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16 – 19 June 2014

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GENERAL

The 112th session of the Council was held from 16 to 19 June 2014, under the Chairmanship of Mr. J. Lantz (United States). The Vice-Chairman, Mr. D. Ntuli (South Africa), was also present.

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

The session was attended by non-members and observers as listed in document C 112/INF.1.

Audio file: Monday, 16 June 2014: a.m.

1 ADOPTION OF THE AGENDA (agenda item 1)

1.1 The Council adopted the agenda and proposed timetable, as contained in documents C 112/1/Rev.1 and C 112/1/2, and noted the annotations to the agenda contained in document C 112/1/1.

Reference documents: C 112/1/Rev.1, C 112/1/1 and C 112/1/2

Audio file: Monday, 16 June 2014: a.m.

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 all delegations attending the session were found to be in order.

Reference document: C 112/2

Audio file: Monday, 16 June 2014: a.m.
Tuesday, 17 June 2014: a.m.

3 STRATEGY, PLANNING AND REFORM (agenda item 3)

3.1 The Council noted the information set out in documents C 112/3, C 112/3/1, C 112/3/2, C 112/3/3, C 112/3/4 (submitted by Canada), C 112/3/5, C 112/INF.2 (submitted by the United Kingdom) and C 112/3/6 (submitted by Germany), as well as that provided orally by the Secretary-General, the delegations of Canada, Germany and the United Kingdom, and the Chairman of the Council Risk Review, Management and Reporting Working Group.

3.2 With regard to documents C 112/3 and C 112/3/6 (submitted by Germany), respectively, reporting and commenting on the outcome of the sixth session of the Council Risk Review, Management and Reporting Working Group, held on 26 and 27 March 2014, the Council:

- (i) noted that the risk management exercise within the Secretariat would be further developed by the Secretariat and should be viewed as an iterative process and, in this respect, requested the Secretary-General to ensure that future iterations of the risk management exercise would be further focused by consolidating risk events; and

- (ii) endorsed the position of the working group that, in the future risk management iterations, the Secretariat further separates the present mitigations and possible future mitigations and includes information on costing of possible future mitigations, as far as practicable, to assess their impact on the budget.

3.3 The Council appreciated the proposal from Germany, but however decided that the Risk Management Framework should only be applied to the Secretariat's Business Plan until such time as the Council agreed to revisit the issue. The Council requested the Secretary-General to review the Risk Management Framework and identify any changes necessary to reflect this decision, and to present any proposed changes to the Council's spring session in 2015. A progress report would be presented at the Council's next session in 2014, including relevant updates on the current risk management exercise. The Council expressed its appreciation to Mr. Ntuli and the working group for the work carried out and approved the report of the working group in general.

3.4 With regard to document C 112/3/4 (submitted by Canada) on the Proposal for a fundamental review of the Strategic Plan, the Council expressed its appreciation to the delegation of Canada for its proposal, which it endorsed, and for its Government's financial contribution towards a fundamental review of the Strategic Plan through an external consultant, to be contracted to work with the Secretariat, and requested the Secretariat to present the outcome at C 113.

3.5 The Council agreed to the terms of reference, as follows:

- Based on the Organization's Strategic Plan (resolution A.1060(28)), the High-level Action Plan (resolution A.1061(28)), the *Guidelines on the application of the Strategic Plan and the High-level Action Plan of the Organization* (resolution A.1062(28)), and taking into account the results-based budget of the Organization (resolution A.1063(28)), as well as the Secretariat's Business Plan (C/ES.27/3, annex 4), the consultant is to carry out a review of the Strategic Plan and all its components with the aim of identifying areas for improvement and clarifying interlinkages among the components, including the following elements:
 - (i) assessment of the performance indicators and the key performance indicators, based on an initial analysis by the Secretariat, to ensure that what these indicators measure is under the control of the Organization and that they provide an effective basis for the evaluation of the Organization's Strategic Plan;
 - (ii) assessment of the consistency of all of the components of the Strategic Plan, including the usage of SMART-terminology;
 - (iii) identification of options to strengthen the strategic planning process; and
 - (iv) assessment of the advantages and disadvantages of fixing the Strategic Plan for a given period, such as for six years, with periodic reviews (for example, in years 2 and 4).

3.6 With regard to documents C 112/3/5 and C 112/INF.2 (submitted by the United Kingdom) on proposed changes to the *Guidelines on the application of the Strategic Plan and High-level Action Plan of the Organization*, the Council agreed to establish a correspondence group open to all Member States under the coordination of the United Kingdom¹.

3.7 The Council decided that the terms of reference of the correspondence group would be to develop appropriate changes to the Guidelines in order to, inter alia, better reflect the process for proposing and considering new planned outputs and clarifying requirements for unplanned outputs, using document C 112/INF.2 as a basis, and any other improvements, taking into account comments made at C 112. It was agreed that the correspondence group would present its report to C 113.

3.8 With regard to document C 112/3/1 on the review and reform initiative in the Organization, the Council noted the information provided and requested the Secretary-General to keep it updated on progress, in particular, with regard to the use of languages other than English on the IMO website, and on the consolidation of the sub-committees. The Council expressed its appreciation to the Secretary-General and his staff for their work.

