

From: Subject: Agreement establishing the Caribbean Regional Centre for the Education and Training of Animal Health and Veterinary Public Health Assistants Date: Tue, 12 Jan 2010 12:20:22 -0400 MIME-Version: 1.0 Content-Type: text/html; charset="Windows-1252" Content-Transfer-Encoding: quoted-printable Content-Location: http://www.caricomlaw.org/docs/agreement-repaha.htm X-MimeOLE: Produced By Microsoft MimeOLE V6.00.2900.5579

AGREEMENT ESTABLISHING = THE CARIBBEAN=20 REGIONAL CENTRE FOR THE EDUCATION AND TRAINING OF ANIMAL HEALTH=20 AND VETERINARY PUBLIC HEALTH ASSISTANTS

THE CONTRACTING PARTIES:

SHARING the goal of becoming self-sufficient in = protein of=20 animal origin;

CONCERNED that available human resources are = insufficient to=20 protect animal health;

RECOGNISING that expansion of the livestock industry = is=20 impossible without the expansion of human resources;

AWARE that enormous economic, social and = agricultural=20 benefits are to be realised from the application of modern animal = husbandry and=20 veterinary medical services;

CONVINCED that a corps of Animal Health and = Veterinary=20 Public Health Assistants allows the best use of limited veterinary = medical=20 professionals in establishing a healthy and prosperous animal = industry;

HEREBY AGREE AS FOLLOWS:

ARTICLE 1 ESTABLISHMENT

By this Agreement the Contracting Parties establish the Caribbean = Regional=20 Centre for the Education and Training of Animal Health and Veterinary = Public=20 Health Assistants (hereinafter called "the Centre") having the = membership,=20 functions and powers hereinafter specified.

ARTICLE 2 MEMBERSHIP

1. Membership of the Centre shall be open to:

- (a) Countries listed in the Annex to this Agreement;
- (b) Any other country in the Caribbean Region (hereinafter referred = to as=20 "the Region").

2. The Countries listed in the Annex to this Agreement, the = Governments of=20 which sign this Agreement in accordance with Article 17 and ratify it in = accordance with Article 18 shall become members of the Centre.

ARTICLE 3 OBJECTIVES OF THE = CENTRE

1. The objectives of the Centre shall be to -

- (a) Improve the quality of life in the Region by ensuring the = supply of=20 adequately and appropriately trained personnel to meet the manpower = needs of=20 the animal health services of the Region;
- (b) Reduce reliance on extraregional programmes for the preparation = of=20 animal and veterinary public

health personnel;

(c) Make a more effective use of scarce veterinary medical = resources within=20 the Region;

(d) Provide Consultancy Services to Member Countries;

(e) Create a more broadly based veterinary service in the Region, = which=20 will enable Member Countries to -

(i) utilise professional manpower more efficiently;

(ii) expand the national animal health programmes in order to = control and=20 eradicate the more important diseases;

(iii) enforce more efficiently the regulations aimed at = preventing the=20 importation of exotic diseases and ensure better sanitary measures = at points=20 of entry of the territory of a Member Country;

(iv) provide a more efficient veterinary service in order to deal = more=20 effectively with any imported exotic disease; and

(v) provide better food inspection services, ensuring that all = foods of=20 animal origin are adequately inspected to produce a safe and = wholesome=20 product.

2. For the purposes of this Article, the Centre may take such action = as may=20 be necessary or expedient for the attainment of its objectives.

ARTICLE 4 STRUCTURE

The Centre shall have the following -

(a) A Board of Governors;

(b) A Board of Directors;

(c) A Principal;

(d) Such other officers and staff as may be = necessary.

ARTICLE 5 BOARD OF=20 GOVERNORS Composition

1. The Board of Governors shall consist of the Minister responsible = for=20 Agriculture of each Member Country or such other Minister as the Member = Country=20 may designate.

2. Where a Minister designated under paragraph 1 of this Article is = unable to=20 attend a Meeting of the Board of Governors, the Member Country may = designate any=20 other person as an alternate to attend such Meeting in his stead.

ARTICLE 6 BOARD OF = GOVERNORS Powers

The Board of Governors shall have the power to -

- (a) give general or specific policy directions to the Board of=20 Directors;
- (b) appoint the Principal after it has considered the = recommendation of the=20 Board of Directors;
- (c) appoint the Chairman of the Board of Directors;
- (d) authorise agreements to be entered into with Member Countries, = Third=20 Countries or other entities;
- (e) approve the budget of the Centre to be prepared annually for = the next=20 following three financial years;
- (f) approve the work programmes annually for the next following = three=20 financial years;
- (g) borrow monies and invest any monies belonging to the Centre, = including=20 any unapplied income, in such stocks, funds, fully paid-up shares or=20 securities as it, from time to time, thinks fit;
- (h) govern, manage and regulate the finances, accounts, = investments,=20 property, business and all of its affairs and for that purpose shall = have the=20 power to appoint bankers and any officers or agents whom it may deem = expedient=20 to appoint;
- (i) appoint auditors and approve annual audited financial = statements of the=20 Centre.

