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**DRAFT SUMMARY OF DECISIONS**  
**(Continued)**

**15 WORLD MARITIME UNIVERSITY (agenda item 15)**

**(b) 2007 Budget (agenda item 15(b))**

15(b).1 The Council noted the information set out in documents C 98/15(b) and its corrigendum, as well as that provided orally by the Secretary-General, on the budget for the World Maritime University for 2007.

15(b).2 The Council, in particular:

- (i) expressed deep appreciation to the governments and various organizations who sustain the World Maritime University financially, most notably the Government of Sweden and the City of Malmö, the Nippon Foundation and the Ocean Policy Research Foundation of Japan, the International Transport Workers' Federation, the Governments of Canada, Denmark, France, Norway, the Republic of Korea and the United Kingdom and INMARSAT Global Limited;
- (ii) expressed satisfaction with the University's success in generating income to provide fellowships to students, especially women from developing countries; and
- (iii) having noted the continuing financial challenges facing the University, urged Member States to establish, maintain and increase their support through operational or fellowship funding.

**Reference documents:** C 98/15(b) and Corr.1; C 98/15(a); TC 57/10; C 98/SR.7

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**16 IMO INTERNATIONAL MARITIME LAW INSTITUTE (agenda item 16)****(a) Report of the Governing Board (agenda item 16(a))**

16(a).1 The Council noted the information set out in document C 98/16(a) and its addendum, as well as that provided orally by the Secretary-General, on the report of the Governing Board of the IMO International Maritime Law Institute.

16(a).2 In particular, the Council:

- (i) expressed appreciation for the continuous efforts of the Secretary-General, the Governing Board, the Director of IMLI and donors, to ensure the long-term viability of the Institute;
- (ii) also expressed appreciation to the IMLI academic and administrative staff for their determined and dedicated efforts to sustain the Institute's performance and financial base;
- (iii) recognized the essential role the Institute continues to play in strengthening the capacity of developing countries to implement the various IMO treaty instruments; and
- (iv) reaffirmed its continuous support for the Institute in recognition of its success in maintaining high academic standards in the field of international maritime law.

**Reference documents:** C 98/16(a) and Add.1; C 98/16(b) and Add.1; C 96/13(a) and Add.1; TC 57/10/1; C 98/SR.7

**(b) Budget (agenda item 16(b))**

16(b).1 The Council noted the information set out in document C 98/16(b) and its addendum, as well as that provided orally by the Secretary-General, on the budget of the IMO International Maritime Law Institute.

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

- (i) expressed appreciation to the Governments of Malta and Switzerland for their continuing support of the Institute, as well as to all donors who had supported the Institute financially over the years, particularly:
  - the Nippon Foundation (for the provision of ten full scholarships per academic year in 2006/2007 and 2007/2008);
  - the “Euromed Co-operation on Maritime Safety and Prevention of Pollution from Ships – SAFEMED” project (which is financing ten scholarships between 2006 and 2008); and
  - the ITF Seafarers’ Trust (for funding a two-year project that includes the provision of two scholarships in the academic year 2007/2008); and
- (ii) noted the ‘unqualified’ nature of the financial audit of the Institute up to August 2006.

**Reference documents:** C 98/16(b) and Add.1; C 96/13(b) and Add.1; TC 57/10/1; C 98/SR.7

## **17 ASSEMBLY MATTERS (agenda item 17)**

### **(a) Provisional agenda for the twenty-fifth regular session of the Assembly (agenda item 17(a))**

17(a).1 The Council noted the information set out in document C 98/17(a), and that provided orally by the Secretary-General, on the proposed provisional agenda for the twenty-fifth regular session of the Assembly, and approved it, as contained in document C 98/17(a).

**Reference documents:** C 98/17(a); C 98/SR.7

**(b) Preparations for the twenty-fifth regular session of the Assembly (agenda item 17(b))**

17(b).1 The Council noted the information set out in document C 98/17(b), and that provided orally by the Secretary-General, on preparations for the twenty-fifth regular session of the Assembly.

