

COUNCIL
29th extraordinary session
23-24 November 2017

C/ES.29/WP.1
24 November 2017
Original: ENGLISH

DISCLAIMER

As at its date of issue, this document, in whole or in part, is subject to consideration by the IMO organ to which it has been submitted. Accordingly, its contents are subject to approval and amendment of a substantive and drafting nature, which may be agreed after that date.

DRAFT SUMMARY OF DECISIONS

GENERAL

The twenty-ninth extraordinary session of the Council was held on 23 and 24 November 2017 and was chaired by Mr. J. Lantz (United States). The Vice-Chair, Mr. X. Zhang (China), was also present.

INVITATION TO NON-MEMBERS OF THE COUNCIL TO ATTEND THE SESSION

[To be completed by the Secretariat after the meeting, based on document C/ES.29/INF.1]

Audio file: Thursday, 23 November 2017: a.m.

EXPRESSIONS OF SOLIDARITY

The Council expressed its solidarity and support to the delegation of Argentina with regard to the Argentine submarine, **ARA San Juan**, which went missing on 15 November 2017 with 44 crew members. The delegation of Argentina expressed its gratitude to all countries that had joined efforts in the search and rescue operations and all those that had expressed their solidarity at this difficult time.

1 ADOPTION OF THE AGENDA (agenda item 1)

The Council adopted the agenda and proposed timetable, as contained in documents C/ES.29/1/Rev.1 and C/ES.29/1/1.

Reference documents: C/ES.29/1/Rev.1, C/ES.29/1/1

Audio file: Thursday, 23 November 2017: a.m.

I:\COUNCIL\C_ES\29WP\C-ES.29-WP.1.docx

3 STRATEGY, PLANNING AND REFORM (agenda item 3)

3.1 The Council noted the information set out in documents C/ES.29/3, C/ES.29/3/1, C/ES.29/3/2 and C/ES.29/3/3, and that provided orally by the Secretary-General, on Strategy, Planning and Reform.

3.2 The Council considered and noted the information on the status of the Organization's outputs for the 2016-2017 biennium as contained in document C/ES.29/3.

3.3 The Council also noted the information provided on the status of the Secretariat's Business Plan for the 2016-2017 biennium as contained in document C/ES.29/3/1.

3.4 With regard to document C/ES.29/3/2, the Council noted the Secretariat's Business Plan for the 2018-2019 biennium, as well as comments made, and in particular on the inclusion of references to the Office of the Secretary General (OSG) and the Marine Environment Division (MED) in relation to the output on the "Report on the implementation of the 2030 Agenda for Sustainable Development".

3.5 With regard to document C/ES.29/3/3, the Council:

- (i) noted the information on the Delivering Strategy and Reform – Voyage Together Trust Fund, as well as the comments made by the Secretary-General, notably that core activities of the Organization are solely addressed through the regular budget;
- (ii) further noted that the Secretary-General would continue to keep it informed on the delivery programme of all activities related to the extrabudgetary funds of the Organization in accordance with the Financial Rules and Regulations; and
- (iii) requested the Secretary-General to report, at C 120, on the overview of the 69 extrabudgetary funds, together with planned measures and actions, as well as on the implementation of the functional review of the Secretariat, including any comments and/or recommendations.

Reference documents: C/ES.29/3, C/ES.29/3/1, C/ES.29/3/2 and C/ES.29/3/3

Audio file: Thursday, 23 November 2017: a.m.

4 RESOURCE MANAGEMENT (agenda item 4)

(a) Human resources matters, including amendments to the Staff Regulations and Staff Rules (agenda item 4(a))

4(a).1 The Council noted the information set out in documents C/ES.29/4(a), C/ES.29/4(a)/Add.1 and C/ES.29/4(a)/1, and that provided orally by the Secretary-General, on human resources matters.

4(a).2 The Council encouraged the Secretary-General to continue his efforts towards the achievement of greater geographical and gender representation in the Professional and higher grade categories and requested him to report, at C 120, on his efforts and policy review towards this goal.

