



COUNCIL
24th extraordinary session
15-16 November 2007

C/ES.24/D/Add.1
16 November 2007
Original: ENGLISH

SUMMARY OF DECISIONS

Table of Contents

Agenda item	Page No.
GENERAL	3
INVITATION TO NON-MEMBERS OF THE COUNCIL TO ATTEND THE SESSION	3
2 REPORT OF THE SECRETARY-GENERAL ON CREDENTIALS	3
8 CONSIDERATION OF THE REPORT OF THE MARINE ENVIRONMENT PROTECTION COMMITTEE	3
9 CONSIDERATION OF THE REPORT OF THE MARITIME SAFETY COMMITTEE	4
10 CONSIDERATION OF THE REPORT OF THE LEGAL COMMITTEE	5
11 REPORT OF THE COUNCIL TO THE ASSEMBLY ON THE WORK OF THE ORGANIZATION SINCE THE TWENTY-FOURTH REGULAR SESSION OF THE ASSEMBLY	6
12 EXTERNAL RELATIONS	6
(a) Relations with the United Nations and the specialized agencies	6
(b) Relations with non-governmental organizations	7
(c) Report on World Maritime Day	8
(d) Relations with intergovernmental organizations	9
(e) Joint Inspection Unit	9

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.
--

Agenda item	Page No.
13 REPORT ON THE STATUS OF THE CONVENTION AND MEMBERSHIP OF THE ORGANIZATION	10
14 REPORT ON THE STATUS OF CONVENTIONS AND OTHER MULTILATERAL INSTRUMENTS IN RESPECT OF WHICH THE ORGANIZATION PERFORMS FUNCTIONS	10

GENERAL

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

At their request, delegations from Angola, Antigua and Barbuda, Barbados, Belize, Bolivia, Bulgaria, Colombia, Cuba, the Democratic Republic of the Congo, Dominican Republic, Ecuador, Iran the Islamic Republic of Iran, Jamaica, Kenya, Liberia, the Marshall Islands, Morocco, New Zealand, Nigeria, Papua New Guinea, Peru, Poland, Saint Vincent and the Grenadines, the Syrian Arab Republic, Tonga, Ukraine, Uruguay, Vanuatu and Venezuela were invited to attend the session as observers. The Associate Member, Hong Kong, China, sent an observer to the meeting.

Reference document: C/ES.24/SR.1

2 REPORT OF THE SECRETARY-GENERAL ON CREDENTIALS (agenda item 2)

2.1 In accordance with rule 9 of its Rules of Procedure, the Council noted the Secretary-General's report that the credentials of delegations attending the session were found to be in order.

Reference documents: C/ES.24/2; C/ES.24/SR.1 and 3

8 CONSIDERATION OF THE REPORT OF THE MARINE ENVIRONMENT PROTECTION COMMITTEE (agenda item 8)

8.1 The Council noted the information set out in document C/ES.24/8, as well as that provided orally by the Chairman of the Marine Environment Protection Committee and the Secretary-General, on the consideration of the report of the fifty-sixth session of the Committee (9 to 13 July 2007).

8.2 In particular, the Council noted:

- (i) the adoption by the Committee of amendments to MARPOL Annexes I and IV, the 1973 Intervention Protocol and the IBC Code;
- (ii) the progress and decisions made by the Committee in the revision of MARPOL Annex VI and the NOx Technical Code, including the establishment of an Informal Cross Government/Industry Scientific Group of Experts; and in the work to reduce greenhouse gas emissions from ships;
- (iii) the progress and decisions made by the Committee relevant to the implementation of the BWM Convention, including the adoption of two new sets of guidelines and the approval of two new ballast water management systems that make use of Active Substances;
- (iv) the progress and decisions made by the Committee in developing a draft international convention for the safe and environmentally sound recycling of ships;
- (v) the action taken by the Committee concerning the designation and protection of Special Areas and PSSAs, including designation, in principle, of the Papahānaumokuākea Marine National Monument of the United States as a new PSSA;

- (vi) the approval by the Committee of unified interpretations and other measures to promote the implementation of the MARPOL Convention and related instruments;
- (vii) the action taken by the Committee concerning implementation of the OPRC Convention, the OPRC-HNS Protocol and associated conference resolutions;
- (viii) the action taken by the Committee concerning technical co-operation matters for the protection of the marine environment;
- (ix) the action taken by the Committee on issues relating to the human element and Formal Safety Assessment; and
- (x) the action taken by the Committee on new work programme items for sub-committees.