**Reference documents:** C 98/17(b); Circular letter No.2778; C 98/SR.7

**(c) Draft report of the Council to the Assembly on the work of the Organization since the twenty-fourth regular session of the Assembly (agenda item 17(c))**

17(c).1 The Council took note of the information set out in document C 98/17(c), and that provided orally by the Secretary-General, on the draft report of the Council to the Assembly on the work of the Organization since the twenty-fourth regular session of the Assembly.

17(c).2 The Council approved the report, subject to such changes as may be deemed necessary, in the light of comments and suggestions made and any developments, which may occur between the issue of the document and the twenty-fifth regular session of the Assembly, which would be reported to the Council for consideration and approval at its twenty-fourth extraordinary session.

**Reference documents:** C 98/17(c); Council Summaries of Decisions and Committee reports; C 98/SR.7

**(d) Draft report of the Council to the Assembly on the Review of the Organization's financial framework in accordance with Assembly resolution A.969(24) (agenda item 17(d))**

17(d).1 The Council took note of the information set out in document C 98/17(d), giving a draft report on the Review of the Organization's financial framework in accordance with Assembly resolution A.969(24); and document C 98/17(d)/1, containing a draft Assembly resolution on the donation of interest earnings under the Contributions Incentive Scheme to the Technical Co-operation Fund, as well as the information provided orally by the Secretary-General and in document C 98/WP.4 on these two matters.

17(d).2 The Council approved:

- (i) the draft report contained in the annex to document C 98/17(d), for submission to the twenty-fifth regular session of the Assembly for final approval; and
- (ii) the draft Assembly resolution contained in the annex to document C 98/17(d)/1, as amended in the annex to document C 98/WP.4, for submission to the twenty-fifth regular session of the Assembly for adoption.

**Reference documents:** C 98/17(d) and C 98/17(d)/1; C 98/WP.4; C 97/D; C 97/6; resolutions A.969(24); A.986(24); A.873(20); A.629(15); C 98/SR.7

**(e) Appointment of the External Auditor (agenda item 17(e))**

17(e).1 The Council took note of the information set out in document C 98/17(e), and that provided orally by the Secretary-General, on the appointment of the External Auditor.

**Reference documents:** C 98/17(e); C 98/SR.7

**18 EXTERNAL RELATIONS (agenda item 18)**

**(a) Relations with the United Nations and the specialized agencies (agenda item 18(a))**

18(a).1 The Council noted the information set out in documents C 98/18(a), C 98/18(a)/1 and C 98/18(a)/2, and that provided orally by the Secretary-General, on relations with the United Nations and the specialized agencies.

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

- (i) the outcome of the first regular session of the United Nations Chief Executives Board for Coordination for 2007;
- (ii) the resolutions adopted by the General Assembly of the United Nations, which contain information of relevance to IMO;

- (iii) the report of the High-level Panel on UN System-wide Coherence in the Areas of Development, Humanitarian Assistance and the Environment; and
- (iv) that the Secretariat was establishing the necessary contacts so as to provide, at future sessions of the Council, information on discussions in the G77 on matters of relevance to IMO.

18(a).3 With regard to the last two above-mentioned matters, the Council requested the Secretary-General to keep it informed about any relevant developments.

**Reference documents:** C 98/18(a); C 98/18(a)/1; C 98/18(a)/2; C/ES.23/14(a)/1; C 98/SR.7

**(b) Joint Inspection Unit (agenda item 18(b))**

18(b).1 The Council noted the information set out in document C 98/18(b), and that provided orally by the Secretary-General, on the reports of the Joint Inspection Unit.

18(b).2 The Council noted the report entitled “Oversight Lacunae in the United Nations System” (JIU/REP/2006/2); endorsed the comments made by the Secretary-General on the various recommendations; and noted that appropriate action would be taken when giving further consideration to those recommendations.

18(b).3 The Council also noted the report entitled “A second review of the implementation of Headquarters agreements concluded by United Nations system organizations: Provision of headquarters premises and other facilities by host countries”(JIU/REP/2006/4); and endorsed the Secretary-General’s comment that, other than the issue of the application of the congestion charge to the Organization (which was a matter still under consideration with the Host Government), all other recommendations were deemed to be consistent with the spirit and execution of the Headquarters Agreement between the Organization and the Host Government.

