

# 14th CONFERENCE

Bucharest, 2012.10.03–04



## RESOLUTIONS

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## FOURTEENTH INTERNATIONAL CONFERENCE

on

### LEGAL METROLOGY

**Bucharest, Romania,**

**3–4 October 2012**

### Resolutions

**Resolution no. 1**                      [*Agenda item 2.2*]

The Conference,

Having regard to Article XI of the OIML Convention,

Noting Resolution no. 1 of the 44th CIML Meeting and Resolution no. 7 of the 46th CIML Meeting,

Considering that French is the official language of the Organization and that, in practice, English is the Organization's main working language,

Resolves:

- (a) Conference invitations, agendas, working documents, minutes and resolutions, Committee resolutions, circulars to Committee Members, CIML President and BIML Director's reports to the Committee, OIML Recommendations, Documents and Basic Publications, and OIML budgets and financial reports shall be made available in French and in English;
- (b) The OIML web site shall be available in both English and French versions;
- (c) The OIML Bulletin shall be published in English with articles occasionally also published in French when appropriate;
- (d) Other publications and communications shall be in English;
- (e) The Bureau may make available translations of publications into other languages provided by the Member States, if it is clearly indicated that the OIML is not responsible for the translation;
- (f) Conferences and meetings of the Committee shall have simultaneous interpretation from French to English and from English to French;
- (g) On occasion, Conferences and meetings of the Committee may have interpretation to and from other languages, provided this is not funded from the Organization's regular budget;
- (h) All other meetings shall be conducted in English without interpretation provided by the Organization.

**Resolution no. 2**                      **[Agenda item 2.3]**

The Conference,

Having regard to Article IV, first paragraph (1), of the Convention,

Noting the discussions in the 46th CIML Meeting on the issue of the role of the “Facilitator on developing country matters”,

Considering that assistance to developing countries is specifically addressed in the OIML Strategy (OIML B 15:2011) as being embedded in the regular activities of the Organization,

Resolves:

The position of “Facilitator for developing country matters” is dissolved.

**Resolution no. 3**                      **[Agenda item 4.2]**

The Conference,

Having regard to Article XXVII of the Convention,

Noting Resolution no. 6 of the 47th CIML Meeting,

Resolves:

The revision of the OIML Financial Regulations (OIML B 8:2012) is sanctioned.

**Resolution no. 4**                      **[Agenda item 4.3]**

The Conference,

Having regard to Article XXV, final paragraph, of the Convention,

Resolves:

The budget surpluses (net results) from the 2009–2012 financial period shall be kept in reserve.

**Resolution no. 5**                      **[Agenda item 5]**

The Conference,

Having regard to Article XXV, penultimate paragraph, of the Convention,

Noting Resolutions no. 25 of the 45th CIML Meeting, no. 6 of the 46th CIML Meeting, and no. 5 of the 47th CIML Meeting,

Resolves:

The audited accounts for 2008, 2009, 2010 and 2011 are hereby approved. The CIML President and the BIML Director are finally discharged for their financial management during these years.

**Resolution no. 6** [Agenda item 6]

The Conference,

Having regard to Article VIII, first and fifth paragraphs, of the Convention,

Noting the decisions taken by the Committee since the 13th Conference concerning the approval and withdrawal of OIML Recommendations and Documents,

Resolves:

- (a) The following OIML Recommendations are hereby sanctioned. Member States are reminded of their obligation to implement these Recommendations as far as possible:
- R 35-2:2011 *Material measures of length for general use. Part 2: Test methods*
  - R 35-3:2011 *Material measures of length for general use. Part 3: Test report format*
  - R 46-1 and R 46-2:2012 *Active electrical energy meters*
  - R 80-1:2009 *Road and rail tankers with level gauging. Part 1: Metrological and technical requirements*
  - R 106-1:2011 *Automatic rail-weighbridges. Part 1: Metrological and technical requirements - Tests*
  - R 106-2:2012 *Automatic rail-weighbridges. Part 2: Test report format*
  - R 120:2010 *Standard capacity measures for testing measuring systems for liquids other than water*
  - R 126:2012 *Evidential breath analyzers*
  - R 134-2:2009 *Automatic instruments for weighing road vehicles in motion and measuring axle loads. Part 2: Test report format*
  - R 137-1&2:2012 *Gas meters. Part 1: Metrological and technical requirements and Part 2 Metrological controls and performance tests*
  - Am R 138:2009 *Amendment to R 138:2007 Vessels for commercial transactions*
  - R 143:2009 *Instruments for the continuous measurement of SO<sub>2</sub> in stationary source emissions*
- (b) The following OIML Documents are hereby sanctioned:
- D 1:2012 *Considerations for a law on metrology*
  - D 16:2011 *Principles of assurance of metrological control*
- (c) The withdrawal of the following OIML publications is hereby sanctioned:
- R 70 *Determination of intrinsic and hysteresis errors of gas analyzers*
  - R 73 *Requirements concerning pure gases CO, CO<sub>2</sub>, CH<sub>4</sub>, H<sub>2</sub>, O<sub>2</sub>, N<sub>2</sub> and Ar intended for the preparation of reference gas mixtures*
  - D 7 *The evaluation of flow standards and facilities used for testing water meters*

**Resolution no. 7**                      **[Agenda item 7]**

The Conference,

Having regard to Article IV, first paragraph (1), of the Convention,

Noting the approval by the Committee at its 46th Meeting of the OIML Strategy in the form of a revision of OIML B 15, and the subsequent publication of OIML B 15:2011,

Resolves:

The OIML Strategy as laid down in OIML B 15:2011 is hereby sanctioned. The Committee is instructed to implement this strategy taking into account the budgetary resources.

**Resolution no. 8**                      **[Agenda item 8]**

The Conference,

Having regard to Article XXVI (1) of the Convention,

Recalling the decision of the 12th Conference in 2004, instructing the Committee to annually review the situation of those Member States that benefit from a lower contributory class,

Considering the procedure for the classification of Member States as decided by the Committee at its 40th Meeting in 2005,

Resolves:

The classification of Member States according to Article XXVI (1) of the Convention shall be reviewed in the final year of a financial period in order to determine the respective contributory shares of the Member States for the following financial period. The review shall be according to the method decided by the Committee at its 40th Meeting in 2005. However, any change in the classification of a Member State shall take effect from the second year of the following financial period.

**Resolution no. 9**                      **[Agenda item 9]**

The Conference,

Having regard to Article XXIV, first paragraph, Article XXVI (1), and Article XXVIII, second paragraph, of the Convention,

Noting Resolutions no. 7 and no. 10 of the 47th CIML Meeting,

Considering that the total number of base contributory shares, taking into account the classification of Member States as reviewed in 2012, is 126 for the year 2013 and, after reclassification of some Member States, 138 for the remaining years of the 2013–2016 financial period,

Resolves:

- (a) The overall amount of credits, necessary to cover the Organization's operating expenses shall be € 8 278 200 for the 2013–2016 financial period;
- (b) The annual base contributory share for the 2013–2016 financial period is € 14 000. This results in an annual contribution for a Member State classified according to Article XXVI (1) of the Convention in Class 1, Class 2, Class 3 or Class 4 of € 14 000, € 28 000, € 56 000 or € 112 000, respectively,

- (c) In case of admission of a Member State during the financial period, the overall amount of credits mentioned in (a) is increased with the contributory share of that Member State, calculated from its classification and the base contributory share, proportionate to the period from its admission to the expiry of the financial period,
- (d) For the 2013–2016 financial period, newly admitted or readmitted Member States shall not pay an entry fee.

