



**2nd Ordinary Session of the Conference of Plenipotentiaries
of the African Telecommunications Union
Al-Mahari Hotel, Tripoli, Libya
16-17 July 2006**

REPORT, FINAL ACTS, RESOLUTIONS AND DECISIONS

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1. Introduction

The second Ordinary Session of the Conference of Plenipotentiaries of the African Telecommunications Union (ATU) was held in Tripoli, Libya, on 16th and 17th July 2006, at the kind invitation of the Government of the Great Socialist People's Libyan Arab Jamahiriya. The Conference was preceded by the Special Session of the Administrative Council and the meeting of the Conference Preparatory Committee.

The Conference is the supreme organ of the Union and meets in ordinary session every four (4) years in accordance with relevant provisions of the Union's Constitution and Convention.

2. Opening Ceremony

The opening ceremony was marked by the following statements:

- the Statement of the Secretary General of the African Telecommunications Union (ATU), Mr. Akossi AKOSSI;
- the statement of Mr. Aboubakari BABA-MOUSSA, Director Infrastructures and Energy of the African Union Commission;
- the statement of the Secretary General of the International Telecommunication Union (ITU), Mr. Yoshio UTSUMI,
- the statement of the outgoing Chairman of the ATU Conference of Plenipotentiaries, Hon. Mutahi KAGWE, Minister for Communications of Kenya ;
- the statement of the Deputy Chairman of the General Authority for Information and Telecommunications of Libya, M. Salem Abuaisha KHALIFA ; and
- the opening statement of H.E.M. Mohamed HAWAIJ, Deputy Prime Minister of the Great Socialist People's Libyan Arab Jamahiriya.

3. Meeting of Heads of delegation

As is customary, the Heads of Delegation met in camera for consultations to exchange views on the organization and agenda of the meeting.

4. Election of the Bureau

The following Bureau was elected:

- | | |
|---------------------------------------|-------------------|
| - Chairman | : Libya |
| - 1st Vice Chairman | : Ghana |
| - 2nd Vice Chairman | : Sudan |
| - 3rd Vice Chairman | : Zimbabwe |
| - Rapporteur | : Chad |

5. Participation

The Conference of Plenipotentiaries was attended by Ministers and delegates from thirty-six (36) Members States and observers. The list of participants is attached as an annex.

6. Consideration of the Draft agenda

The agenda was adopted.

7. Consideration of the draft work schedule

The work schedule was adopted.

8. Consideration of the Rules of Procedure of the Conference of Plenipotentiaries

The Rules of Procedure of the Conference of Plenipotentiaries were adopted.

9. Consideration of the report of the Credentials Committee

The Credentials Committee was constituted as follows:

- **Chairman** : **Cameroon**
- **Members** : **Burkina Faso, Libya, Tanzania,**
- **Rapporteur** : **Lesotho**

In his report, the Chairman of the Credentials Committee underlined that for the Conference of Plenipotentiaries to validly convene, the following conditions apply:

- i) the Constitution and the Convention (Cape Town, December 1999) must be in force with its ratification by a minimum of ten (10) Members States ;
- ii) the Conference must be attended by at least 50% of Members States that fulfill the following conditions :
 - a. not to have arrears of contribution of more than two (2) years ;
 - b. to have presented their credentials.

At the time of the report:

- i) the Constitution and the Convention (Cape Town, December 1999) were not in force since they have been ratified by only eight (8) Members States out of the minimum ten (10) required ;
- ii) out of the thirty-five (35) delegations attending the Conference of Plenipotentiaries :
 - a. twenty –three (23) are not in arrears for more than 2 years ;
 - b. twenty-six (26) had presented valid credentials.

The Credentials Committee also recalled existing resolutions adopted by previous sessions of the Conference of Plenipotentiaries that dispose that sanctions in relation to arrears of contributions would be applied only after the 2006 Conference of Plenipotentiaries, namely:

- Resolution N° 01/4SE-CPL/99 (Cape Town, 1999) on arrears of contribution;
- Resolution N° 01/CPL/01/2002 (Nairobi, 2002) on non-payment of annual contributions (arrears);
- Resolution N° 01/ES/CPL/01/2003 (Abidjan, 2003) on issues of non-payment of annual contributions.

The Credentials Committee therefore recommended:

- that the 2nd Ordinary Session of the Conference of Plenipotentiaries should be declared valid ; and
- that all delegations that have presented valid credentials should be allowed to vote.

The Conference of Plenipotentiaries:

- adopted the recommendations of the Credentials Committee, and
- decided that the sanctions in relation to payment of contributions be applied immediately after this 2006 Ordinary Session of the ATU Conference of Plenipotentiaries.

10. Statements of Heads of delegations

The Ministers and Heads of delegations of the following Members States made statements: Mali, Zambia, South Africa, Guinea, Cameroon, Algeria, Chad, Burundi, Nigeria, Central African Republic, Ghana, Sudan, Senegal, Tunisia, Egypt, Benin, Burkina Faso, Congo, Zimbabwe, Lesotho, Malawi, Sierra Leone, Uganda and Tanzania.

The Conference of Plenipotentiaries also heard a statement by the Head of the delegation of Mozambique, observer country of ATU.

11. Consideration of the report of the Conference Preparatory Committee

The Conference Preparatory Committee met from 12 to 15 July 2006 and made the following recommendations to the ATU Conference of Plenipotentiaries:

- (1) the approval of the report of the Administrative Council on the activities of Union from 1st June 2002 to 31st May 2006 ;
- (2) the approval of the audited accounts of the Union for the period 2001-2005, attached in volumes I, II, III et IV ;
- (3) the adoption of proposals made to find an appropriate solution to the arrears of contributions, namely :
 - the establishment of an Arrears of Contribution Recovery Committee composed of five (5) Ministers of Members States representing the five (5) ATU sub-regions.
 - the determination of immediate measures of recovery to encourage Member States to fulfill their financial obligations. Such measures include restraining from submission of candidacies to the various elective positions or application for

vacancies at the Union until such concerned Member States had cleared their arrears.

- (4) the adoption of a resolution aiming at facilitating the participation of African Arab speaking countries in ATU's activities and the spreading of information on ICT by introducing the Arabic language as a working language of the Union that proposes:
 - to amend Article 6 of the Constitution and Article 5 of the Convention in order to introduce Arabic as a working language of the Union;
 - to instruct the General Secretariat to submit a report to the Administrative Council on the modalities of implementation of the resolution.
- (5) the adoption of the draft strategic plan and budget 2006-2010 ;
- (6) the consideration and adoption of a draft resolution to adopt the draft African common proposals that have been prepared as Africa's contribution to the Plenipotentiary Conference of the International Telecommunication Union (ITU) ;
- (7) the adoption of a draft resolution to support the efforts of International Telecommunications Satellite Organization (ITSO) ;
- (8) the adoption of a draft resolution to support the RASCOM project.

The Conference of Plenipotentiaries approved the recommendations of the Conference Preparatory Committee and adopted the resolutions attached as an annex.

In addition, the Conference of Plenipotentiaries decided:

- (1) that the "Arrears of Contribution Recovery Committee" shall be established and composed of Ministers from Burundi, Guinea, Libya, Sierra Leone and Zimbabwe;
- (2) that a Steering Committee of the African Group shall be established to coordinate African positions during the ITU 2006 Plenipotentiary Conference and shall be composed of a Chairman (Kenya) and Vice-chairmen (Cameroon, Egypt, Lesotho and Sierra Leone). The Steering Committee shall appoint 2 to 3 coordinators that will represent Africa in the inter-regional coordination meetings and advocate the African Common Proposals.

12. Proposed amendments to the Constitution and the Convention

12.1 Relations between the African Union (AU) and the African Telecommunications Union (ATU)

The proposal by Egypt aimed at clarifying the relations between the African Telecommunications Union (ATU) and the African Union (AU) in line with the ATU Constitution to establish relations with the highest political body and acknowledging the fact that the Organization of the African Unity (OAU) has been replaced by the AU.

The Conference of Plenipotentiaries noted that:

1. the General Secretariat has been maintaining close cooperation relationships with the Commission of the AU which considers ATU as a specialized agency of the AU in the field of ICT.
2. the AU Commission is currently working on a study on the general framework that would define its relationships with all the former OAU specialized agencies.
3. the findings of the study by the AU Commission are to be released for the next Summit of the AU heads of States in January 2007.

The Conference of Plenipotentiaries decided:

1. to instruct the General Secretariat to initiate consultations with Members States and other stakeholders in the sector to seek their views on the issue, under the leadership of the Chairman of the ATU Conference of Plenipotentiaries;
2. to instruct the General Secretariat to convene an extraordinary session of the Administrative Council, if needs be, in order to make appropriate recommendations to the ATU Conference of Plenipotentiaries.

12.2 Editorial amendments to the Constitution and the Convention

The proposal by Egypt aims at introducing some editorial amendments in the Constitution and the Convention of the Union, to acknowledge the replacement of OAU by AU, by substituting the word "Organization of the African Unity (OAU)" with "African Union (AU)" in the identified provisions.

The Conference of Plenipotentiaries deemed necessary the proposed amendments and decided that those amendments would be made when amending the Constitution and the Convention for the introduction of Arabic as a working language of the African Telecommunications Union.

13. Conduct of elections

13.1 Members of the Administrative Council

Following prior sub-regional consultations as stipulated in the Convention, the following Member States were elected to the Council by acclamation:

- **North Africa** : Libya, Egypt
- **West Africa** : Burkina Faso, Nigeria, Mali, Ghana, Côte d'Ivoire, Senegal
- **Central Africa** : Burundi, Cameroon, Chad, Central African Republic
- **East Africa** : Kenya, Sudan, Tanzania, Uganda
- **Southern Africa** : Lesotho, Zambia, Zimbabwe,

13.2 Secretary General

There was a proposal by Lesotho seconded by South Africa:

- that elections should be postponed until the relations between ATU and the African Union are clarified;
- that a study should be undertaken to clarify the relations between the African Union and all the African institutions working in the field of ICT, including the ATU the Panafriean Postal Union (PAPU) and the Union of African National Radios and Televisions Channels (URTNA);
- that an extraordinary session of the Conference of Plenipotentiaries should be convened in about one-year time to make decisions on the findings of the study and elect the new Secretary General;
- that the term of office of the outgoing Secretary General should be extended the next extraordinary session of the Conference of Plenipotentiaries that will be convened in about one-year time.

Though the Conference of Plenipotentiaries did not obtain a consensus, it was decided that the election of the Secretary General of the ATU will be carried out.

Consequently:

- the Head of the delegation of Lesotho expressed his opposition to this decision and declared that his delegation will not take part in the elections.
- the delegation of South Africa underlined that the decision taken was not a consensus.

The only candidate announced for the position of Secretary General was M. Jacques Akossi AKOSSI– Republic of Côte d'Ivoire, outgoing Secretary General. In spite of having one candidate, Mr. Akossi AKOSSI (Cote d'Ivoire), the Conference agreed to proceed with the elections by show of hands in order to arrive at two-thirds majority of eligible Member States.

Mr. Akossi AKOSSI Jacques having obtained 26 votes out of a total ballot of 28, representing more than two-thirds of the total number of votes cast was declared the winner of the elections.

14. Taking of Oath by the Secretary General Elect

Mr. Akossi AKOSSI was declared the Secretary General elect and took the Oath of Office.

15. Any Other Business

No issue was raised under this item.

16. Venue and date of the next Ordinary Session of the Conference of Plenipotentiaries

The 3rd Ordinary Session of the Conference of Plenipotentiaries of the African Telecommunications Union will be held in Egypt in 2010 at the kind invitation of the Government of Egypt.

17. Adoption of the Finals Acts

The Final Acts were adopted.

18. Reading of the Tripoli Declaration

Mr. Hadi EL GHANAY, of the Libyan Administration read the Tripoli Declaration of the 2nd Ordinary Session of the Conference of Plenipotentiaries of the African Telecommunications Union. The Tripoli Declaration is attached as an annex.

19. Reading of the Vote of Thanks

Before the closing session Hon, Jean-Claude Jacques SULTAN, Minister of Posts and Telecommunication of the Republic of Guinea read the Vote of Thanks addressed to the Leader of the Great Al Fath Revolution, Col. Moamar AL-QADDAFI, the Government and the People of the Great Socialist People's Libyan Arab Jamahiriya.

20. Closing ceremony

The Guest of Honour at the closing ceremony was Dr. Eng. Mohamed Moamar AL-QADDAFI, People's Secretary of the General Authority for Information and Telecommunications of the Great Jamahiriya.

In his statement, he thanked all the Delegates for attending the Conference. He stressed the importance of the Information and Communication Technology (ICT) as an indispensable tool for the development of the continent. He congratulated the participants for the success achieved by the Conference.

The Head of the Egyptian Delegation, Dr. Abdel BASSIT Ahmad, read a letter addressed by the Participants to the Leader of the Great Al Fath Revolution. In this message, the participants expressed their deep gratitude to the Great Leader and People of the Great Jamahiriya and pledged to move forward to unify Africa's positions during International Forums. The participants committed themselves to building ICT networks for bridging social and economic gaps between the haves and have-nots.

In his closing remarks, the Chairman expressed appreciation for the contribution made by the Conference Bureau and the delegations, without which the tremendous success achieved, could not have been possible. He congratulated Mr. Akossi AKOSSI on his reelection and urged him to carry on the good job done so far.

Finally, the Chairman wished all delegates a safe journey home and declared closed the 2nd Ordinary Session of the Conference of Plenipotentiaries of the African Telecommunications Union.

