

COMMITTEE 5

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English only

Chairman of the Ad hoc Group on a stable Constitution and Convention

DRAFT CONCLUSIONS REACHED BY THE AD HOC GROUP ON A STABLE CONSTITUTION AND CONVENTION

The AHG on a stable Constitution and Convention (*hereafter called in short the "AHG CS/CV"*) met on 25 October from 9:30 to 12:30 AHG CS/CV and took actions in accordance with the terms of reference defined by Committee 5 as described in Document [DT/12](#).

The discussions were concentrated on issues concerning the ways and means to provide stability of the ITU Constitution and the ITU Convention up to 2018 and beyond 2018.

In addition, AHG CS/CV considered two suggestions aimed at increasing the stability of the Constitution and Convention. Two examples were presented that proposed to create a two-steps procedural process either directly modifying Article 55 of the Constitution and Article 42 of the Convention or by modifying provision 57 of the Constitution, which points to Articles 55 of the Constitution and the relevant provision of the Convention. Both options were suggesting the suppression of Resolution 114 (Marrakesh, 2002).

AHG CS/CV reached the following conclusions by consensus:

1. that no modification to the structure of, and hierarchy between, the Constitution and the Convention (as currently stipulated in the relevant parts of Article 4 of the Constitution) and no amendment to any individual provision of the Constitution and the Convention should be adopted at PP-14;
2. to suppress (SUP) Resolution 163 (Guadalajara, 2010);
3. Not to reactivate the Council Working Group on the issue of a stable Constitution established under Resolution 163 (Guadalajara, 2010);

It was also noted that in view of the complexity of the questions raised by that CWG on a stable Constitution, it would not be productive to establish another Council Working Group until the matter is further discussed and examined by PP-18. During the discussion, the notion of increasing the stability of the Constitution and the Convention was also raised and noted. However, in view of the conclusion reached by the AHG CS/CV as outlined above, further action on such mechanisms needs not to be undertaken by this Conference due to the fact that the matter requires careful consideration and harmonized actions by the Member States after PP-14.

The AHG CS/CV recognized actions taken and the results achieved by the Council Working Group on a Stable Constitution, and pointed out that Document PP14/52 could serve as a helpful reference and supporting elements for Member States as well as regional telecommunication organizations and future Plenipotentiary Conferences for further consideration of this matter.

A. VASSILIEV
Chairman
