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**ECONOMIC COMMISSION FOR EUROPE**

**COMMITTEE FOR TRADE, INDUSTRY AND  
ENTERPRISE DEVELOPMENT**

Working Party on International Legal  
and Commercial Practice

Fiftieth session

11 – 13 March 2002

**PROVISIONAL AGENDA FOR THE FIFTIETH SESSION,**

**INCLUDING PROVISIONAL PROGRAMME FOR THE  
FORUM ON IMPLEMENTING PUBLIC-PRIVATE PARTNERSHIP PROJECTS IN THE COUNTRIES OF  
CENTRAL AND EASTERN EUROPE AND THE CIS: THE CHALLENGES AND THE OPPORTUNITIES  
AND THE INAUGURAL MEETING OF THE PUBLIC- PRIVATE PARTNERSHIP ALLIANCE**

to be held at the Palais des Nations, Room XIX, on Monday, 11 March 2002  
at 10 a.m.

**FORUM** – on Monday, 11 March 2002, the Working Party on International Legal and Commercial Practice will hold its annual forum. The topic will be Implementing Public-Private Partnership Projects in the Transition Economies of Central and Eastern Europe and Commonwealth of Independent States. For further information, see annex 1.

**INAUGURAL MEETING** – on Tuesday 12 March 2002, the Inaugural Meeting of the UNECE Public-Private Partnership Alliance will be held.

**REGULAR SESSION** – on Wednesday 13 March 2002, Regular Session of the Working Party on International Legal and Commercial Practice will be held.

**ACCESS** – Security measures at the Palais des Nations have been significantly increased and official badges are needed to have access. The procedure for this is accelerated if the Coordinating Unit for Operational Activities receives the names of delegates in advance. For further details, see annex 2.

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|---|--|
| 1. Adoption of the Agenda   | TRADE/WP.5/2002/1  |
| 2. Election of Officers   |  |
| 3. Forum on Implementing Public-Private Partnership Projects in the Countries of Central and Eastern Europe and the CIS: The Challenges and the Opportunities | TRADE/WP.5/2002/9<br>TRADE/WP.5/2002/8<br>TRADE/WP.5/2002/8/Add.1<br>TRADE/WP.5/2002/8/Add.2 |
| 4. Inaugural Meeting of the UNECE PPP Alliance  | TRADE/WP.5/2002/2  |
| 5. Work of the Sub-Groups:  |  |
| (a) Build-Operate-Transfer (BOT) Group  | TRADE/WP.5/2002/6  |
| (b) Real Estate Advisory Group (REAG)   | TRADE/WP.5/2002/7<br>TRADE/WP.5/2002/7/Add.1   |
| (c) Advisory Group on the Protection and Implementation of Intellectual Property Rights for Promoting Investment (IPR)  | TRADE/WP.5/AG.3/2001/2<br>TRADE/WP.5/AG.3/2002/3   |
| (d) Expert Advisory Group to Consider Possible Revisions to the European Convention on International Commercial Arbitration of 1961                           | TRADE/WP.5/2002/10   |
| 6. Guidelines on Relations with the Business Community  | TRADE/WP.5/2002/3  |
| 7. Cooperation with Working Party on Industry and Enterprise Development  | TRADE/WP.5/2002/11   |
| 8. Programme of Work  | TRADE/WP.5/2002/4  |
| 9. Adoption of the Report   |  |

## ANNOTATIONS

### **Introduction**

1. The provisional agenda for the fiftieth session of the Working Party on International Legal and Commercial Practice has been drawn up by the secretariat in consultation with the Bureau on the basis of the decisions and programme of work adopted by the Working Party at its forty eighth session held in November-December 1999.
2. At its forty-ninth session, the Working Party decided to hold its next Forum on the implementation of Public-Private Partnerships in the Countries of Central and Eastern Europe and the CIS. The first day of the Working Party session will be dedicated to the Forum, the subsequent day to the inaugural meeting of the UNECE Public-Private Partnership Alliance and the third day to the regular session.

