

The Amendments were previously
published as Miscellaneous Series
No. 5 Cm 9309 (2016)



Treaty Series No. 19 (2017)

Instruments Amending

the Constitution of the International Telecommunication Union (Geneva, 1992) and the Convention of the International Telecommunication Union (Geneva, 1992) as amended by the Plenipotentiary Conference (Kyoto, 1994), by the Plenipotentiary Conference (Minneapolis, 1998), by the Plenipotentiary Conference (Marrakesh, 2002) and by the Plenipotentiary Conference (Antalya, 2006) (Amendments adopted by the Plenipotentiary Conference (Guadalajara, 2010))

Adopted Guadalajara, 22 October 2010

[The Amendments entered into force on 2 August 2017]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
October 2017*

Cm 9515



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ISBN 978-1-5286-0065-1

CCS1017158756 10/17

Printed on paper containing 75% recycled fibre content minimum

Printed in the UK by the APS Group on behalf of the Controller of Her Majesty's Stationery Office

**INSTRUMENTS AMENDING THE CONSTITUTION OF THE
INTERNATIONAL TELECOMMUNICATION UNION (GENEVA, 1992)
AND THE CONVENTION OF THE INTERNATIONAL
TELECOMMUNICATION UNION (GENEVA, 1992) AS AMENDED BY
THE PLENIPOTENTIARY CONFERENCE (KYOTO, 1994), BY THE
PLENIPOTENTIARY CONFERENCE (MINNEAPOLIS, 1998), BY THE
PLENIPOTENTIARY CONFERENCE (MARRAKESH, 2002) AND BY THE
PLENIPOTENTIARY CONFERENCE (ANTALYA, 2006) (AMENDMENTS
ADOPTED BY THE PLENIPOTENTIARY CONFERENCE
(GUADALAJARA, 2010))**

EXPLANATORY NOTES

Symbols used in the Final Acts

The symbols given in the margin indicate changes adopted by the Plenipotentiary Conference (Guadalajara, 2010) in relation to the texts of the Constitution and Convention (Geneva, 1992) as amended by the Plenipotentiary Conference (Kyoto, 1994), by the Plenipotentiary Conference (Minneapolis, 1998), by the Plenipotentiary Conference (Marrakesh, 2002) and by the Plenipotentiary Conference (Antalya, 2006), and have the following meaning:

ADD	=	addition of a new provision
MOD	=	modification of an existing provision
(MOD)	=	editorial modification of an existing provision
SUP	=	deletion of an existing provision
SUP*	=	provision moved to another place in the Final Acts
ADD*	=	an existing provision moved from another place in the Final Acts to the place indicated

These symbols are followed by the number of the existing provision. For new provisions (symbol ADD), the point at which they are to be inserted is shown by the number of the preceding provision, followed by a letter.

**INSTRUMENT AMENDING THE CONSTITUTION OF THE
INTERNATIONAL TELECOMMUNICATION UNION (GENEVA, 1992) AS
AMENDED BY THE PLENIPOTENTIARY CONFERENCE
(KYOTO, 1994), BY THE PLENIPOTENTIARY CONFERENCE
(MINNEAPOLIS, 1998), BY THE PLENIPOTENTIARY CONFERENCE
(MARRAKESH, 2002) AND BY THE PLENIPOTENTIARY CONFERENCE
(ANTALYA, 2006) (AMENDMENTS ADOPTED BY THE
PLENIPOTENTIARY CONFERENCE (GUADALAJARA, 2010))¹**

PART I.

Foreword

By virtue of and in implementation of the relevant provisions of the Constitution of the International Telecommunication Union (Geneva, 1992)², as amended by the Plenipotentiary Conference (Kyoto, 1994)³, by the Plenipotentiary Conference (Minneapolis, 1998)⁴, by the Plenipotentiary Conference (Marrakesh, 2002)⁵ and by the Plenipotentiary Conference (Antalya, 2006)⁶, in particular those in Article 55 thereof, the Plenipotentiary Conference of the International Telecommunication Union (Guadalajara, 2010) has adopted the following amendments to the said Constitution:

¹ The language used in the basic instruments of the Union (Constitution and Convention) is to be considered as gender neutral.

