

Meeting of Ministers of Agriculture of the Americas 2015 and Eighteenth Regular Meeting of the IABA

Report on the Collection of Quotas

IICA/JIA/Doc. 372 (15) Original: Spanish

Cancun-Riviera Maya, Mexico October 19-23, 2015

I. INTRODUCTION

The contributions of the Member States provide the funding for the cooperation programs that IICA carries out in each country to meet the needs and demands of the agricultural sector, and promote sustainable and competitive agriculture for the Americas.

Article 23 of the Convention on IICA establishes that the Member States shall contribute to the financial support of the Institute by means of annual quotas established by the Inter-American Board of Agriculture (IABA), in accordance with the system for calculating quotas of the Organization of American States (OAS).

In accordance with the rules of IICA and the mandate of the IABA regarding the financial strengthening of the Institute, the Director General submitted to the Regular Meeting of the Special Advisory Commission on Management Issues (SACMI), held in April 2015, and to the consideration of the Executive Committee at its Thirty-fifth Regular Meeting, held in July 2015, the proposed 2016-2017 Program Budget with an increase of 10.5% in quotas, pursuant to IABA Resolution IICA/JIA/Res. 491 (XVII-O/13) on options for the financial strengthening of IICA.

The need to strengthen IICA's finances arises from the freezing of the country quota contributions for the past 20 years, and the declining variability in miscellaneous income in recent years, together with the effects of inflation in the countries and changes in their fiscal and financial policies. This situation has resulted in a real decline in resources, affecting the Institute's ability to continue to maintain the level of technical capacity it has enjoyed until 2015.

In its Resolution IICA/CE/597 (XXXV-O/15), the Executive Committee approved the preliminary program budget proposal for the 2016-2017 biennium, calling for an increase of 6.57% in the quota budget, based on the new quota scale adopted by the Organization of American States (OAS) and voluntary over-quota contributions pledged by the Member States.

The increase proposed by the Executive Committee was exclusively to recover the irreversible loss of the Miscellaneous Income Fund. Therefore, the Institute must seek voluntary contributions from the Member States to complete the amount required to maintain at least, over the next biennium, the operating level of 2015, conserving its standards of quality in the provision of technical cooperation services for the development of agriculture in the hemisphere.

The Institute focuses its resources on the implementation of its 2014-2018 Medium-Term Plan (MTP), strengthening technical cooperation services and innovation, with the financial platform providing the cornerstone for those efforts. The support that the countries provide, through the increase of 10.5% in their quotas and additional over-quotas, is exclusively to maintain the Institute's "flotation line" and implement the MTP. It would also prevent the loss of the cooperation structures already established in IICA's member countries and enable the organization to continue to deliver high-value results in the agricultural sector. The level of financing approved by Member States will enhance the scope and coverage of the Institute's capabilities for providing technical cooperation services and support for the member countries.

It is necessary that the Member States continue their efforts to honor their quota commitments in a timely manner, in order to avoid fluctuations in financing and enable the Institute to implement the MTP according to schedule.

This document presents information regarding quotas at the close of 2014 and the collection of quotas in 2015, including the current situation of the Member States and status of outstanding quotas as at September 10, 2015. Attached for reference is Resolution IICA/JIA/Res.414 "Revised Measures for Collecting Quotas Owed to the Institute," which contains the definitions of the situation of Member States with regard to the payment of quotas, as well as the rights and privileges of IICA's Member States in accordance with their payment status.

II. COLLECTION OF MEMBER STATES' QUOTAS IN 2014

For the year ended December 31, 2014, the Institute collected quotas in the amount of USD24.1 million, receiving 86.81% of the amount required to fund the annual budget.

At the beginning of January 2014, the total amount of quotas pending collection was USD30 million, of which USD27.8 million were quotas corresponding to 2014 and USD2.2 million quotas owed from previous years.