3.9 With regard to document C 112/3/2 on succession and evolution in the IMO Secretariat, the Council noted:

- (i) the policies being introduced and developed to ensure effective succession planning;
- (ii) the supplementary information on the performance recognition programme and, in this regard, requested the Secretary-General to update the Council, at its next session, on any relevant developments within the United Nations system deriving from a review of performance management currently being undertaken by the International Civil Service Commission (ICSC);
- (iii) the processes and strategies to be used in pursuing the Secretariat's continuous evolution and, in that context, the structural reforms already carried out and now being pursued or planned; and
- (iv) the views of the Secretary-General on the desirability of supporting the restructuring and rationalization efforts through the conduct of a functional review of the Administrative Division, as a first step.

3.10 The Council also expressed its appreciation to the Secretary-General and his staff for their work on this topic and requested that the various initiatives be progressed, taking into account the comments made by Council members during the current session.

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3.11 With regard to document C 112/3/3 on transparency and accountability of the Organization, the Council noted:

- (i) the information on the publication of IMO's annual financial statements and audit opinion;
- (ii) the Secretary-General's intention to publish an annual summary of internal audit reports and activities;
- (iii) the progress made in the establishment of a personal financial disclosure programme; and
- (iv) the terms of reference for the ethics function at IMO.

Reference documents: C 112/3, C 112/3/1, C 112/3/2, C 112/3/3, C 112/3/4, C 112/3/5, C 112/3/6, C 112/3/INF.2 (English only), C 112/WP.3; resolution A.1062(28), C/ES.27/D; C 110/D, C 110/3, C 110/3/1, C 110/3/2, C 110/3/5, C 110/3/6, C 110/3/7, C 110/3/8, C 110/4(e), C 110/6, C 110/WP.3; C 109/D, C 109/3/1, C 109/3/2, C 109/4(d), C 109/4(e), C 109/INF.2; C 108/3/3, C 108/5(e), C 108/5(f); MSC 92/22; MEPC 65/12/3 and CWGSP 13/5

Audio file: Monday, 16 June 2014: a.m. and p.m.
Wednesday, 18 June 2014: p.m.

4 RESOURCE MANAGEMENT:

(a) Human resource 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 112/4(a), C 112/4(a)/1 and C 112/4(a)/2, as well as that provided orally by the Secretary-General, on human resource matters, including amendments to the Staff Regulations and Staff Rules.

4(a).2 The Council also noted:

- (i) the information provided in document C 112/4(a) on the implementation by the Organization of the decisions of the United Nations General Assembly on recommendations contained in the 2013 report of the International Civil Service Commission (ICSC);
- (ii) the information provided in document C 112/4(a)/1 reporting on a senior-level appointment, the recruitment of women, the geographical and age distribution of staff, staff development and training and the APO programme;
- (iii) the information provided in document C 112/4(a)/2 reporting on the text of appendix G to the Staff Regulations and Staff Rules on financial disclosure, as approved by the Secretary-General.

Reference documents: C 112/4(a), C 112/4(a)/1, C 112/4(a)/2, C 112/3/3 and C/ES.27/4(a)

Audio file: Tuesday, 17 June 2014: a.m.

(b) Accounts and audit: final accounts for the financial period ending 31 December 2013 (agenda item 4(b))

4(b).1 The Council noted the information set out in documents C 112/4(b) and C 112/4(b)/1, as well as that provided orally by the Secretary-General and the External Auditor, reporting on the Organization's financial statements for the financial period ending 31 December 2013, transfers within the 2013 budget and the External Auditor's ensuing opinion and report.

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

- (i) noted the Secretary-General's statement and the financial statements for the Organization's financial period ending 31 December 2013;
- (ii) welcomed the unqualified opinion of the External Auditor, as set out in annex 2 to document C 112/4(b);
- (iii) expressed its appreciation to the External Auditor for his report;
- (iv) noted the operating deficit of expenditure over revenue for 2013 of £531,497, as shown in Statement II of the financial statements set out in annex 1 to document C 112/4(b);
- (v) welcomed the Secretary-General's stewardship of the Organization's funds and his report to the Council; and
- (vi) decided to forward the financial statements for the Organization's financial period ended 2013, and the External Auditor's report, to the twenty-ninth regular session of the Assembly.

Reference documents: C 112/4(b) and C 112/4(b)/1

Audio file: Tuesday, 17 June 2014: a.m.

(c) Report on investments (agenda item 4(c))

4(c).1 The Council noted the information set out in document C 112/4(c), and that provided orally by the Secretary-General, reporting on the investment of the Organization's monies during 2013.

Reference document: C 112/4(c)

Audio file: Tuesday, 17 June 2014: a.m.

(d) 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(d))

4(d).1 The Council noted the information set out in document C 112/4(d) and its addenda, as well as that provided orally by the Secretary-General, reporting on the status of Member States' contributions, advances to the Working Capital Fund (WCF) and the implementation of Article 61 of the IMO Convention.

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

- (i) noted the low collection rate of Member States' contributions and the continuing arrears of those Member States identified in the three documents under review;
- (ii) urged those Member States with outstanding contributions to remit them as soon as possible;
- (iii) reiterated its firm stance on the strict enforcement of Article 61 of the IMO Convention; and
- (iv) noted the balance in the WCF of £1,585,202.

Reference documents: C 112/4(d) and Add.1-2; C/ES.27/4(b) and Add.1

Audio file: Tuesday, 17 June 2014: a.m.

