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联合国
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Food
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Organisation
des
Nations
Unies
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l'alimentation
et
l'agriculture

Organización
de las
Naciones
Unidas
para la
Agricultura
y la
Alimentación

COUNCIL

Hundred and Twenty-third Session

Rome, 28 October - 2 November 2002

**ESTABLISHMENT OF AN INTERGOVERNMENTAL WORKING
GROUP FOR THE ELABORATION OF A SET OF VOLUNTARY
GUIDELINES TO SUPPORT THE PROGRESSIVE REALIZATION
OF THE RIGHT TO ADEQUATE FOOD IN THE CONTEXT OF
NATIONAL FOOD SECURITY**

**DRAFT COUNCIL DECISION FOR THE ESTABLISHMENT OF
THE INTERGOVERNMENTAL WORKING GROUP**

ADDENDUM 1

For reasons of economy, this document is produced in a limited number of copies. Delegates and observers are kindly requested to bring it to the meetings and to refrain from asking for additional copies, unless strictly indispensable.

Most FAO meeting documents are available on Internet at www.fao.org

ANNEX 1

DRAFT COUNCIL DECISION FOR THE ESTABLISHMENT OF THE INTERGOVERNMENTAL WORKING GROUP

Establishment and Terms of Reference

1. Within the context of the World Food Summit (WFS) follow-up and in line with operative paragraph 10 of the Declaration of the World Food Summit: *five years later* (WFS:fyl), an Intergovernmental Working Group (IGWG) is hereby established to elaborate, with the participation of stakeholders, in a period of two years, a set of voluntary guidelines to support Member States' efforts to achieve the progressive realization of the right to adequate food in the context of national food security, and to report on its work to the Committee on World Food Security (CFS).
2. The IGWG will be established as a subsidiary body of the CFS and will conduct its business in accordance with the rules of procedure of the CFS.

Membership

3. Membership in the IGWG will be open to all Members of FAO and all Member States of the United Nations.

Stakeholder Participation

4. Relevant international and regional institutions, as well as non-governmental organizations, civil society groups, parliamentarians, academic institutions and foundations and the private sector will be invited to participate in the work of the IGWG, in accordance with the criteria governing the issuance of invitations to NGOs for sessions of the CFS. According to these criteria, non-governmental organizations can register as observers, provided that their work is related to the food security mandate of the Committee, is international in character, and demonstrates this through a network of affiliated branches in different countries, or an international board of directors, or both. For the work of CFS, the term NGO is understood to cover all forms of civil society or private sector organizations.

*Method of Work**

5. At meetings of the IGWG, or of any subsidiary bodies that it may create, stakeholders will participate fully in the discussions. However, only Members have the right to make decisions. Stakeholders may participate as observers when decisions are being made.

6. The IGWG may decide on modalities to ensure the efficient and effective conduct of proceedings, provided stakeholder can participate in a transparent and active way. Any designation of regional spokespersons or caucuses should be based on the principle of equitable geographical representation.

Organization

7. The IGWG shall elect a Bureau consisting of a chair and six vice-chairs at its first meeting. The Director-General will convene the first session of the IGWG. Arrangements for subsequent sessions of the IGWG and for any subsidiary bodies or other inter-sessional meetings that may be called for by the IGWG shall be decided by the Bureau or the Chair in consultations with the Director-General. The Bureau will liaise with the FAO Secretariat when the IGWG is not in session.

Calendar

8. At the first session of the IGWG, which could take place in [March/April] 2003, Members and stakeholders will present views and proposals as to the elements of the draft voluntary guidelines on the progressive realization of the right to adequate food within the context of national food security. [The second session in September 2003 would continue the open debate and seek consensus on specific issues. The third session in February or March 2004 or any additional sessions the IGWG may decide to convene would make decisions on the elements to be included in the draft voluntary guidelines, and finalise the draft.] [IGWG sessions and meetings should be organized in such a way as to facilitate the participation of representatives of developing countries.]

9. In addition to those sessions, the IGWG or its Bureau or Chair may decide, in consultation with the Director General, to hold other consultations or meetings, as needed and feasible within time and budget possibilities. Such consultations or meetings could be specialized, thematic and/or regional, as required, and may include consultations on

* See paragraph 16 above.

specific issues with a view to resolving them ahead of the production of the draft voluntary guidelines.

Reporting Requirements

10. The IGWG will report to the CFS at the regular sessions in May 2003 and September 2004.

Servicing Arrangements

11. As requested in operative paragraph 10 of the Declaration of the WFS:*fyl*, FAO is to provide assistance to the IGWG, in close collaboration with relevant treaty bodies, agencies and programmes of the UN system. The provision of such assistance will involve internal organizational arrangements, including the setting up of an *ad hoc* unit within FAO's Economic and Social Department to service the IGWG and to support its work.

