

No. 4743

**BELGIUM, FRANCE, PORTUGAL, FEDERATION
OF RHODESIA AND NYASALAND, UNION OF SOUTH
AFRICA, UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND, etc.**

**Agreement (with annex) for the establishment of the Com-
mission for Technical Co-operation in Africa south
of the Sahara (C.C.T.A.). Signed at London, on
18 January 1954**

Official texts: English, French and Portuguese.

*Registered by the United Kingdom of Great Britain and Northern Ireland on
15 June 1959.*

**BELGIQUE, FRANCE, PORTUGAL, FÉDÉRATION
DE RHODÉSIE ET DU NYASSALAND, UNION SUD-
AFRICAINNE, ROYAUME-UNI DE GRANDE-BRETAGNE
ET D'IRLANDE DU NORD, etc.**

**Convention (avec annexe) portant création de la Commission
de coopération technique en Afrique au sud du Sahara
(C.C.T.A.). Signée à Londres, le 18 janvier 1954**

Textes officiels anglais, français et portugais.

*Enregistrée par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le
15 juin 1959.*

No. 4743. AGREEMENT¹ FOR THE ESTABLISHMENT OF THE COMMISSION FOR TECHNICAL CO-OPERATION IN AFRICA SOUTH OF THE SAHARA (C.C.T.A.). SIGNED AT LONDON, ON 18 JANUARY 1954

The Governments of the Kingdom of Belgium, the French Republic, the Republic of Portugal, the Federation of Rhodesia and Nyasaland, the Union of South Africa and the United Kingdom of Great Britain and Northern Ireland,

Being desirous of encouraging and strengthening technical co-operation in all fields affecting the well-being of the peoples of their territories in Africa South of the Sahara, and

Being desirous of establishing on a formal basis certain administrative arrangements heretofore brought into being,

Have agreed as follows :

Article I

ESTABLISHMENT OF THE COMMISSION

There is hereby established the Commission for Technical Co-operation in Africa South of the Sahara (hereinafter referred to as "the Commission"). The Commission shall be assisted by the Scientific Council for Africa South of the Sahara. Under its ægis shall be placed the Inter-African Bureau for Epizootic Diseases, the Tsetse Fly and Trypanosomiasis Permanent Inter-African Bureau, the Inter-African Bureau for Soils and Rural Economy, the Inter-African Labour Institute, the Inter-African Pedological Service, and such other organisations for co-operation in Africa South of the Sahara as the Commission shall recognise.

¹ Came into force on 30 May 1958, upon receipt by the Government of the United Kingdom of Great Britain and Northern Ireland of the instruments of ratification of the six Member Governments, in accordance with article XV (2). The instruments of ratification and the instruments of accession under article V of the Agreement were deposited on the dates indicated below :

Ratifications

Union of South Africa	10 March	1954
United Kingdom of Great Britain and Northern Ireland	12 April	1954
Federation of Rhodesia and Nyasaland	3 January	1955
Portugal	18 January	1955
Belgium	12 June	1956
France	30 May	1958

Accessions

Ghana	18 November	1957
Liberia	20 November	1958

Article II

COMPOSITION OF THE COMMISSION

The Commission shall consist of the signatory Governments (hereinafter referred to as the "Member Governments"). Each Member Government shall be represented by one delegate and such alternates and advisers to its delegate as it may deem necessary.

Article III

LIAISON BETWEEN THE COMMISSION AND THE MEMBER GOVERNMENTS

Each Member Government shall appoint an officer who shall maintain liaison with the Secretariat of the Commission and who shall be the normal channel for communication between it and the Secretariat.

*Article IV*TERRITORIAL SCOPE¹

(1) The territorial scope of the Commission shall comprise all the territories for which the Member Governments are responsible in continental and insular Africa south of a line from the Atlantic Ocean eastwards along the 20th parallel north to the north-eastern border of French Equatorial Africa, thence along the north-eastern and eastern borders of French Equatorial Africa, the north-eastern border of the Belgian Congo, the northern borders of Uganda and Kenya and the eastern border of Kenya to the Indian Ocean.