		a.m.	p.m.
Monday	11 March	Opening session of the Working Party on International Legal and Commercial Practice	Forum on Implementing Public-Private Partnership Projects in the Countries of Central and Eastern Europe and the CIS: The Challenges and the Opportunities
Tuesday	12 March	Inaugural meeting of the UNECE Public-Private Partnership Alliance	
Wednesday	13 March	WP.5 regular session	

3. The fiftieth session will therefore formally begin at 10:00 a.m. on Monday, 11 March 2002.
4. It should be recalled that to enter the Palais des Nations delegates must obtain security badges at the Villa Les Feuillantines, which is located near the Palais gate at the Place des Nations (see annex 2). By registering in advance, delegates will find their badges already prepared for them at the Villa. The registration form can be found in annex 2.

### **Item 1 - Adoption of the agenda**

5. In accordance with the Rules of Procedures of the Economic Commission for Europe, the first item on the provisional agenda is the adoption of the agenda (TRADE/WP.5/2002/1).

**Item 2 - Election of officers**

6. It will be recalled that at the forty-ninth session of the Working Party, in December 2000, Mr. D. WINTER (United Kingdom) was re-elected Chairman and Mr. D. COLODEICIUC (Romania) Vice-Chairman for the period of two years.

**Item 3 – Forum on Implementing Public-Private Partnership Projects in the Countries of Central and Eastern Europe and the CIS: The Challenges and the Opportunities**

7. At its last session, the Working Party decided that the topic of its 2002 Forum would be the implementation of Public Private Partnerships in the Countries of Central and Eastern Europe and the Commonwealth of Independent States. The purpose of the Forum is to examine project proposals presented by Governments to the Forum and to identify the requirements for implementing them successfully. In this regard the Forum will refer to the Guidelines of the UNECE BOT Group (TRADE/WP.5/2002/8, TRADE/WP.5/2002/8/Add.1, TRADE/WP.5/2002/8/Add.2) The Forum will be open to representatives of Governments, business, international organizations and NGOs. It was further agreed that a private company should be approached to help the secretariat to organize the Forum. A preliminary agenda of the programme is attached as annex 1 to the provisional agenda. For more information on the Forum, the secretariat has prepared Information Notice No. 2 (TRADE/WP.5/2002/9).

8. Government representatives are invited to forward details on the Forum (see annexes 1 and 2) to interested representatives of the private sector in their countries. Governments are also invited to submit project proposals to the secretariat that can be examined by participants to the Forum.

**Item 4 – Inaugural Meeting of the UNECE PPP Alliance**

9. It will be recalled that at the last session of the Working Party, it was agreed to establish the UNECE Public-Private Partnership Alliance to assist member States in the implementation of PPP projects.

10. The UNECE BOT Expert Group organized two meetings with representatives of Governments, the private sector and the regional development banks, including the European Bank for Reconstruction and Development to identify the role of the UNECE PPP Alliance. Following these consultations, it was proposed that the purpose of the PPP Alliance will be: (a) to accelerate the number of operational PPP projects in the region; and (b) to build the appropriate capacity and skills within Governments to initiate, manage and find financing for PPPs. It was further proposed that the UNECE would establish a trust fund to finance the activities of the Alliance and would invite contributions from both the public and private sectors. Membership of the PPP Alliance, it was agreed, should be open to all Government representatives. They should inform the UNECE secretariat of their wish to join the Alliance by writing to the Coordinating Unit for Operational Activities. Members from the private sector should also be invited to join the Alliance. The role of the PPP Alliance, including the agenda

for the Inaugural meeting, is set out in Information Notice No. 1 (TRADE/WP.5/2002/2)

### **Item 5 – Work of the sub-groups**

(a) Build-Operate Transfer (BOT) Group

11. The Chairperson of the Group, Ms. Corinne Namblard-Bouverot, will report on the activities and future work programme (TRADE/WP.5/2002/6).