**LIST OF RESOLUTIONS AND DECISIONS OF
THE 2ND ORDINARY SESSION OF THE CONFERENCE OF PLENIPOTENTIARIES OF THE
AFRICAN TELECOMMUNICATIONS UNION (ATU)**

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1	Resolution N° 01/CPL/02/2006 on approval of the report of the Administrative Council to the Conference of Plenipotentiaries on activities the Union in 2002-2006	11
2	Resolution N° 02/CPL/02/2006 on adoption of the audited accounts of the Union for the period 2001-2005	12
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4	Resolution N° 04/CPL/02/2006 on introduction of Arabic as a working language of the Union	15
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6	Resolution N° 06/CPL/02/2006 on adoption of African common proposals as Africa's contribution to the Plenipotentiary Conference of the ITU	18
7	Resolution N° 07/CPL/02/2006 to support the International Telecommunications Satellite Organization (ITSO)	19
8	Resolution N° 08/CPL/02/2006 to support the RASCOM project in order to accelerate the building up of the African information and knowledge society	21
9	Decision N° 01/CPL/02/2006 on election of Members of the Administrative council for the period 2006-2010	23
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12	Decision N° 04/CPL/02/2006 on designation of Members of the "Arrears of Contribution Recovery Committee"	26
13	Decision No 05/CPL/02/2006 on establishment of the Steering Committee of the African Group during the ITU 2006 Plenipotentiary Conference	27
14	Decision No 06/CPL/02/2006 on hosting of the 3 rd Ordinary Session of the Conference of Plenipotentiaries of the Union in 2010	28

**RESOLUTION N° 01/CPL/02/2006 ON ADOPTION OF
THE REPORT OF THE ADMINISTRATIVE COUNCIL
ON THE ACTIVITIES OF THE UNION FROM 2002 TO 2006**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering

- a) that the conference (Nairobi,2002) instructed Council to ensure the ratification or accession of the Constitution and Convention of the Union;
- b) that the legal instruments of the Union authorise the Administrative Council to provisionally approve the Memoranda of Understanding between the Union and partner organisations;

Resolves to adopt:

- a) the report of Administrative Council for the period 2002-2006;
- b) the Memoranda of Understanding signed between the Union and APT, IGAD, UPAP, CITELE, CATIA and RRC.

**RESOLUTION N° 02/CPL/02/2006 ON ADOPTION OF
THE UNION'S ACCOUNTS FOR THE FINANCIAL YEARS
2001/2002, 2002/2003, 2003/2004 AND 2004/2005**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Having considered the report of the Conference Preparatory Committee (CPC) meeting from 12-14 July 2006 in Tripoli;

Taking into consideration the recommendation of the Administrative Council on the audited accounts of the Union for the financial years 2001/2002, 2002/2003, 2003/2004 and 2004/2005;

Considering the provisions of the ATU Convention (Cape Town, 1999) that empower the Administrative Council to examine the audited accounts of the Union and take provisional decisions that may be endorsed by the Conference;

Adopts the audited accounts of the Union for the financial years 2001/2002, 2002/2003, 2003/2004 and 2004/2005;

Instructs the Secretary General to circulate the audited accounts to Member States and Associate Members.

**RESOLUTION N° 03/CPL/02/2006 ON
RECOVERY OF ARREARS OF CONTRIBUTION OF THE UNION**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering the status of the ATU arrears of contribution from Member States;

Aware of the necessity of strengthening the financial base of the Union in order to implement the strategic plan;

Further taking into account the necessity of involving ATU in the implementation of the outcomes of the World Summit on the Information Society (Geneva 2003 and Tunis 2005) and Doha Action Plan (WTDC 2006) essentially the action lines related to the Regional initiatives;

Resolves

1. to establish an Arrears of Contribution Recovery Committee mandated:
 - to contact countries that have not fulfilled their financial obligations towards ATU including the:
 - o outstanding contributions from the defunct Pan African Telecommunications Union (PATU) in the period between 1978 – 1999;
 - o voluntary contributions as decided by the Cape Town Conference, December 1999, in its Resolution No. 02 /4ES/CPL/99;
 - o contribution to the Special funds on the Restructuring of the Union as decided by Resolution No 13a/5S-CPL/94;
 - o contributions to ATU (1999 – 2006);
 - to examine with the concerned member states, appropriate ways to recover the arrears of contribution by adopting specific modes of payment including the possibility of payment by installments;
 - to evaluate the feasibility of recovering the arrears through contributions in-kind;
 - to report to the Chairperson of the Conference of Plenipotentiaries on an annual basis, the results of its work including recommendations regarding each specific case;
2. that the Arrears of Contribution Recovery Committee shall be composed of five Ministers of Members States representing the five ATU sub-regions;

3. that the Arrears of Contribution Recovery Committee shall function as follows:
 - the committee shall elect its Chairman;
 - the activities of the committee will be coordinated by the Secretary General of the ATU;
 - each member of the committee will bear all the expenses related to its own participation in the work of the committee;

4. that the following immediate measures of recovery shall be implemented in order to encourage member states to fulfill their financial obligations:
 - Member States having not fulfilled their financial obligations to the ATU will not be entitled to submit their candidacies to the various elections or to apply for vacancies at the Union until they clear their arrears;
 - Member States shall have the possibility to pay their arrears of contributions in-kind. The acceptance of such in-kind contributions is subject to the following conditions:
 - o the contributions in-kind must correspond to the Action lines already included in the ATU plan of Activities;
 - o the implementation of the concerned action line will remain under the full responsibility of the ATU;
 - o the determination of the value of the in-kind contribution will be done jointly by the concerned member state and the ATU General Secretariat and will be subject to the establishment of a specific agreement;
 - o the evaluation of the results of such in-kind contributions will be the sole responsibility of the General Secretariat of ATU;
 - o the contribution in-kind does not relieve the contributing Member states of its constitutional obligations.

**RESOLUTION N° 04/CPL/02/2006 ON
INTRODUCTION OF ARABIC LANGUAGE AS A WORKING LANGUAGE
OF THE AFRICAN TELECOMMUNICATION UNION**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Taking into account the Report of the Conference Preparatory Committee (CPC) meeting in Tripoli from 12-15 July 2006;

Further taking into account the Report of the Administrative Council to the Conference for the period 2002-2006;

Considering

1. that the Arabic language is an official language of the African Union (AU) (Ref. Article 25 of the Constitutive Act of AU);
2. that ATU is a specialized institution of AU;

Further considering the provisions of the ATU Constitution and Convention;

Aware that Arabic is written and spoken in about one third of the ATU Member States;

Noting the need for these Member states to have official and working documents of the Union written in Arabic;

Decides to amend article 6 of the Constitution and article 5 (5.1.) of the Convention (Cap Town, December 1999) to read as follows:

1. Amendment to the Constitution

Article 6: The official languages of the Union shall be those of the African Union (AU).

2. Amendment to the Convention

Article 5 Para 5.1: the working languages of the Union shall be English, Arabic, and French.

Instructs the Secretary General to submit a report to the Administrative Council on the modalities of the implementation of the present Resolution. This report should contain information on the practical incidence and financial utilization of all official and working languages of the Union.

**RESOLUTION N° 05/CPL/02/2006 ON
THE ATU STRATEGIC PLAN AND BUDGET 2006 – 2010**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Aware that

1. telecommunications and ICT are a critical enabler of socio-economic development, economic growth and a strong catalyst for investment flows;
2. there is a pressing need for commitment to provide for the region an enabling environment to rapidly bring about a transformed knowledge-based and information African Society, in order to bridge the digital divide;

Noting the decision of the Special Session of the Administrative Council held from 9 to 11 July 2006 in Tripoli, Libya to approve the ATU Strategic Plan and Budget 2006 – 2010;

Aware of the necessity to achieve the full engagement of the Union's membership to implement the ATU Strategic Plan 2006-2010;

Decides to adopt the ATU Strategic Plan and related Budget 2006 – 2010 as principal instruments to guide the activities of the Union during the said period;

Further Decides to urge Member States to fully commit themselves to honor their obligations to the Union, especially financial obligations, in order to make it a viable institution that will respond to the aspirations and objectives of the African leadership and society;

Resolves to call upon Member States:

1. to develop programmes in cooperation with ATU, to enhance ICT intellectual capacity thus to help rapidly advance Africa into the knowledge-based economy and Information Society;
2. to effectively participate in ATU's programmes aimed at enhancing the African Voice in the field of information and communication technology resources;
3. to develop programmes that will facilitate investment capital to build information infrastructure, enhance cross-border connectivity, rural telecommunications, backbone infrastructures, as well as universal service and access;
4. to develop programmes that will enhance universal access and service and also to bridge the digital divide;
5. to develop programmes that will build a "critical-mass" of human capital in the field of ICT through collaboration with human resource development institutions to promote technology transfer and reverse Africa's brain drain.
6. to communicate to the General Secretariat their ICT sectoral development strategies and related implementation reports for the information of Member States.

7. to assist the Secretary General in the recruitment of Associate Members in their respective countries.
8. to appoint focal points for ATU affairs in relevant Ministries and Regulatory Agencies.

Appeals to national, regional and international development partners as well as relevant stakeholders, to co-operate with ATU in all its programmes, especially in the implementation of its strategic plan.

Instructs the Secretary General

1. to maintain close collaboration and effective networking with Member states in order to realize adequate funding for the implementation of this resolution.
2. to submit an annual report to the administrative council on the status of mobilization of funds based on the above strategy as a guide to instituting other practical measures that will enable the Union to achieve its strategic goals.

Instructs the Administrative Council to monitor the implementation of the strategic plan 2006-2010 as outlined in the annex attached to this resolution, on the basis of the annual reports of the Secretary General.

**RESOLUTION N° 06/CPL/02/2006 ON ADOPTION OF
AFRICAN COMMON PROPOSALS AS AFRICA'S CONTRIBUTION
TO THE ITU PLENIPOTENTIARY CONFERENCE (PP-06)**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Aware of the need for Africa to speak with one voice at international conferences,

Noting the decision of the Special Session of the Administrative Council to approve the draft African common proposals as attached in the annex to this resolution;

Decides to adopt the draft African common proposals as Africa's contribution to the work of the Plenipotentiary Conference of the International Telecommunication Union (PP-06) that will be held in Antalya, Turkey from 6 to 24 November 2006;

Appeals to Members States to formally endorse the draft African common proposals by filling the form availed to them to that effect;

Instructs the Secretary General to take any appropriate actions:

1. to ensure an efficient organization of the African Group during PP-06;
2. to ensure an equitable representation of Africa in the structures of PP-06;
3. to submit the African common proposals to ITU.

**RESOLUTION N° 07/CPL/02/2006 TO SUPPORT THE
INTERNATIONAL TELECOMMUNICATIONS SATELLITE ORGANIZATION (ITSO)**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Noting that the 30th meeting of the Assembly of Parties (AP-30) of the International Telecommunications Satellite Organization (ITSO) will take place in Paris from 19 to 21 July 2006;

Considering

1. that after the Zeus acquisition in January 2005, Intelsat stopped providing ITSO with necessary monitoring information, including discontinuation of quarterly monitoring indicators reports;
2. that with regard to Intelsat's Public Service Obligations to the LCO customers, Intelsat
 - a. has not provided access to data and contracts used for the 2004 and 2005 LCO Pricing Index calculations;
 - b. has not provided audit reports; and
 - c. has not provided management representation letters.
3. that Intelsat has stated that its annual LCO Pricing Index calculation for the period 2000-2004 has shown that prices had decreased by only 4.87%, and thus, did not trigger the 15 % threshold formula for a price reduction to LCO customers while satellite operators, including Intelsat have reported a 37% price decrease for the same period;
4. that with regard to Intelsat's obligations for global coverage and global connectivity, since the Zeus acquisition, Intelsat has refused to provide ITSO with information about the impact of Intelsat's satellite failures in the Asia Pacific region, and has withheld information about the imbalance of Intelsat's Ku-band capacity in Africa;
5. and that Intelsat has not provided information about the replacement of the majority of Intelsat's satellites after the "end of orbital design life" by 2010;
6. that Intelsat further deleted references to the Public Service Obligations from its corporate bylaws;
7. that Intelsat is using at no charge the Parties's Common Heritage of frequency assignments and associated orbital locations.

further considering

1. that the objective of the INTELSAT privatization was to allow Intelsat to confront developing international competition in the satellite telecommunications sector so that it could continue to ensure observance of the Core Principles on an ongoing and long-term basis;
2. the need to take all measures to ensure the fulfilment and the continuity of the Core Principles and the observance of the principles underlying the INTELSAT restructuring;
3. the need that African countries have a common position at AP-30;
4. the documents submitted by the Director General of ITSO to the AP-30;

Resolves

1. to support the efforts of ITSO in ensuring:
 - a. prompt Intelsat compliance with its public service obligations;
 - b. that the proper legal mechanisms are implemented to protect the continuity of the provision of international public telecommunications services in case of Intelsat's bankruptcy; and
 - c. that the rights of ITSO's member countries for the frequency assignments and associated orbital positions will not be subject to any commercial transaction not approved by ITSO;
2. to support the recommendations of the ITSO's Director General as arising from document AP-30-11 rev.1 in Annex A.
3. to convene this resolution to the 30th meeting of the Assembly of Parties (AP-30) of the International Telecommunications Satellite Organization (ITSO).