ARTICLE 7

BOARD OF GOVERNORS

Voting and=20 Procedure

1. The Board of Governors shall hold an annual general meeting. = Special=20 meetings of the Board of Governors may be called either by the Board of=20 Directors or on a requisition of not less than three Members of the = Board of=20 Governors.
2. Each Member of the Board of Governors shall have one vote.
3. Except as otherwise expressly provided in this Agreement, all = matters=20 before the Board of Governors shall be determined by the votes of a = majority of=20 Member Countries represented at the Meeting.
4. A two-thirds majority of the membership of the Board of Governors = shall=20 constitute a quorum for any meeting of the Board of Governors.
5. The Board of Governors may establish a procedure for obtaining a = vote on a=20 specified question without calling a meeting.
6. At each annual meeting the Board of Governors shall elect one of = the=20 Governors as Chairman who shall hold office until the election of the = next=20 Chairman.
7. The Chairman shall preside at all meetings of the Board of = Governors but=20 in the event of his absence or his inability to preside, the Governors = present=20 and constituting a quorum shall elect from among themselves a Governor = to=20 preside at that meeting.

ARTICLE 8

MEMBERSHIP OF THE BOARD OF=20 DIRECTORS

1. The composition of the Board of Directors shall be as follows:
 - (a) One member nominated by -

- (i) the Government of Barbados;
- (ii) the Government of Guyana;
- (iii) the Government of Jamaica;
- (iv) the Government of Suriname;
- (v) the Government of Trinidad and Tobago;
- (vi) the Governments of Antigua and Barbuda and Saint Christopher = and=20 Nevis;
- (vii) the Governments of Grenada, Saint Lucia and Saint Vincent = and the=20 Grenadines;
- (viii) the Governments of Anguilla, British Virgin Islands, = Cayman=20 Islands and Netherland Antilles;
- (ix) the University of the West Indies;
- (x) the University of Guyana;
- (xi) the Caribbean Community;

(b) The Chairman of the Board of Directors appointed pursuant to = Article 6=20 (c).

2. When other Countries become Members after the entry into force of = this=20 Agreement, the Board of Governors may determine the number of Directors = on the=20 Board of Directors.

3. Save as otherwise provided in paragraph 2 of Article 10, the = Chairman of=20 the Board of Directors, the representatives of the University of the = West=20 Indies, the University of Guyana and the Caribbean Community, shall sit = as=20 non-voting members of the Board of Directors.

4. (a) Alternate directors shall = be=20 appointed by the appropriate authorities in like manner as appointments = are made=20 in accordance with paragraph 1(a) of this Article.

(b) Directors and Alternate Directors shall be persons of integrity = and=20 high competence preferably with wide professional experience in animal = health=20 with respect to practice, administration or research.

(c) Subject to paragraph 2 of Article 10, an Alternate Director = shall in=20 the absence of his principal attend any meeting and shall be entitled = to vote=20 on any matter.

5. Directors and Alternate Directors shall hold office for a term of = three=20 years and shall be eligible for reappointment. They shall continue in = office=20 until their successors shall have been appointed and assumed office. If = the=20 office of a Director or his Alternate becomes vacant before the = expiration of=20 his term of office, the vacancy shall be filled by a new Director or = Alternate=20 who shall be appointed in the same manner as his predecessor, and he = shall hold=20 office for the remainder of the term of office of his predecessor.

ARTICLE 9

FUNCTIONS AND POWERS OF THE BOARD = OF=20 DIRECTORS

1. The Board of Directors shall be responsible, subject to any = directions of=20 the Board of Governors, for the general operation of the Centre. It = shall=20 implement the general policies of the Centre and may give the Principal = general=20 instructions for the implementation of such policies.

