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## **GENERAL**

The one hundred and first session of the Council was held from 10 to 14 November 2008, under the Chairmanship of Mr. J. Franson (Sweden). The Vice-Chairman, Mr. D. Ntuli (South Africa), was also present.

**Reference document:** C 101/SR.1

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

At their request, delegations from Algeria, Angola, Belize, Bolivia, Colombia, the Cook Islands, Costa Rica, Cuba, the Dominican Republic, Ecuador, Ghana, Honduras, Iran (Islamic Republic of), Liberia, the Marshall Islands, Mauritania, Monaco, Morocco, Peru, Poland, Saint Vincent and the Grenadines, the Syrian Arab Republic, Tonga, Ukraine, Uruguay, Vanuatu and Venezuela (Bolivarian Republic of) were invited to attend the session as observers. The Associate Member, Hong Kong, China, also sent an observer to the meeting.

**Reference document:** C 101/SR.1

### **1 ADOPTION OF THE AGENDA (agenda item 1)**

1.1 The Council adopted the agenda and proposed timetable contained in document C 101/1/Rev.1; and noted the annotations to the agenda contained in document C 101/1/1.

**Reference documents:** C 101/1/Rev.1; C 101/1/1; C 101/SR.1

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

2.1 With reference to 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 101/2; C 101/SR.1 and SR.3

### **3 STRATEGY AND PLANNING (agenda item 3)**

3.1 The Council noted the information set out in document C 101/3, as well as that provided orally by the Chairman of the *ad hoc* Council Working Group on the Organization's Strategic Plan and the Secretary-General, on the outcome of the Working Group's eighth session (15 to 19 September 2008).

3.2 In particular, the Council noted:

- (i) the progress made in developing Guidelines on the application of the Strategic and High-level Action Plans and, in this context:
  - endorsed the decision of the Working Group to re-establish the correspondence group;
  - approved the holding of an additional session of the Working Group in 2009 to finalize the Guidelines, along with its scheduled session for that year;

- agreed that the finalized Guidelines should be adopted through an Assembly resolution; and
  - urged Member States and the Chairmen of Committees and sub-committees to participate actively in the deliberations of both the re-established correspondence group and the Working Group's next sessions;
- (ii) the Working Group's consideration of the JIU recommendations referred to it, in particular its confirmation of the three elements that should form the basis of the long-term strategy for the reduction of costs of international meetings, to be further developed by the Secretariat;
- (iii) the Working Group's consideration of matters related to the performance indicators of the Strategic Plan and, in this context, urged Member States to meet their reporting requirements, particularly the mandatory ones, and to do so, where practicable, through the direct entry of data into the relevant GISIS modules; and
- (iv) the Working Group's consideration of the status of planned outputs included in the current High-level Action Plan and, in this context:
- endorsed the "un-planned" outputs shown in annex 3 to document C 101/3; and
  - requested the Committees, when developing their planned outputs for the 2010-2011 biennium, to be as precise as possible and, preferably, to do so in SMART terms.

3.3 The Council approved, in general, the report of the Working Group's eighth session and thanked its Chairman, Mr. D. Ntuli (South Africa), the members of the Working Group, the Coordinator of the correspondence group, Mr. K. Polderman (Netherlands), and the Secretariat, for the satisfactory outcome of the session.

**Reference documents:** C 101/3; C 100/3(a); resolutions A.989(25) and A.990(25); C/ES.24/D (paragraph 3(a).2); C/ES.24/3(a); C 101/SR.1

#### **4 ORGANIZATIONAL REFORMS (agenda item 4)**

4.1 The Council noted the information set out in documents C 101/4, C 101/4/1 and C 101/4/2, as well as that provided orally by the Secretary-General, relating, in document C 101/4, to the Organization's adoption of the International Public Sector Accounting Standards (IPSAS) and related matters; in document C 101/4/1, to public access to IMO documents on the IMODOCS website; and, in document C 101/4/2, to progress with follow-up to the Joint Inspection Unit (JIU) report on review of management and administration in the Organization.

