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DRAFT REPORT OF THE UNITED NATIONS CONFERENCE ON
TRADE AND DEVELOPMENT ON ITS NINTH SESSION

Held in Midrand, South Africa,
from 27 April to 11 May 1996

Rapporteur: H.E. Mrs. Carmen Luz Guarda (Chile)

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PREFACE

(i) In conformity with United Nations General Assembly resolutions 1995 (XIX) of 30 December 1964 and 50/98 of 20 December 1995, the ninth session of the United Nations Conference on Trade and Development was held at the Gallagher Estate Conference Centre, Midrand, Gauteng Province, Republic of South Africa, from 27 April to 11 May 1996. The Conference was preceded by a one-day Meeting of Senior Officials at Midrand on 26 April 1996. The representatives of ... States members of UNCTAD participated in the Conference.

(ii) The Trade and Development Board, in the exercise of its functions under General Assembly resolution 1995 (XIX), and in particular paragraph 21 thereof, served as the preparatory committee for the ninth session of the Conference. The Board began these preparations at its seventh (pre-sessional) executive session (15 September 1994), when it requested the then Officer-in-Charge of UNCTAD to initiate informal consultations on the provisional agenda for the Conference and other related matters.

(iii) At the second part of its forty-first session, on 31 March 1995, the Board approved the substantive item of the provisional agenda for the ninth session of the Conference (item 8) together with the agreed annotations thereto.

(iv) At the first part of its forty-second session, on 18 September 1995, the Board adopted decision 430 (XLII) on the date and venue of the ninth session of the Conference. In paragraph 3 of the decision, the Board requested the Secretary-General of UNCTAD to make all the necessary arrangements for the Conference.

(v) The General Assembly, in its resolution 50/98 of 20 December 1995, welcomed with appreciation the generous offer made by the Government of South Africa to host the ninth session of the Conference and accordingly decided to convene the session at Midrand, Gauteng Province, South Africa, from 27 April to 11 May 1996, to be preceded by a one-day meeting of senior officials at the same place on 26 April 1996.

(vi) In the context of the preparatory process for UNCTAD IX, the Board adopted, at its eighteenth special session on 15 December 1995, recommendations 431 (S-XVIII) on the review of the intergovernmental machinery of UNCTAD.

(vii) Subsequently, the Board held its twelfth executive session (26 February-29 March 1996) to launch the substantive preparations for the

ninth session of the Conference. At the 872nd (opening) plenary meeting, on 26 February 1996, the Board established an open-ended Committee of the Whole which, meeting informally under the chairmanship of the President of the Board, was mandated to elaborate a substantive pre-Conference text and to consider any other matters that might be relevant to the preparatory process for UNCTAD IX. The Committee of the Whole reported on the outcome of its deliberations to the Board at its 873rd closing plenary meeting, on 29 March 1996. At that meeting, the Board took note of the pre-Conference text circulated in TD/B/EX(12)/CRP.4/Rev.2 and decided to submit the text, subject to minor editorial or technical corrections, as an official document of the ninth session of the Conference, to serve as a basis for negotiations on item 8 of the Conference agenda. The Board also approved the provisional agenda and annotations for the Pre-Conference Meeting of Senior Officials, to be held in Midrand on 26 April 1996 (TD(IX)/PCM/Misc.1).

(viii) At the same session, as is customary for the organization of the Conference, the Board had to select the country that would be seated first in alphabetical order in Midrand. The name of the country drawn by lot was Latvia.

(ix) As part of the intergovernmental preparations for the ninth session of the Conference, three regional meetings were held at the Ministerial level. The final documents and the dates and venues of these meetings were as follows:

"Amman Final Documents" adopted by the Eighth Ministerial Meeting of the Asian Group of the Group of 77, held in Amman, Jordan, from 9 to 11 January 1996 (AS/MM/77(VIII)/1/Rev.1);

"Caracas Declaration" adopted by the Latin American Coordination Meeting for the ninth session of the United Nations Conference on Trade and Development, held in Caracas, Venezuela, from 16 to 18 January 1996 (LA/MM/77(VIII)/1);

"Addis Ababa Declaration on UNCTAD IX" adopted by the Meeting of African Ministers responsible for Trade, Regional Cooperation, Integration and Tourism, held in Addis Ababa, Ethiopia, from 14 to 16 February 1996 (AF/MM/77(VIII)/1).

