



COUNCIL
24th extraordinary session
Agenda item 12(d)

C/ES.24/12(d)
31 August 2007
Original: ENGLISH

EXTERNAL RELATIONS

(d) Relations with intergovernmental organizations

Note by the Secretary-General

SUMMARY

<i>Executive summary:</i>	This document reports on requests for Agreements of Co-operation between IMO and: <ul style="list-style-type: none"> – the Regional Co-operation Agreement on Combating Piracy and Armed Robbery against Ships in Asia (ReCAAP-ISC); and – the Marine Accident Investigators' International Forum (MAIIF)
<i>Action to be taken:</i>	Paragraph 6
<i>Related documents:</i>	None

- 1 The Secretariat has received requests for Agreements of Co-operation with IMO from:
- the Regional Co-operation Agreement on Combating Piracy and Armed Robbery against Ships in Asia (ReCAAP-ISC); and
 - the Marine Accident Investigators' International Forum (MAIIF).

REGIONAL CO-OPERATION AGREEMENT ON COMBATING PIRACY AND ARMED ROBBERY AGAINST SHIPS IN ASIA (RECAAP-ISC)

2 In a letter dated 27 July 2007 from the Executive Director of ReCAAP-ISC, the Secretary-General was informed of the decision taken by the Governing Council of ReCAAP-ISC, at a Special Meeting on 5 July 2007, to seek a co-operative arrangement with IMO.

3 Following further consultations, the proposed Agreement of Co-operation, as drafted by the Secretariats of IMO and ReCAAP-ISC, attached at annex 1, is submitted for consideration by the Council in accordance with Article 25 of the IMO Convention. The draft follows the pattern of similar agreements previously concluded by IMO with other intergovernmental organizations.

For reasons of economy, this document is printed in a limited number. Delegates are kindly asked to bring their copies to meetings and not to request additional copies.

MARINE ACCIDENT INVESTIGATORS' INTERNATIONAL FORUM (MAIIF)

4 In a letter dated 20 March 2007 from the Chairman of MAIIF, the Secretary-General was consulted about the possibility of MAIIF being granted observer status with IMO.

5 Following further consultations, the proposed Agreement of Co-operation, as drafted by the Secretariats of IMO and MAIIF, attached at annex 2, is submitted for consideration by the Council in accordance with Article 25 of the IMO Convention. The draft follows the pattern of similar agreement previously concluded by IMO with other intergovernmental organizations.

Action requested of the Council

6 The Council is invited to note the information provided in this document and to decide on the proposed Agreements of Co-operation.

ANNEX 1

**DRAFT TERMS OF AN AGREEMENT OF CO-OPERATION BETWEEN
THE INTERNATIONAL MARITIME ORGANIZATION (IMO)
AND
THE REGIONAL CO-OPERATION AGREEMENT ON COMBATING PIRACY AND
ARMED ROBBERY AGAINST SHIPS IN ASIA – INFORMATION SHARING CENTRE
(ReCAAP-ISC)**

1 The International Maritime Organization (hereinafter referred to as “IMO”) and The Regional Cooperation Agreement on Combating Piracy and Armed Robbery against Ships in Asia – Information Sharing Centre (ReCAAP-ISC) will consult each other on matters of common interest to both with a view to ensuring maximum coordination of their work and activities in respect of such matters.

2 Subject to such arrangements as may be necessary for safeguarding confidential information, the Secretary-General of IMO and the Executive Director of ReCAAP-ISC will exchange information and keep each other informed of projected activities and programmes of work in fields of common interest. Accordingly, when either entity proposes to initiate a programme or activity on a subject in which the other has or may have a substantial interest, consultation will be initiated between the two with a view to harmonizing their efforts as far as possible, taking into account their respective responsibilities and any decisions or wishes of the appropriate governing bodies of the respective entities.

3 The Secretary-General of IMO will invite the Executive Director of ReCAAP-ISC to send representatives to observe meetings or conferences convened by or under the auspices of IMO to consider matters in which ReCAAP-ISC has an interest, in accordance with procedures applicable to each meeting or conference. Conversely, the Executive Director of ReCAAP-ISC will invite the Secretary-General of IMO to send observers to meetings or conferences convened by or under the auspices of ReCAAP-ISC to consider matters in which IMO has an interest, in accordance with the procedures applicable to each meeting or conference.