2. Without prejudice to the generality of the functions specified in=20 paragraph 1 of this Article, the Board of

Directors shall in particular = -

- (a) make recommendations to the Board of Governors in respect of = the=20 appointment of the Principal;
- (b) receive and may approve the annual report of the Principal, = which shall=20 include the financial report;
- (c) make recommendations for the approval annually by the Board of=20 Governors of the work programme of the Centre for the next following = three=20 financial years;
- (d) make recommendations for the approval by the Board of Governors = of=20 Estimates of Expenditure and the audited accounts of the Centre;
- (e) assist the Principal in seeking the support and the resources = necessary=20 for the fulfilment of the objectives of the Centre;
- (f) except as is otherwise provided, exercise control over = appointments,=20 and termination of appointments;
- (g) cause to be kept, appropriate books of account, which shall be = audited=20 at least once a year by an auditor who shall be a qualified and = independent=20 accountant in the active practice of his profession, appointed by the = Board of=20 Governors and shall also cause to be prepared annual audited = statements within=20 ninety days after the end of the financial year showing in detail the = income=20 and expenditure of the Centre and the assets and liabilities as they = stood at=20 the end of the immediate preceding financial year;
- (h) carry out such other functions as the Board of Governors may = delegate=20 to it from time to time.

3. The Board of Directors may delegate to the Principal such of its = functions=20 as it thinks fit, provided that no such delegation shall preclude the = Board of=20 Directors from so acting at any time it thinks fit without prejudice = however to=20 anything done by the Principal under that delegation.

ARTICLE 10 MEETINGS OF THE BOARD OF=20 DIRECTORS

1. The Board of directors shall meet at least twice a year or as = often as the=20 business of the Centre may require. A majority of Directors entitled to = vote=20 shall constitute a quorum for any meetings of the Board of = Directors.
2. Each Director entitled to vote shall have one vote and the = Chairman of the=20 Board of Directors shall have a casting vote only.
3. All matters before the Board of Directors shall be determined by a = majority vote of Directors.
4. Subject to this Agreement, the Board of Directors shall regulate = its own=20 procedure.

ARTICLE 11 CHAIRMAN OF THE BOARD OF=20 DIRECTORS

1. The Chairman of the Board of Directors shall be appointed by the = Board of=20 governors after considering the recommendation of the Board of = Directors.
2. The Chairman of the Board of Directors, while holding office, = shall not be=20 a Director or Alternate Director appointed by a Member Country or by any = Body=20 which is represented on the Board of Directors.
3. The term of office of the Chairman of the Board of Directors shall = be for=20 three years and he shall be eligible for reappointment.

4. The Deputy Chairman of the Board of Directors shall be elected by = the=20 Board of Directors from among its members.

ARTICLE 12 THE PRINCIPAL

The Principal shall be responsible to the Board of Directors for the=20 organisation and administration of the Centre and of the courses of = study and=20 practical instruction conducted by the Centre and shall exercise such = other=20 functions as the Board of Directors may, from time to time entrust to = him.

ARTICLE 13 STAFF OF THE = CENTRE

1. The Principal shall appoint such members of staff in accordance = with the=20 Estimates approved by the Board of Governors as are necessary for the=20 functioning of the Centre.
2. All staff appointments shall be made subject to the terms and = conditions=20 if service determined by the Board of Directors.

ARTICLE 14 REVENUE

The revenue of the Centre shall be derived from:

- (a) the annual contributions of Member Countries;
- (b) such contributions as may be made by other Countries or = agencies=20 whether within or outside the Region;
- (c) such grants or donations as may be made from any source for the = financing of special research, development or teaching projects or for = fellowships;
- (d) such fees as may be determined from time to time by the Board = of=20 Directors as fees payable to the Centre;
- (e) payments made to the Centre in consideration of consultancy = services=20 provided through the Centre;
- (f) income from any other sources.

ARTICLE 15 HEADQUARTERS OF THE = CENTRE

1. The headquarters of the Centre shall be located in Guyana.
2. The Centre shall conclude with the Government of Guyana an = Agreement=20 relating to the privileges and immunities to be recognised and granted = in=20 connection with the Centre.

ARTICLE 16 LEGAL STATUS

1. The Centre shall possess full juridical personality.
2. The Centre shall enjoy in the territory of each Member Country = such legal=20 status and legal capacity as may be necessary for the fulfilment of its=20 objectives and the exercise of its functions. In particular, the Centre = shall=20

have the capacity to -

- (a) contract;
- (b) acquire and dispose of movable and immovable property;
- (c) institute and defend legal proceedings.

3. The Centre shall enjoy in the territory of each Member Country = such=20 privileges and immunities as may be necessary for the fulfilment of its=20 objectives and the exercise of its functions.

4. Each Member Country hereby agrees to take such action as is = necessary to=20 make effecting in its territory the provisions of this Article.

ARTICLE 17 SIGNATURE

This Agreement shall be deposited with the Secretary-General of the = Caribbean=20 Community (hereinafter called "the Depository") and shall be open for = signature=20 by any country listed in the Annex to this Agreement.