Reference documents: C/ES.29/4(a), C/ES.29/4(a)/Add.1 and C/ES.29/4(a)/1

Audio file: Thursday, 23 November 2017: a.m.

(b) Report on arrears of contributions and of advances to the Working Capital Fund and on the implementation of Article 61 of the IMO Convention (agenda item 4(b))

4(b).1 The Council noted the information provided in documents C/ES.29/4(b), C/ES.29/4(b)/Corr.1 and C/ES.29/4(b)/Add.1, as well as that provided orally by the Secretary-General, reporting on arrears of contributions and of advances to the Working Capital Fund and on the implementation of Article 61 of the IMO Convention.

4(b).2 In particular, the Council:

- (i) urged all Member States to fulfil their financial obligations;
- (ii) reiterated its firm stance on the strict enforcement of Article 61 of the IMO Convention; and
- (iii) recommended that the Assembly, at its forthcoming session, adopts the draft resolution annexed to document C/ES.29/4(b) as an expression of the importance of timely contributions and the risks from the late payment of contributions.

4(b).3 The Council commended the Secretary-General for his continuing strenuous efforts to improve the Organization's financial position. The Council also noted that, although all Council Members had paid their contributions for the current year, it was important, as emphasized by the Secretary-General, that an example be set in this matter by early settlement of dues, in accordance with the Organization's Financial Regulations and Financial Rules.

Reference documents: C/ES.29/4(b), C/ES.29/4(b)/Corr.1 and C/ES.29/4(b)/Add.1

Audio file: Thursday, 23 November 2017: a.m.

(c) Consideration of requests by Members, if any, for waiver of the application of Article 61 of the IMO Convention (agenda item 4(c))

4(c).1 The Council noted the information set out in documents C/ES.29/4(c) and C/ES.29/4(c)/Add.1, and that provided orally by the Secretary-General, on the consideration of requests by Members for waiver of the application of Article 61 of the IMO Convention.

4(c).2 The Council recommended to the Assembly that the application of Article 61 be waived for the Union of the Comoros, the Commonwealth of Dominica, and the Federal Republic of Somalia.

Reference documents: C/ES.29/4(c) and C/ES.29/4(c)/Add.1

Audio file: Thursday, 23 November 2017: a.m.

(d) Budget considerations for 2017 (agenda item 4(d))

4(d).1 The Council noted the information set out in document C/ES.29/4(d), and that provided orally by the Secretary-General, on budget considerations for 2017.

4(d).2 In particular, the Council:

- (i) noted the review on external pay and price factors and their budgetary impacts;
- (ii) noted the impact of exchange rates movements;
- (iii) authorized the Secretary-General to replenish the Working Capital Fund up to £2 million through transfer of the differential amount (currently assessed to be £0.675 million), as of 1 January 2018, from the resources available in the regular budget;

- (iv) noted the forecast outturn of the regular budget expenditure for 2017, assessed to be kept within the approved appropriation for 2017;
- (v) noted the income and expenditure outturn and forecast in the Trading Fund;
- (vi) noted the expenditure status of the Headquarters Capital Fund; the Training and Development Fund; the Technical Cooperation Fund; and extra-budgetary programmes;
- (vii) noted the Termination Benefit Fund; and approved the Secretary-General's proposal of the revised budget of the Termination Benefit Fund for the 2016-2017 biennium and its financing source of the supplementary funds from the resources available in the regular budget for the current biennium; and
- (viii) authorized the Secretary-General to make, as and when necessary, timely transfers between Strategic Results in the regular budget to the extent that balances are available to cover or reduce deficits in Strategic Results appropriation balances, provided that such transfers are in accordance with the Organization's Financial Regulations and Financial Rules, in particular regulation 4.5 which provides that any transfers should not represent more than 10% of the lower of the two approved appropriations.

Reference document: C/ES.29/4(d)

Audio file: Thursday, 23 November 2017: p.m.

5 RESULTS-BASED BUDGET FOR 2018-2019 (agenda item 5)

5.1 The Council noted the information set out in document C/ES.29/5, as well as that provided orally by the Secretary-General, on his proposals for the results-based budget for the 2018-2019 biennium.