4.2 With regard to document C 101/4, the Council:

- (i) noted the information provided on progress made towards the adoption of IPSAS;
- (ii) also noted the proposed amendments to the Organization's Financial Regulations, in particular, that revised proposals will be submitted to C 102 reflecting comments made by the Council on the proposals contained in the annex to the

document; finalization of the proposed budget structure for 2010-2011 and beyond; and, if practicable, harmonization with the output of the UNDG work on Financial Regulations and Financial Rules;

- (iii) having approved, in principle, the reconstitution of the Printing Fund as the “Trading Fund” for enhanced transparency under IPSAS, requested the Secretary-General to prepare and submit, for the Council’s consideration, at its next session, terms of reference for such a “Trading Fund” and, in so doing, to consider and take into account the strong views expressed by Member States that the Technical Co-operation Fund should continue to be replenished in such a manner as to ensure the proper delivery of the Organization’s technical co-operation programme;
- (iv) requested further the Secretary-General to submit, to its next session, together with his proposals for the regular budget for the next biennium (2010-2011), a proposed budget for the “Trading Fund” for the same period, noting that the formal establishment of such a Fund should be made by means of an A 26 resolution in November-December 2009; and
- (v) further noted the information provided on other reform initiatives within the Organization.

4.3 With regard to document C 101/4/1 on access to IMO documents via the IMO public website, the Council endorsed the proposals at annex thereof, as a point of departure. In addition, the Council requested the Secretariat to undertake an evaluation of the extent of public demand for access to IMO documents with respect to possible limitations on internet access and, taking into account comments made by the Members, to make proposals for further clarification of the provisions related to public access to IMO documents, for the Council to consider at C 104.

4.4 With regard to document C 101/4/2, the Council noted the information provided and expressed appreciation for being kept informed of progress made with regard to follow-up on the JIU recommendations.

**Reference documents:** C 101/4; C 101/4/1; C 101/4/2; C 98/4(a); C 100/4(a); C 74/16 and Add.1; C/ES.22/D; C 100/D; C 100/15(b); C 101/SR.1 and SR.2

## **5 RESOURCE MANAGEMENT (agenda item 5)**

### **(a) Personnel matters, including amendments to the Staff Regulations and Staff Rules (agenda item 5(a))**

5(a).1 The Council noted the information set out in document C 101/5(a) and its addendum, and in document C 101/5(a)/1, as well as that provided orally by the Secretary-General, on personnel matters, including amendments to the Staff Regulations and Staff Rules.

**Reference documents:** C 101/5(a) and Add.1; C 101/5(a)/1 and Corr.1; C 101/5(c); C 101/INF.2; C 101/SR.2

**(b) Report on arrears of contributions and of advances to the Working Capital Fund and on the implementation of Article 56 of the IMO Convention (agenda item 5(b))**

5(b).1 The Council noted the information set out in document C 101/5(b) and its addenda, as well as that provided orally by the Secretary-General, on the status of Member States' contributions; advances to the Working Capital Fund; and the implementation of Article 56 of the IMO Convention.

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

- (i) while noting the improvement in the collection rate of Members' contributions (which, by 10 November 2008, had reached a 97.58% rate), also noted the continuing arrears of the Member States identified in the documents under review and urged them to remit their outstanding contributions as soon as possible;
- (ii) also noted the reported developments in advances to the Working Capital Fund; and
- (iii) reiterated its firm stance on the strict enforcement of Article 56 of the IMO Convention.

**Reference documents:** C 101/5(b) and Add.1-2; C 100/5(d) and Add.1-2; C 101/SR.2

**(c) Budget considerations for 2008 and 2009 (agenda item 5(c))**

5(c).1 The Council noted the information set out in document C 101/5(c), as well as that provided orally by the Secretary-General, on budget considerations for 2008 and 2009.

5(c).2 In particular, the Council:

- (i) noted the external pay and price factors review;
- (ii) noted the forecast outturn level of the regular budget expenditure for 2008, assessed to be kept within the approved appropriation for 2008;
- (iii) endorsed the revised meetings programme for 2009 of 19.6 meeting weeks, which reflects an addition of one sub-committee meeting week;
- (iv) noted the Secretary-General's preliminary consideration of the 2009 regular budget and his intention to present to the June Council in 2009 an assessment of any requirement for additional funds for the implementation of the 2009 programme of work;
- (v) noted the forecast level of the year-end cash surplus of the General Fund;
- (vi) welcomed the record revenue in the Printing Fund and the consequential improvement of the in-year surplus available for transfer to the various Funds of the Organization in 2009;