(b) Real Estate Advisory Group (REAG)

12. The Chairman of the Group, Mr. Robert Hall, will report on the Group's activities and future work programme (TRADE/WP.5/2002/7, TRADE/WP.5/2002/7/Add.1). The secretariat informs the Working Party that at the REAG expert meeting of 13 September 2001, it was proposed to launch a 'land for development' programme to promote the use of land for economic development in the region, especially for the poorest countries in the UNECE region. It was further proposed to launch this programme in Rome, Italy in cooperation with the Food and Agricultural Organization in May 2002 and to invite two representatives from each transition country to attend. The secretariat further informs the Working Party that an Italian non-profit association, Tecnoborsa, has offered to meet the costs of attendance for these delegates.

(c) Advisory Group on the Protection and Implementation of Intellectual Property Rights for Promoting Investment (IPR)

13. Acting Chairman of the Group, Mr. Tim Trainer, will report on its activities and future work programme (TRADE/WP.5/AG.3/2001/2, TRADE/WP.5/AG.3/2002/3).

(d) Expert Advisory Group to Consider Possible Revisions to the European Convention on International Commercial Arbitration of 1961

14. The Chairman of the Group, Mr. William Pissoort, will report on its activities and future work programme (TRADE/WP.5/2002/10).

### **Item 6 – Guidelines on Relations with the Business Community**

15. In response to the growing interest to work more closely with representatives of the private sector, the Working Party has been active in establishing advisory groups, as referred to in item 5 above, in which the private sector play an important role. The United Nations Global Compact encourages partnerships with the private sector. It recommends that United Nations agencies, which establish such partnerships, produce their own Guidelines that reflect their own specific functions. It recommends furthermore that United Nations agencies should share this experience with others wishing to develop similar partnerships. Accordingly, the secretariat,

having consulted with representatives of other UNECE bodies where the private sector is also active, has prepared document (TRADE/WP.5/2002/3) entitled Guidelines on "Relations with the Business" Community and submits to the members of Working Party for comments.

#### **Item 7 - Cooperation with Working Party on Industry and Enterprise Development**

16. In the light of the important synergies existing between the Working Party and the newly created Working Party on Industry and Enterprise Development (WP.8), the secretariat has prepared document (TRADE/WP.5/2002/11), which identifies some common projects and programmes that could benefit from being carried out jointly by both Working Parties.

#### **Item 8 - Programme of work**

17. The Working Party should refer to the reports of the chairpersons of the subgroups as presented under item 5, for the work programme. In addition, it should take account of the recommendations made at the UNECE-OSCE International Colloquium with the cooperation of experts from North Atlantic Treaty Organization (NATO) and the European Union on the Economic Dimension to Conflict Prevention (Villars, Switzerland, 19-20 November 2001). These recommendations are set out in document (TRADE/WP.5/2002/4).

#### **Item 9 – Adoption of the report**

18. In accordance with established practice, the Working Party will adopt its report on the basis of a draft prepared by the secretariat.

#### **DOCUMENTS**

Documents for the session of the Working Party will be distributed by mail and will also be posted on the following web site: <http://www.unece.org/operact/wp>

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**PROVISIONAL PROGRAMME**  
**UNECE Forum on “Implementing Public-Private Partnership Projects in the Countries of Central and Eastern Europe and the CIS: The Challenges and the Opportunities”**  
**Monday, 11 March 2002**  
**Palais des Nations, Geneva**

**Monday, 11 March**

**Programme Structure**

Welcome Address and Overview of the Key Challenges in Developing a Portfolio of Operational PPP Projects in the Transition Economies

**Session I: Implementing Projects in Central Europe**

(Presentation of some PPP Projects)