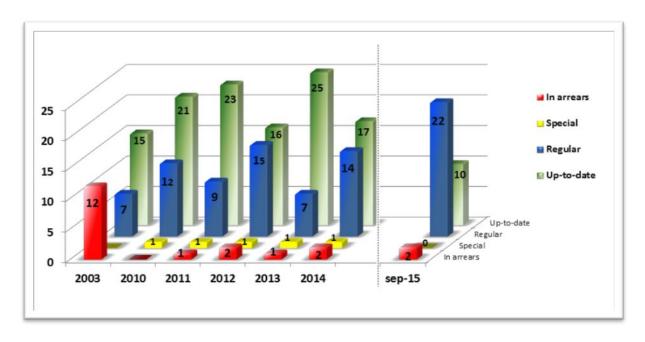
During 2014 the Institute received quota contribution payments from twenty-three Member States. At the end of the year, the total amount of quotas outstanding was USD5.8 million, an increase of USD3.6 million compared to year-end 2013. As shown in the chart, seventeen Member States ended the year in "Up-to-date Status" with quotas paid in full and fourteen in "Regular Status" owing two years or less.

Two Member States ended the year 2014 in "In Arrears Status," one owing quotas for three years, and another owing four years. One Member State continued with its payment plan for settlement of its arrearages and maintained its "Special Status".

Due to payments made in 2015, Nicaragua changed from "Special Status" to "Up-to-date Status," having fulfilled its payment plan by making payments of 16.5 quotas during the period 2005-2013 and 4.8 quotas in 2015.

To date, ten Member States are in "Up-to-date Status," twenty-two are in "Regular Status" and two Member States are in "In arrears Status," with one owing quotas for three years and the other for five years.

PROGRESS IN THE STATUS OF THE MEMBER STATES



III. THE SITUATION REGARDING THE COLLECTION OF QUOTAS IN 2015

As at January 1, 2015, the total amount of quotas pending collection was USD33.6 million, of which USD27.8 million were quotas for 2015 and USD5.8 million due from previous years. As at September 10, 2015, the amount collected so far is USD20.8 million, and the amount outstanding is USD12.9 million, as shown in the table below:

INTER-AMERICAN INSTITUTE FOR COOPERATION ON AGRICULTURE STATEMENT OF QUOTAS OF THE MEMBER STATES AS OF SEPTEMBER 10, 2015

	UNCOLLECT	TED BEGINNING		CURRENT				
COUNTRY	DUE FROM PREVIOUS YEARS	QUOTA OF 2015	TOTAL DUE AT JANUARY 1ST, 2015	COLLECTED	BALANCE AMOUNT DUE			
ANTIGUA & BARBUDA	6,100	6,100	12,200	0	12,200			
ARGENTINA	0	883,300	883,300	0	883,300			
BAHAMAS	0	17,100	17,100	17,100	0			
BARBADOS	12,400	12,400	24,800	12,400	12,400			
BELIZE	12,200	6,100	18,300	18,300	0			
BOLIVIA	0	13,500	13,500	0	13,500			
BRAZIL	2,734,600	2,734,600	5,469,200	1,610,680	3,858,520			
CANADA	0	3,293,300	3,293,300	3,293,300	0			
COLOMBIA	180,160	288,600	468,760	180,160	288,600			
COSTA RICA	14,576	60,800	75,376	37,415	37,961			
CHILE	0	327,100	327,100	327,100	0			
DOMINICA	0	6,100	6,100	0	6,100			
ECUADOR	0	71,000	71,000	0	71,000			
EL SALVADOR	34,400	34,400	68,800	0	68,800			
UNITED STATES	0	16,359,400	16,359,400	12,269,550	4,089,850			
GRENADA	6,100	6,100	12,200	6,100	6,100			
GUATEMALA	0	51,400	51,400	51,400	0			
GUYANA	0	6,700	6,700	223	6,477			
HAITI	0	9,400	9,400	9,400	0			
HONDURAS	0	14,000	14,000	13,950	50			
JAM AICA	4,156	25,600	29,756	0	29,756			
MEXICO	0	2,495,300	2,495,300	2,495,300	0			
NICARAGUA	50,663	9,400	60,063	50,663	9,400			
PANAMA	0	47,600	47,600	47,600	0			
PARAGUAY	31,073	28,100	59,173	55,391	3,783			
PERU	189,300	189,300	378,600	189,300	189,300			
DOMINICAN REPUBLIC	141,400	70,700	212,100	0	212,100			
SAINT KITTS & NEVIS	0	6,100	6,100	6,100	0			
SAINT LUCIA	6,773	6,100	12,873	6,100	6,773			
SAINT VINCENT & GRENADINES	18,300	6,100	24,400	18,300	6,100			
SURINAME	9,400	9,400	18,800	0	18,800			
TRINIDAD & TOBAGO	0	49,500	49,500	49,500	0			
URUGUAY	0	64,100	64,100	0	64,100			
VENEZUELA	2,370,579	601,300	2,971,879	0	2,971,879			
TOTAL	5,822,180	27,810,000	33,632,180	20,765,333	12,866,848			
% COLLECTION / OUTS TANDING BALANCES 61.74% 38.26								
% COLLECTION / ANNUAL QUOTA				74.67%				