8.3 The Council also endorsed the action taken by the Committee in approving intersessional meetings for working/technical groups scheduled for 2007 and 2008.

8.4 The Council approved the report of the Committee's fifty-sixth session in general, and decided to transmit it, with its comments and recommendations, to the twenty-fifth session of the Assembly, in accordance with Article 21(b) of the IMO Convention.

8.5 The Council expressed its appreciation to the Government of the Kingdom of the Netherlands for its donation of €35,000 towards the financing of the update of the 2000 IMO Greenhouse Gas (GHG) Study.

Reference documents: C/ES.24/8; MEPC 56/23 and Add.1; C/ES.24/SR.2

9 CONSIDERATION OF THE REPORT OF THE MARITIME SAFETY COMMITTEE (agenda item 9)

9.1 The Council noted the information set out in document C/ES.24/9, as well as that provided orally by the Chairman of the Maritime Safety Committee and the Secretary-General, on the consideration of the report of the eighty-third session of the Committee (Copenhagen, 3 to 12 October 2007).

9.2 In particular, the Council noted:

- (i) the adoption, by the Committee, of amendments to the 1974 SOLAS Convention, the 1988 SOLAS Protocol and the INF Code;
- (ii) the action taken by the Committee on issues related to maritime security;
- (iii) the progress made on the issue of goal-based new ship construction standards (GBS), in particular the approval of a work plan on development of GBS;
- (iv) the outcome of the Committee's work on the long-range identification and tracking of ships (LRIT) concept and other matters, in particular concerning the establishment and operation of the International LRIT Data Centre (IDC) and the International LRIT Data Exchange (IDE);

- (v) the Committee's decisions on issues brought to it by DSC 11, STW 38, FP 51, COMSAR 11, DE 50, BLG 11, SLF 50, FSI 15 and NAV 53; and, in accordance with operative paragraph 3 of resolution A. 973(24), forwarded the proposed Revised Code for the Implementation of Mandatory IMO Instruments to the Assembly for adoption, having agreed to editorial modifications to operative paragraph 2 of the associated draft Assembly resolution (C/ES.24/9, annex);
- (vi) the action taken by the Committee on issues relating to the human element;
- (vii) the action taken by the Committee regarding capacity building for the implementation of new measures; the issue of piracy and armed robbery against ships; general cargo ship safety; and FSA-related issues;
- (viii) the Committee's action on issues relating to the application of the Committee's Guidelines on the organization and method of work, in particular regarding the assessment of proposed new work programme items;
- (ix) the four draft resolutions approved by the Committee for submission to the twenty-fifth session of the Assembly for adoption; and the 35 guidelines and other recommendations approved by the Committee for dissemination;
- (x) the Committee's discussion on the issue of persons rescued at sea; and
- (xi) and endorsed the Committee's action in approving intersessional meetings for working groups scheduled for 2008.

9.3 The Council approved the report of the Committee's eighty-third session in general, and decided to transmit it, with its comments and recommendations, to the twenty-fifth session of the Assembly, in accordance with Article 21(b) of the IMO Convention.

9.4 The Council expressed deep appreciation to the Government of Denmark for hosting the meeting and supporting it financially; and to the Committee's Chairman and officers, as well as the IMO staff involved, for their contribution to the successful outcome of MSC 83.

Reference documents: C/ES.24/9; MSC 83/28 and Add.1-3; C/ES.24/SR.3

10 CONSIDERATION OF THE REPORT OF THE LEGAL COMMITTEE (agenda item 10)

10.1 The Council noted the information set out in document C/ES.24/10, reporting on the outcome of LEG 93 (22 to 26 October 2007), and document C/ES.24/10/1, reporting on the outcome of the meeting on work methods of the Committees of the Organization, as well as that provided orally by the Chairman of the Legal Committee and the Secretary-General.