- (vii) noted the expenditure status of the Headquarters Capital Fund and the forecast for its year-end balance; and approved the transfer of any uncommitted balance of appropriations to 2009, in accordance with the Organization's Financial Regulations 3.6(b) and 4.4;
- (viii) noted the forecast expenditure level in the Termination Benefit Fund and the Secretary-General's plan to submit proposals on the future funding of After Service Health Insurance liabilities to the Council at its June session in 2009;
- (ix) noted the expenditure status and forecast year-end balance of the Training and Development Fund;
- (x) noted the forecast year-end status of the Technical Co-operation Fund and welcomed the generous voluntary donations made by Member States from their contribution incentive earnings to the Organization's Integrated Technical Co-operation Programme; and
- (xi) noted the status of extra-budgetary programmes for 2008.

5(c).3 The Council noted and expressed appreciation to the Secretary-General for the information set out in document C 101/INF.3, on the potential impact of the current global financial crisis on the Organization.

**Reference documents:** C 101/5(c); C 101/INF.3; C 100/5(c); C 100/5(e); resolution A.991(25); C 101/SR.4

## **6 VOLUNTARY IMO MEMBER STATE AUDIT SCHEME (agenda item 6)**

6.1 The Council noted the information set out in documents C 101/6, reporting on recent developments concerning the Voluntary IMO Member State Audit Scheme; C 101/6/1, containing a synthesis of possible ways to develop the Audit Scheme further; and C 101/6/2, containing the second consolidated audit summary report under the Audit Scheme, as well as that provided orally by the Director, Administrative Division, on behalf of the Secretary-General.

6.2 With regard to the information provided in documents C 101/6 and C 101/6/2, the Council, in particular:

- (i) encouraged Member States, which had not yet done so, to volunteer for audits and also encouraged Member States to continue nominating qualified auditors for inclusion in the roster of auditors; and for their nominated auditors to attend the regional auditors' training courses being organized by the Organization;
- (ii) noted that four regional training courses for auditors had been held this year and that four courses were being organized for 2009;
- (iii) noted the completion of 26 audits so far and that two more were planned for the rest of 2008;
- (iv) noted the outcome of the first meeting of auditors, which had taken place in the Organization's Headquarters building on 29 and 30 May 2008; and

- (v) noted the issuance, by the Secretariat, of various audit reports, in particular, the second consolidated audit summary report set out in the annex to document C 101/6/2; and requested the MSC and the MEPC to consider the latter report and advise the Council, in due course, of the outcome of their consideration.

6.3 The Council, having considered document C 101/6/1 and the Secretary-General's relevant comments, requested the Secretary-General to prepare, for its consideration at C 102, a holistic and detailed proposal on the way forward to further develop the Audit Scheme, taking account of the statements made, including collection and analysis of information from Member States and the Secretariat on perceived difficulties with the implementation of the Audit Scheme; a possible time-frame for any necessary preparatory work; and information on any associated implications for this to happen.

6.4 The Council also encouraged Member States, which had undergone audits, to submit information on their experiences to its next session.

**Reference documents:** C 101/6; C 101/6/1; C 101/6/2; C 100/D; A 25/8/2; C 101/SR.2 and SR.3

## **7 CONSIDERATION OF THE REPORT OF THE MARINE ENVIRONMENT PROTECTION COMMITTEE (agenda item 7)**

7.1 The Council noted the information set out in document C 101/7, as well as that provided orally by the Chairman of the Marine Environment Protection Committee and the Secretary-General, on the report of the Committee's fifty-eighth session (6 to 10 October 2008).

7.2 In particular, the Council noted:

- (i) the adoption of amendments to MARPOL Annex VI and the NO<sub>x</sub> Technical Code;
- (ii) the progress made on, and decisions taken towards, achieving limitation or reduction of greenhouse gas emissions (GHG) from ships, including the holding of an intersessional meeting of the Working Group on GHG Emissions from Ships to develop measures and mechanisms for such reduction;
- (iii) the approval of a draft international convention for the safe and environmentally sound recycling of ships, to be adopted by an *ad hoc* diplomatic conference, to take place in Hong Kong, China, from 11 to 15 May 2009;
- (iv) the progress made and decisions taken with regard to the implementation of the BWM Convention, including the granting of Basic Approval to three, and Final Approval to two, ballast water management systems that make use of Active Substances;
- (v) the action taken concerning implementation of the OPRC Convention, the OPRC-HNS Protocol and relevant Conference resolutions;
- (vi) the approval of unified interpretations to, draft amendments to, and other measures to promote the implementation of, the MARPOL Convention and other IMO instruments; and
- (vii) the action taken by the Committee concerning technical co-operation matters for the protection of the marine environment.