(e) Budget considerations for 2014 (agenda item 4(e))

4(e).1 The Council noted the information set out in document C 112/4(e), and that provided orally by the Secretary-General, on budget considerations for 2014.

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

- (i) the external pay and price factors review;
- (ii) the forecast outturn level of the regular budget expenditure for 2014, assessed to be kept within the approved appropriation for 2014;
- (iii) the income and expenditure outturn and forecast in the Trading Fund and the consequential in-year surplus distribution;
- (iv) the expenditure status of the Headquarters Capital Fund, the Termination Benefit Fund, the Training and Development Fund, the Technical Cooperation Fund and extrabudgetary programmes; and
- (v) the summary and the Secretary-General's conclusion and his intention to present an updated review of budgetary prospects to C 113.

4(e).3 The Council noted the impact of the exchange rate movement on the financing capacity of the WCF and endorsed the Secretary-General's proposal, as recommended by the External Auditor, to set the financing capacity of the WCF at a minimum base of £1.5 million and that any depletion below such a level, as at the end of a financial year, should trigger action by the Council to replenish the WCF up to £2 million from any available reserves in the Organization's various Funds.

4(e).4 The Council authorized the Secretary-General to make, as and when necessary, timely transfers between Strategic Results, to the extent that balances are available to cover or reduce deficits in Strategic Results appropriation balances, in accordance with the Organization's Financial Regulations and Financial Rules.

Reference documents: C 112/4(e); A 28/19(c) and Add.1 and resolution A.1063(28)

Audio file: Tuesday, 17 June, 2014: a.m.

5 IMO MEMBER STATE AUDIT SCHEME (agenda item 5)

5.1 The Council noted the information set out in documents C 112/5 and C 112/5/1, as well as that provided orally by the Secretary-General, reporting on the IMO Member State Audit Scheme.

5.2 With regard to document C 112/5 reporting on the progress made in the implementation of the Audit Scheme since C 110, the Council, in particular, noted:

- (i) that 84 Member States had so far volunteered for audit, representing 50% of the membership of the Organization and that 67 audits had been conducted which included 59 Member States, two Associate Members, five dependent territories and a second audit of a Member State;
- (ii) that the transitional arrangements for the conduct of audits pursuant to resolution A.1068(28) had commenced; and
- (iii) the delivery of technical assistance to Member States as envisaged in resolution A.1018(26).

5.3 With regard to document C 112/5/1 reporting on the outcome of the twenty-eighth regular session of the Assembly with respect to the institutionalization of the Audit Scheme, the Council:

- (i) noted the value of the Secretariat in facilitating support to the audit teams, ensuring effective and consistent implementation of the overall Audit Scheme;
- (ii) noted the information provided in the context of the sustainability of the Scheme and invited Member States to nominate suitably qualified individuals as auditors, taking into account the criteria established in the Procedures for the Scheme, and requested the Secretary-General to notify Member States of those auditors nominated who did not meet the criteria established in the Procedures for the Scheme;
- (iii) considered the three options for the conduct of mandatory audits under the Scheme in relation to their potential financial implications and, taking into account the opinion of the Secretary-General, decided on option 3;
- (iv) decided that the cost of the travel of audit teams to Member States being audited would be borne out of the regular budget of the Organization, but that the cost of in-country travel of the audit team would be the responsibility of the Member State being audited;
- (v) endorsed the policy that the funding of audits of dependant territories and extraterritorial offices of maritime administrations should be covered by the Member State concerned;
- (vi) noted the audit schedule for implementation of audits under the mandatory Scheme as developed by the Secretary-General in accordance with the set of principles contained in the Procedures for the IMO Member States audit (resolution A.1067(28), annex, part II), as set out in document C 112/INF.3, and invited Member States to submit proposals to ensure that the audit schedule can be conducted in the most efficient manner possible, for consideration at C 113; and

- (vii) noted the information on the preparatory work for the institutionalization of the Scheme.

Reference documents: C 112/5, C 112/5/1, C 112/INF.3; C 110/7/1, C 110/D; C 102/6/1, A 28/9/2, A 28/6(b)/2, A 28/D and resolutions A.1067(28) and A.1068(28)

Audio file: Tuesday, 17 June 2014: p.m.

6 CONSIDERATION OF THE REPORT OF THE MARINE ENVIRONMENT PROTECTION COMMITTEE (agenda item 6)

6.1 The Council noted the information set out in documents C 112/6 and Corr.1, and that provided orally by the Chairman of the Marine Environment Protection Committee and the Secretary-General, on the report of the Committee's sixty-sixth session (31 March to 4 April 2014).

6.2 The Council endorsed the intersessional meetings approved for 2014 and 2015, but decided that the intersessional meeting relating to the Polar Code should meet for three days and limit its activities to finalizing the outcome of the work of the correspondence group established at MEPC 66.