12. The Secretariat of the IGWG will be provided by FAO. FAO will work closely with relevant UN bodies, in particular the UN High Commissioner for Human Rights, the Committee on Economic, Social and Cultural Rights and the Special Rapporteur on the Right to Food, as well as the two Rome-based food agencies, IFAD and WFP. The FAO Secretariat will ensure that the IGWG benefits from the experience of the human rights bodies in its deliberations, and in particular the Office of the High Commissioner for Human Rights. FAO will also invite other relevant institutions of the UN system, treaty bodies and the WTO to collaborate in assisting the IGWG, on the basis of their respective mandates.

13. In preparation for the first session of the IGWG, the FAO Secretariat, in consultation with the Office of the High Commissioner for Human Rights, shall draft an agenda, terms of reference and a work plan for adoption by the IGWG. In addition, FAO will invite its Members and Member States of the United Nations, as well as relevant stakeholders, to submit written comments and views, including proposals for elements for possible inclusion in the draft voluntary guidelines. Submissions received at least 10 days in advance of the session will be made available to the IGWG in the language in which they are received. Submissions received at least 40 days in advance of the session will be incorporated in a synthesis report prepared by the FAO Secretariat.

14. In order to facilitate discussions the FAO Secretariat shall prepare an analytical report based on the discussions and submissions at the first session, identifying areas of convergence and divergence of views amongst participants.

15. The Bureau, under the leadership of the Chair, shall elaborate a first draft of the voluntary guidelines, in accordance with opinions, points of views and elements received during the sessions of the IGWG. This draft will serve as the basis for subsequent consultations.

16. The current Programme of Work and Budget does not include any provision for costs for the work and servicing of the IGWG. These costs shall be covered by extra-budgetary resources. Ongoing activities of FAO related to rights-based approaches to food security will continue and reinforce the IGWG work programme.

ANNEX 1

DRAFT COUNCIL DECISION FOR THE ESTABLISHMENT OF THE INTERGOVERNMENTAL WORKING GROUP

Establishment and Terms of Reference

1. Within the context of the World Food Summit (WFS) follow-up and in line with operative paragraph 10 of the Declaration of the World Food Summit: *five years later* (WFS:fyl), an Intergovernmental Working Group (IGWG) is hereby established to elaborate, with the participation of stakeholders, in a period of two years, a set of voluntary guidelines to support Member States' efforts to achieve the progressive realization of the right to adequate food in the context of national food security, and to report on its work to the Committee on World Food Security (CFS).
2. The IGWG will be established as a subsidiary body of the CFS and will conduct its business in accordance with the rules of procedure of the CFS.

Membership

3. Membership in the IGWG will be open to all Members of FAO and all Member States of the United Nations.

Stakeholder Participation

4. Relevant international and regional institutions, as well as non-governmental organizations, civil society groups, parliamentarians, academic institutions and foundations and the private sector will be invited to participate in the work of the IGWG, in accordance with the criteria governing the issuance of invitations to NGOs for sessions of the CFS. According to these criteria, non-governmental organizations can register as observers, provided that their work is related to the food security mandate of the Committee, is international in character, and demonstrates this through a network of affiliated branches in different countries, or an international board of directors, or both. For the work of CFS, the term NGO is understood to cover all forms of civil society or private sector organizations.

*{Method of Work**

~~5. To make effective use of the time, Members will be invited to designate spokespersons to present their views and participate in the debate. Similarly, participating stakeholders will be invited to form caucuses and to designate spokespersons.~~

65. At meetings of the IGWG, or of any subsidiary bodies that it may create, ~~which are convened to present views and conduct open debate,~~ stakeholders will participate fully in the discussions. Any Member or participating stakeholder wishing to express views will be requested to submit a written statement for compilation and distribution as a reference document.

~~7. At meetings of the IGWG, or of any subsidiary bodies that it may create, that are convened to decide on elements for inclusion in the draft voluntary guidelines, However, only Members will have the right to make decisions. Members will be invited to designate two spokespersons from each Region. The IGWG may also, at its discretion, invite participating stakeholders to designate one or two spokespersons to speak may participate as observers when decisions are being made.}~~

6. The IGWG may decide on modalities to ensure the efficient and effective conduct of proceedings, provided stakeholder can participate in a transparent and active way. Any designation of regional spokespersons or caucuses should be based on the principle of equitable geographical representation.

