

RESOLUTIONS ADOPTED BY THE GENERAL ASSEMBLY

AT ITS FOURTEENTH SESSION

Seoul, Republic of Korea / Osaka, Japan, 24-29 September 2001

Corrigendum 2

The resolution A/RES/438(XIV) includes an Annex and should therefore read as follows:

A/RES/438(XIV)

**Global Code of Ethics for Tourism:
approval of the protocol of implementation**

Agenda item 16
(document A/14/16)

The General Assembly,

Recalling its resolution 406(XIII) in which it solemnly adopted the Global Code of Ethics for Tourism and called upon all the stakeholders in tourism development, both Members and non-Members of WTO, to model their conduct on the principles embodied in the Code,

Also recalling that, by virtue of this same resolution, it subscribed “to the principle of a Protocol for implementing the Global Code of Ethics” as annexed to that resolution, invited the Full Members of the Organization and all the stakeholders in tourism development to submit their additional remarks and proposed amendments, and decided to “start the process of appointing the Members of the World Committee on Tourism Ethics, so that its composition may be completed” at the fourteenth session,

Applauding the extremely positive support the Code has received and, in particular, its effective implementation by numerous member States and other stakeholders in tourism development, and the resolution E/2001/37 in which the United Nations Economic and Social Council called on the UN General Assembly to note with interest the Global Code of Ethics for Tourism and to invite governments and other stakeholders in tourism development to examine the possibility of incorporating the Code in their pertinent laws, regulations and rules of conduct,

Having taken cognizance of the note by the Secretary-General in response to the additional remarks and proposed amendments to the draft Protocol of Implementation received from the Members, as well as Executive Council decision 19(LXV) and the recommendations of WTO's Strategic Group,

1. Notes with satisfaction the measures taken by member States and the other stakeholders in tourism development to implement and promote the principles embodied in the Code, and urges other Members of the Organization as well as non-members to adopt specific measures with a view to guiding tourism practice and development in conformity with these principles;
2. Invites Members and other stakeholders in tourism development to provide for additional measures in this area and to this end to consider the establishment of national and professional bodies or related facilities entrusted with the promotion of ethical principles in tourism;
3. Endorses the proposal of the Secretary-General relative to the approval in phases of the Protocol of Implementation of the Global Code of Ethics for Tourism and adopts part I of the annex to resolution 406(XII), with the modifications proposed in Annex 1 of the aforementioned note by the Secretary-General, which take account of the amendments and proposals of the member States, as the first part of the Protocol for Implementation (*"World Committee on Tourism Ethics – body responsible for interpreting, applying and evaluating the provisions of the Global Code of Ethics for Tourism"*);
4. Invites Members and the Secretary-General, through the Regional Commissions, the Committee of Affiliate Members and the Executive Council, to complete the process of electing the Members of the World Committee on Tourism Ethics, so that its composition may be endorsed by the Executive Council in 2002;
5. Entrusts the newly-established Committee with carrying out its function of evaluating and monitoring the problems encountered in implementing the Code in compliance with part I of the Protocol and requests the WTO Regional Commissions to discharge the functions incumbent on them by virtue of point h) of this instrument;

6. Decides to refer to the World Committee on Tourism Ethics the consideration and adjustment of the draft *conciliation mechanism for the settlement of disputes*, as set out in part II of the annex to resolution 406(XIII) and reproduced, in amended form, as Annex II to document A/14/16, and, if need be, to test its implementation with the aim of submitting, after receiving the opinion of the Executive Council and the Secretary-General, a broadly acceptable draft at its next session; and
7. Requests the Secretary-General to endeavour to make available, within the budget, the financial resources required to cover the travel expenses and daily subsistence allowances of the Committee Members in the event that the authorities that have proposed their nomination are unable to do so.

ANNEX

WORLD COMMITTEE ON TOURISM ETHICS, BODY RESPONSIBLE FOR INTERPRETING, APPLYING AND EVALUATING THE PROVISIONS OF THE GLOBAL CODE OF ETHICS FOR TOURISM

(a) *A World Committee on Tourism Ethics shall be created comprising twelve eminent persons independent¹ of governments and twelve alternates **from the States Members of WTO** selected on the basis of their competence in the field of tourism and related fields, they shall not receive any orders or instructions from those who proposed their nomination or who **elected** them and shall not report to them.*

(b) *The members of the World Committee on Tourism Ethics shall be appointed as follows:*

- *six members and six alternate members **elected** by the WTO Regional Commissions, on the proposal of the States Members of WTO;*
- *a member and an alternate **elected** by the autonomous territories that are Associate Members of WTO from among their members;*
- *four members and four alternate members elected by the WTO **Executive Council** from among the Affiliate Members of WTO representing **employers and** employees of the tourism industry, **educational institutions** and non-governmental organizations, after conferring with the Committee of Affiliate Members;*
- *a chairman, who may be a **personality external² to the WTO from a member State of WTO**, elected by the other members of the Committee, on the proposal of the Secretary-General of WTO.*

¹ Not representing government.