² Treaty Series No. 024 (1996) CM 3145

³ Treaty Series No. 065 (1997) CM 3779

⁴ Miscellaneous Series No. 02 (2016) CM 9306

⁵ Miscellaneous Series No. 03 (2016) CM 9307

⁶ Miscellaneous Series No. 04 (2016) CM 9308

CHAPTER V

Other Provisions Concerning the Functioning of the Union

ARTICLE 28

Finances of the Union

MOD **165** 5
PP 98

When choosing its class of contribution, a Member State shall not reduce it by more than 15 per cent of the number of units chosen by the Member State for the period preceding the reduction, rounding down to the nearest lower number of units in the scale, for contributions of three or more units; or by more than one class of contribution, for contributions below three units. The Council shall indicate to it the manner in which the reduction shall be gradually implemented over the period between plenipotentiary conferences. However, under exceptional circumstances such as natural disasters necessitating international aid programmes, the Plenipotentiary Conference may authorize a greater reduction in the number of contributory units when so requested by a Member State which has established that it can no longer maintain its contribution at the class originally chosen.

PART II.

Date of Entry into Force

The amendments contained in the present instrument shall, as a whole and in the form of one single instrument, enter into force on 1 January 2012 between Member States being at that time parties to the Constitution and the Convention of the International Telecommunication Union (Geneva, 1992), and having deposited before that date their instrument of ratification, acceptance or approval of, or accession to, the present amending instrument.

IN WITNESS WHEREOF, the respective plenipotentiaries have signed the original of the present instrument amending the Constitution of the International Telecommunication Union (Geneva, 1992), as amended by the Plenipotentiary Conference (Kyoto, 1994), by the Plenipotentiary Conference (Minneapolis, 1998), by the Plenipotentiary Conference (Marrakesh, 2002) and by the Plenipotentiary Conference (Antalya, 2006).

Done at Guadalajara, 22 October 2010

**INSTRUMENT AMENDING THE CONVENTION OF THE
INTERNATIONAL TELECOMMUNICATION UNION (GENEVA, 1992) AS
AMENDED BY THE PLENIPOTENTIARY CONFERENCE
(KYOTO, 1994), BY THE PLENIPOTENTIARY CONFERENCE
(MINNEAPOLIS, 1998), BY THE PLENIPOTENTIARY CONFERENCE
(MARRAKESH, 2002) AND BY THE PLENIPOTENTIARY CONFERENCE
(ANTALYA, 2006) (AMENDMENTS ADOPTED BY THE
PLENIPOTENTIARY CONFERENCE (GUADALAJARA, 2010))⁷**

PART I.

Foreword

By virtue of and in implementation of the relevant provisions of the Convention of the International Telecommunication Union (Geneva, 1992)⁸, as amended by the Plenipotentiary Conference (Kyoto, 1994)⁹, by the Plenipotentiary Conference (Minneapolis, 1998)¹⁰, by the Plenipotentiary Conference (Marrakesh, 2002)¹¹ and by the Plenipotentiary Conference (Antalya, 2006)¹², in particular those in Article 42 thereof, the Plenipotentiary Conference of the International Telecommunication Union (Guadalajara, 2010) has adopted the following amendments to the said Convention:

⁷The language used in the basic instruments of the Union (Constitution and Convention) is to be considered as gender neutral.

⁸ Treaty Series No. 024 (1996) CM 3145

⁹ Treaty Series No. 065 (1997) CM 3779

¹⁰ Miscellaneous Series No. 02 (2016) CM 9306

¹¹ Miscellaneous Series No. 03 (2016) CM 9307

¹² Miscellaneous Series No. 04 (2016) CM 9308

PART II.

Date of entry into force

The amendments contained in the present instrument shall, as a whole and in the form of one single instrument, enter into force on 1 January 2012 between Member States being at that time parties to the Constitution and the Convention of the International Telecommunication Union (Geneva, 1992), and having deposited before that date their instrument of ratification, acceptance or approval of, or accession to, the present amending instrument.

IN WITNESS WHEREOF, the respective plenipotentiaries have signed the original of the present instrument amending the Convention of the International Telecommunication Union (Geneva, 1992), as amended by the Plenipotentiary Conference (Kyoto, 1994), by the Plenipotentiary Conference (Minneapolis, 1998), by the Plenipotentiary Conference (Marrakesh, 2002) and by the Plenipotentiary Conference (Antalya, 2006).

Done at Guadalajara, 22 October 2010

CCS1017151556

978-1-5286-0060-6