**RESOLUTION N° 08/CPL/02/2006 ON
SUPPORT TO THE RASCOM PROJECT
IN ORDER TO ACCELERATE THE BUILDING UP
OF THE AFRICAN INFORMATION AND KNOWLEDGE SOCIETY**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering

1. that the Regional African Satellite Communications Organisation (RASCOM) was created under the auspices of the Organisation of African Unity (OAU) now African Union (AU);
2. that the Pan African Satellite System being implemented by RASCOM once launched will provide connectivity for the entire continent and serve as a social, political and economic tool for buttressing African integration efforts;
3. that construction of this Pan African Communications Satellite System is completed and will be ready for launch in 2007;

Mindful

1. that at the conference of Heads of States and Government of the African Union, held in Syrte, Libya in 2005, the RASCOM project was fully endorsed as the Pan African Union Satellite System to provide Universal Access and Service throughout the entire continent;
2. that the 7th Ordinary Session of the Assembly of Parties of the African Union Heads of States and Government Summit held in Banjul, The Gambia from June 25-July 2, 2006, appealed to all African Heads of States and Governments that "the successful implementation of the RASCOM Project be made a top priority among African countries if Africa is to position itself as a strategic partner in the Global Information Society";

Noting

1. that RASCOM and its Partners are now mobilising funds to meet the cost of launching and insurance services;
2. that the RASCOM geostationary system will be located at orbital slot 2.9° East;
3. that there is need to protect the orbit/spectrum resources;

Mindful that ATU supports the RASCOM Project since it fulfils the Union's mission statement;

Resolves to urge all ATU Members States

1. to give sustained political and financial support in the implementation of the RASCOM project and facilitate its rapid deployment when it becomes operational in 2007;
2. to encourage the use of RASCOM services by national and international operators with networks in Africa;
3. to plan and implement national e-post project in order to enhance postal services using the RASCOM system in collaboration with ATU, RASCOM and PAPU who are currently undertaking e-post project jointly under partnership agreement.

**DECISION N° 01/CPL/02/2006 ON
ELECTION OF MEMBERS OF THE ADMINISTRATIVE COUNCIL
FOR THE PERIOD 2006-2010**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering that the elections of the Members of the Administrative Council for the period 2006-2010 have taken place based on sub-regional consensus,

Decides to announce the results of the election of Members of the Administrative Council for the period 2006-2010 as follows:

N°	Sub-region	Countries Elected
1	North Africa	Egypt
2		Libya
3	West Africa	Burkina Faso
4		Cote d'Ivoire
5		Ghana
6		Mali
7		Nigeria
8		Senegal
9	Central Africa	Burundi
10		Cameroon
11		Chad
12		Central African Republic
13	East Africa	Kenya
14		Sudan
15		Tanzania
16		Uganda
17	Southern Africa	Lesotho
18		Zambia
19		Zimbabwe

**DECISION N° 02/CPL/02/2006 ON
ELECTION OF THE SECRETARY GENERAL
FOR THE PERIOD 2006-2010**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering that the election of the Secretary General for the period 2006-2010 has taken place;

Decides to announce that Mr. Jacques Akossi AKOSSI of Cote d'Ivoire has been elected for a term of four (4) years starting on 1st January 2007 and ending on 31st December 2010.

**DECISION N° 03/CPL/02/2006 ON
APPLICATION OF SANCTIONS
IN RELATION TO PAYMENT OF CONTRIBUTION**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering

1. Resolution N° 01/4SE-CPL/99 of the Conference of Plenipotentiaries of the Union (Cape Town, 1999) on "arrears of contribution";
2. Resolution N° 01/CPL/01/2002 of the Conference of Plenipotentiaries of the Union (Nairobi, 2002) on "non-payment of annual contributions (arrears)";
3. Resolution N° 01/ES/CPL/01/2003 of the Conference of Plenipotentiaries of the Union (Abidjan, 2003) on "issues of non-payment of annual contributions";
4. Resolution N° 03/CPL/02/2006 of the Conference of Plenipotentiaries of the Union (Tripoli, 2006) on "recovery of arrears of contribution of the Union";

Decides that sanctions in relation to payment of contribution shall be applied immediately after this 2006 Ordinary Session of the Conference of Plenipotentiaries of the Union.

**DECISION N° 04/CPL/02/2006 ON
DESIGNATION OF THE MEMBERS OF
THE ARREARS OF CONTRIBUTION RECOVERY COMMITTEE**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering

1. that Resolution N° 03/CPL/02/2006 of the Conference of Plenipotentiaries of the Union (Tripoli, 2006) on "Recovery of arrears of contribution of the Union" has established an "Arrears of Contribution Recovery Committee";
2. that as per Decision N° 03/CPL/02/2006 of the Conference of Plenipotentiaries of the Union (Tripoli, 2006), sanctions in relation to payment of contributions will be applied immediately after this 2006 Ordinary Session of the Conference of Plenipotentiaries of the Union;

Decides

1. that the "Arrears of Contribution Recovery Committee" shall be composed of Ministers of the following Members States:
 - a) Burundi;
 - b) Guinea;
 - c) Libya;
 - d) Sierra Leone;
 - e) Zimbabwe;
2. that the "Arrears of Contribution Recovery Committee" shall elect its Chairman.

**DECISION N° 05/CPL/02/2006 ON
ESTABLISHMENT OF THE STEERING COMMITTEE OF THE AFRICAN GROUP FOR THE
2006 PLENIPOTENTIARY CONFERENCE OF
THE INTERNATIONAL TELECOMMUNICATION UNION**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering

1. that the 2006 Plenipotentiary Conference (PP-06) of the International Telecommunication Union (ITU) will be held from 6 to 24 November 2006, in Antalya, Turkey;
2. Resolution N° 06/CPL/02/2006 of the Conference of Plenipotentiaries of the Union (Tripoli, 2006) on "Adoption of African Common Proposals as Africa's Contribution to the ITU Plenipotentiary Conference (PP-06)";
3. that there is a need to coordinate African positions and African Common Proposals during PP-06;
4. the report of the Conference Preparatory Committee of the Union that met in Tripoli, Lybia, from 12 to 15 July 2006;

Decides

1. to establish a Steering Committee of the African Group during PP-06;
2. that the Steering Committee of the African Group is mandated to coordinate African Positions and African Common Proposals during PP-06;
3. the Steering Committee of the African Group shall be composed as follows:
 - a) Chairman: Kenya;
 - b) Vice-Chairmen: Cameroon, Egypt, Lesotho, Sierra Leone;
 - c) Secretariat: General Secretariat of the African Telecommunications Union;
4. that the Steering Committee of the African Group shall appoint 2 to 3 coordinators to represent Africa in the inter-regional coordination meetings and advocate the African Common Proposals.

**DECISION N° 06/CPL/02/2006 ON
HOSTING OF THE 3RD ORDINARY SESSION OF
THE CONFERENCE OF PLENIPOTENTIARIES OF THE UNION IN 2010**

The Conference of Plenipotentiaries of the African Telecommunications Union, meeting in its second Ordinary Session, in Tripoli, on 16 and 17 July 2006,

Considering

1. that the next Ordinary Session of the Conference of Plenipotentiaries of the Union is scheduled to take place in 2010;
2. that Clause 3 of Article 8 of the Convention provides for the Conference shall meet either at the headquarters of the Union or in a Member States;
3. that the Government of Egypt has kindly proposed to host the next Ordinary Session of the Conference of Plenipotentiaries of the Union;

Decides that the 3rd Ordinary Session of the Conference of Plenipotentiaries of the African Telecommunications Union shall be held in 2010 in Egypt, ahead of ITU 2010 Plenipotentiary Conference.

**LIST OF ANNEXES TO THE FINAL ACTS OF
THE 2ND ORDINARY SESSION OF THE CONFERENCE OF PLENIPOTENTIARIES
OF THE AFRICAN TELECOMMUNICATIONS UNION**

Title	Description
Annex 1	Agenda
Annex 2	Work schedule
Annex 3	Rules of Procedures
Annex 4	Report of the Credentials Committee
Annex 5	Summary of the Strategic Plan and Budget of the Union for the period 2006-2010
Annex 6	African common proposals for the ITU PP-06
Annex 7	Taking of Oath of the Secretary General elect
Annex 8	The Tripoli Declaration
Annex 9	Vote of Thanks
Annex 10	List of participants

ANNEX 1

AGENDA



2nd Ordinary Session of the Conference of Plenipotentiaries
Al Mahari Hotel, Tripoli, Libya,
16-17 July 2006

Date: 16/07/2006

AGENDA

	Items	
1	Meeting of Heads of Delegation	
2	Opening Ceremony	
3	Election of the Bureau	
4	Presentation of the Report of the Credentials Committee	CPL/02/D02
5	Adoption of the draft Agenda	CPL/02/D03
6	Adoption of the draft Work Schedule	CPL/02/D04
7	Statements by Heads of Delegation.	
8	Presentation of the Report of the Conference Preparatory Committee to the Conference of Plenipotentiaries (See Annexes on page 2)	CPL/02/D05
9	Conduct of Elections of: <ul style="list-style-type: none"> ▪ Members of the Administrative Council ▪ Secretary General 	
10	Taking of Oath by the Secretary General Elect	
11	Any other business	
12	Date and venue of the next session	
13	Closing Ceremony <ul style="list-style-type: none"> ▪ Adoption of Final Acts. ▪ Reading of the Tripoli Declaration ▪ Vote of thanks 	CPL/02/D06 CPL/02/D07 CPL/02/D08

ANNEX 2
WORK SCHEDULE



2nd Ordinary Session of the Conference of Plenipotentiaries
Al Mahari Hotel, Tripoli, Libya,
16-17 July 2006

Date: 16/07/2006

WORK SCHEDULE

DAY 1 Sunday 16.07.2006		DAY 2 Monday 17.07.2006
08H00 - 09H00	Registration of Delegates	
09H00 - 09H30	Meeting of Heads of Delegation	
09H30 - 11H00	Opening Ceremony	<ul style="list-style-type: none"> • Conduct of Elections of : <ul style="list-style-type: none"> ▪ Members of the Administrative Council ▪ Secretary General • Taking of Oath by the Secretary General Elect • Any other business • Date and venue of the next session
11H00 - 11H30	Tea Break	
11H30 - 13H45	Election of the Bureau	
	Presentation of the Report of the Credentials Committee (Doc 02)	
	Adoption of the draft Agenda (Doc 03)	
13H45 - 16H00	Lunch Break	Lunch Break
16H00 - 17H30	Statements by Heads of Delegation	
17H30 - 17H45	Tea Break	Tea Break
17H45 - 19H00	Presentation of the Report of the Conference Preparatory Committee to the Conference of Plenipotentiaries (Doc 05)	Closing Ceremony <ul style="list-style-type: none"> • Adoption of the Final Acts (Doc 06) • Reading of the Tripoli Declaration (Doc 07) • Vote of thanks (Doc 08)
19H00 - 19H30	Break	
19H30 - 20H30	Opening Ceremony of TAQNYA Exhibition	
20H30 - 21H30	Tour of Exhibition	
22H00	Dinner	Dinner

General Working Hours :

Morning	08H00 - 13H45	Break	11H00 - 11H30
Afternoon	16H00 - 20H30	Break	17H30 - 17H45

ANNEX 3

RULES OF PROCEDURE



2nd Ordinary Session of the Conference of Plenipotentiaries
Al Mahari Hotel, Tripoli, Libya,
16-17 July 2006

Date: 14/ 07/2006

**RULES OF PROCEDURE OF THE CONFERENCE OF PLENIPOTENTIARIES
OF THE AFRICAN TELECOMMUNICATIONS UNION**

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**RULES OF PROCEDURE OF THE CONFERENCE OF PLENIPOTENTIARIES OF THE
AFRICAN TELECOMMUNICATIONS UNION**

- Rule 1 Composition
Ministers responsible for telecommunications or any other Plenipotentiaries designated by the Govern The Conference of Plenipotentiaries of the African Telecommunications Union is composed of Member States.
- Rule 2 Representation
The Government of each Member State shall be represented in the Conference of Plenipotentiaries by a delegation led by its Minister responsible for telecommunications or by any other Plenipotentiary designated by that Member State.
- Rule 3 Participation
a) In advance of each Conference of Plenipotentiaries, the Government of each Member State shall communicate as early as possible the names of its duly accredited delegates through the Secretary General of the Union.

b) At the invitation of the Secretary General, the observers as provided for in the relevant provisions of the Constitution and Convention may be admitted in the Conference.
- Rule 4 Order of Seating
Delegations shall be seated in the alphabetical order of the names of the countries represented.
- Rule 5 Ordinary Sessions
The Conference shall meet in Ordinary Session once every four years.
- Rule 6 Extra-Ordinary Sessions
At the request of the Council or a Member State, and with the concurrence of two-thirds of the Member States, the Conference shall meet in extraordinary sessions.
- Rule 7 Place of the Conference
The meeting of the Conference of Plenipotentiaries shall be held at the seat of the Union unless the Government of a Member State invites the Conference to meet in its territory in which event any additional expenses over and above the expense which would result from holding the meeting at the Headquarters will be borne by the inviting Member State.

- Rule 8 Working Languages
The working languages of the Conference shall be the official languages of the Union and any other language as provided for by Article 7.5. of the Convention.
- Rule 9 Inauguration of the Conference
The inaugural meeting of the Conference shall be preceded by a meeting of the Heads of Delegations to consult on the draft agenda.
- Rule 10 Chairpersonship
The Heads of Delegations shall appoint a Chairperson to conduct the meeting of the Heads of Delegations.
- Rule 11 Deliberations of the Conference
All meetings of the Conference shall be held in private with the exception of the formal opening and closing. However, the Conference may decide by a simple majority to conduct its proceedings in public.
- Rule 12 Election of the Bureau and Term of Office
The Conference of Plenipotentiaries shall, at the commencement of each Ordinary Session, elect by simple majority a Chairperson, three Vice-Chairpersons, and a Rapporteur whose terms of office shall terminate at the commencement of the next Ordinary Session. These officers shall not be eligible for re-election until the representatives of other Member States have held office. The Conference may however, decide by consensus or by a simple majority vote to waive this restriction.
- Rule 13 Duties of the Chairperson
The Chairperson shall open and close meetings, submit for approval of the Conference the records of the meetings, direct the debates, grant the use of floor, submit to a vote matters under discussion, announce the results of votes, and rule on points of order, and any other matter in accordance with the Rules of Procedure.
- Rule 14 Absence of the Chairperson
In the absence of the Chairperson, the 1st Vice-Chairperson shall act in his place. If neither the Chairperson nor any of the Vice-Chairpersons is present, the Conference shall elect an interim Chairperson.
- Rule 15 Agenda
The provisional agenda shall be drawn up by the Secretary General and communicated to Member States at least ninety days before the opening of the Ordinary Session.
- The provisional agenda of an Ordinary Session shall comprise, in particular:
- a) Report of the meeting of the Conference Preparatory Committee;
 - b) Report and items proposed by the Administrative Council;
 - c) Items which the Conference would have decided at a preceding meeting to place on its agenda;
 - d) Election of the Secretary General, and the members of the Administrative Council of the Union;

- e) Items proposed by Member States;
- f) Items referred to it by the AU;
- g) Report, recommendations and resolutions of the Technical and Development Conference;
- h) Place and date of next Ordinary Session;
- i) Any other business.