**Resolution no. 10**                      [Agenda item 10.2]

The Conference,

Having regard to Article XXIX of the Convention,

Desiring to clarify Article XXIX, first paragraph, of the Convention with respect to Member States which have not fully paid their annual contribution,

Resolves:

- (a) A Member State which has not paid its annual contribution for three consecutive years shall automatically be considered as having resigned, according to Article XXIX, first paragraph, of the Convention;
- (b) A Member State which has not fully paid its annual contribution shall be automatically considered as having resigned when its accumulated arrears amount to the total of the last three years of contributions due;
- (c) A Member State in arrears will receive a final written warning at least six months before the accumulation of the three-year amount mentioned in (a) or (b). The warning will include a request to pay the full amount;
- (d) The provisions of (a), (b) and (c) apply accordingly to Corresponding Members with respect to annual Corresponding Member fees.

**Resolution no. 11**                      [Agenda item 10.2]

The Conference,

Having regard to Article XXX of the Convention,

Desiring to clarify Article XXX, second paragraph, of the Convention with respect to the readmission of Member States which have officially been regarded as having resigned,

Resolves:

- (a) A Member State which has officially been regarded as having resigned may be readmitted only after it has settled its unpaid contributions, the amount of which is calculated as the total contribution that the Member State would have had to pay over the last three years immediately prior to the year of readmission according to the classification of that Member State at the time of readmission;
- (b) The provisions in (a) apply accordingly to Corresponding Members with respect to Corresponding Member fees.

**Resolution no. 12**                      **[Agenda item 10.2]**

The Conference,

Having regard to Articles XXIX and XXX of the Convention,

Recalling its Resolutions no. 10 and no. 11, and Resolution no. 19 of the 13th Conference,

Noting Resolution no. 27 of the 46th CIML Meeting and Resolution no. 9 of the 47th CIML Meeting,

Considering that for some Member States, the OIML accounts show arrears in excess of three years of membership contribution, but that these should not have amounted to more than three years of membership contribution and that the accounts need to be adjusted to rectify this situation,

Resolves:

- (a) Current Member States and Member States regarded as having resigned for which the OIML accounts show arrears in excess of three years of membership contribution, shall have their arrears reduced to three years of membership contribution;
- (b) The reductions shall be accounted for in the 2012 accounts; any deficits resulting from these reductions shall be compensated by drawing from the reserve funds;
- (c) The provisions of (a) and (b) apply accordingly to Corresponding Members.

**Resolution no. 13**                      **[Agenda item 11.1]**

The Conference,

Having regard to Article XV of the Convention,

Noting the proposal from the CIML President following the discussions at the 45th CIML Meeting and Resolution no. 11 of the 45th CIML Meeting,

Resolves:

In the event of the absence, impediment, cessation of mandate, resignation or death of the first Vice-President, his duties shall be temporarily assumed by the second Vice-President.

**Resolution no. 14**                      **[Agenda item 11.2]**

The Conference,

Having regard to Article XVII of the Convention,

Noting Resolution no. 26 of the 46th CIML Meeting,

Considering that the 1968 amendment of the Convention changed the membership of the Committee from twenty experts designated by the Conference to one representative per Member State,

Resolves:

A 'colleague' as mentioned in the first paragraph of Article XVII of the Convention may be: either another CIML Member or someone designated by the absent CIML Member to represent him/her. In the latter case, the representative shall be from the same government or administration as the absent CIML Member and may not represent other CIML Members, i.e. may not receive proxies from other CIML Members.

**Resolution no. 15**                      **[Agenda item 12]**

The Conference,

Having regard to Article X of the Convention,

Considering the standing practice to organize a Conference once every four years,

Resolves:

The Committee is hereby charged to organize the 15th Conference in 2016, the venue and dates to be decided by the Committee.

**Resolution no. 16**

The Conference,

Having regard to Article XXIX, second paragraph, of the Convention,

Recalling its Resolution no. 8,

Noting the request by Greece, dated 29 August 2012, to be reclassified on the basis of the present financial difficulties and the size of its population, which Greece indicates dropped below 10 million in 2011,

Resolves:

- (a) The basis for the classification of Member States is, and remains, the figures provided by the World Bank,
- (b) The request from Greece is not considered to be supported with sufficient data to be able to examine the situation,
- (c) The request for a remission is therefore not approved.

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