6.3 The Council also noted:

- (i) the adoption of amendments to mandatory instruments;
- (ii) the action taken on issues related to the 2004 BWM Convention;
- (iii) the action taken on issues related to ship recycling;
- (iv) the action taken on issues related to air pollution and energy efficiency measure for ships, in particular the establishment of the Ad Hoc Expert Working Group on Facilitation of Transfer of Technology for Ships (AHEWG-TT);
- (v) the action taken on issues related to further technical and operational measures for enhancing energy efficiency of international shipping;
- (vi) the action taken on issues related to the reduction of GHG emissions from international shipping;
- (vii) the action taken on the interpretations of, and amendments to, MARPOL and related instruments;
- (viii) the action taken on issues related to the implementation of the OPRC Convention and the OPRC-HNS Protocol and relevant conference resolutions;
- (ix) the action taken on issues related to the inadequacy of reception facilities;
- (x) the action taken on the reports of relevant sub-committees, in particular with regard to the development of the mandatory Polar Code;
- (xi) the action taken on issues related to the human element, in particular the deletion of this item from its agenda in view of the mandate of the HTW Sub-Committee;

- (xii) the action taken on issues related to the noise from commercial shipping and its adverse impact on marine life;
- (xiii) the action taken with regard to planned outputs 5.2.3.6, 5.3.1.1, 7.2.2.1, 10.0.1.1 and 10.0.1.2 as well as the information clarifying the acceptance process for outputs 7.1.2.9 and 7.2.3.2 at previous MEPC sessions; and
- (xiv) the status of planned outputs concerning the work of the MEPC for the 2014-2015 biennium and the items included in the agendas of MEPC 67 and MEPC 68.

6.4 The Council approved the report of the sixty-sixth session of the Marine Environment Protection Committee and decided to transmit it, together with its comments and recommendations, to the twenty-ninth regular session of the Assembly, in accordance with Article 21(b) of the IMO Convention.

Reference documents: C 112/6 and Corr.1 and MEPC 66/21

Audio file: Wednesday, 18 June 2014: a.m.

7 CONSIDERATION OF THE REPORT OF THE LEGAL COMMITTEE (agenda item 7)

7.1 The Council noted the information set out in document C 112/7, and that provided orally by the Chairman of the Legal Committee and the Secretary-General, on the report of the Committee's 101st session (28 April to 2 May 2014).

7.2 The Council endorsed the Committee's decisions on planned outputs for the 2014-2015 biennium, and that three days should be adequate for its meeting in 2015.

7.3 The Council noted:

- (i) the reconstitution of the HNS Correspondence Group to facilitate the entry into force of the 2010 HNS Protocol; and
- (ii) the Committee's approval of the *Guidelines for accepting documentation from insurance companies, financial security providers and P&I Clubs in respect of the Bunkers Convention, CLC, HNS Convention and Nairobi WRC certificates*.

7.4 The Council approved the report of the 101st session of the Legal Committee and decided to transmit it, together with its comments and recommendations, to the twenty-ninth regular session of the Assembly, in accordance with Article 21(b) of the IMO Convention.

Reference documents: C 112/7 and LEG 101/12

Audio file: Wednesday, 18 June 2014: a.m.

8 CONSIDERATION OF THE REPORT OF THE MARITIME SAFETY COMMITTEE (agenda item 8)

8.1 The Council noted the information set out in document C 112/8, as well as that provided orally by the Chairman of the Maritime Safety Committee and the Secretary-General, on the report of the Committee's ninety-third session (14 to 23 May 2014).

8.2 With regard to document C 112/8, reporting on the Committee's ninety-third session, the Council, in particular, endorsed:

- (i) the unplanned and expanded outputs agreed at the session for inclusion in the current High-level Action Plan and priorities for the 2014-2015 biennium; and
- (ii) the intersessional meetings approved for 2014 and 2015.

8.3 The Council noted:

- (i) the adoption by the Committee of amendments to the 1974 SOLAS Convention and the mandatory codes and resolutions related thereto, the amendments to the 1978 STCW Convention and STCW Code, the amendments to the 1988 Load Lines Protocol and the approval/adoption of non-mandatory instruments;
- (ii) the progress made on the implementation of GBS verification audits, in particular that 13 recognized organizations (ROs) submitted requests for GBS verification audits at the end of 2013;
- (iii) the actions taken by the Committee on issues related to passenger ship safety and, in particular, the clarification provided regarding the status and purpose of the long-term action plan on passenger ship safety;
- (iv) the approval of the IMO/ILO/UNECE Code of Practice for Packing of Cargo Transport Units (CTU Code);
- (v) the approval of the draft new SOLAS chapter XIV (to make the Polar Code mandatory), for circulation in accordance with SOLAS article VIII, with a view to adoption at MSC 94 in conjunction with the adoption of the Polar Code;
- (vi) the approval, in principle, of the draft International Code for Ships Operating in Polar Waters, for consideration at MSC 94, with a view to adoption in conjunction with the associated SOLAS amendments;
- (vii) the decision taken to migrate the list of codes, recommendations, guidelines and other non-mandatory instruments finalized by the Committees (MSC 93/INF.2) into GISIS and that relevant IMO bodies have been invited, when developing a new instrument, to consider the consequential impact of its approval and/or adoption on existing non-mandatory instruments so that the above list can be kept updated;
- (viii) the Committee approved revisions to the Committees' *Guidelines on the organization and method of work of the Maritime Safety Committee and the Marine Environment Safety Committee and their subsidiary bodies* (MSC-MEPC.1/Circ.4/Rev.2), subject to concurrent approval by MEPC 67, for dissemination as MSC-MEPC.1/Circ.4/Rev.3;

- (ix) that the Secretariat has been requested to consider how best to add a new section in IMODOCS for draft amendments to mandatory instruments agreed by IMO organs for adoption and to report to MEPC 67 and MSC 94 accordingly;
- (x) the report on the status of planned outputs for the 2014-2015 biennium; and
- (xi) the updated post-biennial agenda of the Maritime Safety Committee.