7.3 The Council endorsed:

- (i) subject to MSC 85's concurrent decision, the Committee's proposals on activities, priorities and plan of meeting weeks of the Committees and their subsidiary bodies for the biennium 2010-2011, for inclusion in the Secretary-General's relevant budget proposals; and
- (ii) the approval of intersessional meetings for working/technical groups in 2009.

7.4 The Council decided to transmit the report of the fifty-eighth session of the Marine Environment Protection Committee, with its comments and recommendations, to the Assembly, in accordance with Article 21(b) of the IMO Convention.

**Reference documents:** C 101/7; MEPC 58/23 and Add.1; C 101/SR.4

## **8 CONSIDERATION OF THE REPORT OF THE LEGAL COMMITTEE (agenda item 8)**

8.1 The Council noted the information set out in document C 101/8, as well as that provided orally by the Chairman of the Legal Committee and the Secretary-General, on the report of the Committee's ninety-fourth session (20 to 24 October 2008).

8.2 In particular, the Council noted:

- (i) the Committee's discussions and actions with respect to the draft protocol to the 1996 HNS Convention;
- (ii) the Committee's actions and decisions with regard to the work of the Joint IMO/ILO *Ad Hoc* Expert Working Group on Liability and Compensation regarding Claims for Death, Personal Injury and Abandonment of Seafarers;
- (iii) the Committee's decision concerning the development of a single model insurance certificate;
- (iv) the Committee's request to the Secretariat to continue to consult the ILO Secretariat and representatives of the Social Partners for the purpose of determining an appropriate time to reconvene the Joint IMO/ILO *Ad Hoc* Expert Working Group on Fair Treatment of Seafarers in the Event of a Maritime Accident; and
- (v) the Committee's request to the Secretariat to prepare a clean text of the Legal Committee's revised draft guidelines on methods of work, for consideration and adoption at its next session.

8.3 The Council endorsed, in principle, the Committee's recommendation that a diplomatic conference be convened as early as possible in 2010, for the purpose of considering and adopting a protocol to the 1996 HNS Convention.

8.4 The Council requested the Committee to revise its Guidelines on methods of work, in such a way that the format of submission of proposals for new work programme items is the same as that of the MSC and MEPC; and harmonize the rest of its Guidelines, to the extent possible, with those of the MSC and MEPC.

8.5 The Council decided to transmit the report of the ninety-fourth session of the Legal Committee, with its comments and recommendations, to the Assembly, in accordance with Article 21(b) of the IMO Convention.

**Reference documents:** C 101/8; LEG 94/12; C 101/SR.5

## **9 REPORT ON THE 30<sup>th</sup> CONSULTATIVE MEETING OF CONTRACTING PARTIES TO THE LONDON CONVENTION, 1972 AND THE 3<sup>rd</sup> MEETING OF CONTRACTING PARTIES TO THE 1996 PROTOCOL TO THE LONDON CONVENTION (agenda item 9)**

9.1 The Council noted the information set out in document C 101/9, as well as that provided orally by the Secretary-General, on the outcome of the 30<sup>th</sup> Consultative Meeting of Contracting Parties to the London Convention, 1972 and the 3<sup>rd</sup> Meeting of Contracting Parties to the 1996 Protocol to the London Convention (27 to 31 October 2008).

**Reference documents:** C 101/9; LC 30/WP.3; C 101/SR.5

## **10 PROTECTION OF VITAL SHIPPING LANES (agenda item 10)**

### **(a) Piracy and armed robbery against ships off the coast of Somalia and in the Gulf of Aden**

10(a).1 The Council noted the information provided in document C 101/10, as well as that provided orally by the Secretary-General, on the issue of piracy and armed robbery against ships in waters off the coast of Somalia and in the Gulf of Aden.