Panel discussion: Analysis of Project Viability and Discussion of Wider Issues Involved in the Introduction of PPPs in the Area

**Session II: Implementing Projects in South East Europe**

(Presentation of some PPP Projects)

Panel discussion: Analysis of Project Viability and Discussion of Wider Issues Involved in the Introduction of PPPs in the Area

**Session III: Implementing Projects in the Commonwealth of Independent States**

(Presentation of some PPP Projects)

Panel discussion: Analysis of Project Viability and Discussion of Wider Issues Involved in the Introduction of PPPs in the Area

**Conclusion**

The Next Step: Implementing Projects Through the UNECE PPP Alliance

## **OTHER DETAILS**

### **Networking**

The Forum will provide an excellent networking opportunity. In addition, if delegates from Governments are interested in informally presenting project proposals to participants in the Forum and an interpreter is required, please inform the secretariat and efforts will be made to provide adequate accommodation for these discussions.

### **Documentation and Recommendations of the Forum**

Written submissions by speakers and delegates to the Forum are welcome. The Working Party will review these submissions with a view to their eventual publication by the United Nations. In addition, the Report of the Forum will be approved by the Working Party, and will be available to the participants after the Forum. This Report will be published as an official United Nations publication.

### **Organization**

In view of the large number of participants who are expected to attend the Forum, the Working Party requested the secretariat to contact a private conference organizer to assist it in the preparation of the event. Accordingly, City & Financial, a UK company, has agreed to assist the secretariat. For further details, City & Financial can be reached at the following:

Ms. Marian Jenkinson  
City & Financial  
8 Westminster Court  
Hiple Street  
Old Woking  
Surrey GU22 9LG  
United Kingdom

Tel: +44 (0)1483 720 707

Fax: +44 (0)1483 740 401

Email: [mjenkinson@cityandfinancial.com](mailto:mjenkinson@cityandfinancial.com)



### **Accommodation**

Information on accommodation can be obtained from:

Geneva Tourist Office

Tel: (+41 22) 909 70 00

Fax: (+41 22) 909 70 75

E-Mail: [info@geneve-tourisme.ch](mailto:info@geneve-tourisme.ch)

Web page for Hotels in Geneva: <http://www.geneve-tourisme.ch/eng/index99.html>

### **Registration**

Interested parties are invited to fill out the attached Registration Form (see Annex 2) and return it to the following address:

Mr. Geoffrey Hamilton

Coordinating Unit for Operational Activities

United Nations Economic Commission for Europe

Palais des Nations, CH-1211 Geneva 10, Switzerland

Tel: (+41 22) 917 2838

Fax: (+41 22) 917 0178

E-mail: [geoffrey.hamilton@unece.org](mailto:geoffrey.hamilton@unece.org)

For online registration for the Meeting, please visit the Working Party 5 official homepage at <http://www.unece.org/operact/wp>

### **For Further Information on this Forum**

For questions regarding the Forum, please contact either of the following persons:

Geoffrey Hamilton / Mitja Jarh

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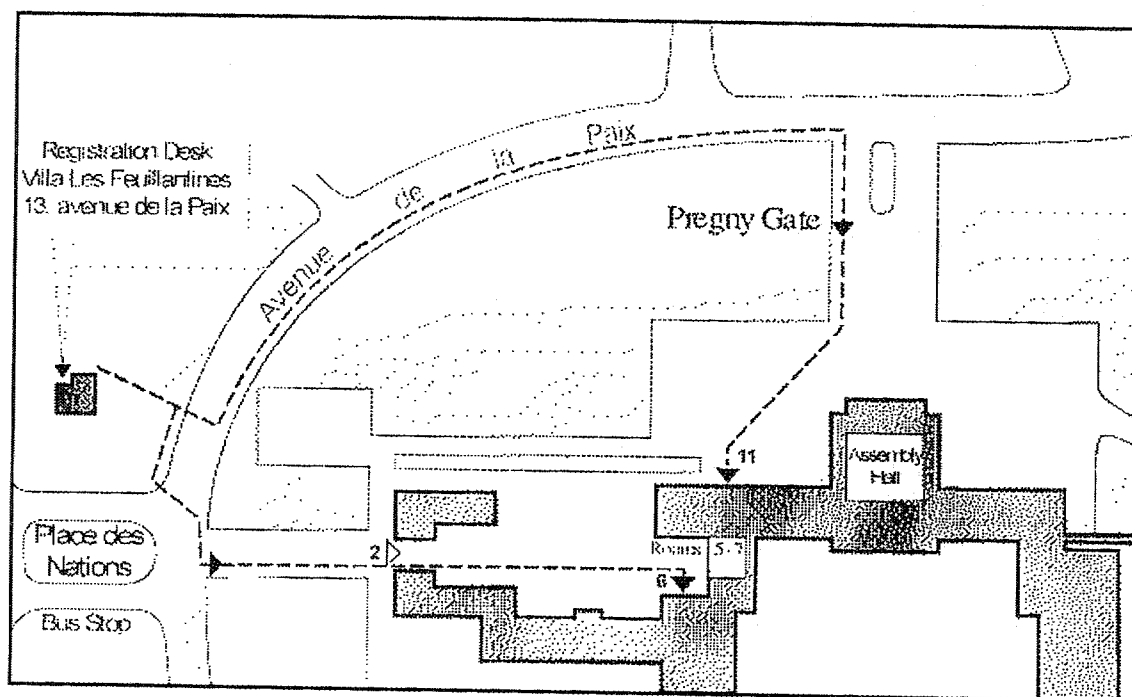
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## REGISTRATION OF DELEGATES

### Access to the Palais des Nations

Security measures have been strengthened at the Palais des Nations and delegates attending meetings are required to have badges issued by the Security Unit and bearing their names, which will give access to Palais grounds. In order to avoid long waiting lines, delegates are invited to fill in and send to the secretariat the attached registration form before coming to Geneva. Once in Geneva, delegates will be required to collect their badges at the Villa Les Feuillantines (13, avenue de la Paix, see map below, opening hours: 08:00 a.m.-05:00 p.m.) before the meeting. They should plan on about an hour to obtain the badge and reach the meeting room.

*Participants have to present themselves in person at the UN Security with a proof of identification in order to obtain the security pass. It is, unfortunately, not possible to mail the security pass.*





UNITED NATIONS OFFICE AT GENEVA

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Annex 2

## Conference Registration Form

*Please Print*

Title of the Conference

Date

Forum on Implementing Public-Private Partnership Projects

Delegation/Participant of Country, Organization or Agency

Participant

Mr. ☐

Family Name

First Name

Mrs. ☐

Ms. ☐

Participation Category

Head of Delegation Member ☐

Delegation Member ☐

Observer Country ☐

...

Are you based in Geneva as a  
representative of your permanent  
mission ?  
YES NO (delete non applicable)

Observer Organization ☐

NGO (ECOSOC Accred.) ☐

Other (Please Specify Below) ☐

Participating From / Until

From

Until

Document Language Preference

English ☐

French ☐

Other

Official Occupation (in own country)

Passport or ID Number

Valid Until

Official Telephone N°.

Fax N°.

E-mail Address

Permanent Official Address

Address in Geneva

Accompanied by Spouse

Yes ☐

No ☐

Family Name (Spouse)

First Name (Spouse)

### On Issue of ID Card

Participant Signature

Spouse Signature

Date

Participant  
photograph if form is  
sent in advance of the  
conference date.

Please PRINT your  
name on the reverse  
side of the  
photograph

Spouse photograph  
if form is sent in  
advance of the  
conference date.

Please PRINT your  
name on the reverse  
side of the  
photograph

### Security Use Only

Card N°. Issued

Initials, UN Official