- Rule 16 Agenda of an Extraordinary Session
- a) The agenda of an Extraordinary Session convened by the Secretary General at the request of a Member State, provided this request has been approved by the required two-thirds majority, shall be communicated by the Secretary General to Member States at least six (6) weeks before the opening of the session.
 - b) The agenda of an Extraordinary Session shall comprise only items submitted for consideration in the request for convening the Extraordinary Session.
- Rule 17 Quorum
- A quorum shall be made up of 50% of the Member States of the African Telecommunications Union which honour their obligations.
- Rule 18 Voting Rights
- Each Member State shall have one vote subject to the provisions of Article 7.8. of the Convention, unless otherwise decided by the Conference.
- Rule 19 Conduct of Debate
- No representative shall have the floor without the consent of the Chairperson. The Chairperson shall grant the use of the floor in the order in which it has been requested. He can call to order any representative whose statement is not relevant to the matter under discussion.
- Rule 20 List of Speakers
- During the course of a debate, the Chairperson may make and announce the list of speakers and with the consent of the meeting, declare the list closed. The Chairperson may, however, accord the right of reply to any representative if, in his opinion, a speech delivered after he has declared the list closed makes this desirable.
- Rule 21 Points of Order
- a) During the debate, a representative may raise a point of order and the point of order shall be immediately decided by the Chairperson, in accordance with the Rules of Procedure. A representative may appeal against the ruling of the Chairperson. The appeal shall immediately be put to the vote and decided by simple majority of members present and voting.
 - b) A representative may not, in raising a point of order, speak on the substance of the matter under discussion.

- Rule 22 Limitation of Speeches
The Chairperson with the consent of the Conference may limit the time allowed to each speaker on any question. On procedural questions, the Chairperson shall limit each intervention to a maximum of five minutes. When debate is limited and a representative exceeds his allotted time, the Chairperson shall call him to order without delay.
- Rule 23 Adjournment of Debate
During the discussion of any matter, a representative may move the adjournment of the debate on the item under discussion. In addition to the proposer of the motion, one representative may speak in favour and one against the motion, after which the motion shall be immediately put to the vote.
- Rule 24 Suspension or Adjournment of the Meeting
During the discussion of any matter, a representative may move the suspension or adjournment of the meeting. No discussion on such motion shall be permitted, and it shall be immediately put to the vote.
- Rule 25 Closure of Debate
When a matter has been sufficiently discussed, any representative may move the closure of the debate. Two representatives may speak in favour of the motion and two against the motion, after which the motion shall be considered and approved if it has a simple majority of members present and voting in its favour. When the debate on an item is concluded because there are no other speakers, the Chairperson shall declare the debate closed.
- Rule 26 Order of Procedural Motions
Subject to Rule 23, the following motions shall have precedence in the following order over all other proposals or motions before the meeting:
- a) to suspend the meeting
 - b) to adjourn the meeting
 - c) to adjourn the debate on the item under discussion
 - d) to close the debate on the item under discussion.
- Rule 27 Resolutions
- a) Proposed resolutions, motions or amendments shall be presented in writing to the Secretary General who shall circulate copies thereof to representatives. However, the Conference may authorize the discussion of a proposal not previously distributed. Proposed resolutions and motions shall be examined in the order of their submission.
 - b) A motion or a proposed resolution may be withdrawn by the original mover prior to its being submitted to the vote. Any representative may reintroduce a motion or proposed resolution that has been withdrawn.
- Rule 28 Majority Required
All resolutions shall be decided by simple majority of the Member States present and voting.

- Rule 29 Vote on Resolutions
After the debate has been closed, the Chairperson shall immediately put to the vote resolutions with all amendments. The vote shall not be interrupted except on a point of order related to the manner in which the vote is being taken.
- Rule 30 Vote on Amendments
When there is a move to amend a proposal, the amendment shall be voted on first. When there is more than one amendment to a proposal, the Conference shall first vote on the amendments furthest removed in substance from the original proposal and then on the amendment next furthest removed therefrom, and so on, until all the amendments have been put to vote. If one or several amendments are adopted, the amended proposal is then put to the vote. If no amendments are adopted, the proposal shall be put to the vote in its original form. A proposal is considered as an amendment to a text if it adds or removes parts therefrom or otherwise modifies it.
- Rule 31 Vote on Separate Parts of a Proposal
Parts of a proposal, resolution or a motion, shall be voted on separately when so requested. If this is done, the text resulting from a series of votes shall be put to the vote as a whole. If all operative parts of a proposed resolution or motion have been rejected, the proposal shall be considered to have been rejected as a whole.
- Rule 32 Voting Procedures and Reasons for Votes
a) Votes shall be taken by a show of hands, but any representative may request a roll call vote which shall be taken in alphabetical order of the names of the Member States beginning with the State whose name is drawn by lot by the Chairperson. After a vote, any representative may request the use of the floor to explain his vote.

b) There shall be a secret vote for elections and also in such special circumstances as the Conference may determine by simple majority of its members.

c) In the event of equality of votes, the proposal is deemed to be rejected.
- Rule 33 Committees
The Conference may establish such sessional or ad hoc Committees and temporary working groups as it may deem necessary.
- Rule 34 Amendments
These Rules of Procedure may be amended by the Conference of Plenipotentiaries by simple majority of its members.
- Rule 35 Entry into Force
The present Rules of Procedure shall enter into force upon adoption by the Conference, and shall remain in force until amended by another Ordinary Session of Conference.

ANNEX 4

REPORT OF THE CREDENTIALS COMMITTEE



2nd Ordinary Session of The Conference Preparatory Committee of the Conference
Hotel Al Mahari, Tripoli
12-15 July 2006

Date: 16.07.2006

REPORT OF THE CREDENTIALS COMMITTEE

1. Composition

The Members of the Credentials Committee elected by the Conference of Plenipotentiaries are as follows: -

Cameroon	-	Chairman
Libya	-	Member
Burkina Faso	-	Member
Tanzania	-	Member
Lesotho	-	Rapporteur

2. Terms of Reference

The Terms of Reference are to determine which of the delegations of Member States attending the CPL:

- a) Are properly accredited as per Art. 1(5) of the Convention.
- b) Shall lose the right to vote in meetings of the organs of the Union if they have not deposited the required instruments of ratification as per Article 17.4 of the Constitution.
- c) Shall lose the rights of vote if their instruments of accession are not deposited as per Article 18.2 of the Constitution.
- d) Shall lose the right to vote if they fail to honor their financial obligation for a period of two (2) consecutive years as per Article 7(8.2) of the Convention.

2.1 However, in accordance with resolution 01/CPL/2002 on Non-Payment of Annual Contributions (arrears) adopted by the Conference of Plenipotentiaries held in Nairobi in 2002 it was resolved that the sanctions provided for in the Union's Constitution be applied immediately from the Second Ordinary Session of the Conference of Plenipotentiaries scheduled in 2006.

3.0 Findings

The Constitution and Convention, Cape Town 1999 which are provisionally in force by virtue of the Resolution No. 4SE-CPL/99 adopted by the 4th Extraordinary Session of the Conference of

Plenipotentiaries has not finally entered into force because only 8 instruments of ratification and accession out of the required (10) have been received by ATU Secretary General.

3.1 Ratification/accession of ATU's Convention and Constitution

The Member-States who have ratified/acceded the Constitution and Convention are the following:

1. Egypt
2. Kenya
3. Mauritius
4. Nigeria
5. Uganda
6. Sudan
7. Tunisia
8. Libya

3.2 Letters of accreditation

In accordance with article 1 (5.1) of the Convention, the following Member-States have submitted credentials duly signed:

1. Cote d'Ivoire
2. Burkina Faso
3. Guinea
4. Cameroon
5. Mali
6. Uganda
7. Chad
8. Gambia
9. Nigeria)
10. Lesotho
11. Sierra Leone
12. Zimbabwe
13. Libya
14. Burundi
15. Congo
16. South Africa
17. Zambia
18. Ghana
19. Gabon
20. Senegal
21. Algeria
22. Benin
23. Niger
24. Sudan
25. Madagascar
26. Egypt
27. Gambia
28. Burundi
29. Tunisia
30. Kenya

3.3 Financial obligations

In accordance with article 7 (8.2) of the ATU Convention, a Member-State shall lose a right to vote if they fail to honour their financial obligations for two consecutive years. The following 23 Member –States are not in arrears for a period of two consecutive years:

1. Burkina Faso
2. Burundi
3. Cameroon
4. Cote D'Ivoire
5. Ghana
6. Kenya
7. Lesotho
8. Mali
9. Nigeria
10. South Africa
11. Tanzania
12. Tunisia
13. Uganda
14. Zambia
15. Zimbabwe
16. Libya
17. Madagascar
18. Mauritius
19. Gambia
20. Ethiopia
21. Senegal
22. Angola
23. Sudan

4.0 RECOMMENDATIONS

In the light of the foregoing, the Credentials Committee recommends that the conditions relating to letters of accreditation and the number of members in order of contributions to the budget of the Union allows consideration of the principle of holding the conference.

5. DECISION

The Conference of Plenipotentiaries took note of the recommendation of the Credentials Committee and after deliberations decided as follows:

- a) All Member States present in this session are authorized to take part in the work of the conference with their rights of eligibility and vote;
- b) The sanctions referred to the Constitution and Convention regarding non payment of contribution shall be effectively applied at the end of the second session of Tripoli (16-17 July 2006) in conformity with resolution no 01/CPL/2002 on non payment of contribution adopted by the Conference of Plenipotentiaries in Nairobi in 2002.

6. LIST OF MEMBER STATES PRESENT:

- | | | | |
|----|-------------------------|----|--------------|
| 1 | Algeria | 16 | Kenya |
| 2 | Benin | 17 | Lesotho |
| 3 | Burkina Faso | 18 | Libya |
| 4 | Burundi | 19 | Madagascar |
| 5 | Cameroon | 20 | Malawi |
| 6 | Central Africa Republic | 21 | Mali |
| 7 | Comoros | 22 | Mauritania |
| 8 | Congo | 23 | Niger |
| 9 | Congo(DR) | 24 | Nigeria |
| 10 | Cote d'Ivoire | 25 | Senegal |
| 11 | Egypt | 26 | Sierra Leone |
| 12 | Gabon | 27 | South Africa |
| 13 | Gambia | 28 | Sudan |
| 14 | Ghana | 29 | Tanzania |
| 15 | Guinea | 30 | Tchad |
| | | 31 | Togo |
| | | 32 | Tunisia |
| | | 33 | Uganda |
| | | 34 | Zambia |
| | | 35 | Zimbambwe |

ANNEX 5

EXECUTIVE SUMMARY OF THE STRATEGIC PLAN AND BUDGET OF THE UNION FOR THE PERIOD
2006-2010



**2nd Ordinary Session of the Conference Preparatory Committee
Al Mahari Hotel, Tripoli, Libya
12-15 July 2006**

Date: 14.07.2006

AFRICAN TELECOMMUNICATIONS UNION (ATU)

STRATEGIC PLAN 2006 – 2010

EXECUTIVE SUMMARY

1 BACKGROUND

This executive summary is based on a comprehensive study undertaken by the ATU Administrative Council Committee for the preparation of the 2006 – 2010 Strategic Plan, the results of which are contained in a document already distributed to the Member States.

2 INTRODUCTION

2.1 The African Telecommunications Union (ATU) was established in 1999 as a successor of the Pan African Telecommunications Union (PATU). It is a specialized institution of the African Union (AU) and provides a forum for stakeholders involved in ICT to formulate policies and strategies aimed at improving access to information infrastructure and services.

Mission

The mission of the Union is to promote the rapid development of info-communications in Africa in order to achieve universal access and full inter-country connectivity.

Vision

The Union envisions an Africa that is empowered as a full and active participant in the global information and knowledge society.

2.2 Africa recognised early the massive changes likely to impact on the world during the 21st century in terms of both threats and opportunities.

- Opportunities because the ongoing economic revolution provides Africa with an indispensable environment to mobilize resources for modernization and the progress made in the ICT sector results in lowering cost in the economic value chain.
- Threats because the benefits inherent in the Global Information Society essentially depend on the level of access to ICT tools and on the degree of spread in all strata.

As a result of the digital divide, Africa might become more marginalized in the new global economy instead of being the channel for effective integration in the global economy.

Therefore, ATU resolves to become instrumental in the social and economic progress by transforming itself into a PERFORMANCE-BOUND ORGANISATION.

3 STRATEGIC OBJECTIVES OF ATU FOR 2006 – 2010

The strategic objectives of ATU for the period 2006 – 2010 basically revolve around working synergistically with the Action Plan of the World Summit on Information Society, the NEPAD objectives, the framework for partnership infrastructure development in Africa, the African Union goals, and ARAPKE, in close cooperation with all the partner and potential donors.

For the period 2006 – 2010, the strategic objectives include:

➤ CREATION OF COMPETITIVE ADVANTAGES

To identify, raise and make use of strategic resources in order to create competitive advantages or create new opportunities based on appropriate distinctive organizational skills and focusing on specialized products.