Organization

87. ~~The IGWG will have~~shall elect a Bureau consisting of a chair and six vice-chairs at its first meeting. ~~The Bureau will be appointed by the Council at its One Hundred Twenty-third Session. In consultation with the Director-General, it will convene the first session of the IGWG. decide on a~~Arrangements for convening each subsequent sessions of the IGWG and for convening any subsidiary bodies or other inter-sessional meetings that may be called for by the IGWG shall be decided by the Bureau or the Chair in consultations with the Director-General. The Bureau will liaise with the FAO Secretariat when the IGWG is not in session.

Calendar

* See paragraph 16 above.

98. ~~Given its timeframe, the IGWG may hold up to three sessions, two in 2003 and one in 2004. At the first session of the IGWG, which could take place in [March/April] 2003, Members and stakeholders will present views and proposals as to the elements of the draft voluntary guidelines on the progressive realization of the right to adequate food within the context of national food security. At subsequent [The second sessions, which could be held in September 2003 would continue the open debate and seek consensus on specific issues. The third session, and in February or March 2004 or any additional sessions the IGWG may decide to convene would, the IGWG will hold meetings to continue the open debate as well as meetings to make decisions on the elements to be included in the draft voluntary guidelines, and to finalise the draft.] [IGWG sessions and meetings should be organized in such a way as to facilitate the participation of representatives of developing countries.]~~

109. In addition to those sessions, the IGWG or its Bureau or Chair may decide, in consultation with the Director General, to hold other consultations or meetings, as needed and feasible within time and budget possibilities. Such consultations or meetings could be specialized, thematic and/or regional, as required, and may include consultations on specific issues with a view to resolving them ahead of the production of the draft voluntary guidelines.

Reporting Requirements

104. ~~The IGWG will report to the CFS at the, the reporting body for the IGWG, is scheduled to hold regular sessions in May 2003 and September 2004. In view of this timing, the IGWG will report on its work at those two sessions of the CFS. Subsequently, the CFS will report on the work of the IGWG to the Council at its One Hundred and Twenty seventh session (Fall 2004). The Council will then consider that report and take any decisions that might be required.~~

Servicing Arrangements

112. As requested in operative paragraph 10 of the Declaration of the WFS:*fyl*, FAO is to provide assistance to the IGWG, in close collaboration with relevant treaty bodies, agencies and programmes of the UN system. The provision of such assistance will involve internal organizational arrangements, including the setting up of an *ad hoc* unit within FAO's Economic and Social Department to service the IGWG and to support its work.

1312. The Secretariat of the IGWG will be provided by FAO. FAO will work closely with relevant UN bodies, in particular the UN High Commissioner for Human Rights, the Committee on Economic, Social and Cultural Rights and the Special Rapporteur on the

Right to Food, as well as the two Rome-based food agencies, IFAD and WFP.- The FAO Secretariat will ensure that the IGWG benefits from the experience of the human rights bodies in its deliberations, and in particular the Office of the High Commissioner for Human Rights. FAO will also invite other relevant institutions of the UN system, and treaty bodies and the WTO to collaborate in assisting the IGWG, on the basis of their respective mandates.

134. In preparation for the first session of the IGWG and in view of the development of the draft voluntary guidelines, the FAO Secretariat, in consultation with the Office of the High Commissioner for Human Rights, shall draft an agenda, terms of reference and a work plan for adoption by the IGWG. In addition, FAO will invite its Members and Member States of the United Nations, as well as relevant stakeholders, to submit written comments and views, including proposals for elements for possible inclusion in the draft voluntary guidelines. Submissions received at least 10 days in advance of the session will be made available to the IGWG in the language in which they are received. Submissions received at least 40 days in advance of the session will be incorporated in a synthesis report prepared by the FAO Secretariat.

14. In order to facilitate discussions the FAO Secretariat shall prepare an analytical report based on the discussions and submissions at the first session, identifying areas of convergence and divergence of views amongst participants. Following the first session of the IGWG, draft elements for a set of draft voluntary guidelines will be assembled in accordance with a method to be determined by IGWG, to serve as a basis for the further development of such guidelines.

15. The Bureau, under the leadership of the Chair, shall elaborate a first draft of the voluntary guidelines, in accordance with opinions, points of views and elements received during the sessions of the IGWG. This draft will serve as the basis for subsequent consultations.

16. The current Programme of Work and Budget does not include any provision for costs for the work and servicing of the IGWG. These costs shall be covered by extra-budgetary resources. Ongoing activities of FAO related to rights-based approaches to food security will continue and reinforce the IGWG work programme.