Division of Financial Magnament

IV. THE STATUS OF OUTSTANDING QUOTAS

The status of each country with regard to quota payments as at September 10, 2015 is shown in the table below:

INTER-AMERICAN INSTITUTE FOR COOPERATION ON AGRICULTURE STATEMENT OF UNCOLLECTED QUOTAS BY COUNTRY AND BY YEAR AS OF SEPTEMER 10, 2015

gov. —		EF TEVIER 10,				
COUNTRY	2011	2012	2013	2014	2015	TOTAL
	UP-TO	D-DATE STAT	US			
BAHAMAS	0	0	0	0	0	0
BELIZE	0	0	0	0	0	0
CANADA	0	0	0	0	0	0
CHILE	0	0	0	0	0	0
GUATEMALA	0	0	0	0	0	0
MEXICO	0	0	0	0	0	0
HAITI	0	0	0	0	0	0
PANAMA	0	0	0	0	0	0
TRINIDAD & TOBAGO	0	0	0	0	0	0
SAINT KITTS AND NEVIS	0	0	0	0	0	0
	REG	ULAR STATU	S			
ANTIGUA & BARBUDA	0	0	0	6,100	6,100	12,200
ARGENTINA	0	0	0	0	883,300	883,300
BARBADOS	0	0	0	0	12,400	12,400
BOLIVIA	0	0	0	0	13,500	13,500
BRAZIL	0	0	0	1,123,920	2,734,600	3,858,520
COLOMBIA	0	0	0	0	288,600	288,600
COSTA RICA	0	0	0	0	37,961	37,961
DOMINICA	0	0	0	0	6,100	6,100
ECUADOR	0	0	0	0	71,000	71,000
ELSALVADOR	0	0	0	34,400	34,400	68,800
GUYANA	0	0	0	0	6,477	6,477
GRENADA	0	0	0	0	6,100	6,100
HONDURAS	0	0	0	0	50	50
JAMAICA	0	0	0	4,156	25,600	29,756
NICARAGUA	0	0	0	0	9,400	9,400
PARAGUAY	0	0	0	0	3,783	3,783
PERU	0	0	0	0	189,300	189,300
ST. VINCENT & GRENADINES	0	0	0	0	6,100	6,100
SAINT LUCIA	0	0	0	673	6,100	6,773
SURINAME	0	0	0	9,400	9,400	18,800
UNITED STATES	0	0	0	0	4,089,850	4,089,850
URUGUAY	0	0	0	0	64,100	64,100
	IN AR	REARS STAT	US:			
COUNTRIES OWING 3 or MORE QUOTAS						
DOMINICAN REPUBLIC	0	0	70,700	70,700	70,700	212,100
COUNTRIES OWING 5 or MORE QUOTAS				-		
VENEZUELA	566,679	601,300	601,300	601,300	601,300	2,971,879

Note: Resolution No. 414 establishes that quotas for the current year become past due if not paid by June 30 of the year, setting the period considered reasonable to make payment of annual quotas that fall due as of January 1 of the year.

Additionally, Resolution No. 414 establishes that during the current year, a Member State shall retain the status it had as of December 31 of the prior year, provided it makes a payment equal to the current year's quota by June 30 of the current year. Failure to make that payment by June 30 will result in an adjustment of status.