10(a).2 The Council, in particular:

- (i) noted the information provided on the actions taken at the United Nations to combat piracy and armed robbery against ships in waters off the coast of Somalia, especially the adoption of United Nations Security Council resolutions 1816 (2008) and 1838 (2008); endorsed the action taken by the Secretary-General to ensure that appropriate action is taken at every possible level to that end; and expressed appreciation to the Secretary-General and staff for their contributions in this connection;
- (ii) noted the general outline of the brief, which the Secretary-General intends to present to the Security Council, at its session on 20 November 2008, inviting it:
  - to extend the validity of the mandate in paragraph 7 of resolution 1816 (2008);
  - to call upon States interested in the safety of maritime activities, that have the capacity to do so, to take part actively in the fight against piracy and armed robbery against ships off the coast of Somalia and in the Gulf of Aden; and

- to strengthen and enhance the provisions of resolutions 1816 (2008) and 1838 (2008), particularly with respect to having clear rules of engagement that facilitate the disruption of pirate operations, and to urge States to establish an effective legal jurisdiction to bring alleged offenders to justice, with due regard to their obligations under international law,

and authorized him to act accordingly;

- (iii) invited Member Governments, individually and/or collectively, to take appropriate action in accordance with the United Nations Security Council resolutions, in particular, resolutions 1816 (2008) and 1838 (2008), to ensure that acts of piracy and armed robbery against ships off the coast of Somalia are eradicated and that the vital shipping lane through the Gulf of Aden is protected against unlawful acts, which may threaten the safety of navigation therethrough;
- (iv) thanked those Governments, and their navies, which had provided support to ships carrying humanitarian aid on behalf of the World Food Programme, by escorting them to Somali ports; and encouraged them – as well as other Governments and navies – to continue assisting with this humanitarian activity;
- (v) thanked those Governments, and their navies, which had provided warships to patrol the waters off the coast of Somalia, in order to protect seafarers, fishermen and passengers on board ships sailing through these waters, as well as to ensure the uninterrupted flow of traffic through the Gulf of Aden; and encouraged them – as well as other Governments and navies – to assist in the attainment of these objectives to the benefit of all ships and all seafarers;
- (vi) endorsed the initiative of the Secretary-General and the heads of BIMCO, ICS/ISF, INTERCARGO, INTERTANKO and ITF in meeting to exchange views on action to prevent and suppress acts of piracy and armed robbery against ships off Somalia and in the Gulf of Aden;
- (vii) endorsed the action of the Secretariat to convene, in the context of resolution A.1002(25), a high-level meeting, in Djibouti, in January 2009, to conclude a regional agreement concerning the repression of piracy and armed robbery against ships in the Western Indian Ocean and the Gulf of Aden;
- (viii) reiterated its recommendation to all Members and the shipping industry, to implement, as widely and effectively as possible, the relevant MSC Guidelines to prevent and suppress acts of piracy and armed robbery against ships;
- (ix) requested CLIA to advise its members to refrain from scheduling their ships in piracy-infested areas; and
- (x) requested the Secretary-General to report developments to C 102.

**(b) Straits of Malacca and Singapore**

10(b).1 The Council noted the information provided orally by the Secretary-General on developments, since C 100, in the implementation of the Co-operative Mechanism established by Indonesia, Malaysia and Singapore to enhance safety, security and environmental protection in the Straits of Malacca and Singapore; and inputs made by the delegations of the littoral States and other Members.

10(b).2 In this context, the Council:

- (i) expressed appreciation to Malaysia for hosting meetings relating to, and the littoral States of Indonesia, Malaysia and Singapore for, the timely implementation of the various components of the Co-operative Mechanism on the Straits of Malacca and Singapore;
- (ii) also expressed appreciation to Member States and intergovernmental and non-governmental organizations, for contributions made and support pledged to the various projects under the Co-operative Mechanism and the Aids to Navigation Fund;
- (iii) invited Member States and industry to contribute to the IMO Malacca and Singapore Straits Trust Fund; and
- (iv) requested the Secretary-General to keep it informed of developments.

10(b).3 The Council re-affirmed its mandate to the Secretary-General to continue his work relating to the protection of shipping lanes of strategic importance and significance; and to report to the Council, as and when appropriate.