10.2 In particular, the Council noted:

- (i) the Committee's decision to update its work programme with the introduction of several amendments, within the context of the Organization's Strategic Plan;

- (ii) the Committee's actions with respect to amendments to the Guidelines on Work Methods and Organization of Work of the Legal Committee, relating to the Strategic Plan, as well as to the recommendations of the meeting on work methods of the Committees of the Organization, which took place on 22 June 2007; and
- (iii) the Committee's decision to reduce the number of its sessions in the 2008-2009 biennium from four to three.

10.3 The Council approved the report of the Committee's ninety-third session in general, and decided to transmit it, with its comments and recommendations, to the twenty-fifth session of the Assembly, in accordance with Article 21(b) of the IMO Convention.

10.4 The Council expressed deep appreciation to the Government of Panama for hosting the meeting and supporting it financially; and to the Committee's Chairman and officers, as well as the IMO staff involved, for their contribution to the successful outcome of LEG 93.

Reference documents: C/ES.24/10; C/ES.24/10/1; LEG 93/13; C 97/D, paragraph 8.3; C/ES.24/SR.3

11 REPORT OF THE COUNCIL TO THE ASSEMBLY ON THE WORK OF THE ORGANIZATION SINCE THE TWENTY-FOURTH REGULAR SESSION OF THE ASSEMBLY (agenda item 11)

11.1 The Council noted the information set out in document C/ES.24/11, as well as that provided orally by the Secretary-General, regarding the report of the Council to the Assembly on the work of the Organization since the twenty-fourth regular session of the Assembly.

11.2 The Council approved the report, as amended, for submission to the twenty-fifth regular session of the Assembly.

Reference documents: C/ES.24/11; A 25/1; C 98/D; C 98/17(c); Council Summaries of Decisions and Committee reports; C/ES.24/SR.4

12 EXTERNAL RELATIONS (agenda item 12)

(a) Relations with the United Nations and the specialized agencies (agenda item 12(a))

12(a).1 The Council noted the information set out in document C/ES.24/12(a), on the outcome of the 2007 second regular session of the United Nations Chief Executives Board for Coordination.

12(a).2 The Council also noted the information set out in document C/ES.24/12(a)/1, on the outcome of the eighth meeting of the United Nations Open-ended Informal Consultative Process on Oceans and the Law of the Sea (ICP); and reiterated the invitation made by MSC 83 to Member Governments to liaise with their relevant UN representatives at the national level, asking them to participate in the preparation process on the UN side.

12(a).3 The Council further noted the information set out in document C/ES.24/12(a)/2 and its addendum, as well as that provided orally by the Secretary-General, on piracy and armed robbery against ships in waters off the coast of Somalia.

12(a).4 With regard to the above, the Council:

- (i) unreservedly condemned and deplored all acts of piracy and armed robbery against ships, irrespective of where such acts have, or may, occur;
- (ii) appealed to all parties, which may be able to assist, to take prompt and effective action to ensure that:
 - all acts or attempted acts of piracy and armed robbery against ships are terminated forthwith and any plans for committing such acts are abandoned; and
 - any hijacked ships are immediately and unconditionally released and that no harm is caused to seafarers serving on them.

12(a).5 The Council approved the proposed draft resolution on “Piracy and armed robbery against ships in waters off the coast of Somalia”, annexed to document C/ES.24/12(a)/2, and decided to submit it, as amended, to the twenty-fifth regular session of the Assembly for adoption.

12(a).6 The Council expressed its appreciation to the Secretary-General and his counterpart at the World Food Programme for their concerted efforts to prevent ships sailing off Somalia being the target of pirates and armed robbers.

12(a).7 The Council also expressed its appreciation to all those who had, thus far, rendered assistance or responded to calls from ships under attack in waters off the coast of Somalia, and encouraged them, within their means and mandates, to continue to do so.

12(a).8 The Council further expressed its appreciation for the action taken by the United Nations Secretary-General, in response to the Council’s request at its ninety-eighth session and, in particular, for bringing the Organization’s concerns to the attention of the Security Council.

12(a).9 The Council congratulated the Secretary-General for his timely and appropriate initiative in preparing the draft resolution referred to in paragraph 12(a).5 above.