IICA/JIA/Res. 414 (XIII-O/05) 1 September 2005

Original: English

RESOLUTION No. 414

REVISED MEASURES FOR COLLECTING QUOTAS OWED TO THE INSTITUTE

The INTER-AMERICAN BOARD OF AGRICULTURE, at its Thirteenth Regular Meeting,

HAVING SEEN:

Resolution IICA/CE/Res.435 (XXV-O/05), adopted by the Executive Committee at its Twenty-fifth Regular Meeting, and document IICA/JIA/Doc.293 "Revised Measures for Collecting Quotas Owed to the Institute,"

CONSIDERING,

That in Resolution IICA/JIA/Res.392 (XII-0/03), the Inter-American Board of Agriculture ("IABA") adopted "Measures for Collecting Quotas Owed to the Institute;"

That in Resolution IICA/CE/Res.417 (XXIV-O/04), the Executive Committee recommended that the IABA amend Resolution IICA/JIA/Res. 392 retroactive to January 1, 2004, to give the Director General the option of consulting first with the Executive Committee or the IABA for guidance prior to applying those measures in cases where, in the Director General's judgment, "implementation of any or all of the measures put in place for collecting quotas owed the Institute would not be in the best interest of the Institute;"

That the Special Advisory Commission on Management Issues (SACMI), meeting in March 2005, recommended that the Director General, together with the Legal Advisor, prepare a proposal in the form of a draft resolution "that would clear up certain ambiguities" in Resolutions IICA/JIA/Res.392 and IICA/CE/Res.417 so as to facilitate application of those measures, consistent with Article 24 of the Convention on the Inter-American Institute for Cooperation on Agriculture and IICA's other rules and regulations;

That the Executive Committee took note of the comments of the delegations regarding the proposal put forth and, in Resolution IICA/CE/Res.435 (XXV-O/05), recommended that the IABA derogate the appendix to Resolution IICA/JIA/Res.392, entitled "Measures for Collecting Quotas Owed to the Institute," and replace it with the revised version appended hereto and bearing the same title,

RESOLVES:

To eliminate the appendix to Resolution IICA/JIA/Res.392, entitled "Measures for Collecting Quotas Owed to the Institute," and replace it with the document entitled "Revised Measures for Collecting Quotas Owed to the Institute," attached to this Resolution as Appendix I.

APPENDIX I

REVISED MEASURES FOR COLLECTING QUOTAS OWED THE INSTITUTE

I. DEFINITIONS

For the purposes of these measures, the following definitions shall apply:

- A. <u>Up-to-Date status</u>: A Member State is in "Up-to-Date Status" when it has paid all of its assessed Regular Fund quotas to IICA.
- B. <u>Regular Status</u>: A Member State is in "Regular Status" when it owes no more than two full years of assessed Regular Fund quotas to IICA.
- C. <u>Special Status</u>: A Member State is in "Special Status" when it owes more than two full years of assessed Regular Fund quotas to IICA, has agreed with the Director General to a payment plan for all its arrearages, and is in full compliance with that payment plan.
- D. <u>In Arrears Status</u>: A Member State is in "In Arrears Status" when it owes more than two years of assessed Regular Fund quotas to IICA and does not satisfy all the above-stated requirements for Special Status.
- E. <u>Years in arrears</u>: This is the number of years for which assessed Regular Fund quotas are owed as of July 1 of the current year, regardless of whether the Member State has entered into a payment plan and is in compliance with that schedule.

II. RULES FOR COMPUTING STATUS AND YEARS IN ARREARS FOR APPLICATION OF THESE MEASURES

- A. Article 86 of the Rules of Procedure of the General Directorate and Article 70 of the Rules of Procedure of the IABA provide that quotas are "due on the first day of each fiscal year." Nonetheless, those Articles shall not apply for determining the status of a Member State under these measures.
- B. During the current year, a Member State shall retain the status it had as of December 31 of the prior year, provided it makes a payment equal to the current year's quota by June 30 of the current year. Failure to make that payment by June 30 will result in an adjustment of status.
- C. By making additional payments during the current year, a Member State that is not already in Up-to-Date Status may improve its status at any time during that year.
- D. As provided under Article 84 of the Rules of Procedure of the General Directorate, quota payments received "shall be credited against the balance receivable pending from the earliest year for which the money is owed."