4 The Secretary-General of IMO and the Executive Director of ReCAAP-ISC may consult, where appropriate, on the use of personnel, material, services, equipment and facilities for joint undertakings which may be agreed between them in fields of common interest to IMO and ReCAAP-ISC.

5 IMO will, at the request of ReCAAP-ISC, render assistance to ReCAAP-ISC with respect to matters within the scope of activities of ReCAAP-ISC; and ReCAAP-ISC will, at the request of IMO, render assistance to IMO in matters falling within the scope of IMO's activities. Where assistance, which is required by either party under the terms of this Agreement, involves substantial expenditure, consultation will take place with a view to determining the most equitable manner for meeting such expenditure.

6 It is further agreed that nothing in this Agreement shall bind any of the Member States of ReCAAP-ISC jointly or severally. Similarly, the Agreement shall not bind any of the Member States of IMO jointly or severally.

7 This Agreement shall be subject to revision by agreement between the Secretary-General of IMO and the Executive Director of ReCAAP-ISC.

8 The Secretary-General of IMO and the Executive Director of ReCAAP-ISC may terminate this Agreement by giving six months written notice to the other party.

9 This Agreement shall come into force on its approval by the Assembly of IMO and the Governing Council of ReCAAP-ISC.

Agreed for the Governing Council of
ReCAAP-ISC by:

Agreed for IMO by:

YOSHIAKI ITO
Executive Director

E.E. MITROPOULOS
Secretary-General

Date:

Date:

ANNEX 2**DRAFT TERMS OF AN AGREEMENT OF CO-OPERATION BETWEEN
THE INTERNATIONAL MARITIME ORGANIZATION (IMO) AND
MARINE ACCIDENT INVESTIGATORS' INTERNATIONAL FORUM (MAIIF)**

1 The International Maritime Organization (hereinafter referred to as "IMO") and the Marine Accident Investigators' International Forum (hereinafter referred to as "MAIIF") will consult each other on matters of common interest to both with a view to ensuring maximum coordination of their work and activities in respect of such matters.

2 Subject to such arrangements as may be necessary for safeguarding confidential information, the Secretary-General of IMO and the Chairman of MAIIF will exchange information and keep each other informed of projected activities and programmes of work in fields of common interest. Accordingly, when either entity proposes to initiate a programme or activity on a subject in which the other has or may have a substantial interest, consultation will be initiated between the two with a view to harmonizing their efforts as far as possible, taking into account their respective responsibilities and any decisions or wishes of the appropriate governing bodies of the respective entities.

3 The Secretariat of the IMO will invite the Chairman of MAIIF to send representatives to observe meetings or conferences convened by or under the auspices of the IMO to consider matters in which MAIIF has an interest in accordance with the procedures applicable to each meeting or conference. Conversely, the Chairman of MAIIF will invite the Secretary-General of IMO to send observers to meetings or conferences convened by or under the auspices of MAIIF to consider matters in which IMO has an interest, in accordance with the procedures applicable to each meeting or conference.

4 The Secretary-General of IMO and the Chairman of MAIIF may consult, where appropriate, on the use of personnel, material, services, equipment and facilities for joint undertakings which may be agreed between them in fields of common interest to IMO and MAIIF.

5 IMO will, at the request of MAIIF, render assistance to the MAIIF with respect to matters within the scope of activities of MAIIF; and MAIIF shall, at the request of IMO, render assistance to IMO in matters falling within the scope of IMO's activities. Where assistance, which is required by either party under the terms of this Agreement, involves substantial expenditure, consultation will take place with a view to determining the most equitable manner for meeting such expenditure.

6 It is further agreed that nothing in this Agreement shall bind any of the Member States of MAIIF jointly or severally. Similarly, the Agreement shall not bind any of the Member States of IMO jointly or severally.

7 This Agreement shall be subject to revision by agreement between the Secretary-General of IMO and the Chairman of MAIIF.

8 The Secretary-General of IMO and the Chairman of MAIIF may terminate this Agreement by giving six months written notice to the other party.

9 This Agreement shall come into force on its approval by the Assembly of IMO and MAIIF.

Agreed for MAIIF by:

Agreed for IMO by:

W.D. RABE
Chairman

E.E. MITROPOULOS
Secretary-General

Date:

Date:
