

Director General • EMBL • Meyerhofstrasse 1 • 69117 Heidelberg • Germany

**Ms Jurgita Petrauskienė**  
Minister of Education and Science  
Budget Institution  
A. Volano str. 2/7  
LT-01516 Vilnius  
Lithuania

**Professor Iain W. Mattaj, FRS, FMedSci**  
Director General  
T +49 6221 3878200  
F +49 6221 3878211  
dg-office@embl.org

EMBL  
Meyerhofstrasse 1  
69117 Heidelberg  
Germany  
www.embl.org

13 July 2018

## Membership of EMBL – Notification of EMBL Council Resolution 2018-03

Dear Minister,

Following your letter dated 7 May 2018 in which the Republic of Lithuania applied to become a member of the European Molecular Biology Laboratory, the EMBL Council, at its 55th Ordinary Session on 4 July 2018 in Barcelona adopted Resolution 2018-04 (Enclosure 1), which it is my distinct pleasure to communicate to you officially, welcoming Lithuania as a member state in anticipation of the deposit of the instrument of accession with the Government of Switzerland (Article XV (2) of the Agreement establishing EMBL). I also enclose for your information a copy of the Agreement establishing the EMBL (Enclosure 2).

I wish to take this opportunity to express my gratitude to you for all your efforts in supporting the Lithuanian Government's membership application, and also to Vice Minister Dr Giedrius Viliūnas for personally attending the session of Council to present the activities and plans for the life sciences in Lithuania.

As for all accessions to international treaties, the Government of Lithuania is now required to complete its national legal requirements for accession to the Agreement establishing EMBL. Once these procedures are completed, an instrument of accession then needs to be deposited with the Government of Switzerland. The following model instrument of accession in English can be used:

### ACCESSION

WHEREAS the Agreement establishing the European Molecular Biology Laboratory was done at Geneva on 10 May 1973,

NOW THEREFORE I, [name and title of the Head of State, Head of Government or Minister for Foreign Affairs] declare that the Government of Lithuania, having considered the above-mentioned agreement, accedes to the same and undertakes faithfully to perform and carry out the stipulations therein contained.

IN WITNESS WHEREOF, I have signed this instrument of accession at [place] on [date].

[Signature]

The instrument is to be signed by the Head of State, Head of Government or Minister for Foreign Affairs, and deposited with the Swiss Government either directly to the following address or through diplomatic channels:

**Mr Stephan Michel**  
**Head of Treaty Section**  
Federal Department of Foreign Affairs FDFA  
Directorate for international law DIL  
Taubenstrasse 16  
3003 Bern  
Switzerland

Email: [stephan.michel@eda.admin.ch](mailto:stephan.michel@eda.admin.ch)  
Tel: +41-58-4623075  
Mobile: +41-79-2923438

The Swiss delegate to EMBL Council is also available to assist you:

**Dr Isabella Beretta**  
**Scientific Advisor, International Research and Innovation Programmes**  
Federal Department of Economic Affairs, Education and Research EAER  
State Secretariat for Education, Research and Innovation SERI  
Effingerstrasse 27  
CH-3003 Bern  
Switzerland

Email: [isabella.beretta@sbfi.admin.ch](mailto:isabella.beretta@sbfi.admin.ch)  
Tel: +41-31-3228417

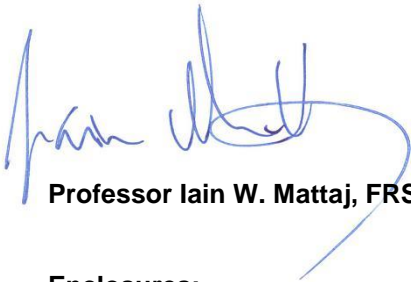
Upon receipt of the instrument of accession, the Government of Switzerland will notify the existing member states of such.

The date of accession is the official date on which your country has joined EMBL and from that date has voting rights in Council and Finance Committee. Lithuania should continue to be represented by up to two delegates in these bodies, who may be accompanied by advisers. I would appreciate receiving credentials for the delegates in due time. These credentials are required in order that the delegates may vote on Lithuania's behalf in the Finance Committee and Council.

You will also be informed at this time of the amount of your contributions and the dates on which payments are to be made. Please note that contributions are payable for the entire year in which Lithuania accedes.

If you need any further clarification please contact me.

Yours sincerely,



**Professor Iain W. Mattaj, FRS, FMedSci**

**Enclosures:**

1. EMBL Council Resolution 2018-03 adopted on 4 July 2018.
2. Agreement establishing the EMBL (original and reproduction).

Laboratoire Européen de Biologie Moléculaire  
European Molecular Biology Laboratory  
Europäisches Laboratorium für Molekularbiologie

EMBL/2018/3 E  
Original language: English  
Date: 01 June 2018

## ACCESSION OF LITHUANIA TO THE EUROPEAN MOLECULAR BIOLOGY LABORATORY

### Author

Director General

### Purpose of the document

To inform Council of Lithuania's intention to become a member of the European Molecular Biology Laboratory and to agree the proposed membership conditions.

### Voting requirements

The conditions of membership require a two-thirds majority of all member states (Agreement Article X (3)).

### Action required

The Council is requested to adopt Resolution 2018-03 at Annex 2 welcoming Lithuania as a member state and agreeing to the conditions of membership acceptable to Lithuania.

## ACCESSION OF LITHUANIA TO EMBL

## Background

1. In her letter from May 2018 (Annex 1), the Minister of Education and Science of the Republic of Lithuania Jurgita Petrauskiene, wrote on behalf of the Government of Lithuania to the Chair of EMBL Council Professor Patrick Cramer officially announcing Lithuania's intention to become a member of the European Molecular Biology Laboratory in 2019.
2. The Council is reminded that to become a member state of the EMBL a country must become a party to the Agreement Establishing the EMBL (Agreement Article III). Becoming a party to this agreement is only open to those countries which are already member states of the European Molecular Biology Conference (EMBC). Membership is achieved by a country acceding to the Agreement (Agreement Article XV (3) a)) and depositing the instrument of accession with the Government of Switzerland (Agreement Article XV (3) c)). The date of deposit of the instrument of accession is the date on which the country becomes a member state of the EMBL (Agreement Article XV (4) c)) and has voting rights in the EMBL Council (Agreement Article VI (6) a) i)).
3. Council is reminded that Lithuania is already a member state of the EMBC.
4. Council is reminded that Lithuania became a prospect member state of EMBL on 28 September 2015 and is now applying for accession to EMBL in line with Articles 6.1 and 6.2 of the Statement of Intent on prospect membership signed between the Ministry of Education and Science of Lithuania and EMBL.
5. Council is required to agree to the proposed conditions of membership detailed below, which are acceptable to Lithuania.

## Proposed Membership Conditions

6. The annual contribution and special contribution (also referred to as the entry fee), detailed below at Paragraph 8 and 9, are based on the assumption that Lithuania will accede in 2019.
7. As Lithuania is proceeding to accession to EMBL following expiration of its prospect membership, it is entitled to reduced payments of fees as per the following table, specified in Article 7 of the Statement of Intent:

	Prospect Member			Full Member					
Year	Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9
<b>Membership contribution</b>	0%	0%	0%	30%	40%	50%	80%	80%	100%
<b>Special contribution towards capital expenditure</b>	/	/	/	20%	20%	20%	20%	20%	/
<b>Total</b>	0%	0%	0%	50%	60%	70%	100%	100%	100%

## 8. Annual Contribution

- a. The established method of calculating the contributions of EMBL Member States is according to a scale that is readjusted every three years, on the basis of net national income at factor cost, in US dollars (USD), over the last three years for which official statistics are available from the OECD in Paris.
- b. The sum of the average net national income at factor cost in the period 2012-2014 (on the basis of which the current scale of contributions is established) is USD 13,338,577 Million. The corresponding figure for Lithuania is USD 34,438 Million per the following table.

	2012	2013	2014	Average
Net national income at market prices (USD Million)	35,888	39,076	41,523	
Taxes less subsidies on products (USD Million)	4,092	4,392	4,691	
Net national income at factor cost (USD Million)	31,797	34,684	36,832	34,438

- c. Accordingly, the relative share of the annual contribution for Lithuania is  $34,438/(34,438+13,338,577) = 0.26\%$ <sup>1</sup>. In line with the contributions of new member states in the current Indicative Scheme, Lithuania is requesting that its new member state's contribution is added to that of the existing EMBL member states.
- d. The membership fee for Lithuania for 2019 will be calculated upon Council's decision on the budget for 2019<sup>2</sup>, taking into consideration the above contribution rate and the reduced payment as specified in Paragraph 7.

## 9. Special Contribution

- a. New member states pay an entry fee which is based on the value of Fixed Assets and Stock (as shown in the Audited Annual Accounts). The special contribution for Lithuania will be calculated upon the Council's decision of the audited 2017 Memorandum Account<sup>3</sup>.
- b. In line with Paragraph 7, Lithuania is entitled to spread the payment of the special contribution over 5 years. Therefore, in 2019 Lithuania will pay only 20% of the overall special contribution.

## Action Required

10. The Council is requested to adopt Resolution 2018-03 at Annex 2 welcoming Lithuania as a member state and agreeing to the conditions of membership acceptable to Lithuania.

<sup>1</sup> These contribution rates apply for the years 2017-2019.

<sup>2</sup> The budget for 2019 will be presented and approved in the 2018 EMBL Winter Council meeting.

<sup>3</sup> The Annual Accounts are approved by EMBL Council each EMBL Summer Council meeting.



LIETUVOS RESPUBLIKOS ŠVIETIMO IR MOKSLO MINISTERIJA  
MINISTRY OF EDUCATION AND SCIENCE OF THE REPUBLIC OF LITHUANIA

Budget institution, A. Volano str. 2/7, LT-01516 Vilnius, Lithuania, tel. + 370 5 219 1225 / 219 1152,  
fax. + 370 5 261 2077, e-mail smmin@smm.lt, http://www.smm.lt.

Data are accumulated and stored in the Register of Legal Entities, Code 188603091

To: **Professor Patrick Cramer**  
Chair of EMBL Council  
c/o Council Secretariat  
European Molecular Biology Laboratory  
Meyerhofstrasse 1  
69117 Heidelberg  
Germany  
[council@embl.org](mailto:council@embl.org)

7 May 2018  
No. SR-1938



Dear Professor Patrick Cramer,

On behalf of the Government of the Republic of Lithuania, I wish to inform you that the Republic of Lithuania requests to become a member of the European Molecular Biology Laboratory in accordance with Articles XV (3) and X (3) of the Agreement establishing the Laboratory (EMBL Agreement) and the Statement of Intent between the Government of the Republic of Lithuania and EMBL on Prospect Membership dated 28 September 2015 (PMS SoI).

I have been informed about the annual and special entry contributions. In accordance with Article X (2) of the EMBL Agreement and Article 7 of the PMS SoI, we request the first five years' annual contributions be reduced in accordance with the contribution scale described in Table 1 of PMS SoI Article 7. We also request the payment of our special contribution towards capital expenditure be spread equally over five years as permitted under PMS SoI Article 7.

In accordance with Article X (3) b) of the EMBL Agreement we request that our annual and special entry contributions be used to increase the activities of the Laboratory rather than being used to reduce contributions of the other member states.

I understand that this application will be considered by the EMBL Council at its meeting on 3 and 4 July 2018. A delegation from Lithuania would wish to attend this meeting if our application is on the agenda, to formally place the Lithuania's request for membership before the Council. I hope that this would present no difficulty.

I would expect if Lithuania is accepted as a member of EMBL in 2018, the associated national accession to the EMBL Agreement would then be expedited to enable us to enter into membership in early 2019 and attend the 2019 EMBL Council meetings as a member state.

The Government of the Republic of Lithuania is aware that the instrument of accession should be deposited with the Swiss Federal Department of Foreign Affairs, Directorate for International Law, Bundeshaus West, 3003 Bern, Switzerland.

Sincerely,

Minister of Education and Science

Jurgita Petrauskienė

## ANNEX 2

## RESOLUTION 2018-03

The EMBL Council

Having received on 15 May 2018 the letter from the Minister of Education and Science of the Republic of Lithuania Jurgita Petrauskiene, announcing that Lithuania has decided to apply for membership of EMBL in accordance with Articles XV (3) a) and X (3) of the Agreement establishing EMBL and of the Articles 6.1 and 6.2 of the Statement of Intent on prospect membership signed between the Ministry of Education and Science of Lithuania and EMBL.

Recognising that Lithuania became an EMBL prospect member state on 28 September 2015 with the intent to accede to the Agreement establishing EMBL after expiration of its prospect membership,

Recognising Lithuania's decision to join EMBL, and

Considering that preparatory discussions have indicated as appropriate:

1. That the annual contributions for the first five years of membership shall be reduced according to the Article 7 of the Statement of Intent;
2. That the special contribution towards the capital expenditure of the Laboratory already incurred according to the Agreement Article X (3) a) and the Article 7 of the Statement of Intent shall be paid in five equal annual instalments over the first five years of membership; and
3. That according to Article X(3)(b) of the EMBL Agreement and continuing the practice of EMBL Council followed since July 1987, Lithuania requests that its annual and special entry contributions should be used to increase the scientific activities of the Laboratory.

Resolves to agree to the conditions detailed in document EMBL/2018/3,

and

Welcomes Lithuania as a member state of the EMBL in 2019, in anticipation of the deposit of the instrument of ratification (Agreement Article XV (2)) with the Swiss Government.



## ANNEX 2

## RESOLUTION 2018-03

The EMBL Council

Having received on 15 May 2018 the letter from the Minister of Education and Science of the Republic of Lithuania Jurgita Petrauskiene, announcing that Lithuania has decided to apply for membership of EMBL in accordance with Articles XV (3) a) and X (3) of the Agreement establishing EMBL and of the Articles 6.1 and 6.2 of the Statement of Intent on prospect membership signed between the Ministry of Education and Science of Lithuania and EMBL.

Recognising that Lithuania became an EMBL prospect member state on 28 September 2015 with the intent to accede to the Agreement establishing EMBL after expiration of its prospect membership,

Recognising Lithuania's decision to join EMBL, and

Considering that preparatory discussions have indicated as appropriate:

1. That the annual contributions for the first five years of membership shall be reduced according to the Article 7 of the Statement of Intent;
2. That the special contribution towards the capital expenditure of the Laboratory already incurred according to the Agreement Article X (3) a) and the Article 7 of the Statement of Intent shall be paid in five equal annual instalments over the first five years of membership; and
3. That according to Article X(3)(b) of the EMBL Agreement and continuing the practice of EMBL Council followed since July 1987, Lithuania requests that its annual and special entry contributions should be used to increase the scientific activities of the Laboratory.

Resolves to agree to the conditions detailed in document EMBL/2018/3,

and

Welcomes Lithuania as a member state of the EMBL in 2019, in anticipation of the deposit of the instrument of ratification (Agreement Article XV (2)) with the Swiss Government.