III. RIGHTS AND PRIVILEGES OF IICA MEMBER STATES IN UP-TO-DATE STATUS

- A. The rights and privileges of IICA Membership for Member States in Up-to-Date Status include, among others, the following:
 - 1. The right to vote in the meetings of the Executive Committee and the Inter-American Board of Agriculture;
 - 2. The right to nominate candidates for the position of Director General;
 - 3. The right to have their nationals serve in the position of Director General;

- 4. The right to nominate candidates to serve on Committees and to serve in leadership positions on those Committees:
- 5. The right to hiring preferences for their nationals;
- 6. The right to an Office of the Institute in their territory, funded by IICA's Regular Fund;
- 7. The right to serve on the Special Advisory Commission on Management Issues (SACMI);
- 8. The right to receive an allocation from the IICA Regular Fund Budget for in-country projects.
- 9. The privilege of hosting IICA meetings in their territory, funded in whole or in part by IICA's, Regular Fund Budget.¹
- 10. The privilege of receiving extraordinary appropriations from the Working Subfund of the Regular Fund, as approved by the Executive Committee in accordance with Article 90 of the Rules of Procedure of the General Directorate
- B. The exclusion of any right or privilege stated in Part A above does not preclude the existence of other rights and privileges IICA Member States may enjoy.

IV. RIGHTS AND PRIVILEGES OF MEMBER STATES IN REGULAR AND IN SPECIAL STATUS

- A. Member States in Regular Status shall enjoy all the rights and privileges of Up-to-Date status described in Part III(A) above, except for the privilege of receiving extraordinary appropriations from the Working Subfund of the Regular Fund, as approved by the Executive Committee in accordance with Article 90 of the Rules of Procedure of the General Directorate.
- B. Member States in Special Status shall enjoy all the rights and privileges of Up-to-Date status described in Part III(A) above, except for the privilege of receiving extraordinary appropriations from the Working Subfund of the Regular Fund, as approved by the Executive Committee in accordance with Article 90 of the Rules of Procedure of the General Directorate.

V. RIGHTS AND PRIVILEGES OF MEMBER STATES IN ARREARS

- A. Any Member State in In Arrears Status shall have its right to vote suspended unless it is determined, in accordance with Article 24 of the Convention on the Inter-American Institute for Cooperation on Agriculture, by the IABA or the Executive Committee, as the case may be, "that failure to pay is due to circumstances beyond the control of that State."
- B. Of the other rights and privileges enumerated in Part III(A) above, any Member State in arrears shall enjoy only the rights and privileges listed below, in accordance with the number of years in arrears:
 - 1. More than two full fiscal years in arrears, but less than three:
 - a. The right to nominate candidates for the position of Director General;
 - b. The right to have their nationals serve in the position of Director General;
 - The right to nominate candidates to serve on Committees and to serve in leadership positions on those Committees.
 - d. The right to hiring preferences for their nationals;
 - e. The right to an Office of the Institute in their territory, funded by IICA's Regular Fund; however, the amount authorized will be reduced by 10%;
 - f. The right to serve on the SACMI;
 - g. The right to receive an allocation from the IICA Regular Fund Budget for in-country projects.

2. Three full fiscal years in arrears, but less than four:

- a. The right to nominate candidates for the position of Director General;
- b. The right to have their nationals serve in the position of Director General;

For purposes of applying this privilege, funding from the IICA Regular Fund does not include the funds used to pay for the salaries of the staff members who must attend those meetings, regardless of where they are held.

- The right to nominate candidates to serve on Committees and to serve in leadership positions on those Committees.
- d. The right to hiring preferences for their nationals;
- e. The right to an Office of the Institute in their territory, funded by IICA's Regular Fund; however, the amount authorized will be reduced by 20%;
- f. The right to serve on the SACMI;
- g. The right to receive an allocation from the IICA Regular Fund Budget for in-country projects.

3. Four full fiscal years in arrears, but less than five:

- a. The right to hiring preferences for their nationals;
- b. The right to an Office of the Institute in their territory, funded in part by IICA's Regular Fund; however, the amount authorized will be reduced by 40%;
- c. The right to serve on the SACMI;
- d. The right to receive an allocation from the IICA Regular Fund Budget for in-country projects.
- 4. <u>Five or more full fiscal years in arrears</u>: None of the rights and privileges set out in Part III(A) above.

