	4,800	6
II	3,600	5
III	2,400	4
IV	1,600	3
V	800	2
VI	400	1

(2) By receipts obtained from advertisements in the bulletin and from the sale of the publications of the Institute effected on the conditions fixed by the Executive Committee ;

(3) By subscriptions, gifts and legacies which may be legally made to it, especially by virtue of the application of Article 2 of the present Convention.

The amounts representing the contributory share of each of the contracting countries will be forwarded by them at the beginning of each year to the Director of the Institute, through the intermediary of the Ministry for Foreign Affairs of the French Republic.

Article 10.

The present Convention is concluded for a period of ten years. At the end of this period it will be renewed by tacit consent for periods of five years. Each Member of the Institute has the right to withdraw from the Institute or to alter the category in which it is placed, after each period, on previous notice of at least one year.

¹ The monetary unit provided for in Article 28 of the Universal Postal Convention of June 28th, 1929, promulgated in France by the Decree of March 17th, 1933.

Each Member of the Institute admitted later is bound until the expiration of the first period of ten years, if it is admitted within the first five years of that period. Otherwise it is bound until the expiration of the additional period of five years succeeding that during which it is admitted.

Article II.

The present Convention shall be ratified. Each Power will forward its ratification, with as little delay as possible, to the French Government, which will inform the other signatory countries.

The ratifications will remain deposited in the archives of the French Government.

The present Convention will come into force, as regards each signatory country, on the date of the deposit of its ratification.

In faith whereof the following Plenipotentiaries, whose powers have been found in good and due form, have signed the present Convention.

Done at Paris, the 31st May, 1937.

For Germany :

(L. S.) (Signed) Johannes Graf VON WELCZECK.

For the Argentine Republic :

(L. S.) (Signed) T. A. LE BRETON.

For Belgium :

(L. S.) (Signed) Comte DE KERCHOVE.¹

For Brazil *ad referendum* :

(L. S.) (Signed) L. M. DE SOUZA-DANTAS.

For Bulgaria :

(L. S.) (Signed) C. BATOLOFF.

For China :

(L. S.) (Signed) V. K. Wellington KOO.

For Costa Rica :

For Cuba :

(L. S.) (Signed) José René MORALES.

For Denmark :

(L. S.) (Signed) T. BULL.

For Spain :

For the United States of America¹ :

For Finland :

(L. S.) (Signed) Harri HOLMA.

For France :

(L. S.) (Signed) Yvon DELBOS.

For Algeria :

(L. S.) (Signed) Yvon DELBOS.

For the French West African Colonies and Madagascar :

(L. S.) (Signed) Yvon DELBOS.

For Great Britain and India :

In signing the present Convention :

(1) For the United Kingdom of Great Britain and Northern Ireland ; and

(2) For India ;

I declare :

(1) That my signature is appended subject to the reservation of the right to withdraw from the Institute, with previous notice of at least one year, as from June 21st, 1940 ;

(2) That in the relations between His Majesty The King of Great Britain, Ireland, and the British Dominions beyond the Seas, Emperor of India, and the other High Contracting Parties who have ratified

¹ As regards the United States of America, who, as in 1920, have not signed the Agreement, it has been accepted by the American Institute of Refrigeration, who have notified the Institute of International Refrigeration directly. This accession has been brought to the notice of the Ministry of Foreign Affairs (International Unions).

- the present Convention, it shall supersede the Convention of June 21st, 1920, as from the date of deposit of this instrument of ratification, in respect of (1) the United Kingdom of Great Britain and Northern Ireland; (2) India.
- (L. S.) (*Signed*) LLOYD THOMAS.
- For the Commonwealth of Australia :
(L. S.) (*Signed*) LLOYD THOMAS.
- For the Union of South Africa :
(L. S.) (*Signed*) ERIC H. LOUW.
- For Canada :
- For New Zealand :
(L. S.) (*Signed*) D. J. JORDAN.
- For Greece :
(L. S.) (*Signed*) N. POLITIS.
- For Haiti :
- For Italy :
(L. S.) (*Signed*) V. CERRUTI.
- For the Italian Colonies of Eritrea, of Cyrenaica, of Tripoli and of the Somalis :
(L. S.) (*Signed*) V. CERRUTI.
- For Japan :
(L. S.) (*Signed*) T. MITANI.
- For Luxemburg :
(L. S.) (*Signed*) ANT. FUNCK.
- For Morocco :
- For Norway :
(L. S.) (*Signed*) GRONVOLD.
- For Panama :
- For the Netherlands and the Netherlands East Indies :
(L. S.) (*Signed*) J. LOUDON.
- For Peru :
- For Poland :
(L. S.) (*Signed*) J. LUKASIEWICZ.
- For Portugal :
- For Roumania :
(L. S.) (*Signed*) C. CESIANO.
- For Sweden :
(L. S.) (*Signed*) E. HENNINGS.
- For Switzerland :
(L. S.) (*Signed*) DUNANT.
- For Czechoslovakia :
(L. S.) (*Signed*) STEFAN OSUSKY.
- For Tunis :
(L. S.) (*Signed*) TRONET.
- For the Union of Soviet Socialist Republics :
(L. S.) (*Signed*) Eugène HIRSCHFELD.
- For Uruguay :
(L. S.) (*Signed*) PABLO PENANDO.
- For Yugoslavia :
(L. S.) (*Signed*) BOJIDAR POURITCH.