

ANNEX TO RESOLUTION 1

Principles in regard to the settlement of some fundamental issues before the United Nations Conference of Plenipotentiaries on a Code of Conduct for Liner Conferences.

A. *Role of Governments*

1. Upon the request of Governments, requisite information is to be furnished by the conferences.

2. Government representatives are to have the right to be present during consultations, to participate in the discussions fully, to make suggestions, and to promote agreement between the parties, but they shall have no role of a decision-maker.

3. Governments are to have a similar right of participation in conciliation proceedings.

B. *Participation in trade*

1. Equality of the rights of national lines at the two ends.

2. A share of 20 per cent is to be allocated to third-flag lines where they exist.

3. If national lines do not carry, or are unable to carry, their allocated share of the trade – and on this point they themselves shall make the decision – that portion of their share of the trade which they do not carry will revert to the pool to be shared *pro rata*.

4. National lines within a region at one end are to have the flexibility of adjustments among themselves in regard to their shares.

C. *Implementation*

1. Every effort is to be made by the parties to reach a settlement during consultations.

2. Where a matter is not settled by consultation and a dispute arises, it should be submitted to mandatory international conciliation; among such matters are questions relating to freight-rates, surcharges, and currency adjustment factors.

3. Conciliators' recommendations, if accepted by the parties, shall be binding.

TILLÆG TIL RESOLUTION II

Principper vedrørende løsningen af visse grundlæggende spørgsmål forelagt de Forenede Nationers Konference af Befuldmægtigede om en Kodeks for Liniekonferencer

A. *Regeringers rolle*

1. På begæring af regeringer, skal konferencerne forsyne disse med de nødvendige oplysninger.

2. Regeringsrepræsentanter skal have ret til at være tilstede under konsultationer, at deltage fuldtud i drøftelserne, at fremkomme med forslag, og at arbejde for at opnå enighed mellem parterne, de skal derimod ikke have nogen besluttende myndighed.

3. Regeringer skal have en lignende ret til deltagelse i mæglingsforhandlinger.

B. *Markedsdeling*

1. Ligeret for de nationale linier i begge ender af linien.

2. Eventuelle tredieflags-linier skal tildeles en andel på 20 pct.

3. Hvis nationale linier ikke transporterer, eller ikke har mulighed for at transportere, den dem tillagte andel af ladningerne – og herom skal de selv nå til en afgørelse – vender den del af deres ladningsandel, som de ikke transporterer, tilbage til poolen og udloddes *pro rata*.

4. Nationale linier inden for en region i den ene ende af linien skal have bevægelsesfrihed til indbyrdes at afpasse deres respektive andele.

C. *Gennemførelse*

1. Alle bestræbelser skal gøres fra parternes side for at nå frem til en løsning ved hjælp af konsultationer.

2. Når en sag ikke kan løses ved konsultation og en tvist opstår, bør denne henvises til international tvungen mægling, sådanne sager omfatter bl.a. spørgsmål vedrørende fragtrater, fragttillæg og valutareguleringsfaktorer.

3. Forligsmæglernes anbefaling skal, hvis de godkendes af parterne, være bindende.