VI. THE SUSPENSION OF THE RIGHT TO VOTE

- A. The decision as to whether to suspend the right to vote of a Member State with In Arrears Status lies exclusively with the IABA and the Executive Committee, as the case may be, under Article 24 of the Convention on the Inter-American Institute for Cooperation on Agriculture.
- B. Voting rights may be restored automatically when a State in In Arrears Status changes its status to Special Status, Regular Status, or Up-to-date Status. They may also be restored by either the Executive Committee or the IABA, upon the presentation of a petition by the interested State, as set out in Article 6.4 of the Regulations for Application of Article 24 of the Convention on the Inter-American Institute for Cooperation on Agriculture.

VII. SUSPENDING THE ECONOMIC IMPACT OF IN ARREARS STATUS IN THE BEST INTEREST OF THE INSTITUTE²

- A. If the Director General determines that it is not in the best interest of the Institute to implement the reduced levels of funding for projects and Office support for any Member State in "In Arrears" status, he/she may first consult with the Executive Committee or the IABA before applying them and propose the suspension or modification of the reduction prescribed. The consultation shall be by correspondence if there is no meeting of the IABA or Executive Committee scheduled within ninety days of the date the State becomes subject to those reductions.
- B. The IABA or the Executive Committee, as the case may be, may consider the Director General's proposal for not applying the reduced levels and may approve the proposal or any other lesser reduction that it deems appropriate. If the IABA or the Executive Committee rejects the proposal and provides no other relief, or they fail to respond within thirty days to the consultation by correspondence, the Director General shall apply the reductions prescribed in these measures.
- C. In the event the Director General decides to make the consultation and a proposal as provided in this Section, the interested State shall be given due notice with sufficient time to explain its position to the other Member States before the Executive Committee or Board rules on the proposal.

² This section of the measures is effective as of January 1, 2004. This section replaces the Executive Committee's recommendation in Annex B of Resolution IICA/CF/Res 417

D. For purposes of this provision, "the best interests of the Institute" include the "purposes" established in Article 3 of the Convention on the Inter-American Institute for Cooperation on Agriculture and the programs and policies adopted by the Institute in pursuit of those purposes.

VIII. GUIDELINES FOR PAYMENT PLANS

- A. The Payment Plan shall be in writing and signed by the Director General and the duly authorized representative of the participating Member State.
- B. The Plan shall provide for the payment of the entire amount owed over a period of no more than forty-eight months.
- C. The Plan shall obligate the participating Member State to make a payment equal to at least the current year's assessed quota within fifteen days of its signature and a payment for each subsequent year the Plan is in force of an amount at least equal to the quota assessed for each of those years.
- D. The Director General may negotiate and accept payment terms with Member States for the payment of amounts past due in national currency, real estate, or other valuable assets, ad referendum of the Executive Committee, and only upon a determination that:
 - 1. In the case of national currency or other valuable assets, the Institute shall not be financially prejudiced by the acceptance of said currency or assets; and
 - 2. In the case of real estate, the specific conditions under Article 4.20 of the Financial Rules "Accepting Donations of Interests in Real Property" have been satisfied and over a reasonable time, the Institute will earn income or generate savings from the occupancy, use, sale, or rental of the property in an amount equal to or greater than the corresponding arrearages.

IX. NOTICE OF STATUS PRIOR TO ELECTIONS AND MEETINGS

- A. When circulating to the Member States documents presented by a Member State nominating a candidate, the General Directorate shall indicate in the transmittal notice whether the status of the nominating Member State, and if different, the state of the nationality of the candidate, is Up-to-Date, Regular, Special, or In Arrears. It shall also indicate the number of years in arrears for the relevant States.
- B. The notice of Debtor States sent prior to meetings of the IABA and Executive Committee under Article 3.1 of the Regulations for Application of Article 24 of the Convention on the Inter-American Institute for Cooperation on Agriculture shall indicate, inter alia, the status of each Member State under these measures and the number of years, if any, that it is in arrears.