8.4 The Council further noted the Committee's agreement to reinstate the four-yearly cycle of amendments to SOLAS, commencing 1 January 2016, with a corresponding entry-into-force date of 1 January 2020, and its adoption of interim guidance on the drafting of amendments to SOLAS and related mandatory instruments.

8.5 The Council noted with concern the information provided by the delegations of Italy, Malta and the Marshall Islands on the occurrences of large numbers of persons having to be rescued at sea and transported to places of safety, and the concerns raised for the grave risks experienced by those rescued, the rescuers, and the receiving States, and the threat to the safety and security of shipping.

8.6 The Council approved the report of the ninety-third session of the Maritime Safety Committee and decided to transmit it, together with its comments and recommendations, to the twenty-ninth regular session of the Assembly, in accordance with Article 21(b) of the IMO Convention.

Reference documents: C 112/8; MSC 93/22 and MSC 93/22/Add.1

Audio file: Wednesday, 18 June 2014: a.m. and p.m.

9 CONSIDERATION OF THE REPORT OF THE TECHNICAL COOPERATION COMMITTEE (agenda item 9)

9.1 The Council noted the information set out in document C 112/9 and C 112/9/Add.1, as well as that provided orally by the Chairman of the Technical Cooperation Committee and the Secretary-General, on the report of the Committee's sixty-fourth session (11 to 13 June 2014).

9.2 In particular, the Council noted:

- (i) the summary of the deliberations of the sixty-fourth session of the Committee set out in document C 112/9/Add.1; and
- (ii) that the report of the sixty-fourth session of the Committee did not contain any recommendations on which the Council was required to take specific action.

9.3 The Council approved the report of the sixty-fourth session of the Technical Cooperation Committee and decided to transmit it, together with its comments and recommendations, to the twenty-ninth regular session of the Assembly, in accordance with Article 21(b) of the IMO Convention.

Reference documents: C 112/9, C 112/9/Add.1; TC 64/WP.1 and TC 64/14

Audio file: Wednesday, 18 June 2014: a.m.

10 TECHNICAL COOPERATION FUND: REPORT ON ACTIVITIES OF THE 2012 AND 2013 PROGRAMMES (agenda item 10)

10.1 The Council noted the information set out in document C 112/10, and that provided orally by the Secretary-General, which refers to the technical cooperation activities delivered during 2012 and 2013 with financial support provided by the Technical Cooperation Fund.

10.2 In particular, the Council noted the information presented in documents TC 63/3(a) and TC 64/3 on the implementation of activities financed or co-financed by the Technical Cooperation Fund, as listed under the ITCP annual reports for 2012 and 2013.

Reference documents: C 112/10; TC 64/3 and TC 63/3(a)

Audio file: Wednesday, 18 June 2014: a.m.

11 WORLD MARITIME UNIVERSITY (agenda item 11)

(a) Report of the Board of Governors (agenda item 11(a))

11(a).1 The Council noted the information set out in document C 112/11(a), and that provided orally by the Secretary-General, on the report of the Board of Governors on the work of the World Maritime University (WMU) during the 2013 academic year.

11(a).2 The Council expressed its deep appreciation to the Government of Sweden and the City of Malmö for their continuous generous contribution to the University. It also expressed its appreciation to the Nippon Foundation and the Ocean Policy Research Foundation of Japan; the International Transport Workers' Federation; the Governments of Canada, Germany, the Republic of Korea, and the United Kingdom; Inmarsat Global Ltd.; and the TK Foundation for their contributions to the finances of WMU, as well as to all other Governments, organizations and individuals for their contribution to the running of the University.

11(a).3 The Council also:

- (i) strongly urged Member States and shipping industry stakeholders to contact WMU to establish what they can offer, in terms of equipment and facilities, to support the transition to a new academic campus in Malmö in early 2015;
- (ii) expressed its thanks and appreciation to the Government of Sweden for recognizing the University as having the power to confer degrees in Sweden; and
- (iii) urged Member States to take action so as to enable recognition, under their national legislation, of the degrees conferred by the University and, to that end, keep the Organization informed of developments.

11(a).4 The Council expressed its appreciation to Dr. Björn Kjerfve for his outstanding services, leadership and achievements as WMU President and for his contribution to the efforts of the Organization in educating the maritime leaders of the future.

Reference documents: C 112/11(a); C 110/15(a) and C 110/15(b)

Audio file: Wednesday, 18 June 2014: p.m.

(b) Budget (agenda item 11(b))

11(b).1 The Council noted the information set out in document C 112/11(b), and that provided orally by the Secretary-General, on the budget of WMU for the year 2014.

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

- (i) welcomed the efforts of the management of the University to attract additional income; and
- (ii) reiterated its appreciation to those Governments and organizations that supported the University financially.

Reference document: C 112/11(b)

Audio file: Wednesday, 18 June 2014: p.m.

(c) Appointment of the Chancellor (agenda item 11(c))

11(c).1 The Council noted the information set out in document C 112/11(c), and that provided orally by the Secretary-General, on the appointment of the Chancellor of WMU.

11(c).2 The Council decided, by acclamation, to reappoint the Secretary-General of IMO, Mr. Koji Sekimizu, as Chancellor of the University for the two-year period from 1 July 2014 to 30 June 2016, and extended its congratulations to him on his appointment.