5.2 The Council appreciated the Secretary-General's updates to the budget proposal endorsed by C 118 and:

- (i) approved the updated results-based regular budget proposal by Strategic Direction and "Other work" for the 2018-2019 biennium of £69,570,000, comprising an appropriation of £34,141,000 for 2018 and an appropriation

of £35,429,000 for 2019, as summarized in appendix 1 of annex 1 to the document (draft Assembly resolution), while noting the updated tables associated with the results-based budget as shown in appendix 1 and 2 of annex 1 to the document, and the funding of the regular budget by means of an assessment on Member States of £31,864,000 for 2018 and £33,242,000 for 2019;

- (ii) endorsed the amended staff complement proposal for the 2018-2019 biennium, reflecting changes in the indicative posts expected under various Funds, as listed in table 3 of the document;
- (iii) agreed to the adjusted total number of meeting-weeks of 32.4, comprising 16.6 weeks for 2018 and 15.8 weeks for 2019, as shown in table 4 of the document;
- (iv) approved the draft Assembly resolution on the Results-Based Budget for the 2018-2019 biennium contained in annex 1 to the document noting the editorial amendment to the assessment figure for consistency, and, in accordance with Article 54 of the IMO Convention, decided to submit it to the Assembly, at its thirtieth regular session, with its comments and a recommendation for its adoption; and
- (v) further approved the draft Assembly resolution on amendments to the Organization's Financial Regulations contained in annex 2 to the document and decided to submit it to the Assembly, at its thirtieth regular session, with a recommendation for its adoption.

Reference document: C/ES.29/5

Audio file: Thursday, 23 November 2017: p.m.

6 CONSIDERATION OF THE REPORT OF THE SEVENTY-FIRST SESSION OF THE MARINE ENVIRONMENT PROTECTION COMMITTEE (agenda item 6)

6.1 The Council noted the information set out in document C/ES.29/6, and that provided orally by the Vice-Chair of the Marine Environment Protection Committee and the Secretary-General on the report of the Committee's seventy-first session.

6.2 The Council endorsed the holding of three intersessional meetings: of the ESPH Working Group, in 2018; of ISWG-GHG 3, from 3 to 6 April 2018; and on consistent implementation of regulation 14.1.3 of MARPOL Annex VI, in the second half of 2018.

6.3 The Council approved the report of the seventy-first session of the Committee in general and transmitted it, with its comments and recommendations, to the Assembly at its thirtieth regular session, in accordance with Article 21(b) of the IMO Convention.

Reference document: C/ES.29/6

Audio file: Thursday, 23 November 2017: p.m.

7 CONSIDERATION OF THE REPORT ON THE THIRTY-NINTH CONSULTATIVE MEETING OF CONTRACTING PARTIES TO THE LONDON CONVENTION 1972 AND THE TWELFTH MEETING OF CONTRACTING PARTIES TO THE 1996 PROTOCOL TO THE LONDON CONVENTION (agenda item 7)

The Council noted the information set out in document C/ES.29/7, and that provided orally by the Chair of the LC/LP governing bodies and the Secretary-General, on the report of the thirty-ninth Consultative Meeting of Contracting Parties to the London Convention 1972 and the twelfth Meeting of Contracting Parties to the 1996 Protocol to the London Convention and transmitted the report to the Assembly at its thirtieth regular session.

Reference document: C/ES.29/7

Audio file: Thursday, 23 November 2017: p.m.

8 REPORT OF THE COUNCIL TO THE ASSEMBLY ON THE WORK OF THE ORGANIZATION SINCE THE TWENTY-NINTH REGULAR SESSION OF THE ASSEMBLY (agenda item 8)

8.1 The Council noted the information set out in document C/ES.29/8, as well as that provided orally by the Secretary-General.

8.2 The Council approved the report for consideration by the Assembly at its thirtieth regular session.

Reference document: C/ES.29/8

Audio file: Thursday, 23 November 2017: p.m.