(2) The territorial scope of the Commission may be altered on a recommendation of the Commission, approved in writing by all Member Governments, but shall not be extended beyond Africa South of the Sahara.

Article V

ADMISSION OF NON-MEMBER GOVERNMENTS

(1) In the event of a non-Member Government, responsible for a territory or territories situated within the geographical area of the Commission, wishing to become a Member Government, its request shall be presented by one of the Member Governments to the Secretariat for the consideration of the Commission.

(2) Such a request shall require the approval of all Member Governments.

¹ According to the information provided by the United Kingdom of Great Britain and Northern Ireland the territorial scope of the Commission has been extended to include all territories in Africa South of the Sahara (see annex, p. 143 of this volume).

(3) A non-Member Government whose request for admission has received the approval of all Member Governments shall deposit with the Government of the United Kingdom of Great Britain and Northern Ireland an instrument of accession to the Agreement, and shall thereupon become a Member Government for the purposes of this Agreement. The Government of the United Kingdom of Great Britain and Northern Ireland shall notify all other Member Governments of each such accession and of the date of deposit of each such instrument.

Article VI

POWER AND FUNCTIONS

(1) The Commission and the organisations referred to in Article I, shall have such legal capacity as may be necessary for the exercise of their functions and the fulfilment of their purposes.

(2) The powers and functions of the Commission shall be as follows :

- (a) to concern itself with all matters affecting technical co-operation between the Member Governments and their territories within the territorial scope of the Commission;
- (b) to recommend to Member Governments measures for achieving such co-operation;
- (c) to convene technical conferences as agreed by Member Governments;
- (d) to supervise, from the financial and general points of view, the work of the organisations referred to in Article I, and make recommendations thereon to the Member Governments;
- (e) to make recommendations to the Member Governments for the setting up of new organisations or the revision of existing arrangements for securing technical co-operation within the territorial scope of the Commission;
- (f) to make recommendations to the Member Governments with a view to the formulation of joint requests for technical assistance from international organisations;
- (g) to advise Member Governments on any other subject in the field of technical co-operation which the Member Governments may bring to its notice;
- (h) to appoint Committees and call together Working Parties and, subject to the provisions of this Agreement, to promulgate rules of procedure and other regulations governing the operation of the Commission and such Committees and Working Parties;
- (i) to administer the Inter-African Research Fund.

Article VII

PROCEDURE OF THE COMMISSION

(1) The Commission may meet at such times and in such places as it may determine. It shall meet at least once yearly.

(2) The official languages of the Commission and of the organisations referred to in Article I shall be English and French. Additionally, Portuguese shall be employed at technical conferences convened in accordance with Article VI (2) (c) as shall be provided in the rules of procedure to be promulgated under Article VI (2) (h).

Article VIII

RECOMMENDATIONS AND CONCLUSIONS

The Recommendations and Conclusions of the Commission shall be unanimous.

Article IX

SCIENTIFIC AND TECHNICAL ADVICE

In respect of the scientific aspects of its work, the Commission shall consult the Scientific Council for Africa South of the Sahara.

Article X

THE SECRETARIAT

(1) The Commission shall establish a Secretariat in London.

(2) The Commission shall, subject to such terms and conditions as it may prescribe, appoint a Secretary-General and an Assistant Secretary.

(3) The functions of the Secretary-General shall be, under the directions of the Commission :

- (a) in general, to organise the work of the Commission as a whole and to further the objectives for which it was established;
- (b) to appoint and dismiss subordinate staff and prescribe their conditions of service;
- (c) to make arrangements for meetings of the Commission and such conferences as may be decided upon by the Commission;
- (d) to keep under review the work of the organisation referred to in Article I and ensure that appropriate follow-up action is taken after meetings of the Commission and technical conferences arranged under its auspices;
- (e) to suggest to the Commission subjects in which co-operation could be established or ways in which co-operation could be improved;
- (f) to maintain relations with international organisations and institutions and to represent the Commission at such meetings or conferences as the Commission may decide;
- (g) to draw up reports on the activities of the Commission.