Reference documents: C 112/11(c); resolution A.1030(26); C 108/D and C 108/12(d)

Audio file: Wednesday, 18 June 2014: p.m.

12 IMO INTERNATIONAL MARITIME LAW INSTITUTE (agenda item 12)

(a) Report of the Governing Board (agenda item 12(a))

12(a).1 The Council noted the information set out in document C 112/12(a), and that provided orally by the Secretary-General, regarding the twenty-fifth annual report of the Governing Board of the International Maritime Law Institute (IMLI) on its academic operations for 2012-2013 and 2013-2014.

12(a).2 The Council congratulated the Institute on its twenty-fifth year anniversary, expressing its appreciation to all who contributed to the delivery of good results in pursuing the Institute's objectives, and to the IMLI academic and administrative staff for their determined and dedicated efforts to ensure IMLI's performance and financial stability.

12(a).3 The Council also:

- (i) recognized the essential role the Institute continued to play in contributing to strengthening the capacity of developing countries to implement the various IMO treaty instruments to which they are party; and
- (ii) reaffirmed its continuous support to the Institute, in recognition of its success in maintaining high academic standards in the field of international maritime law.

Reference document: C 112/12(a)

Audio file: Wednesday, 18 June 2014: p.m.

(b) Budget (agenda item 12(b))

12(b).1 The Council noted the information set out in document C 112/12(b), and that provided orally by the Secretary-General, on the IMLI budget for the 2013 and 2014 financial years, together with that proposed for 2015, as reviewed by IMLI's Governing Board at its twenty-eighth session on 29 April 2014.

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

- (i) noted the "unqualified" nature of the audit on the Institute's financial performance up to the end of 2013; and
- (ii) expressed its appreciation to all donors, which had financially supported and continued to support the Institute, particularly the Government of Malta, Transport Malta, the Nippon Foundation, the Lloyd's Register Foundation, the Government of Switzerland, the Comité Maritime International (CMI) Charitable Trust and the Institute's Director, Professor David Attard, for his donation in support of the Ph.D Programme.

Reference document: C 112/12(b)

Audio file: Wednesday, 18 June 2014: p.m.

(c) Appointment of the Chairman of the Governing Board (agenda item 12(c))

12(c).1 The Council noted the information set out in document C 112/12(c) on the appointment of the Chairman of the IMLI Governing Board.

12(c).2 In particular, the Council noted the provision in article 10(b) of the new Statute of the IMO International Maritime Law Institute, adopted by the Council at its 110th session and effective from 1 July 2013, which stipulates that the Secretary-General shall be ex-officio Chairman of the Governing Board and, therefore, was no longer subject to being appointed.

Reference documents: C 112/12(c); Circular Letter No.3326; C 109/D, C 109/9; C 108/D, and C 108/13(d)

Audio file: Wednesday, 18 June 2014: p.m.

13 PROTECTION OF VITAL SHIPPING LANES (agenda item 13)

13.1 The Council noted the information set out in documents C 112/13 and C 112/13/1, as well as that provided orally by the Secretary-General, on the protection of vital shipping lanes.

13.2 With regard to document C 112/13, reporting on developments concerning the Cooperative Mechanism for the Straits of Malacca and Singapore, the Council:

- (i) expressed its appreciation to the littoral States of Indonesia, Malaysia and Singapore for the timely implementation of the various components of the Cooperative Mechanism for the Straits of Malacca and Singapore;
- (ii) also expressed appreciation to those Member Governments, intergovernmental and non-governmental organizations which have made contributions to, and/or pledged support for, the various projects under the Cooperative Mechanism and the IMO Malacca and Singapore Straits Fund; and

- (iii) invited Member Governments and organizations to continue contributing to the projects under the Mechanism and the Fund.

13.3 With regard to document C 112/13/1, reporting on the repression of piracy and armed robbery against ships and illicit maritime activity in the Gulf of Guinea and in waters off the coast of Somalia, the Council:

- (i) welcomed the improvements to the piracy situation off the coast of Somalia and in the Indian Ocean and expressed appreciation to Member States providing naval and other resources in the region;
- (ii) expressed its concern for the innocent seafarers still in captivity as well as the number of attacks and boardings of ships in the Gulf of Guinea; and
- (iii) invited Member Governments and organizations to continue contributing to the IMO West and Central Africa Maritime Security Trust Fund and expressed appreciation to Nigeria for its pledge of \$100,000 to that Fund and of \$50,000 to the Technical Cooperation Fund.

Reference documents: C 112/13, C 112/13/1 and C 110/D

Audio file: Wednesday, 18 June 2014: p.m.

14 PERIODIC REVIEW OF ADMINISTRATIVE REQUIREMENTS IN MANDATORY IMO INSTRUMENTS (agenda item 14)

14.1 The Council noted the information set out in documents C 112/14, as well as that provided orally by the Secretary-General and the Chairman of the Ad Hoc Steering Group for Reducing Administrative Requirements (SG-RAR), on the periodic review of administrative requirements in mandatory IMO instruments.

14.2 In particular, the Council:

- (i) noted the fourth report of the steering group contained in the annex to document C 112/14; and
- (ii) endorsed the steering group's views on the release of the public version of the final report, i.e. that a report is made to the Council and a separate report that is more concise, easily accessible and understandable is produced for stakeholders and the general public, and that the latter would be available on IMO's public homepage.

14.3 The Council expressed its appreciation to the Government of the Netherlands for its kind offer to contribute financially to the completion of the work of the steering group.

14.4 The Council further expressed its appreciation to the Chairman of the steering group, Mr. Kees Polderman (Netherlands) and wished the members of the steering group all the best for the final part of their work.

Reference documents: C 112/14; A 28/D; C/ES.27/D; C 110/D; C 109/D; C 108/D and resolution A.1043(27)

Audio file: Wednesday, 18 June 2014: p.m.

15 EXTERNAL RELATIONS (agenda item 15)

(a) Relations with the United Nations and the specialized agencies (agenda item 15(a))

15(a).1 The Council noted the information contained in documents C 112/15(a) and C 112/15(a)/1, as well as that provided orally by the Secretary-General, on relations with the United Nations and the specialized agencies.

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

- (i) the resolutions adopted by the General Assembly of the United Nations, which contain information of relevance to IMO, received since the 110th session of the Council; and
- (ii) the outcome of the work of the United Nations Chief Executives Board for Coordination, including its first regular session for 2014.

15(a).3 The Council requested the Secretary-General to keep it informed of any relevant developments on the issues addressed.

Reference documents: C 112/15(a) and C 112/15(a)/1

Audio file: Wednesday, 18 June 2014: p.m.

(b) Joint Inspection Unit (agenda item 15(b))

15(b).1 The Council noted the information contained in document C 112/15(b), as well as that provided orally by the Secretary-General, on matters relating to the Joint Inspection Unit.

15(b).2 In particular, the Council noted the following reports and the Secretary-General's comments thereon:

- (i) "Review of long-term agreements in procurement in the United Nations system" (JIU/REP/2013/1); and
- (ii) "Review of the management of implementing partners in United Nations organizations" (JIU/REP/2013/4).

15(b).3 The Council also noted that the Secretary-General would further consider and discuss with the members of the Chief Executives Board for Coordination (CEB) at the earliest opportunity, if necessary, Recommendation 2 on management of long-term procurement agreements (JIU/REP/2013/1), and report the outcome at C 114.

Reference document: C 112/15(b)

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(c) Relations with intergovernmental organizations (agenda item 15(c))

15(c).1 The Council noted the information contained in document C 112/15(c) and that provided orally by the Secretary-General, on relations with intergovernmental organizations.

15(c).2 In particular, the Council noted that the formal procedures for the signing of Agreements of Cooperation between IMO and the United Nations Environment Programme (UNEP), representing the Northwest Pacific Action Plan (NOWPAP) Secretariat, and the International Hydrographic Organization (IHO) had been completed.

Reference documents: C 112/15(c); C 109/D; C 108/D and C 108/15(c)/1

Audio file: Thursday, 19 June 2014: a.m.

(d) Relations with non-governmental organizations (agenda item 15(d))

15(d).1 The Council noted the information contained in documents C 112/15(d) and C 112/WP.2, as well as that provided orally by the Secretary-General and the Chairman of the group of Council Members to screen new applications for consultative status, on relations with non-governmental organizations (NGOs).

15(d).2 With regard to document C 112/15(d) and its annexes, referring to new applications for consultative status from the International Water Mist Association (IWMA) and the Society for Gas as a Marine Fuel (SGMF), the Council decided:

- (i) to defer its decision regarding the application of IWMA until it had provided additional information in relation to paragraphs 8, 14 and 15 of the IMO questionnaire associated with the Rules and Guidelines for Consultative Status of Non-Governmental International Organizations, and invited the Association to submit this information for the consideration of the 113th session of the Council in December 2014, and to request IWMA to comply with the "One China" policy and to amend its website accordingly; and
- (ii) not to grant consultative status to the Society for Gas as a Marine Fuel (SGMF).

15(d).3 The Council thanked the Chairman of the group, Ms. Marja C. Tiemens-Idzinga (Netherlands), and its Members for the work undertaken.

Reference documents: C 112/15(d) and C 112/WP.2

Audio file: Thursday, 19 June 2014: a.m.

(e) World Maritime Day (agenda item 15(e))

15(e).1 The Council noted the information contained in document C 112/15(e) submitted by Greece on the outcome of the proceedings of the Informal Maritime Ministerial Meeting of the EU Member States and EEA countries held in Athens on 7 May 2014, focusing on the 2014 World Maritime Day theme.

15(e).2 With regard to the 2015 World Maritime Day, the Council noted the information provided orally by the Secretary-General and endorsed the Secretary-General's proposed theme:

"Maritime education and training"

and authorized the Secretary-General to take appropriate action for the celebration of the Day, in accordance with established practice.

15(e).3 The Council noted the information provided by the delegation of Morocco on the World Maritime Day Parallel Event, to be held in Tangiers from 27 to 29 October 2014 and expressed its appreciation to the Government of Morocco for hosting the event.

15(e).4 The Council expressed its appreciation to the Government of Japan for hosting the World Maritime Day Parallel Event in 2015 and also accepted the offer made by the Government of Turkey to host the World Maritime Day Parallel Event in 2016.

Reference document: C 112/15(e)

Audio file: Thursday, 19 June 2014: a.m.

(f) International Maritime Prize (agenda item 15(f))

15(f).1 The Council noted the information contained in document C 112/15(f), and that provided orally by the Secretary-General, in connection with nominations of candidates for the 2013 Prize and on arrangements for the 2014 Prize.