Reference documents: C/ES.24/12(a); C/ES.24/12(a)/1; C/ES.24/12(a)/2 and Add.1; UN General Assembly document A/62/169; resolution A.979(24); C 98/D; C/ES.24/SR.4

(b) Relations with non-governmental organizations (agenda item 12(b))

12(b).1 The Council noted the information set out in documents C/ES.24/12(b) and its addenda, and C/ES.24/12(b)/1 and its addenda, as well as that provided orally by the Secretary-General, on relations with non-governmental organizations.

12(b).2 The Council decided:

- (i) to grant consultative status to the International Printing and Printing Ink Council (IPPIC);

- (ii) to grant consultative status to the International Fund for Animal Welfare (IFAW), on a provisional basis, for no more than two years, after which a review should be conducted;
- (iii) to grant consultative status to the International Spill Control Organization (ISCO), on a provisional basis, for no more than two years, after which a review should be conducted; and
- (iv) to defer its decision with regard to the application for consultative status of the Global Maritime Education and Training Association (GlobalMET) to C 100, pending its consideration by the Technical Co-operation Committee at its fifty-eighth session in June 2008.

12(b).3 The Council noted the decision of the Latin American Shipowners' Association (LASA) to withdraw its consultative status and agreed to its request to maintain its privileged access to IMO documents.

12(b).4 With regard to the periodic review of organizations in consultative status with IMO, the Council decided:

- (i) to convert the provisional consultative status granted to the International Maritime Health Association (IMHA) to full consultative status;
- (ii) to retain the consultative status of the Iberoamerican Institute of Maritime Law (IIDM); and
- (iii) to retain the consultative status of the International Bar Association (IBA).

Reference documents: C/ES.24/12(b) and Add.1-2; C/ES.24/12(b)/1 and Add.1-2; C 98/D; C 98/18(d)/Add.2; C 98/18(d)/1; C 94/D; C 94/17(d)/1; MEPC 56/23; C/ES.23/14(c)/1; A 24/SR.10; resolution A.966(24); MSC 83/28; C/ES.24/SR.4

(c) Report on World Maritime Day (agenda item 12(c))

12(c).1 The Council noted the information set out in document C/ES.24/12(c) and its addenda, as well as that provided orally by the Secretary-General and the representative of Brazil, reporting on World Maritime Day 2007.

12(c).2 The Council was pleased to note that World Maritime Day 2007 had been a great success and extended its appreciation to all those involved in the preparation and arrangements made for its celebration.

12(c).3 The Council also noted, in particular, the very worthwhile contributions, which various Member Governments, organizations and individuals had made to the success of the Day; by their attendance at the reception held in the Banqueting House, and through other events organized by them; and the messages sent to the Secretary-General on the occasion. The Council also joined the Secretary-General in expressing appreciation to all those Governments, organizations and individuals, as well as to the Host Government, for once again providing the Banqueting House for the event, during the refurbishment of the Headquarters building.

12(c).4 The Council further joined the Secretary-General in expressing appreciation to those Members and organizations that had responded to the call for revitalizing World Maritime Day by organizing special events to mark the Day, and for informing the Secretariat, in advance of the Day, of those activities; and encouraged more Members to do likewise in the future.

12(c).5 Regarding the third World Maritime Day parallel event, the Council noted that it was successfully organized, jointly by IMO and the Government of Brazil, in Salvador, on 14 September 2007. The Council expressed its appreciation to the Government of Brazil for hosting the event and to the Member Governments, international organizations and the media, which sent representatives to it.

12(c).6 The Council also took note of the special event, jointly organized, in London, by the Honourable Company of Master Mariners (HCMM) and the International Maritime Pilots' Association (IMPA), and joined the Secretary-General in thanking both bodies for their initiative, which had contributed to the success of the Day.

12(c).7 The Council accepted, with appreciation, the offer of the Government of Greece to host the 2008 parallel event in Athens, to coincide with the unveiling of the International Memorial to the Wife of the Seafarer on 21 September 2008. The Council also accepted, with appreciation, the offers by the Government of the United States to host the 2009 World Maritime Day parallel event and by the Government of Argentina to host the 2010 World Maritime Day parallel event.