(4) In the performance of their duties, the Secretary-General, the Assistant Secretary and staff of the Secretariat and of any of the organisations referred to in Article I shall not seek or receive instructions from any Government or from any authority other than the Commission or any Council of Management to which they may be responsible. They shall refrain from any action which might reflect on their position as inter-governmental officials responsible only to the Commission.

(5) Each Member Government undertakes to respect the exclusively inter-governmental character of the responsibilities of such officials and not to seek to influence them in the discharge of their responsibilities.

(6) Each Member Government shall make available to all such officials appropriate facilities for the discharge of their responsibilities provided that where such officials are visiting territories other than those in which they are normally resident, due notice of such visits shall be given in advance to the Governments of those territories.

Article XI

FINANCE

(1) An annual Budget for the administrative expenses of the Secretariat shall be submitted and recommended for the approval of the Member Governments by the Commission together with such supplementary budgets as it may determine. The Secretary-General shall be responsible for preparing and submitting to the Commission for its consideration the annual administrative budget and such supplementary budgets as the Commission may require. The fiscal year of the Commission shall be the calendar year.

(2) The Member Governments undertake, subject to the requirements of their constitutional procedure, to contribute promptly their proportion of the estimated expenditure of the Secretariat, as determined in the annual administrative budget and in any supplementary budgets approved by them.

(3) The expenses of the Secretariat and of the organisations mentioned in Article I shall be apportioned among the Member Governments as they shall from time to time decide on the recommendation of the Commission.

(4) Subject to the directions of the Commission, the Secretary-General shall be responsible for the control of the Commission's funds and for all accounting and expenditure. Audited statements of accounts for each fiscal year shall be forwarded to each Member Government as soon as possible after the close of the fiscal year.

(5) The Commission shall make recommendations to Member Governments concerning the annual budgets of the organisations referred to in Article I.

*Article XII*RELATIONSHIP WITH NON-MEMBER GOVERNMENTS IN THE AREA AND WITH
INTERNATIONAL ORGANISATIONS

The Commission shall bear in mind the desirability of co-operation with other Governments in the area, not members of the Commission, and with international organisations, on matters of mutual concern within the terms of reference of the Commission.

Article XIII

SAVING CLAUSE

Nothing in this Agreement shall be construed to conflict with the existing or future constitutional relations between any Member Government and its territories or in any way to affect the constitutional authority and responsibility of the territorial administrations.

Article XIV

ALTERATION OF AGREEMENT

The provisions of this Agreement may be amended by consent of all the Member Governments.

Article XV

RATIFICATION OR APPROVAL AND ENTRY INTO FORCE

(1) This Agreement shall be subject to ratification or approval, and the instruments of ratification or notices of approval shall be deposited in the archives of the Government of the United Kingdom of Great Britain and Northern Ireland.

(2) This Agreement shall enter into force on receipt by the Government of the United Kingdom of Great Britain and Northern Ireland of the instruments of ratification or notices of approval of the six Member Governments and shall thereafter remain in force for a period of fifteen years both in respect of those six Governments and of any other Government which later becomes a party to this Agreement under Article V.

(3) The Government of the United Kingdom of Great Britain and Northern Ireland shall notify all other Member Governments of the deposit of all instruments of ratification and notices of approval and shall likewise notify them of the date on which the present Agreement enters into force.

Article XVI

WITHDRAWAL

A Member Government may give notice of withdrawal from this Agreement at any time after its entry into force. Such notice shall be given by written notification to the Government of the United Kingdom of Great Britain and Northern Ireland and shall take effect one year after the date of receipt thereof by that Government, but this Agreement shall continue in force with respect to the other Member Governments. The Government of the United Kingdom of Great Britain and Northern Ireland shall notify all other Member Governments of such notices of withdrawal and of the date of their receipt.

IN WITNESS WHEREOF the undersigned, being duly authorised thereto by their respective Governments, have signed the present Agreement.

DONE at London the eighteenth day of January, 1954, in the English, French and Portuguese languages, all three texts being equally authoritative, in a single copy, which shall be deposited in the archives of the Government of the United Kingdom of Great Britain and Northern Ireland and of which that Government shall transmit certified copies to the other Member Governments.

For the Government of the Kingdom of Belgium :
Pour le Gouvernement du Royaume de Belgique :
Pelo Governo do Reino da Bélgica :

Marquis DU PARC LOCMARIA

For the Government of the French Republic :
Pour le Gouvernement de la République Française :
Pelo Governo da República Francesa :

R. MASSIGLI

For the Government of the Republic of Portugal :
Pour le Gouvernement de la République du Portugal :
Pelo Governo da República Portuguesa :

Pedro Theotónio PEREIRA

For the Government of the Federation of Rhodesia and Nyasaland :
Pour le Gouvernement de la Fédération de la Rhodésie et du Nyassaland :
Pelo Governo da Federação da Rodésia e da Niassalândia :

J. B. ROSS

For the Government of the Union of South Africa :
Pour le Gouvernement de l'Union de l'Afrique du Sud :
Pelo Governo da União da África do Sul :

C. H. TORRANCE

For the Government of the United Kingdom of Great Britain and Northern
Ireland :
Pour le Gouvernement du Royaume-Uni de Grande-Bretagne et d'Irlande du
Nord :
Pelo Governo do Reino Unido da Grã-Bretanha e Irlanda do Norte :

Anthony EDEN

ANNEX — ANNEXE

Letter dated August 8, 1958, from the Commission to the Under-Secretary of State for Foreign Affairs

Sir,

I have the honour to state that all the Member Governments of the Commission for Technical Co-operation in Africa South of the Sahara had, at the time when the Agreement for the Establishment of the Commission which was signed in London on the eighteenth of January, 1954,¹ entered into force on the thirtieth of May, 1958, given their approval in writing to a recommendation which reads as follows :

[TRANSLATION — TRADUCTION]

« que tous Gouvernements fassent connaître par écrit leur approbation quant à l'amendement de l'Article IV de la Convention définissant la compétence territoriale de la Commission, amendement en vertu duquel cette compétence serait étendue à tous les territoires en Afrique au Sud du Sahara. »

that all Governments should signify in writing their approval of the amendment to Article IV of the Agreement, defining the territorial scope of the Commission, whereby the territorial scope of the Commission is extended to include all territories in Africa south of the Sahara.

I have further to state that all the Member Governments of the Commission are agreed that Article IV of the Agreement shall be regarded as having been amended accordingly with effect from the thirtieth of May, 1958, until such time as a Protocol amending the text of Article IV of the Agreement shall have come into force.

I am, Sir,

Your obedient Servant,

G. M. GREENWOOD
Assistant Secretary-General

[TRADUCTION — TRANSLATION]

Lettre, en date du 8 août 1958, adressée par la Commission au Sous-Secrétaire d'État aux affaires étrangères

Monsieur,

J'ai l'honneur de signaler que, au moment où la Convention portant création de la Commission de coopération technique en Afrique au sud du Sahara, signée à Londres le 18 janvier 1954², est entrée en vigueur, le 30 mai 1958, tous les Gouvernements membres de la Commission de coopération technique en Afrique au sud du Sahara avaient approuvé par écrit la recommandation suivante :

[Voir lettre en anglais]

¹ See p. 122 of this volume.

² Voir p. 123 de ce volume.