**Reference documents:** C 101/10; C 100/D, paragraphs 7.1 to 7.4; C 100/SR.4, resolution A.1002(25); C 101/SR.5, SR.6 and SR.7

**11 EXTERNAL RELATIONS (agenda item 11)****(a) Relations with the United Nations and the specialized agencies (agenda item 11(a))**

11(a).1 The Council noted the information set out in documents C 101/11(a), C 101/11(a)/1 and C 101/11(a)/2, as well as that provided orally by the Secretary-General, on relations with the United Nations and the specialized agencies.

11(a).2 In particular, the Council noted:

- (i) the outcome of the second session of the United Nations Chief Executives Board for Coordination (CEB) for 2008;
- (ii) the outcome of the ninth meeting of the United Nations Open-ended Informal Consultative Process on Oceans and the Law of the Sea (ICP); and
- (iii) the outcome of the formal review meeting on the implementation of the United Nations Global Counter-Terrorism Strategy resolution A/RES/60/288.

11(a).3 The Council requested the Secretary-General to keep it informed of any relevant developments in the context of the above meetings.

**Reference documents:** C 101/11(a); C 101/11(a)/1; C 101/11(a)/2; C 100/15(a)/1;  
United Nations General Assembly resolution A/RES/60/288;  
C 101/SR.7

**(b) Relations with intergovernmental organizations (agenda item 11(b))**

11(b).1 The Council noted the information set out in document C 101/11(b) and its addendum, as well as that provided orally by the Secretary-General, on relations with intergovernmental organizations.

11(b).2 The Council approved the proposed draft Agreements of Co-operation between IMO and:

- (i) the International Transport Forum;
- (ii) the Commission on the Protection of the Black Sea against Pollution (BSC);
- (iii) the North East Atlantic Fisheries Commission (NEAFC); and
- (iv) the Agreement on the Conservation of Cetaceans of the Black Sea, Mediterranean Sea and contiguous Atlantic Area (ACCOBAMS),

and decided that they be submitted to the twenty-sixth regular session of the Assembly for final approval.

**Reference documents:** C 101/11(b) and Add.1; C 101/SR.7

**(c) Relations with non-governmental organizations (agenda item 11(c))**

11(c).1 The Council noted the information set out in document C 101/11(c), as well as that provided orally by the Secretary-General, on relations with non-governmental organizations.

11(c).2 Pending advice from MSC 85 and FAL 35, the Council decided to defer to its next session its decision with regard to the applications for consultative status from the Hot Briquetted Iron Association (HBIA), MYBA, the World Shipping Council (WSC), NACE International and the International Association of Airport and Seaport Police (IAASP).

11(c).3 On the recommendations of MEPC 58, the Council decided that consultative status should not be granted to the International Ship Recycling Association (ISRA) and the International Council on Clean Transportation (ICCT), noting, however, that, should circumstances change, applications may be resubmitted, in accordance with Rule 9 of the Rules Governing Relationship with Non-Governmental International Organizations.

**Reference documents:** C 101/11(c); C 101/15(d) and Add.1; C 100/D; C 101/SR.7

**(d) Report on World Maritime Day 2008 (agenda item 11(d))**

11(d).1 The Council noted the information set out in document C 101/11(d) and its addendum, and in document C 101/11(d)/1, as well as that provided orally by the Secretary-General and the representative of Greece, reporting on the celebration of World Maritime Day 2008 in London, and the parallel celebration in Athens and Galaxidi, Greece.

11(d).2 The Council was pleased to note that World Maritime Day 2008 had, again, been a great success and extended its appreciation to all those involved in the preparation and arrangements made for its celebration.

11(d).3 The Council noted, with appreciation, the contributions made by Governments, organizations and individuals to ensure the success of the Day.

11(d).4 The Council, having noted the success of the World Maritime Day parallel event, organized jointly by IMO and the Government of Greece, in Athens, on 19 September 2008, and in Galaxidi, the day after (when the unveiling ceremony of an International Memorial to the Wife of the Seafarer took place), expressed its appreciation to the Government of Greece for hosting the event and the Governments and organizations, which had sent representatives to the celebrations.

11(d).5 The Council, recalling its decision, at its twenty-fourth extraordinary session, in November 2007, that the parallel event for the celebration of World Maritime Day in 2009 should be held in the United States, reiterated its appreciation to the Government of the United States for its offer.