ARTICLE 18 RATIFICATION

1. This Agreement and any amendments hereto shall be subject to = ratification=20 by Member Countries in accordance with their respective constitutional=20 procedures.

2. Instruments of Ratification shall be deposited with the Depository = who=20 shall transmit certified copies thereof to each Member country.

ARTICLE 19 ENTRY INTO FORCE

This Agreement shall enter into force on the deposit of Instruments = of=20 Ratification by nine of the countries listed in the Annex to this = Agreement=20 including Guyana, Jamaica and Trinidad and Tobago

ARTICLE 20 ACCESSION

1. Any country listed in the Annex to this Agreement which upon the = entry=20 into force of this Agreement in accordance with Article 19 wishes to = become a=20 Member Country after that date and any other country in the Region which = has=20 been admitted to membership of the Centre by the Board of Governors in=20 accordance with paragraph 2 of this Article, may accede to the Agreement = by the=20 deposit of its Instrument of Accession with the Depository.

2. Any other country in the Region which wishes to become a Member of = the=20 Centre shall be admitted to membership of the Centre on such terms and=20 conditions as the Board of Governors may decide.

3. Admission to membership under this Article shall take effect on = the date=20 on which the Instrument of Accession is deposited with the = Depository.

ARTICLE 21 AMENDMENT

1. Any Member Country may make proposal for amending this Agreement. = Such=20 proposals shall be submitted through the Depository to the Board of = Governors=20 for its approval.

2. Any such amendment shall enter into force upon the deposit of = Instruments=20 of Ratification by all Member Countries.

ARTICLE 22 WITHDRAWAL

1. Any Member Country may withdraw from this Agreement by giving = twelve=20 months' notice in writing to the Depositary who shall forthwith notify = other=20 Member Countries.

2. A Member Country withdrawing from the Centre undertakes to honour = any=20 financial obligations duly assumed during its participation in this=20 Agreement.

ARTICLE 23 DISPUTE

Any dispute between the parties relating to the interpretation or = application=20 of this Agreement shall be settled by negotiation.

ARTICLE 24 LANGUAGE

English shall be the official language of the Centre.

IN WITNESS WHEREOF the undersigned, being duly = authorised=20 thereto by their respective Governments, have affixed their signatures = to this=20 Agreement.

Done in a single copy which shall be deposited with the = Secretary-General of=20 the Caribbean Community who shall transmit certified copies to all the=20 Contracting Parties.

Signed by Eric Reid
For the Government of Anguilla on 10 July = 1985
at=20 Georgetown, Guyana

Signed by
For the Government of Antigua and Barbuda on
at

Signed by
For the Government of The Bahamas
at

Signed by R.W. Cheltenham
for the Government of Barbados on = 6th=20 February 1986
at Graeme Hall, Christ Church, Barbados

Signed by
For the Government of Belize on
at

Signed by
For the Government of the British Virgin Islands on =
at

Signed by
For the Government of Cayman Islands on

at

Signed by
For the Government of Dominica on
at

Signed by
For the Government of Grenada on
at

Signed by R.A. Van-West-Charles
For the Government of Guyana on 4 = July=20 1985
at St. Philip, Barbados

Signed by O. Vaz
For the Government of Jamaica on 3 July = 1985
at St.=20 Philip, Barbados

Signed by
For the Government of Montserrat on
at

Signed by
For the Government of Netherland Antilles on
at

Signed by B. Nisbett
For the Government of Saint Christopher and = Nevis on=20 10 July 1985
at Georgetown, Guyana

Signed by J.G.M. Compton
For the Government of Saint Lucia on 4 = July=20 1985
at St. Philip, Barbados

Signed by M. De Freitas
For the Government of Saint Vincent and = the=20 Grenadines on 4 July 1985
at St. Philip, Barbados

Signed by J.H. Kolader
For the Government of Suriname on 31 July=20 1985
at Georgetown, Guyana

Signed by E. Mahabir
For the Government of Trinidad and Tobago on = 4 July=20 1985
at St. Philip, Barbados

ANNEX

ANGUILLA

ANTIGUA AND BARBUDA

BAHAMAS

BARBADOS

BELIZE

BRITISH VIRGIN ISLANDS

CAYMAN ISLANDS

DOMINICA

GRENADA

GUYANA

JAMAICA

MONTSERRAT

NETHERLAND ANTILLES

SAINT CHRISTOPHER AND NEVIS

SAINT LUCIA

SAINT VINCENT AND THE GRENADINES

SURINAME

TRINIDAD AND TOBAGO