(x) The final documents of these three regional meetings were taken into account by the Trade and Development Board at its twelfth executive session dealing with the substantive preparations for the Conference (cf. para. vii

above), and were considered also by the Eighth Ministerial Meeting of the Group of 77 held in Midrand on 28 April 1996. They were officially brought to the attention of the Conference under cover of a note by the UNCTAD secretariat (TD/370).

(xi) The Eighth Ministerial Meeting of the Group of 77, convened on 28 April 1996, held two formal meetings to deal with procedural matters. The Ministerial Meeting also held two informal Ministerial Round Tables on the following subjects:

- The challenges of development in the context of the agenda of UNCTAD IX;
- The future role of the Group of 77 in UNCTAD.

At its closing meeting, the Ministerial Meeting adopted the "Ministerial Declaration of the Group of 77", which was subsequently submitted to the Conference in TD/372.

(xii) The following intergovernmental meetings were also regarded as having a contributory role to play in the preparatory process for UNCTAD IX:

High-level Intergovernmental Meeting on the Mid-term Global Review on the Implementation of the Programme of Action for the Least Developed Countries for the 1990s, held in New York from 25 September to 6 October 1995 (for the report, see TD/B/LDC/GR/8);

International Seminar on Technical Cooperation for Trade and Development in the Face of Globalization, held in Ascona, Switzerland, from 23 to 24 November 1995 (for the report, see UNCTAD IX/Misc.1 and Corr.1);

Topical Seminar on Environment, Competitiveness and Trade: A Development Perspective, held in Helsinki, Finland, from 18 to 19 January 1996 (for the report, see UNCTAD IX/Misc.2);

Conference on East Asian Development: Lessons for a New Global Environment, held in Kuala Lumpur, Malaysia, from 29 February to 1 March 1996 (for the report, see UNCTAD IX/Misc.3);

International Round Table on the Promotion of the Private Sector and the Role of Government, held in Bonn, Germany, from 6 to 9 February 1996 (for the report, see UNCTAD IX/Misc.4);

Meeting of Experts on Networking among Economic Actors: Technology Partnership for Capacity-Building and Competitiveness, held in Helsinki, Finland, from 10 to 12 April 1996 (for the report, see UNCTAD IX/Misc.5);

Conference on Capital Flows in Economic Development, held in Annandale-on-Hudson, United States of America, from 7 to 9 March 1996 (for the report, see UNCTAD IX/Misc.6);

Inter-Agency Seminar on Globalization and Liberalization: Effects of International Economic Relations on Poverty, held in Geneva, Switzerland, from 15 to 17 April 1996 (for the draft conclusions and recommendations, see UNCTAD IX/Misc.7).

(xiii) In connection with the substantive work of the ninth session, the following documents were submitted to the Conference:

Globalization and liberalization: development in the face of two powerful currents - Report of the Secretary-General of UNCTAD to the ninth session of the Conference (TD/366/Rev.1);

"Guidelines concerning the European Union basic position on the Conference agenda", circulated to the Conference under cover of a note by the UNCTAD secretariat entitled "Basic position of the European Union on UNCTAD IX" (TD/369).

(xiv) In the course of the ninth session of the Conference a Meeting of Ministers of Least Developed Countries was held on 1 May 1996. On that occasion, the Ministers adopted the Declaration of the Ministerial Meeting of the Least Developed Countries (Midrand, South Africa, 1 May 1996), which was subsequently circulated to the ninth session of the Conference (see TD/373).

(xv) As recommended by the Board at its twelfth executive session, Ministerial Round Tables took place each morning from 30 April to 3 May on the following four themes:

1. Globalization: development, instability and marginalization;
2. International trade as an instrument for development in the post-Uruguay Round world;
3. Enterprise development: national strategies and international support;
4. Future work of UNCTAD in accordance with its mandate; institutional implications.