11(d).6 The Council also recalled the offer of Argentina to host the 2010 parallel event in Buenos Aires; noted the offer of Italy to host the parallel event at the earliest possible opportunity thereafter; and thanked both these Governments for their offers.

**Reference documents:** C 101/11(d) and Add.1; C 101/11(d)/1; C 98/D; C/ES.24/D; Circular letters Nos.2829, 2898 and 2852; C 101/SR.7

**12 REPORT ON THE STATUS OF THE CONVENTION AND MEMBERSHIP OF THE ORGANIZATION (agenda item 12)**

12.1 The Council noted the information set out in document C 101/12, as well as that provided orally by the Secretary-General, on the status of the Convention and membership of the Organization.

12.2 The Council noted the growth in the membership of the Organization since its last session, and welcomed the Cook Islands as the newest Member of IMO.

12.3 The Council requested the Secretary-General to consider possible action to induce States that are not yet Members of the Organization to consider joining the membership; and to report to C 102 accordingly.

**Reference documents:** C 101/12; C 101/SR.8

### **13 REPORT ON THE STATUS OF CONVENTIONS AND OTHER MULTILATERAL INSTRUMENTS IN RESPECT OF WHICH THE ORGANIZATION PERFORMS FUNCTIONS (agenda item 13)**

13.1 The Council noted the information set out in document C 101/13 and its addendum, 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 depositary functions.

13.2 The Council endorsed the Secretary-General's continuing efforts to encourage Governments to consider accepting those instruments to which they were not yet Parties; and, in particular, reiterated its plea to Member Governments to pay special attention to ratifying:

- (i) as far as safety-related conventions are concerned, the 1993 Torremolinos Protocol and the 1995 STCW-F Convention; and
- (ii) as far as environment-related conventions are concerned, the 2004 Ballast Water Management Convention,

in order to enable them to enter into force as soon as possible; and also urged Member Governments to ratify Annex VI to the MARPOL Convention (on Prevention of air pollution from ships).

13.3 As far as security-related conventions are concerned, the Council endorsed the need for an early entry into force of the 2005 SUA Protocols and, consequently, urged Member Governments to take the necessary action to effect this, as a matter of priority.

13.4 The Council also urged Member Governments to consider ratifying the 2007 Nairobi International Convention on the Removal of Wrecks, and also to consider taking similar action with regard to the ILO 2006 Consolidated Maritime Labour Convention.

13.5 The Council requested the Secretary-General to continue communicating with Governments that had not yet ratified IMO treaties, encouraging and assisting them to accept and implement these treaties at the earliest opportunity.

**Reference documents:** C 101/13 and Add.1; C 101/SR.8

### **14 DATE AND PLACE OF THE NEXT SESSION OF THE COUNCIL (agenda item 14)**

14.1 The Council decided to hold its 102nd session at the Headquarters of the Organization from 29 June to 3 July 2009.

**Reference documents:** C 101/14; C 101/SR.8

### **15 SUPPLEMENTARY AGENDA ITEMS (agenda item 15)**

#### **(a) Capacity-building for the implementation of new measures**

15(a).1 The Council noted the information set out in document C 101/15(a), submitted by Cyprus, as well as that provided orally by the delegation of Cyprus and the Secretary-General.

15(a).2 The Council:

- (i) agreed to the interpretation of paragraph 2 of resolution A.998(25), as proposed by Cyprus, namely, that the assessment of implications for capacity-building and technical co-operation of the development of new instruments and/or amendments to existing ones should be undertaken by each Committee, but that such assessment should not be a requirement for the proponent of the proposal; and
- (ii) requested all the Committees of the Organization to revise the Guidelines on the organization and method of their work and that of their subsidiary bodies to reflect the above decision.

**(b) Development of Coast Guard Services in the Mediterranean**

15(b).1 The Council noted a statement by the delegation of Italy inviting attendance at a Forum of Mediterranean Coast Guard Services, scheduled to take place in Italy in May 2009; and further noted that detailed information on the meeting could be downloaded via the following link:

[www.guardiacostiera.it/medforum](http://www.guardiacostiera.it/medforum).

**Reference documents:** C 101/15(a); resolution A.998(25); MSC 84/24, section 14; MSC 84/14, annex 2; C 100/9; C 100/D; C 101/SR.8