18(b).4 The Council also noted the report entitled “Towards a United Nations humanitarian assistance programme for disaster response and reduction: Lessons learned from the Indian Ocean tsunami disaster” (JIU/REP/2006/5).

18(b).5 The Council further noted the report of the Joint Inspection Unit for 2005 and Programme of Work for 2006 – Supplement No.34 (A/61/34); the report of the Joint Inspection Unit for 2006 and Programme of Work for 2007 – Supplement No. 34 (A/62/34); and the ongoing review by the JIU of the management and administration of the Organization.

**Reference documents:** C 98/18(b); C 98/SR.7

**(c) Relations with intergovernmental organizations (agenda item 18(c))**

18(c).1 The Council noted that no document had been submitted under this agenda item.

**Reference document:** C 98/SR.7

**(d) Relations with non-governmental organizations (agenda item 18(d))**

18(d).1 The Council noted the information set out in document C 98/18(d) and its addenda and documents C 98/18(d)/1 and C 98/WP.1, as well as that provided orally by the Secretary-General, on relations with non-governmental organizations.

18(d).2 With regard to document C 98/18(d), the Council took note of the information regarding the unification of the International Confederation of Free Trade Unions (ICFTU) with the World Confederation of Labour (WCL), including information that the unification process was expected to be completed in November 2007.

18(d).3 The Council decided, on an exceptional basis and in view of the active participation of the International Transport Workers' Federation (ITF) as the *de facto* representative of ICFTU over many years, to transfer the consultative status of ICFTU to ITF with immediate effect.

18(d).4 With regard to document C 98/18(d)/Add.1, the Council took note of the information provided by the International Lifeboat Federation (ILF), regarding its restructuring and its change of name to the International Maritime Rescue Federation (IMRF); and agreed that ILF should continue its consultative status with IMO under the acronym IMRF.

18(d).5 With regard to new applications for consultative status contained in document C 98/18(d)/Add.2, the Council decided:

- (i) to refer the application of the International Paint and Printing Ink Council (IPPIC) to the MSC and the MEPC for further screening;
- (ii) to defer a decision on the application of the International Council on Clean Transportation (ICCT), pending provision by ICCT of information that it has aligned its practice with regard to its documentation, including its website, with that of IMO, in respect to the application of the “One China Policy”;
- (iii) to refer the application of the International Fund for Animal Welfare (IFAW) to the MSC and the MEPC for further screening;
- (iv) to refer the application of the Global Maritime Education and Training Association (GlobalMET) to the MSC and the TCC for further screening; and
- (v) to refer the application of the International Spill Control Organization (ISCO) to the MEPC for further screening.

18(d).6 The Council expressed appreciation to the Chairman and Members of the Group of Council Members, which had considered and advised on new applications for consultative status.

18(d).7 With regard to an application from the International Association of Maritime Universities (IAMU) for consultative status, which it had previously considered, the Council decided, following advice from the MSC and the TCC, that consultative status be granted to IAMU.

18(d).8 With regard to document C 98/18(d)/1, on the review of organizations in consultative status, the Council decided:

- (i) to convert the consultative status previously granted to INTERFERRY on a provisional basis, to full consultative status; and



- (ii) to retain the provisional consultative status of the International Maritime Health Organization (IHMA) and to revisit the matter at its twenty-fourth extraordinary session.

18(d).9 With regard to the list of remaining non-governmental organizations in consultative status, provided in annex 1 to document C 98/18(d)/1, the Council decided:

- (i) to remind the International Bar Association (IBA) and the Iberoamerican Institute of Maritime Law (IIDM) of the necessity to fulfil their obligations in accordance with the Guidelines on the Grant of Consultative Status; and
- (ii) to maintain the consultative status of the remaining organizations and, to this effect, to submit a recommendation to the Assembly.