(xvi) Also in the course of the ninth session, the following parallel events were organized:

- The Raúl Prebisch Lecture (29 April 1996)
Theme - The Global Economy or the Global Age: An Opportunity,
Not Peril
(delivered by Professor Jagdish Bhagwati, Arthur Lehman, Professor
of Economics and Professor of Political Science);
- Seminar on Development Strategy and Management of the Market
Economy (29 April 1996), hosted by the United Nations Department of
Social Information and Policy Analysis (DESIPA);
- Executive Symposium on Trade Efficiency (29-30 April 1996);
- Africa Connect: Doing business in Africa (2-4 May 1996). A
meeting to promote awareness of business and investment
opportunities in Africa;
- UNCTAD Seminar on Risk Capital Investment in Africa (6 May 1996);
- UNEP/UNCTAD Seminar on Trade, Environment and Sustainable
Development (7 May 1996);
- Joint UNCTAD/World Bank Colloquium on Integrating Developing
Countries into the Global Economy: Challenges and
Opportunities (7 May 1996);
- Secretariat presentations of UNCTAD technical cooperation
activities;
- Small and medium-size enterprise satellite conference
(8 and 9 May 1996).

(xvii) At the special Inaugural Ceremony arranged by the Government of the host country on 27 April 1996, the Conference was addressed by H.E. Mr. Nelson Mandela, President of the Republic of South Africa, and by Dr. Boutros Boutros-Ghali, Secretary-General of the United Nations.

(xviii) The Inaugural Ceremony was followed by two High-level Round Tables. Participants in the Round Table of Heads of State were:

- His Majesty King Hussein of the Hashemite Kingdom of Jordan;
- H.E. Mr. Nelson R. Mandela, President of the Republic of South Africa;
- H.E. Mr. José-Maria Figueres, President of Costa Rica;
- H.E. Mr. Benjamin Mkapa, President of the United Republic of Tanzania;
- H.E. Mr. Jean-Pascal Delamuraz, President of the Swiss Confederation.

Ms. Kitty Pilgrim (CNN) moderated the Round Table of Heads of State. The Round Table of Heads of Agencies was presided over by Dr. Boutros Boutros-Ghali, Secretary-General of the United Nations, with the participation of:

- Mr. Michel Camdessus, Managing Director of IMF;
- Mr. Rubens Ricupero, Secretary-General of UNCTAD;
- Mr. Renato Ruggiero, Director-General of WTO;
- Mr. Sven Sandström, Managing Director of the World Bank;
- Mr. James G. Speth, Administrator of UNDP.

The following five Ministers also participated in the Round Table of Heads of Agencies:

- H.E. Mr. Fernando Naranjo Villalobos, Minister of Foreign Affairs, Costa Rica;
- H.E. Mr. Ali Abu Ragheb, Minister of Industry and Trade, Jordan;
- H.E. Mr. Dan Abodakpi, Deputy Minister for Trade and Industry, Ghana;
- H.E. Mr. Mohamed El Alami, Minister of Foreign Trade, Morocco;
- H.E. Ms. Kari Nordheim-Larsen, Minister for Development Cooperation, Norway.

(xix) In the course of the general debate (agenda item 7), which took place in the plenary from 30 April to 3 May 1996, ... statements were delivered by high-level representatives of States members of UNCTAD. In addition, ... statements were made by representatives of international organizations and specialized agencies. Statements were also made in exercise of the right of reply by the representatives of Greece and the former Yugoslav Republic of Macedonia, as well as by the United Kingdom of Great Britain and Northern Ireland, supported by the United States of America, in response to the statement made by Iraq.

(xx) In the course of the session, messages and good wishes were received from the Heads of State or Government of China, Ghana, Mongolia, Russian Federation and United States of America.

(xxi) At its ... (closing) plenary meeting, on ... May 1996, the Conference adopted

[To be completed as appropriate]

Part One

ACTION TAKEN BY THE CONFERENCE

A. Final document adopted by the Conference

[To be completed by the declaration and final document
adopted at the closing plenary]

B. Action by the Conference

Offer by Thailand to host the tenth session of the
United Nations Conference on Trade and Development

At the 242nd plenary meeting, on 30 April 1996, the Deputy Prime Minister of Thailand, H.E. Amnuay Viravan, announced the offer of his country to host UNCTAD X in the year 2000. The Conference welcomed and endorsed the offer of the Government of Thailand by acclamation.