² Outside the tourism sector.

- ***an observer elected by the Executive Council representing its technical committee responsible for the WTO general programme of work under which the implementation of the Code is contemplated.***

The Legal Adviser of the World Tourism Organization shall participate, when necessary, and in an advisory capacity, in the Committee meetings; the Secretary-General shall attend ex officio or may arrange to be represented at its meetings.

*On appointing the members of the Committee, account shall be taken of the need for a balanced geographical composition of this body and for a diversification of the qualifications and personal status of its members, from the economic, **environmental** and social as well as the legal viewpoint; the members shall be appointed for four years and their term of office may be renewed only once; in the event of a vacancy, the member shall be replaced by his alternate, it being understood that if the vacancy concerns both the member and his alternate, the Committee itself shall fill the vacant seat; **the Committee shall elect among its nominal members a deputy Chairman who shall assume the chairmanship of the Committee if the Chairman's seat becomes vacant.***

(c) *The WTO Regional Commissions shall act, in the cases provided for in paragraphs I(d), (g) and (h) below of this Protocol, as regional committees on tourism ethics, **under the guidance and supervision of the World Committee of Tourism Ethics, in the understanding that the delegates of States to the Regional Commissions shall act in such cases in their private capacity.***

(d) *The World Committee on Tourism Ethics shall establish its own Rules of Procedure, which shall apply equally, mutatis mutandis, to the Regional Commissions when these are acting as regional committees on tourism ethics; the presence of two-thirds of the Committee members shall be necessary to constitute a quorum at its meetings; in the event that a member is absent, he may be replaced by his alternate; in the event of a tie in the voting, the chairman shall have the casting vote.*

(e) *When proposing the candidature of an eminent person to serve on the Committee, each Member of WTO shall undertake to cover the travel expenses and daily subsistence allowances occasioned by the participation in the meetings of the person whose nomination it has proposed, it being understood that the members of the Committee shall not receive any remuneration; the expenses incurred by the participation of the Chairman of the Committee, also unremunerated, may be borne by the WTO budget; the secretariat of the Committee shall be provided by the services of WTO; the operating costs remaining payable by the Organization may, wholly or in part, be charged to a trust fund financed by voluntary contributions.*

(f) *The World Committee on Tourism Ethics shall meet in principle once a year; whenever a dispute is referred to it for settlement, the chairman shall consult the other members and the Secretary-General of WTO about the expediency of convening an extraordinary meeting.*

(g) *The functions of the World Committee on Tourism Ethics and the WTO Regional Commissions shall be the evaluation of the implementation of this Code and conciliation; it may invite experts or external institutions to contribute to its proceedings.*

(h) *On the basis of periodic reports submitted to them by Full Members, Associate Members and Affiliate Members of WTO, the WTO Regional Commissions shall, every two years, as regional committees on tourism ethics, examine the application of the Code in their respective regions; they shall record their findings in a report to the World Committee on Tourism Ethics; the reports of the Regional Commissions may contain suggestions to amend or supplement the Global Code of Ethics for Tourism.*

(i) *The World Committee on Tourism Ethics shall exercise a global function as a observatory for the problems encountered in implementing the Code and for the proposed solutions; it shall summarize the reports drawn up by the Regional Commissions and supplement them with the information it has collected with the assistance of the Secretary-General and the support of the Committee of Affiliate Members, which shall include, should the need arise, proposals to amend or supplement the Global Code of Ethics for Tourism.*

(j) *The Secretary-General shall refer the report of the World Committee on Tourism Ethics to the Executive Council, together with his own observations, for consideration and transmission to the General Assembly with the Council's recommendations; the General Assembly shall decide what follow-up action to take on the report and the recommendations thus submitted to it, which the national tourism administrations and other stakeholders in tourism development shall subsequently have the task of implementing.*