**Reference documents:** C 98/18(d) and Add.1-2; C 98/18(d)/1; C 98/WP.1; resolution A.966(24); resolution A.938(23); MEPC 49/22; MEPC 48/20/1; MSC 82/24, paragraph 19.5; MSC 79/23; MSC 78/22; MSC 76/18; C/ES.22/D, paragraph 25(a).2; C 96/D, paragraph 14(d).2(vi); C 94/D, paragraphs 17(d).8 and 17(d).9; C 93/D, paragraphs 17(c).6(i), (ii), (iii) and (iv); C 92/D, paragraphs 22.2(i) and (iii); C 98/SR.7

**(e) International Maritime Prize (agenda item 18(e))**

18(e).1 The Council noted the information set out in document C 98/18(e), and that provided orally by the Secretary-General, on the International Maritime Prize.

18(e).2 The Council, having expressed its appreciation to the Government of Venezuela for its magnanimous gesture to defer the candidature of Dr. Freddy Belisario Capella for consideration for the 2007 International Maritime Prize, decided, by acclamation, to award the International Maritime Prize for 2006 to Mr. Alfred H.E. Popp (Canada) and extended its congratulations to him. It also expressed its appreciation to the Government of Canada for nominating such an eminent candidate for the Prize.

18(e).3 The Council further decided, on an exceptional basis and by acclamation, to award a second International Maritime Prize for 2006, posthumously, to the late Mr. Igor Ponomarev, formerly Permanent Representative of the Russian Federation to IMO and Chairman of the

Maritime Safety Committee, in recognition of his contribution to the work of IMO and the shipping industry.

18(e).4 The Council noted and endorsed the measures taken and those proposed by the Secretary-General in respect of the Prize for 2007.

**Reference documents:** C 98/18(e); Circular letter No. 2685; C 98.SR.8

**(f) IMO Award for Exceptional Bravery at Sea (agenda item 18(f))**

18(f).1 The Council noted the information set out in document C 98/18(f) and its addendum, as well as that provided orally by the Secretary-General, on the IMO Award for Exceptional Bravery at Sea.

18(f).2 The Council endorsed the decision of the Panel of Judges to bestow the 2007 IMO Award for Exceptional Bravery at Sea on Second Officer Mustafa Topiwala, of the **MV Searose G** and on Captain Zvonimir Ostric, both nominated by the Bahamas and IFSMA.

18(f).3 In addition, the Council agreed that certificates be awarded to the following nominees:

- the Hong Kong Government Flying Service, nominated by China;
- Captain Xufeng Zu, of the diving squad of Qinghuangdao Base of Beihai Rescue Bureau of CRS, nominated by ILF;
- Dr. Christine Jane Bradshaw, nominated by ILF;
- the crew of the ocean-going rescue tug **Nanhaijiu III**, of Nanhai Rescue Bureau, nominated by China;
- Mr. Brett Churcher, skipper of the fishing boat **Striker**, nominated by ILF;
- the crews of the fast action lifeboats and vessels of the Spanish Maritime Safety Agency (Ministry of Development), nominated by Spain;

- Master Viktors Timoschenko of the **M/T ANCE**, nominated by IFSMA; and
- Station Officer Kekoi Jaiteh, of the West Gambia Fire Department, nominated by ILF.

18(f).4 The Council further agreed that all remaining nominees should receive letters of commendation.

18(f).5 The Council extended its congratulations to Second Officer Mustafa Topiwala and Captain Zvonimir Ostric, the winners of the 2007 IMO Award for Exceptional Bravery at Sea; and also expressed appreciation to all the other nominees for the Award, and to those Governments and organizations which had nominated such worthy candidates for the Award.

18(f).6 The Council noted and endorsed the arrangements proposed by the Secretary-General in respect of the 2008 Award.

**Reference documents:** C 98/18(f) and Add.1; C 96/D; C 94/D; Circular letters Nos.2786 and 2731; C 98/SR.8

## **19 REPORT ON THE STATUS OF THE CONVENTION AND MEMBERSHIP OF THE ORGANIZATION (agenda item 19)**

19.1 The Council noted the information set out in document C 98/19, and that provided orally by the Secretary-General, on the status of the Convention and membership of the Organization.

19.2 The Council also noted the status of replies received with regard to the application of the Cook Islands to become a Member of the Organization and invited Members that had yet to do so, to give favourable consideration to the application.

19.3 With regard to the 1991 amendments to the IMO Convention, concerning the institutionalization of the Facilitation Committee, the Council took note of the information provided by the Secretary-General as to the number of Member States, which had so far accepted the amendments, and noted, in particular, that only two acceptances were now required for them to enter into force. The Council encouraged Members, and in particular Council Members, which had yet to accept the amendments, to give urgent consideration to so doing.

19.4 The Council requested the Secretary-General to continue his efforts towards Member States, which had not already done so, to consider accepting the 1991 amendments to the IMO Convention; and to report developments to its twenty-fourth extraordinary session.

**Reference documents:** C 98/19; C 98/SR.8

**20 REPORT ON THE STATUS OF CONVENTIONS AND OTHER MULTILATERAL INSTRUMENTS IN RESPECT OF WHICH THE ORGANIZATION PERFORMS FUNCTIONS (agenda item 20)**

20.1 The Council noted the information set out in document C 98/20 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.

20.2 The Council endorsed and supported 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 particular 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, Annex VI to the MARPOL Convention (on Prevention of Air Pollution from Ships), the 2001 AFS Convention and the 2004 Ballast Water Management Convention.

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

20.4 The Council also urged Member Governments to take the necessary action to effect the early entry into force of the Nairobi International Convention on the Removal of Wrecks, adopted in May 2007.

20.5 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 their earliest convenience.

**Reference documents:** C 98/20 and Add.1; C 98/SR.8

## **21 DATE AND PLACE OF THE NEXT SESSION OF THE COUNCIL (agenda item 21)**

21.1 The Council noted the information set out in document C 98/21, and that provided orally by the Secretary-General, concerning the proposed dates for the next two sessions of the Council.

21.2 The Council noted, in particular, that:

- (i) its twenty-fourth extraordinary session would be held on Thursday, 15 and Friday, 16 November 2007; and
- (ii) its ninety-ninth session would be held on Friday, 30 November, at the conclusion of the twenty-fifth regular session of the Assembly.

**Reference documents:** C 98/21; Circular letter No. 2778; C 98/SR.8

## **22 SUPPLEMENTARY AGENDA ITEMS (agenda item 22)**

### **(a) Celebration of IMO's 60<sup>th</sup> anniversary and the 100<sup>th</sup> session of the Council (agenda item 22(a))**

22(a).1 The Council noted the information set out in document C 98/22(a), and that provided orally by the Secretary-General, on IMO's 60<sup>th</sup> anniversary and the 100<sup>th</sup> session of the Council.

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

- (i) agreed with the broad thrust of the Secretary-General's proposals to commemorate its 100<sup>th</sup> session and, at the same time, celebrate the Organization's return to the refurbished Headquarters building, all of which coincide with the 60<sup>th</sup> anniversary of the adoption of the IMO Convention and the 50<sup>th</sup> anniversary of its entry into force;

- (ii) approved that the timetable for the June 2008 Council session be augmented with a special theme for each day, as suggested in paragraph 3 of document C 98/22(a);
- (iii) invited suggestions on further specific activities for next year's celebrations, and offers of sponsorship from IMO Member States and interested organizations, for consideration at its next session;
- (iv) endorsed the Secretary-General's suggestion for "IMO: 60 years in the service of shipping" as the World Maritime Day Theme for 2008; and
- (v) agreed that the decision on future World Maritime Day themes should, henceforth, take place at the June session of the Council, rather than, as previously, at the November session;

**Reference documents:** C 98/22(a); C 98/SR.8

**(b) Establishment of the 'Igor Ponomarev' Scholarship Fund (agenda item 22(b))**

22(b).1 The Council welcomed and endorsed the initiative of the Secretary-General (C 98/INF.3) on proposing the establishment of a scholarship at the World Maritime University to commemorate the life of the late Mr. Igor Ponomarev, formerly the Permanent Representative of the Russian Federation to IMO and Chairman of the Maritime Safety Committee; thanked the Russian Federation and all others who had made contributions and pledges to date; and invited others to do likewise.

**Reference documents:** C 98/INF.3; C 98/SR.8