C. Other specific decisions by the Conference

[To be completed as appropriate]

Part Two

STATEMENTS OF POSITION IN RELATION TO
THE ACTION TAKEN BY THE CONFERENCE

Note

Part Two will record, if necessary, any statement of position made at the closing plenary meeting in relation to the action taken by the Conference

Part Three

OUTCOMES OF SESSIONAL BODIES OF THE CONFERENCE

A. Report by the Chairman of the Committee of the Whole

1. At the ... (closing) plenary meeting of the Conference, on .. May 1996, the Chairman of the Committee of the Whole, Mr. William Rossier (Switzerland), made the following oral report on the work and outcome of the Committee of the Whole:

[To be completed by the text of the Chairman's oral report]

B. Summary outcome of other meetings

[Inclusion of material subject to approval by the Conference]

Part Four**ORGANIZATIONAL AND PROCEDURAL MATTERS****A. Opening of the Conference**

(Agenda item 1)

1. In accordance with rule 16 of the rules of procedure of the Conference, the ninth session of the United Nations Conference on Trade and Development was declared open on 27 April 1996 by H.E. Mr. Juan Manuel Santos (Colombia), President of the eighth session of the Conference. Mr. Santos delivered an opening address to the Conference.

B. Election of the President

(Agenda item 2)

2. At its 240th (opening) meeting, on 27 April 1996, the Conference elected by acclamation as its President H.E. Mr. Alec Erwin, Minister for Trade and Industry of South Africa. On assuming office, the President of the Conference made a statement.

C. Report of the pre-Conference Meeting of Senior Officials

4. At its 241st meeting, on 30 April 1996, the Conference heard an oral report on the pre-Conference Meeting of Senior Officials, held in Midrand on 26 April 1996, by Mr. William Rossier (Switzerland), President of the Trade and Development Board, in his capacity as Chairman of the Meeting of Senior Officials. The Conference endorsed the proposals and recommendations set forth in the report of the Meeting regarding the procedural and organizational aspects of the work of the ninth session (TD/371).

D. Election of Vice-Presidents and the Rapporteur

(Agenda item 4)

5. At its 241st meeting, on 30 April 1996, the Conference elected Mrs. Carmen Luz Guarda (Chile) as its Rapporteur.

6. At the same meeting, the Conference elected Mr. William Rossier (Switzerland) to serve as Chairman of the Committee of the Whole.

7. In accordance with the distribution of the posts of Vice-Presidents of the Conference recommended by the Pre-Conference Meeting of Senior Officials (cf. TD/371, para. 11), the Conference declared elected the 32 officers who were to serve as Vice-Presidents. (For the complete Bureau, see para. 9 below).

E. Bureau of the Conference

8. In accordance with rule 22 of the rules of procedure of the Conference, the Bureau of the Conference consisted of the following 35 members: the President and the Vice-Presidents of the Conference, the Rapporteur of the Conference, and the Chairman of the Committee of the Whole. The Conference further decided that the composition of its Bureau should be based on the same geographical distribution as that of the Bureau at its eighth session, namely seven members from Africa, seven from Asia, seven from Latin America and the Caribbean, nine from Group B, four from Group D, and China.

9. As a result of the elections reported in sections B and D above, the Bureau of the Conference at its ninth session was as follows:

President of the Conference:

Mr. Alec Erwin	South Africa
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Rapporteur:

Mrs. Carmen Luz Guarda	Chile
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Chairman of the Committee of the Whole:

Mr. William Rossier	Switzerland
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Vice-Presidents:

Mr. Kassahun Ayele	Ethiopia
Mr. Ferdinand Kacou Angora	Côte d'Ivoire
Mr. Carlos Perez Del Castillo	Uruguay
Mr. John Cooke	United Kingdom of Great Britain and Northern Ireland
Mr. Philippe Cuvillier	France
Mr. Bjorn Ekblom	Finland
Mr. Minoru Endo	Japan
Mr. Mohamed Ennaceur	Tunisia
Mr. Victor Gladush	Ukraine
Mr. Ro-Myung Gong	Republic of Korea
Mr. Y.N. Grekov	Russian Federation
Mr. A.H. Mofazzal Karim	Bangladesh
Mr. Tejendra Khanna	India
Mr. Abdallah O. Kigoda	United Republic of Tanzania
Ms. Melinda Kimble	United States of America
Mr. Yongtu Long	China
Mr. Hans Meyer	Peru
Mr. Patricio Izurieta Mora-Bowen	Ecuador

Mr. Luis Noreiga Morales	Guatemala
Hon. Seymour St. Edward Mullings	Jamaica
Mr. Sirous Nasser	Islamic Republic of Iran
Mr. Ernesto Ordonez	Philippines
Mr. Atanas Paparizou	Bulgaria
Mr. Gunter Pleuger	Germany
Mr. George Chr. Penders	Netherlands
Mr. Ali Abu Raghib	Jordan
Mr. Ricardo Cabrisas Ruiz	Cuba
Mr. P.N. Sinyinza	Zambia
Mr. Miroslav Somol	Czech Republic
Mr. Thomas Souah	Gabon
Mr. Tugay Ulucevik	Turkey
Mr. Amnuay Viravan	Thailand

10. In accordance with past practice, the Conference decided that the chairmen of other sessional bodies and the coordinators of regional groups would be fully associated with the work of the Bureau.

F. Adoption of the agenda

(Agenda item 6)

11. At its 241st meeting, on 30 April 1996, the Conference adopted the provisional agenda for its ninth session (TD/365) and approved the suggestions for the organization of work of the session (TD/365/Add.1).

G. Establishment of sessional bodies

(Agenda item 3)

12. At its 241st meeting, acting on the recommendation of the Meeting of Senior Officials, the Conference decided to establish a Committee of the Whole, open to the participation of all members of the Conference, to consider and report on the substantive item (agenda item 8) referred to it by the plenary.

13. The Conference agreed to the recommendation made by the Meeting of Senior Officials that the Committee of the Whole establish subsidiary drafting groups to consider and report to it on the issues referred to them.

14. At its 1st meeting, on 30 April 1996, the Committee of the Whole established three subsidiary drafting groups, as follows:

- Drafting Group I, under the chairmanship of Mr. K. Kesavapany (Singapore)
- Drafting Group II, under the chairmanship of Mr. A. Mchumo (United Republic of Tanzania)
- Drafting Group III, under the chairmanship of Mr. B. Skogmo (Norway).

15. At its 2nd meeting, on 1 May 1996, the Committee of the Whole made a preliminary allocation of the work to be done on the pre-Conference text (TD/367) as follows:

Drafting Group I: Globalization, trade and commodities

Paragraphs

9 - 19 ter
 21 - 30
 32 - 35
 46 - 70 bis
 78 - 80
 85 - 86

Drafting Group II: Investment, science and technology, enterprise development, trade-supporting infrastructure and trade efficiency

Paragraphs

20 - 20 bis
 31
 36 - 45 ter
 71 - 74
 81 - 84
 87 - 90

Drafting Group III: Institutional issues and technical cooperation

Paragraphs

75 - 77 bis
 91 - 110
 Annex 1

H. Credentials of representatives to the Conference

(Agenda item 5)

(a) Appointment of the Credentials Committee

16. At its 241st meeting, on 30 April 1996, the Conference established a Credentials Committee composed of the same nine States as had been appointed

by the United Nations General Assembly to serve on the Credentials Committee at its fiftieth session, i.e. Trinidad and Tobago (Chairman); China, Luxembourg, Mali, Marshall Islands, Russian Federation, South Africa, United States of America, and Venezuela.

17. In accordance with past practice, the Conference agreed that, should any of the above States not be represented at the Conference, the regional group concerned be requested to nominate a replacement.

(b) Report of the Credentials Committee

(To be completed)

I. Other business

(Agenda item 9)

(To be completed as appropriate)

J. Adoption of the report of the Conference to the General Assembly

(Agenda item 10)

(To be completed)