➤ ESTABLISHMENT OF STRATEGIC NETWORKS

To establish and develop strategic networks in the form of cooperation, alliances, partnerships, etc. covering all strategic areas; acquisition processing and marketing of information, use of resource-persons and other key approaches.

➤ DEVELOPMENT OF STRATEGIC CAPACITY

To focus on specialized products by creating an effective managerial framework and developing strategic capacities based on the following elements:

- Transforming the built strategic networks into value networks in which relationships are more transparent and profitable;
- Creating value for client stakeholders;
- Performance standards that are higher than those of competitors;
- Strong distinctive organizational skills i.e. skills that are rare, complex, hard to imitate and entrenched into ATU’s organizational identity.

➤ DIVERSIFICATION OF FUNDING SOURCES

To transform ATU into a performance-bound organisation by building financial autonomy that would be obtained through diversification of funding sources for its activities. As a result the various sources identified include:

- Member State contributions;
- Associate Member contributions;
- Returns on service provision;
- Exceptional funding provided by donors;

4 2006 – 2010 PERFORMANCE PROGRAMMES

INDUCTION PHASE (JULY 2006- MAY 2007	➤ Programme: “Transformation of ATU’s organisational identity”
	➤ Programme: “Structural reconfiguration of ATU”
	➤ Programme: “Development of management tools”
	➤ Programme: “Management and evaluation of activities”
	➤ Programme: “Ongoing specific projects”
IMPETUS PHASE (JUNE 2007 –	➤
	➤ Programme: “Strategies and applications”
	➤ Programme: “Capacity building”

MAY 2010	➤ Programme: “Programmes and projects”
	➤ Programme: “Financial and human resource management”
	➤ Programme: “Activity coordination”
	➤ Programme: “Performance evaluation”

5 FORMULATION OF THE OPERATIONAL PROGRAMME 2006 – 2010

The formulation of the above Strategic Plan has taken cognizance of programmes and strategies arising from the World Summit on Information Society (WSIS), the African Regional Action Plan for Knowledge Economy (ARAPKE) and the regional International Telecommunications Union (ITU) study on assistance to the New Partnership for African Economic Development (NEPAD), covering infrastructure projects and services in the African region.

However in adopting the above programmes as a guide, there has been a deliberate intention throughout the design of the ATU 2006-2010 Strategic Plan, to formulate programmes and projects of specific value. The key objective had been to create a degree of competitive advantage through delivery of tangible products for the benefit of stakeholders as well as of the Union in the form of value services and income-generating activities.

The outlines of the Strategic Plan are related to:

- **STRATEGIES AND APPLICATIONS**
- **CAPACITY BUILDING AND PARTNERSHIPS**
- **FINANCIAL AND HUMAN RESOURCE MANAGEMENT**
- **INTERNAL AUDIT FUNCTION**

The schedule of implementation of the ATU 2006 – 2010 strategic plan is annexed.

6 INDICATIVE BUDGET 2006 – 2010 STRATEGIC PLAN

A successful implementation of the 2006 – 2010 Strategic Plan strongly relies on the capacity of ATU to raise strategic financial resources for the completion of its programmes. The resource mobilisation strategy could be broken down into two (2) phases:

- The financial autonomy to be matched with the induction phase of ATU’s Strategic pathway (July 2006 – July 2007). It consists for Member States, Associate Members and selected donors to provide ATU with the indispensable financial autonomy for the achievement of its transformation into a performance-bound organisation. The supporting programmes for such organizational change include:
 - Transformation of ATU’s organizational identity through a series of seminars to explain the strategic project and mobilize collaborators’ adherence;
 - Organizational reconfiguration of ATU which involves a practical implementation of the supporting organizational structure for the 2006 – 2010 Strategic Plan, recruitment of key individual skills for the achievement of the Plan, training of collaborators based on the strategic goals in the Plan and professional security for collaborators;
 - Development and deployment of management tools in terms of production (strategies and applications, capacity building, programmes and projects, value networks).
- The financial development phase to be matched with the strategic impetus phase (July 2007- July 2010) where the various Operational Action Programmes (OAPs) will be implemented and evaluated based on effectiveness contracts. It is also during this phase that the major activities in ATU’s value chain (strategies and applications, capacity building, programmes and projects) will become operational and generate income to strengthen ATU’s financial autonomy.

All in all, the overall funding needed for the implementation of the 2006 – 2010 Strategic Plan will be US\$ 6,428,029.

The breakdown over the four (4) years will be as follows

- 1st Budget Year: US\$ 1,449,752
- 2nd Budget Year: US\$ 1,706,650
- 3rd Budget Year: US\$ 1,542,637
- 4th Budget Year: US\$ 1,728,990

SCHEDULE OF IMPLEMENTATION OF ATU'S 2006 – 2010 STRATEGIC PLAN

4.1 Secretary General		2006/2007	2007/2008	2008/2009	2009/2010
1.	Develop effective strategies for mobilization of resources of adequate level to meet set Plan targets.				
2.	Enhance ATU's organizational identity.				
3.	Develop and put in place an operational or goal setting system to provide "measurable, accessible and coherent" targets.				
4.	Strengthen current partnership MOU's and establish new ones.				
4.2 Strategies and Applications		2006 / 2007	2007 / 2008	2008 / 2009	2009 / 2010
Strategies and Policies					
1.	Revision of the <i>African Green Paper</i> on ICT development strategies and policies				
2.	Assessment of the African ICT sector reform				
3.	Harmonization of policies and regulatory frameworks at the regional and continental level				
4.	Coordination of African participation in international policy making forums				

4.2.2 Information Services					
1.	Development of specific measurable indicators and Implementation of an ICT observatory for Africa.		●	●	
2.	Development and maintenance of a database of African ICT professionals			●	●
3.	Establishment of an ICT strategy and policy research framework				●
4.2.3 Knowledge Sharing					
1.	Coordination of fora of African regulators		●	●	●
2.	Development of a mechanism for the dissemination of best practices among policy makers, regulators and operators			●	●
4.2.4 Studies					
1.	Promotion of the use of ICT for socio-economic development				●
2.	Identification of business and investment opportunities in the African ICT sector				●
3.	Implement the African connection toolkit for rural areas				●
4.	Promote the harmonization of operational standards			●	●
4.3 Capacity Building and Partnerships		2006 / 2007	2007 / 2008	2008 / 2009	2009 / 2010
4.3.1 Capacity Building					
1.	Develop and maintain a database on African policy makers, regulators, operators, capacity building needs		●	●	●

2.	Undertake an audit of African Centres of Excellence in order to propose and implement reinforcement measures				
3.	Build a network of ICT capacity building institutions with a view to harmonize and diversify training opportunities for regulators and operators				
4.3.2 Partnerships					
1.	Hold seminars for policy makers, regulators and operators in collaboration with identified institutions and organizations.				
2.	Develop and institute an annual technical forum and exhibition				
3.	Recruit new Associate Members				
4.	Assist in the establishment of operators associations and develop partnerships with them				
5.	Establish public private sector collaboration framework				
4.3.3 Corporate Communications					
1.	Maintain an informative and interactive website on ATU and its activities				
2.	Develop and publish an informative newsletter on ICT developments in Africa				
3.	Maintain and publish a directory of ICT stakeholders				

4.	Market ATU products such as seminars, projects and publications				
4.4 Programmes and Projects		2006 / 2007	2007 / 2008	2008 / 2009	2009 / 2010
4.4.1 Project Concept and Management					
1.	Assist countries in the development and implementation of national, regional and continental master plans for ICT infrastructure.				
2.	Develop a strategy to modernize African broadcasting networks.				
3.	Develop and implement a unique numbering zone for Africa				
4.	Facilitate the development of a unique SIM card for the provision of integrated ICT mobile services				
5.	Establishment of a viable African Internet Network				
6.	Promote integrated infrastructure projects and technologies				
7.	Implement the e-post Africa project that aims at establishing a network of post offices				
8.	Coordinate the implementation of the African e-Network				

4.4.2 Investment and Resource Mobilization					
1.	Identify strategies for investments in infrastructure projects		●	●	
2.	Establish a network of partners and implement a resource mobilization drive for ATU identified programmes and projects		●	●	●
4.5 Financial and Human Resource Management		2006/2007	2007/2008	2008/2009	2009/2010
1.	Initiate and develop an ATU administrative procedures manual and ATU's financial and accounting manual.	●	●	●	●
2.	Initiate, develop and manage a reliable Management Information System (MIS) policy	●	●	●	●
3.	Develop human resources capabilities	●	●	●	●
4.	Develop a system for management of Intellectual Property	●	●	●	●
5.	Increase ATU's financial base by collecting outstanding dues and annual contributions	●	●	●	●
6.	Encourage Member States to accede to or ratify the Union's Constitution and Convention	●	●	●	●
7.	Conceptualization and development of self-financing activities/income generating activities	●	●	●	●

4.6 Operational Programme – “Internal Audit”		2006/2007	2007/2008	2008/2009	2009/2010
1.	Develop internal auditing policies, rules and procedures for the Union				
2.	Develop monitoring and evaluation mechanisms for ATU staff and activities				

ANNEX 6

AFRICAN COMMON POSITIONS FOR THE ITU PP-06

Document AfPP-06 / 14-E
30 June 2006
Original : English

DRAFT AFRICAN COMMON PROPOSALS

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PLENARY MEETING

**Document
30 June 2006
Original: French**

**AFRICAN COMMON PROPOSALS FOR THE
WORK OF THE CONFERENCE**

PROPOSAL 1

Submitted by the following Member States:

**Clarification of the tasks of the Deputy Secretary-General and
the role of elected officials**

Introduction

The outcomes of the Council Working Group on the “Functioning of the Coordination Committee and tasks of the Secretary General” are relevant. It should however be noted that some provisions should be included in the draft Resolution of this Working Group so that:

- Clear and precise guidelines regarding the duties of the Deputy Secretary General be first approved by the Council;
- The Secretary General be accountable for the overall management of the Union to avoid any contradiction;
- The Council be associated, through some officials, with some meetings of the Coordination Committee if necessary

Analysis

There is a need to clarify the tasks of the Deputy-Secretary General and the role of elected officials.

Proposal

It is proposed to amend the draft resolution produced by the Council Working Group in order to improve the functioning of the Coordination Committee and specify tasks of the Deputy Secretary General.

DRAFT RESOLUTION XX (Antalya, 2006) REVISED

Functioning of the Coordination Committee and Tasks of the Deputy Secretary-General

The Plenipotentiary Conference of the International Telecommunication Union (Antalya, 2006),

considering

- a. that the Plenipotentiary Conference of 2002 adopted Resolution 108 on the Improvement of the Functioning of the Coordination Committee, including the tasks of the Deputy Secretary-General and role of the other elected officials;
- b. that Resolution 108 called upon the Council to establish a Working Group open to participation by Member States charged with:
 - i) examining the functioning of the Coordination Committee, including the tasks of the Deputy Secretary-General and the role of the other elected officials;
 - ii) submitting to the Council a report containing, in particular, the draft texts that could be necessary in the event of modification of the Constitution or the Convention and which could be used by Member States in preparing their proposals in that regard to the next plenipotentiary conference;
- c. that the tasks and functions of the Deputy Secretary-General are not expressly enumerated in the basic instruments of the Union;
- d. the need to strengthen and improve the functioning and efficiency of the Coordination Committee,

noting

that the Council in 2003 established a Working Group to consider this matter, which met physically on one occasion and also worked by electronic means,

Further noting

- a) That the coordination of the activities within the Union could be more efficient if the roles of the elected staff were clarified
- b) That the Secretary General is responsible for the over all management of the resources of the Union and is therefore accountable to the Council;
- c) That the Secretary General should delegate partially the management of the resources of the Union to other elected staff;
- d) That only the Deputy Secretary General shall be accountable for the management of the said resources to the Council but through the Secretary General

recalling

- a. the relevant provisions of the Constitution and Convention in this regard;
- b. Decision 7 of the 2002 Plenipotentiary Conference, which instructed the Secretary-General to make minutes of Coordination Committee meetings available on the Council website, excluding confidential staff matters,

having examined

the Report of the Working Group, which was submitted to the Council at its ordinary session in 2005,

recognizing

- a. the need to make optimal use of the position of the Deputy Secretary-General in the management of the Union
- b. the importance of more transparency and increased efficiency in the work of the Coordination Committee

resolves

to improve the efficiency of the Coordination Committee:

- i) the Coordination Committee, consistent with its mandate, must give additional focus to the implementation of the strategic mission and purposes of the Union, as set forth in the basic instruments and in the Strategic Plan, must place particular emphasis on enhancing its financial and administrative functions, should enhance the regular exchange of information among elected officials on their respective activities and should, within the constraints of the budget of the Union, seek new efficiencies in all aspects of the Union;
- ii) the senior managers of the Union (namely Deputies to the Directors of the Bureaus, the Chief of the Finance Department and the Chief of the Personnel Department) should be closely associated, when appropriate, with the work of the Coordination Committee;
- iii) The Council (namely the Chairman or the Vice-Chairman) should be closely associated, when appropriate, with the work of the Coordination Committee.

concerning the role of the Deputy Secretary-General:

the tasks of the Deputy Secretary-General, consistent with the basic instruments, must be defined to create a clear operational and management role,

instructs the Secretary-General

1. to take all necessary measures to implement this Resolution;
2. to prepare and submit to the Council for approval, specific directives concerning the tasks of the Deputy Secretary General
3. to issue clear and specific directives concerning the tasks of the Deputy Secretary-General;
4. to make the minutes of the Coordination Committee meetings available to all Member States on the website, excluding confidential staff matters;

further instructs the Secretary-General

to report regularly to the Council on the measures taken to implement this Resolution.