Reference documents: C/ES.24/12(c) and Add.1-3; C 97/D; Circular letters Nos.2782 and 2796; C/ES.24/SR.4

(d) Relations with intergovernmental organizations (agenda item 12(d))

12(d).1 The Council took note of the information set out in document C/ES.24/12(d), as well as that provided orally by the Secretary-General, on relations with intergovernmental organizations.

12(d).2 The Council approved the proposed Agreement of Co-operation between IMO and the Regional Co-operation Agreement on Combating Piracy and Armed Robbery against ships in Asia (ReCAAP-ISC), for submission to the twenty-fifth regular session of the Assembly.

12(d).3 The Council decided to defer consideration of the proposed Agreement of Co-operation between IMO and the Marine Accident Investigator's International Forum (MAIIF) to its 100th session.

Reference documents: C/ES.24/12(d); C/ES.24/SR.4

(e) Joint Inspection Unit (agenda item 12(e))

12(e).1 The Council took note of the information set out in document C/ES.24/12(e), as well as that provided orally by the Secretary-General and the representative of the Joint Inspection Unit, on the Unit's report on its review of management and administration in IMO.

12(e).2 In particular, the Council noted:

- (i) the JIU recommendations addressed to the Organization's legislative bodies; and
- (ii) that the full report and the Secretary-General's response thereon would be submitted to the Council's 100th session for consideration.

Reference documents: C/ES.24.12(e); A 25/19(b); C/ES.24/SR.4

13 REPORT ON THE STATUS OF THE CONVENTION AND MEMBERSHIP OF THE ORGANIZATION (agenda item 13)

13.1 The Council noted the information set out in document C/ES.24/13, as well as that provided orally by the Secretary-General, on the status of the Convention and membership of the Organization.

13.2 The Council also noted the status of replies with regard to the Cook Islands' application for membership of the Organization, and invited Member States, which had not already done so, to give favourable consideration to this application.

13.3 As regards the 1991 amendments to the IMO Convention, concerning the institutionalization of the Facilitation Committee, the Council took particular note of the information provided by the Secretary-General on the number of Member States which had accepted the amendments and the number of acceptances needed to bring them into force; and, in view of the fact that only one more acceptance was required, strongly urged Member States, particularly Council Members, which had not already done so, to give urgent consideration to accepting them as early as possible.

13.4 The Council requested the Secretary-General to continue his efforts with regard to both these matters, namely, the Cook Islands' application for membership of IMO and the entry-into-force of the 1991 amendments to the IMO Convention, in order that two long-awaited goals could be reached in the very near future.

Reference documents: C/ES.24/13; C/ES.24/SR.4

14 REPORT ON THE STATUS OF CONVENTIONS AND OTHER MULTILATERAL INSTRUMENTS IN RESPECT OF WHICH THE ORGANIZATION PERFORMS FUNCTIONS (agenda item 14)

14.1 The Council noted the information set out in document C/ES.24/14, as well as that provided orally by the Secretary-General, on the status of conventions and other multilateral instruments in respect of which the Organization performs functions.

14.2 The Council was particularly pleased to note that, on 17 September 2007, the entry-into-force requirements for the 2001 AFS Convention had been met, and that the Convention would, therefore, enter into force on 17 September 2008.

14.3 The Council endorsed and supported the Secretary-General's continuing efforts to encourage Governments to consider accepting those instruments to which they are not yet parties; and, in particular, to pay particular attention to ratifying:

- (i) as far as safety-related Conventions are concerned, the 1993 Torremolinos Protocol and the 1995 STCW-F Convention;
- (ii) as far as environment-related Conventions are concerned, Annex VI to the MARPOL Convention; the 1996 HNS Convention; the 2001 Bunkers Convention; and the 2004 Ballast Water Management Convention; and
- (iii) as far as security-related Conventions are concerned, the 2005 SUA Protocols.

14.4 The Council also endorsed the Secretary-General's request for similar swift action to be taken by Member Governments with regard to the Nairobi International Convention on the Removal of Wrecks, which was adopted in May 2007, and which would open for signature on 19 November 2007.

Reference documents: C/ES.24/14; [and Add.1]; C/ES.24/SR.4