PROPOSAL 2

Submitted by the following Member States:

Guidelines on the determination of the role and tasks of the Deputy Secretary-General

Introduction

The role of the Secretary General and the Deputy Secretary-General are stated in Article 11 of the Constitution and Article 5 of the Convention. Article 11 reads: “The Deputy Secretary-General shall be responsible to the Secretary-General; he shall assist the Secretary-General in the performance of his duties and undertake such specific tasks as may be entrusted to him by the Secretary-General. He shall perform the duties of the Secretary-General in the absence of the latter”.

Considering these provisions, it can be noticed that no precise task is allocated to the Deputy Secretary-General. The entirety of his work is up to the Secretary-General. In order to allow the Deputy Secretary-General to be more involved in the activities of ITU and play a more active role towards members, it is important to officially define and determine for him some tasks while keeping some flexibility to allow the Secretary-General to adapt the situation in accordance with the circumstances. However, the work shall be carried out under the responsibility of the Secretary-General.

In order to guarantee a certain amount of flexibility in the assignment of duties to the Deputy Secretary-General, their definition in the organization’s Constitution and Convention must be avoided, as these are restrictive documents that are reviewed every four years. For this purpose, the duties shall be adopted by Council, following proposals made by the Secretary-General.

Analysis

There is a need to:

- Allow the Deputy Secretary-General to play a more active role and give an operational dimension to his position;
- To make the best use of capabilities of the Deputy Secretary-General and give some flexibility to his tasks ;
- Avoid the concentration of work at the level at the level of the Secretary-General ;
- Allow ITU members to be able to assess the tasks of the Deputy Secretary-General.

Proposal

It is proposed to attach the following guidelines to the draft resolution on “Functioning of the Coordination Committee and tasks of the Deputy Secretary-General”.

ANNEX TO RESOLUTION XX (Antalya, 2006)

**Guidelines on the determination of
the role and tasks of the Deputy Secretary-General**

The Deputy Secretary-General shall:

- Supervise the preparation of the activity reports of the General Secretariat;
- Coordinate annually the preparation of the four-year rolling operational plan of the General Secretariat;
- Oversee some divisions such as the Human Resource Division, the General Services Division and the Conference Division ;
- Service some meetings or conferences of the Union ;
- Supervise study projects related to recommendations of conferences;
- Undertake any other tasks as instructed by the Secretary-General.

PROPOSAL 3

Submitted by the following Member States:

Retention of regional TELECOMs and rotation of world TELECOMS

Introduction

Resolution 11 (Marrakech, 2002), among other things, mandates the ITU in collaboration with Member States to organize regional and world TELECOMs exhibitions and forums on a regular basis.

Analysis

It should be noted that:

- The regional and world TELECOMs exhibitions and the associated forums have played a significant role in facilitating the transfer of technology and sharing of knowledge among Member States, Sector Members and the wider telecommunication community.
- The regional TELECOMs exhibitions allow in particular the host communities to benefit from the event.

Proposal

It is proposed to amend Resolution 11 (Marrakech, 2002) in order:

- To retain the existing arrangements for holding of the regional and world TELECOMs exhibitions and the associated forums.
- To rotate the world TELECOMs exhibitions in every region
- To put in place mechanisms for ensuring transparency and efficiency in the organization of the Telecom events.
- To avoid having the world TELECOMS event in the same year with regional TELECOMS event.

RESOLUTION 11 (Rev. Antalya, 2006)

World and regional telecommunication exhibitions and forums

The Plenipotentiary Conference of the International Telecommunication Union (Marrakesh, 2002),

considering

- a) that telecommunication exhibitions and associated forums (TELECOMs) are of considerable assistance in keeping the membership of the Union and the wider telecommunication community informed of the latest advances in all fields of telecommunications and the possibilities of applying them for the benefit of all Member States and Sector Members, particularly the developing countries;
- b) that world and regional TELECOMs fulfil the mandate to keep Member States and Sector Members informed of, and offer a universal opportunity for the display of, state-of-the-art technology concerning all aspects of telecommunications and related fields of activity;
- c) that regional TELECOMs bring the potential benefits of telecommunications closer to the people of all continents by emphasizing the specific problems of each region and indicating possible solutions to them;
- d) that such regional exhibitions and forums organized on a regular basis by ITU, with no commercial interest, staged at the invitation of Member States, are an excellent means of catering for the needs of both developed and developing countries and facilitate the transfer of technology and of essential information to developing countries;
- e) the commitments made by Switzerland towards ITU;
- f) the commitments made by the countries which have signed the Convention on the Privileges and Immunities of the Specialized Agencies,

noting

- a) that a board has been established to assist the Secretary-General in the management of TELECOM activities;
- b) that many developing countries have moved significantly forward in the development of their telecommunication sector;
- c) that some of these countries now have the capability and are willing to host and stage regional TELECOMs;
- d) that ITU has been successfully organizing world and regional TELECOMs for many years;
- e) that the principles governing ITU's activities in this field have proved to be extraordinarily useful for the membership of the Union and the wider telecommunication community;
- f) that the operational flexibility which the TELECOM management needs in order to meet all the challenges in its field of activity and compete in its semi-commercial environment has proved to be useful,

resolves

- 1 that the Union should, in collaboration with its Member States, continue to organize world and regional telecommunication exhibitions and forums on a regular basis;
- 2 that the Union should give due consideration to balancing the need for generating surplus income from telecommunication exhibitions and forums with the capability and willingness of countries, and developing countries in particular, to host and stage regional TELECOMs;
- 3 that the Secretary-General is fully accountable for TELECOM activities (including planning, organization and finance), as a part of the permanent activities of the Union;
- 4 that decisions of the Secretary-General on the venues of world and regional TELECOMs shall be made on the basis of an open and transparent decision-making process based on objective criteria (specification of terms and conditions and call for candidatures);
- 5 that the world TELECOMs shall be rotated in every region, while ensuring to the extent possible that a world TELECOM and a regional TELECOM do not take place in the same year,
- 6 that a mechanism shall be put in place to ensure transparency and efficiency in the organization of regional and world TELECOMs,
- 7 that TELECOM activities are subject to the ITU Staff Regulations and Staff Rules, publication practices and Financial Regulations, including internal control and internal audit;
- 8 that the audit of TELECOM accounts shall be carried out by the external auditor of the Union;
- 9 that a significant part of any surplus income over expenditure derived from TELECOM activities should be used as extrabudgetary income for the Telecommunication Development Bureau, for specific telecommunication development projects, primarily in the least developed countries,

instructs the Secretary-General

- 1 to ensure the appropriate management of all TELECOM activities in line with the regulations of the Union and in particular with this resolution;
- 2 to consider measures that will enable and assist Member States which are capable and willing, particularly developing countries, to host and stage regional TELECOMs;
- 3 in respect of these measures, to take into account the following:
 - flexibility in implementing ITU requirements for regional telecommunication exhibitions and forums, i.e. space requirements, pricing regimes for exhibition, forum and office space;
 - establishing a rotation system in deciding the venue of regional TELECOMs which will give due consideration to countries which have not had the opportunity to host such an event but are willing and capable of doing so;
- 3 take advice from the TELECOM Board, the mandate and the principles governing the composition of which are approved by the Council on the proposal of the Secretary-General;

5 to ensure the transparency of TELECOM activities and report on them in a separate annual report to the Council, including on:

- all TELECOM business activities;
- all activities of the TELECOM Board;
- the reasons for the selection of venues for future world and regional TELECOM exhibitions and forums;
- future events and their financial implications, the future strategy and risks to be considered;
- action taken with respect to the use of surplus income;

6 to ensure the internal control and internal and external audits of the accounts for the different TELECOM activities,

instructs the Council

1 to review the annual report on TELECOM activities as described under instructs the Secretary-General 5 and give guidance on future trends for those activities;

2 to review and approve the TELECOM accounts, after having examined the report of the external auditor of the Union;

3 to review and approve the use of TELECOM surplus funds and to decide annually on the amount to be transferred to the Special Fund for Technical Cooperation;

4 to review and approve proposals of the Secretary-General on the principles for a transparent decision-making process on the venues of world and regional TELECOMs, including the criteria which serve as a basis of that process; such criteria shall include cost elements as well as, in the case of regional events, the rotation system and, in the case of world events, the additional costs which may result from holding the event outside the city of the seat of the Union;

5 to review and approve proposals of the Secretary-General on the mandate and on the principles governing the composition of the TELECOM Board.

PROPOSAL 4

Submitted by the following Member States:

Retention of the current federal structure of five elected officials

Introduction

The current federal structure of five (5) elected officials of the Union is sound and fair.

Analysis

- The structure gives a fair opportunity for geographical regional representation
- The structure does not concentrate power in one office of the union

Proposal

It is proposed to retain the current federal structure of five (5) elected officials of the Union. In the Constitution - Article 9 “Principles Concerning Elections and Related Matters”

NOC 62
PP-02

- b) the Secretary-General, the Deputy Secretary-General and the Directors of the Bureaux shall be elected among the candidates proposed by Member States as their nationals and shall all be nationals of different Member States, and at their election due consideration should be given to equitable geographical distribution amongst the regions of the world; due consideration should also be given to the principles embodied in No. 154 of this Constitution;

PROPOSAL 5

Submitted by the following Member States:

Correction of inaccuracies in the Convention

Introduction

Some provisions of the Convention contain inaccuracies.

Analysis

There is a need to:

- Correct erroneous references;
- Remove certain incorrect references as well as outdated or inappropriate provisions
- Modify provisions or articles in order to reflect decisions that affect the Convention.

Proposals

In the Convention:

Reasons: Provisions 260 and 261 referred to have been deleted from the Convention (Cf. Article 23 of the Convention).

MOD 80 PP-94

14) be responsible for effecting the coordination with all international organizations referred to in Articles 49 and 50 of the Constitution and to this end, conclude, on behalf of the Union, provisional agreements with the international organizations referred to in Article 50 of the Constitution and in Nos. 269B, 269C and 269D of the Convention, and with the United Nations in application of the Agreement between the United Nations and the International Telecommunication Union; these provisional agreements shall be submitted to the Plenipotentiary Conference in accordance with the relevant provision of Article 8 of the Constitution.

Reasons: Provisions 260 and 261 referred to have already been deleted from the Convention (Cf. Article 23 of the Convention).

MOD 96

m) prepare recommendations for the first meeting of the Heads of delegations referred to in No. 342 of this Convention*), taking into account the results of any regional consultation;

Reasons: Delete the footnote of the Secretary-General of ITU.

MOD 111 PP-02

4 A report shall be made of the proceedings of the Coordination Committee and will be made available to Member States of the Council.

Reasons: The words “on request” were deleted in reference to Decision 7 (Marrakech 2002) which mandated the Secretary General to post proceedings of meetings of the Coordination Committee on the Website, except where the contents are confidential in nature.

MOD 235

5 Any request from any entity or organization listed in No. 231 above (other than those referred to in Nos. 269A and 269D of this Convention) to participate in the work of a Sector shall be sent to the Secretary-General and acted upon in accordance with procedures established by the Council.

Reasons: Provisions 260 and 261 referred to have already been deleted from the Convention (Cf. Article 23 of the Convention).

MOD 236

6 Any request from an organization referred to in Nos. 269C and 269E of this Convention to participate in the work of a Sector shall be sent to the Secretary-General, and the organization concerned shall be included in the lists referred to in No. 237 below.

Reasons: Provisions 260 and 262 referred to have already been deleted from the Convention (Cf. Article 23 of the Convention).

MOD 237 PP-98

- 7 The Secretary-General shall compile and maintain lists of all entities and organizations referred to in Nos. 229 to 231 and Nos. 269B and 269E of this Convention that are authorized to participate in the work of each Sector and shall, at appropriate intervals, publish and distribute these lists to all Member States and Sector Members concerned and to the Director of the Bureau concerned. That Director shall advise such entities and organizations of the action taken on their requests, and shall inform the relevant Member States.

Reasons: Provisions 260 and 262 referred to have already been deleted from the Convention (Cf. Article 23 of the Convention).

PROPOSAL 6

Submitted by the following Member States:

**Amendment of the Constitution and the Convention
to reflect the broadened mandate of ITU as a consequence of the WSIS**

Introduction

AS A CONSEQUENCE OF THE WORLD SUMMIT ON THE INFORMATION SOCIETY (WSIS), SOME RESPONSIBILITIES WERE ATTRIBUTED TO ITU IN THE IMPLEMENTATION OF THE OUTCOMES OF THE SUMMIT.

ANALYSIS

THE RESPONSIBILITIES ALLOCATED TO ITU IN THE IMPLEMENTATION OF THE OUTCOMES OF THE SUMMIT GIVE THE UNION NEW ASSIGNMENTS THAT NECESSITATE THE BROADENING OF ITS INITIAL MANDATE AS STATED IN THE CONSTITUTION AND THE CONVENTION.

PROPOSAL

THE DECISION OF WIDENING THE MANDATE OF THE ITU TO REFLECT ITS NEW RESPONSIBILITIES IN IMPLEMENTING THE WSIS OUTCOMES SHOULD BE ADOPTED IN PP 06.

IT IS PROPOSED TO ESTABLISH A WORKING GROUP OF COUNCIL THAT WILL BE TASKED TO PROPOSE NECESSARY AMENDMENTS IN THE CONSTITUTION AND THE CONVENTION IN ORDER TO REFLECT THE BROADENING OF THE MANDATE OF THE UNION.

DRAFT RESOLUTION XX (Antalya, 2006)

Working Group of Council for the Revision of Constitution and Convention for broadening the mandate of ITU

The Plenipotentiary Conference of the International Telecommunication Union (Antalya, 2006),

Recognizing

the changing environment marked by the increasing convergence between telecommunications and information technology,

Recalling

the outcomes of both phases of the World Summit on Information Society (WSIS),

Stresses

the need to for the Union to undertake action in order to take action in order to strengthen mission for the benefit of its Member States, particularly the developing countries,

Adopts

The principle of revising the Constiutuion and Convention in order to broaden the mandate of the ITU to encompass Information Technology

Direction of those proposals from other regions and countries, which will call for the broadening of the mandate of the ITU to encompass Information Technology, and emphasizes the benefit of the consolidation of efforts and the harmonization stances,

Decides

1. To establish a Working Group of Council to propose the necessary amendments.

PROPOSAL 7

Submitted by the following Member States:

Extension of the mandate of the New Council Oversight Group

Introduction

The group of specialists mentioned in Decision 7 (Marrakech, 2002), submitted its report to the 2003 session of the Council for consideration. This report contains short-term recommendations that can be immediately recommended as well as medium-term and long-term recommendations. To that effect, the Council in its 2003 session, created a Council Oversight Group (COG) which was instructed to oversee the preparation, by the General Secretariat, in collaboration with the Coordination Committee, of a draft budget that would be considered during the additional session of the Council in 2003.

Council in its 2004 session thanked the COG and terminated its mandate and the mandate of the group of specialists and created a New Council Oversight Group (NCOG). The latter was instructed to ensure that the budget is result-based, the accounting method is reviewed and the counting system of time management is implemented in the indicated deadline.

The short-term recommendations of the group of specialists were implemented together with the medium-term and long term recommendations.

Hence, in accordance with Resolutions 1216 and 1243, Council requested The New Council Oversight Group (NCOG) to “oversee the implementation of the projects listed in resolution 1243, assisted by the Supporting Team” namely:

- travel management,
- procurement tools (service, special service agreement and BDT procurements),
- improvement of the linkage between strategic, financial and operational planning,
- personnel recruitment, appointment, transfer and promotion,
- improvement of certain other business processes as mentioned in Document C05/37;

Analysis

Though at a fairly advanced stage or completed in certain areas, the implementation of those projects cannot possibly be totally completed in time for the 2006 Plenipotentiary Conference, for such important projects as the strengthening of the coordination between strategic, financial and operational planning. This is compounded by the fact that Council requires more time and information to assess the effectiveness of the projects already implemented.

Proposal

It is proposed to adopt the following draft resolution that aims at extending the mandate of the NCOG and reviewing its composition and its working methods.

DRAFT RESOLUTION XX (Antalya, 2006)

Extension of the mandate of the New Council Oversight Group (NGOC)

The Plenipotentiary Conference of the International Telecommunications Union (Antalya, 2006),

Considering

- a) that the Plenipotentiary Conference of 2002 adopted Decision 7 on the review of the Union's management;
- b) that Decision 7 mandated the Council to set up a group of specialists constituted of an expert from each administrative region:
 - i) to undertake as a matter of urgency the work described in the annex to Decision 7, in consultation with the Secretary-General, the Directors of the Bureaux and the Sectors advisory groups;
 - ii) to request the group of specialists to report to the 2003 session of the Council in order that Decision 7 may be fully implemented by that time and may be used in conjunction with the examination of the draft budget 2004-2005 ;
- c) that it is necessary to continue strengthening and improving the management of the Union;
- d) that the work of the Council cannot be completed between now and the end of the 2006 Plenipotentiary Conference.

noting

- a) that the Council, during its Session in 2003 established a working group charged with the task of assessing the issue.
- b) that the Council during its Session in 2004, set up a New Council Oversight Group (NCOG) and mandated it with the supervision of some of the recommendations of the Group of Experts.
- c) that the Council, during its Session in 2005, reviewed the mandate, composition and working methods of this New Council Oversight Group, and authorized it, through Resolution 1243, to "oversee the implementation of the projects listed in that resolution".
- d) that the Council during its Session in 2006 realized that it was not going to be possible to complete some of the projects targeted by Resolution 1243 in time for the Plenipotentiary Conference in 2006.

recalling

- a) the need to fully implement Decision 7 of the 2002 Plenipotentiary Conference;
- b) that the Council during its Session in 2006 decided to extend the mandate of the NCOG and the mandate of the Supporting Team, as well as decided to review their membership and working methods, as detailed in Resolution 1243, until the 2006 Plenipotentiary Conference.

having examined

the report of the Council on the implementation of Decision 7.

Instructs Council

- 1. to renew the mandate of the NCOG in order to continue the full implementation of Decision 7,
- 2. to review the composition and working methods of the NCOG based on experiences drawn from its previous mandate.
- 3. to follow up the implementation of the current Resolution during each of its future sessions and to present a report of its findings on the application of this Resolution and its amendments that could possibly be incorporated into the Constitution and the Convention of the ITU.

Further instructs Council

To consider the implementation, as soon as possible, of the improvements that are deemed necessary and don't necessitate amendments of the Constitution and the Convention.

PROPOSAL 8

Submitted by the following Member States:

Organization of elections from the fourth day of the Conference

Introduction

The current provisions state that elections will begin in the second week of the Plenipotentiary Conference. However, the 2006 Ordinary Session of the Council considered the reduction in the duration of the Conference from four weeks to three weeks and therefore proposed that elections begin on the fourth day of the first week of the conference.

Analysis

Considering the reduced duration of the Conference and the large number of candidates, elections should begin on the fourth day of the first week of the conference being Thursday, 9th of November, 2006, so as to conclude these and other matters on the PP-06 agenda within the approved period of three weeks.

Proposal

ARTICLE 31 (GR)

General rules on election procedures

MOD 172 PP-02 5) Elections shall begin on the fourth calendar day of the conference.

PROPOSAL 9

Submitted by the following Member States:

Support to the NEPAD and to the ATU

Introduction

In line with Marrakech Resolution 124, ITU should continue providing assistance to the development of ICT in Africa, by reinforcing its close working relationships with ATU.

Analysis

ICT development in Africa still lags behind due to lack of sufficient capacity and resources. In view of this, it is necessary and critical if such assistance could be continued and enhanced.

Proposal

It is proposed to amend Resolution 124 to take into account the outcomes of the World Summit on the Information Society (WSIS) and ongoing activities implemented in the framework of this resolution.

Resolution 124 (Rev. Antalya, 2006)

Support for the New Partnership for Africa's Development

The Plenipotentiary Conference of the International Telecommunication Union (~~Marrakesh, 2002~~
Antalya, 2006),

considering

that the provisions of the ITU Constitution, as contained in Chapter IV thereof on the Telecommunication Development Sector (ITU-D), particularly with regard, inter alia, to the functions of the Sector for building awareness of the impact of telecommunications on national economic and social development, its catalytic role in promoting the development, expansion and operation of telecommunication services and networks, especially in developing countries, and the need to maintain and enhance cooperation with regional and other telecommunication organizations,

considering further

Resolution 31 (Kyoto, 1994) of the Plenipotentiary Conference on telecommunication infrastructure and socio-economic and cultural development, which highlights:

- telecommunications as a prerequisite for development;
- the impact of telecommunications on agriculture, health, education, transport, human settlement, etc.;
- the continuing decline in development resources available to developing countries,

noting

a) that, in its Declaration and resolutions, the World Telecommunication Development Conference (Valletta, 1998) (WTDC-98) reaffirmed a commitment to enhancing expansion and development of telecommunication services in developing countries and harnessing capacity for the application of new and innovative services;

b) the adoption of the Valletta Action Plan, incorporating key chapters on global information infrastructure development and the special programme for least developed countries,

aware

that the Council, in its Resolution 1184 on the World Telecommunication Development Conference (Istanbul, 2002), urged that conference to place special emphasis on the problem of "bridging the digital divide",

taking note of

a) the recognition by the United Nations General Assembly in its Resolution 56/37 of the adoption by the Assembly of Heads of State and Government of the Organization of African

Unity at its thirty-seventh ordinary session (Lusaka, July 2001) of the New Partnership for Africa's Development (NEPAD);

- b) the actions for NEPAD set out in annex hereto;
- c) the declaration by the Economic and Social Council on the role of the United Nations system in supporting the efforts of African countries to achieve sustainable development,

taking cognizance of

- a) the operative paragraphs of Resolution 56/218 of the United Nations General Assembly on the final review and appraisal of the United Nations New Agenda for the Development of Africa, relating to consideration of plans and modalities during 2002 for future engagement with NEPAD and calling on the United Nations system and the international community to support the New African Initiative and to ensure effective representation,
- b) the conclusions of the Geneva and Tunis WSIS phases and the work under way to implement the African Regional Action Plan for the Knowledge Economy (ARAPKE);
- c) the call made on 23 November 2004 by the Summit of the NEPAD Heads of State and Government Implementing Committee (HSGIC) for an effective implementation of the NEPAD ICT programme;
- d) the request made by the Abuja Declaration of African ministers in charge of telecommunications and ICT on infrastructure development to provide appropriate financial resources to support NEPAD ICT activities,

recognizing

that, in spite of the impressive growth and expansion in infocommunication services recorded in the African region since WTDC-98, many areas of major concern still exist and considerable disparities persist in the region, and the digital divide continues to widen,

resolves to instruct the Director of the Telecommunication Development Bureau

to pay particular attention to implementation of the provisions of the ITU-D Action Plan relating to support for NEPAD, earmarking resources so that this can be permanently monitored,

requests the Secretary-General

to release appropriate financial resources for activities to support NEPAD, in particular from the surplus on ITU world telecommunication exhibitions and forums (TELECOM).

ANNEX TO RESOLUTION 124 Rev. Antalya, 2006

Actions for NEPAD

1 Infrastructure

- i) Preparation of master plans for ICT infrastructure development
- ii) Facilitation of the introduction of digital technologies, especially for broadcasting
- iii) Support for all projects which promote ICT development and subregional and regional integration, for example, the East African Submarine Cable project (EASSy), the

NEPAD e-school initiative, RASCOM, e-Post Africa, COMTEL, SRII, INTELCOM II, the ARAPKE projects, etc.

- iv) Establishment and interconnection of national internet exchange points
- v) Evaluation of the impact and adoption of measures for strengthening functional capacities and the new missions of subregional maintenance Centers
- vi) Encourage the establishment of technological alliances in order to promote research and development at a regional level

2 Environment: development and implementation of

- i) an Africa-wide vision, strategy and action plan for ICT
- ii) a national vision and strategies for the development of ICT with maximum linkage to other national development strategies, notably the Poverty Reduction Strategy Paper (PRSP)
- iii) elaboration of a national policy framework and strategy for universal access
- iv) provision of support for the harmonization of policy and regulatory frameworks at the subregional level

3 Capacity building, cooperation and partnerships

- i) Support to the African Telecommunications Union by providing administrative support and assistance in technical expertise
- ii) Support for the elaboration of the planning and management of the frequency spectrum at national, subregional and regional levels
- iii) Support the strengthening of ICT training institutions and the network of Centers of excellence in the region
- iv) Establishment of a cooperation mechanism amongst regional institutions that provide development assistance to African countries in the ICT sector
 - x) Regional or multi-national approach to provision of support
- vi) Establishment of an ad hoc regional ICT think tank for Africa
 - x) Strengthening of subregional telecommunication regulatory associations
- viii) Strengthening of public-private partnership
- ix) Establishment of an African ICT database
 - x) Strengthening the capacities of Regional Economic Communities (RECs) for better implementation of the ICT projects and initiatives

PROPOSAL 10

Submitted by the following Member States:

Amendment of the definition of “Radiocommunications”

Introduction

Studies are being currently carried out within ITU-R study groups that consider technology operating above 3000GHz by the current definition of “Radiocommunication” in No. 1005 of the Annex to the Convention.

Moreover radiocommunication technologies have demonstrated the ability to use electromagnetic waves in space without artificial guide above 3 000 GHz, which make it necessary to remove this threshold value in order to allow competent world radiocommunication conferences to introduce , if needed, provisions in the Radiocommunication Regulation;

The Plenipotentiary Conference in Marrakesh adopted Resolution 118 that allowed the WRC to take such action if necessary however in contradiction to the Notes 1 and 2 in No 1005 to the convention.

Analysis

The definition of *Radiocommunication* in Annex 1005 to the Convention should be amended as to remove the threshold of 3000 GHz.

Proposal

It is proposed to mend No. 1005 in the Annex to the Convention, pursuant to Resolution 118 (Marrakesh,2002)

MOD 1005 ***Radiocommunication: Telecommunication by means of radio waves propagating in space without artificial guide.***

PROPOSAL 11

Submitted by the following Member States:

Retention of the current status of observers to the Council

Introduction

The Plenipotentiary Conference held in Marrakech in 2002 had adopted Resolution 109 on the review and incorporation of provisions regarding observers. In application of this Resolution, the Council meeting held in 2003 established a Working Group to consider the matter.

Subsequent to a proposal put forward by this group, the ITU Council adopted in 2004 Decision 519 on recommendations and general provisions about observers. This decision recommends that members of sectors be granted observer status in Council meetings and sets out the criteria for the selection of representatives of the Members of the Sectors.

Analysis

During its 2006 meeting, the Council recommended the maintenance of this procedure for designating observers to represent Members of the Sectors in future sessions of the Council and the conditions for their participation. Indeed, such a recommendation had received massive support from Members of the Council.

The Council shall be charged with the responsibility of assessing the participation of observers in Council Sessions and will report on this during the Plenipotentiary Conference in 2010.

Proposal

It is proposed to retain Article 4, paragraph 60B of the Convention.

ARTICLE 4 (CV) The Council

NOC 02 **60B PP-** *9 ter*) Sector Members may be represented as observers at meetings of the Council, its committees and its working groups, subject to the conditions established by the Council, including conditions relating to the number of such observers and the procedures for appointing them.

PROPOSAL 12

Submitted by the following Member States:

Revision of the International Telecommunication Regulations and organization of a World Conference on International Telecommunications

Introduction

The International Telecommunication Regulations (ITRs) have been, and continue to be, of crucial importance, particularly to developing countries, as they facilitate global interconnection and interoperability of telecommunication facilities and play a major role in promoting the harmonious development and efficient operation of technical facilities and the efficiency, usefulness and availability to the public of international telecommunication services.

Thus, the importance of maintaining the ITRs as an ITU instrument as stipulated under Article 4 of the constitution should be stressed.

It is noted that some work that has been done by the ITU pursuant to Resolution 79 (Minneapolis, 1998) and Resolution 121 (Marrakesh, 2002) and that a conclusion was reached by the Council Working Group on ITRs.

ITRs, inspite of the role they still play today, and after almost 18 years of their adoption, need to be further reviewed in order to adapt them in a way that further reflects the current changes in the telecommunications sector in most parts of the world, of which Africa is no exception, and that also responds to the requirements of developing countries who are in the course of liberalizing the telecommunications services.

Analysis

In considering the conclusion of the Council Working Group on ITRs, and in light of the new issues that was proposed in Annex 3 to the final report of Council Working Group, which proposes new topics to the ITRs, the African countries are of the view that, out of the three scenarios suggested by the Council working Group, the requirements of Resolution 121, particularly those under *believing b*), can only be satisfied by amending the ITRs and adding new provisions that responds to those requirements, and also meeting the concerns of developing countries.

Moreover, the foreseen change in the mandate of ITU, which will necessarily lead to major changes in the ITU Constitution and Convention, might require that the ITRs reflect those changes in a consistent way.

Proposal

It is proposed that a World Conference on International Telecommunications (WCIT) be convened to review the ITRs. Resources should be mobilized for the organization and preparation of this important event.

PROPOSAL 13

Submitted by the following Member States

INSTITUTIONALIZATION OF THE GLOBAL SYMPOSIUM FOR REGULATORS (GSR)

Introduction

Since its inception, the Global Symposium for Regulators (GSR) has proven to be the most informative forum for regulators. It has become very useful, especially for developing countries and represents an annual opportunity to exchange expertise with a view to harmonizing regulatory frameworks between countries and sharing the best practices on various regulatory issues.

Analysis

Given the current liberalization phase that a lot of developing countries are going through, and recognizing the essential role of regulators in the development of telecommunications/ICT in their countries and in implementing the enabling environment, such a model needs to be perpetuated in order to ensure its continuity, efficiency and transparency.

Proposal

It is proposed to adopt the following resolution that aims at institutionalizing the Global Symposium for Regulators (GSR) within the development sector as one of its official meetings.

DRAFT RESOLUTION XX (Antalya, 2006)

Institutionalization of the Global Symposium for Regulators

The Plenipotentiary Conference of the International Telecommunication Union (Antalya, 2006),

considering

- a) that telecommunications reform has globally been implemented in many developing and least developed countries;
- b) that the reform is characterized by new laws and policies and the establishment of regulatory agencies to implement reform in a new dynamic international market environment;
- c) that the success of telecommunications reform will mostly depend on the establishment and implementation of effective regulatory framework;
- d) that the regulators are called upon to maintain effective balance of interest among all stakeholders by promoting fair competition and ensuring equal opportunity environment for all players;

recognizing

- a) that the number of telecommunications regulators has been increasing;
- b) the importance of information sharing amongst regulators, particularly long standing regulators and newly established ones;

recalling

- a) Doha Action Plan (Doha, 2006) Programme 1: Regulatory reform, especially regulatory symposiums, forums, seminars and workshops;
- b) the recommendations of the 2004 Global Symposium for Regulators on the creation of global exchange programme for regulators;

c) the result of the questionnaire on the Establishment of a Global Exchange Programme for Regulators undertaken by Telecommunication Development Bureau (BDT).

noting

that the Telecommunication Development Bureau has continued Global Regulatory Exchange;

Resolves

- 1 to institutionalize the Global Forum for Regulators (GSR) as an official meeting of the Development Sector.
- 2 to hold the GSR annually with the objective to promote information sharing among regulators on key regulatory issues and to help strengthen newly established regulators;
3. to rotate the GSR in different regions.
4. to instruct the Secretary General to establish the appropriate mechanism organization in order to cover the financial cost of the symposium.

PROPOSAL 14

Submitted by the following Member States:

Financial contributions to the ITU budget

Introduction

The determination of the Contributory Unit is fundamental in the preparation of the financial plan. The table below presents the four scenarios of the draft Financial Plan on the basis that the ratio of the contributory unit to be paid by Sector Members is maintained at 1/5 of the contributory unit to be paid by Member States:

	<i>Amounts in thousands of Swiss francs</i>				
	Contributory Unit (in CHF)	Planned Income	Full programme	Targets for further reductions	in %
Scenario 1	329'000	652'005	700'662	48'657	6.9%
Scenario 2	325'700	646'614	700'662	54'048	7.7%
Scenario 3	322'400	641'222	700'662	59'440	8.5%
Scenario 4	318'000	634'033	700'662	66'629	9.5%

However, considering deliberations of the 2006 ordinary session of the Council, it should be noted that the final decision is likely to be to maintain the contributory unit at its current level of CHF 318,000.

Analysis

Early elections could have a negative impact on the contributory unit. Furthermore, a decision not to increase the current value of CHF 318,000 of the contributory unit would result in:

- The non inclusion of the outcomes of the WSIS into the ITU strategic plan and the non allocation of resources to activities ITU is responsible for in the implementation of the WSIS outcomes.
- The non implementation of some important activities of the Doha Action Plan in domains such as the regional initiatives, emergency telecommunications, people with disabilities and youth initiatives.

It should also be underlined that the implementation of the WSIS outcomes and the Doha Action Plan will not only foster the bridging of the digital divide of developing countries by contributing to the reinforcement of their national networks, but will also provide new opportunities and markets for developed countries' industries.

Proposal

It is proposed to undertake any appropriate actions in order to:

- Establish mechanisms allowing countries that have not paid their financial contributions to the ITU budget, to meet their financial obligations, taking into consideration the situation of these countries,
- Continue making efforts in order to consolidate the participation of sector members from the private sector and examine enlarging participation to new stakeholders, with a view to diversification and enhancement of sources of financial contributions.
- Encourage developing countries to increase their contributory part to the ITU budget.
- Encourage developed countries to increase their financial contribution to the ITU budget.

PROPOSAL 15

Submitted by the following Member States:

Evaluation and strengthening of the regional presence of ITU

Introduction

Information and communication technology (ICT) can be an essential component in the growth of developing countries, and the dissemination of ICT could be a key element of progress towards a global information society.

In Africa, regulatory reform of the ICT market, with a definition of institutional roles and the introduction of the private sector to the provision of telecommunication services, is behind the relatively dynamic performance of the sector. However, several factors continue to hamper performance, including:

- a legislative and regulatory framework that does not keep pace with the rapid technological changes in the sector;
- the lack of an adequate response, at the policy and institutional level, to issues such as universal access, the digital divide, information security, positive use of the internet, internet governance, etc.;
- the great need for national and institutional capacity to be strengthened.

Analysis

In the post-reform era, ITU has a crucial role to play in disseminating sound practices and strengthening capacity so as to give the countries of the region the means to face the various challenges described in the outcomes of the World Summit on the Information Society (WSIS).

ITU regional and sub-regional representations and their involvement in the Africa region are limited, as is their ability to respond to the needs. The regional and sub-regional offices should be upgraded and endowed with the authority and expertise they need to meet the various needs of the Member States. Furthermore, synergies between the offices and the regional and sub-regional organizations should be exploited to make the regional and sub-regional programmes more effective.

Proposal

It is therefore proposed to undertake an evaluation of the regional and sub-regional presence of ITU in all regions in order to propose concrete measures to be taken to strengthen their capabilities, by giving them the relevant planning and financial authority for their various programmes and initiatives and fostering synergies with the regional and sub-regional organizations, so as to meet the urgent needs of the regions and sub-regions.

RESOLUTION XX

Evaluation and strengthening of regional presence of ITU

The Plenipotentiary Conference of the International Telecommunication Union (Antalya, 2006),

recognizing

- a) the importance of the regional presence in enabling ITU to be as close as possible to its membership and to enhance the dissemination of information on its activities and strengthen its relationship with regional and sub-regional organizations;
- b) the urgent need to adapt the expertise and working methods of the regional presence towards partnerships in project implementation and activities, which would necessarily involve strengthening the relationship between ITU and national telecommunications organizations;
- c) that the regional and sub-regional offices enable ITU to respond more rapidly to the specific needs of the region;
- d) that regional and sub-regional offices provide technical assistance to countries with development needs;
- e) that to be effective, the regional offices must have the necessary level of authority and expertise to meet the diverse requirements of the Member States;
- f) that the regional and sub-regional presence needs to be strengthened in the interest of meeting the evolving requirements and priorities of each region,

considering

- a) that with a modest level of in-house expertise, the visibility of ITU and its involvement in the Africa region and sub-regions remain relatively low;
- b) that critical issues such as universal access, the digital divide, information security, the positive use of the internet, and technological convergence, which constitute a major global challenge, need to be given particular attention and call for special assistance, particularly where the countries of this region are concerned;
- c) the outcomes of the WSIS, Doha Declaration, especially the Regional initiatives.

resolves

- 1) to undertake an evaluation of the regional and sub-regional presence of ITU;
- 2) to take concrete measures to increase the visibility and the capabilities of the ITU regional and sub-regional offices by delegating to them the relevant planning and financial authority for their various programmes and initiatives;
- 3) to take appropriate action to allow the regional and sub-regional office, with this authority and expertise, to implement the various programmes in collaboration with regional and sub-regional organizations so as to avoid duplication and address critical concerns of the regions and sub-regions.

ANNEX 7

OATH OF THE SECRETARY GENERAL

OATH OF THE SECRETARY GENERAL

"I swear to abide by the Constitution and Convention of the Union and to discharge the functions entrusted to me as Secretary-General in accordance with the Constitution and Convention and the other regulations of the Union. I solemnly undertake to take no action contrary to the dignity and to the honorableness of my functions and to keep in mind the interests and objectives of the Union in the Spirit of the Constitutive Act of the AU".

ANNEX 8

THE TRIPOLI DECLARATION

Tripoli Declaration
of the Conference of Plenipotentiaries of the African
Telecommunications Union (ATU)
16- 17 July 2006

1. We the Plenipotentiaries of the ATU convening in Tripoli, the Great Socialist People's Libyan Arab Jamahiriya, from 16-17 July 2006, **declare** our common desire to develop and expand information and telecommunications technology (ICT) throughout the African continent in order to consolidate the advancement and realization of the social and economic development of the people of Africa.
2. We **acknowledge** that ICT has the potential to impact positively and sustain development at both national and continental levels. Additionally, it reduce the social and economic differences, and the widening gap between the "haves" and "have-nots" at the level of individuals, countries, regions and as well as gender.
3. We **emphasize** the significance of the spread of ICTs in order to benefit humanity, achieve transition in the human activity and enhance social interaction among people in their daily lives, thus contributing to increased confidence in the future.
4. We **stress** on the role of the ATU, in the development of ICT on the continent, and its role in guaranteeing Africa's singular voice at international forums in matters relating to ICTs.
5. We **further reiterate** the significance of ATU's role in the development the ICT infrastructure on the continent, including the many activities in networks and services

6. We **emphasize** the close relationship between the ATU and the African Union, the significance of their full cooperation, mutual support, and their integration in the field of ICT as well as the

regional and International organizations, and specialized institutions in this field.

7. We **support** the ATU Strategic Plan as well as those of Member States on the African continent.

8. We **commit** ourselves to maintain assessment and follow up on the progress in bridging the digital gap, taking into account, the steps already initiated towards the achievement of the Millennium Development Goals including evaluation of the impact of investment in ICTs, and the international cooperation endeavors in building the information society.

9. We **further commit** ourselves to provide all support and encouragement and the possible assistance, to ATU, and to meet all our obligations, vis-à-vis this Union, to enable it realize its aims, goals and objectives.

10. We will **seek** indefatigably to enhance the full access to ICTs, at low cost irrespective of place, to guarantee the equitable distribution of ICT services for the benefit of communities, and to bridge the digital divide while creating digital opportunities for all.

11. We **dedicate** ourselves to mobilize human and material resources to increase the use of ICTs for the purpose of development in order to achieve the agreed plans to build the information society on the African continent.

DONE at Tripoli on this day of 17th July 2006.

ANNEX 9

VOTE OF THANKS



**2nd Ordinary Session of the Conference of Plenipotentiaries
Al Mahari Hotel, Tripoli, Libya,
16-17 July 2006**

**VOTE OF THANKS TO THE GOVERNMENT
OF THE GREAT JAMAHIRIYA**

The Participants at the **2nd Ordinary Session of the Conference of Plenipotentiaries** meeting in Tripoli, Libya from 16 to 17 July 2006;

Highly appreciative of the warm and fraternal hospitality accorded in pure African tradition;

Having noted the considerable facilities provided for the organization of the Conference;

Fully satisfied with the results achieved thanks to the goodwill shown by all and the very able manner in which the deliberations were conducted by the Chairman in both the Conference Preparatory Committee and the Conference;

Express to:

- The Leader of the Great EL FATH Revolution, **Colonel Moammar EL KADHAFI**
- The Government of the Great Jamahiriya
- The People of the Great Jamahiriya

Their profound gratitude for:

- a) Accepting to host the Conference of Plenipotentiaries and its related meetings;
- b) Providing the necessary technical and material facilities which helped to achieve the success recorded;
- c) Demonstrating so clearly the commitment of the Great Jamahiriya to the cause of African Integration and Unity.

Tripoli, 17 July 2006

ANNEX 10

LIST OF PARTICIPANTS



African Telecommunications Union
*Union Africaine des
Télécommunications*

*2^{eme} Session Ordinaire de la Conférence de plénipotentiaires
Hôtel Al Mahari, Tripoli, Libye
16-17 juillet 2006*

**2nd Ordinary Session of the Conference of Plenipotentiaries
Al Mahari Hotel, Tripoli, Libya
16-17 July 2006**

**LIST OF PARTICIPANTS
*LISTE DES PARTICIPANTS***

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