15(f).2 The Council decided to award the 2013 International Maritime Prize to Dr. José Eusebio Salgado y Salgado, nominated by Mexico. The Council extended its warm congratulations to Dr. José Eusebio Salgado y Salgado and expressed its appreciation to the Government of Mexico for nominating such an outstanding candidate.

15(f).3 The Council noted and endorsed the measures taken and those proposed by the Secretary-General in respect of the 2014 Prize.

Reference document: C 112/15(f)

Audio file: Thursday, 19 June 2014: a.m.

(g) IMO Award for Exceptional Bravery at Sea (agenda item 15(g))

15(g).1 The Council noted the information contained in documents C 112/15(g) and C 112/15(g)/Add.1, as well as that provided orally by the Secretary-General, on the nomination of candidates for the 2014 IMO Award for Exceptional Bravery at Sea.

15(g).2 The Council endorsed the decision of the Panel of Judges to bestow the 2014 IMO Award for Exceptional Bravery at Sea on Captain Andreas Kristensen and the crew of the **M/V Britannia Seaways**, nominated by the Government of Denmark, for the display of courage, professionalism and dedication in fighting, at great risk and danger to themselves, a raging fire on board their ship and thus saving the lives of 32 people, preventing further damage to the ship and cargo and avoiding a major marine pollution incident.

15(g).3 In addition, the Council endorsed the decision of the Panel of Judges that Certificates of Commendation in recognition of their acts of bravery should be awarded to the following nominees (not in any order of merit):

- Prefect Julio Alejandro Weimann, Principal Officer Jorge Luis De Zan, First Adjutant Silvio Ledesma, crew of the PA43 rescue helicopter (Dauphin AS-365N2) of the Comodoro Rivadavia Air Station, and Principal Officer Juan Burgoa and Second Adjutant Francisco Morales, rescue swimmers of the Comodoro Rivadavia Rescue Station, Argentine Coastguard, nominated by Argentina, for rescuing, in strong winds, rough seas and darkness and at high risk to their own lives, two sailors off the capsized sailing vessel **The Wild Rose**;
- the Chief and members of the 122 Rescue Team, Pohang Coast Guard Station, Korea Coast Guard, nominated by the Republic of Korea, for rescuing, in heavy rain, gale-force winds and high swells, eight crew members of the cargo ship **M/V Chenglu 15**, which was sinking after hitting a sea wall, and for recovering the bodies of six other crew members who, unfortunately, did not survive the ordeal; and
- Inspector Sueng-Young Shin and Inspector Soon-Hyung Lee, Special Rescue Unit of South Regional Headquarters, Korea Coast Guard, nominated by the Republic of Korea, for saving the bulk carrier **M/V Captain Vangelis L**, in high swells, by plugging a hole in one of its fuel tanks, caused by a collision with the **M/T Green Plus**, thus preventing a major pollution incident.

15(g).4 The Council also endorsed the decision of the Panel of Judges that Letters of Commendation in recognition of their actions should be sent to the following nominees (not in any order of merit):

- Mr. Xie Yuanlei, rescue swimmer of the rescue helicopter B-7312, Beihai No.1 Search and Rescue Flying Service, nominated by China, for rescuing 10 adults and one baby from two sand trucks trapped by the sea, as Typhoon Fitow was fast approaching;
- Mr. Yang Pengcheng, lifeguard of the rescue helicopter B-7346, Department of Flying Management, East Sea No.1 Flying Service, nominated by China, for rescuing six crew members from the sinking **M/V Jing LV 8**, in strong winds, rough waves and freezing waters, overcoming exhaustion and fatigue;
- Captain Ding Weijie, Bosun Yang Baolin, Sailor Zhao Fudong, Sailor Zhang Jianping, crew members of the rescue tug **Hujiu 18**, Shanghai Salvage Bureau, nominated by China, for saving, in severe weather and sea conditions, the **M/V Super Sun**, carrying timber, which was on fire and dragging anchor, threatening to destroy several international submarine cables;
- the crew of the **M/T Henghui 1**, nominated by China, for rescuing, in darkness and in adverse weather and sea conditions, five persons who had been in the sea for over two hours after their boat had sunk, and for recovering the bodies of two persons who, unfortunately, did not survive the ordeal;
- Mr. Uttam Adhikari M. Singh, Master Chief Boatswain's mate of the Indian Coast Guard ship **Samudra Prahari**, nominated by India, for assisting in the fire fighting operations on board the derelict **M/V Mol Comfort**, thus avoiding a pollution incident; for evacuating an injured crew member from the SCI tug **Urja** which was towing the **Mol Comfort**; and for rescuing, in severe weather, two crew members who had been thrown overboard from the **Samudra Prahari's** inflatable rubber boat used for the evacuation;

- Chief Petty Officer First Class Giuseppe Cavallo, Staff Sergeant Stefano Manca, Staff Sergeant Giancarlo Cacciola, Seaman Second Class Dario Tringali and Seaman Second Class Giuseppe Bianca, crew members of rescue naval unit CP 323, Italian Coast Guard, nominated by Italy, for rescuing 77 migrants from a drifting fishing vessel with high risk of capsizing, during Cyclone Neptune;
- Captain Francisco J. Vidal and the crew of the support vessel **Lewek Toucan**, nominated by Panama, for rescuing one crew member from the tug **Jacson 4**, who had survived for three days in an air pocket after the ship had sunk to a depth of 40 metres, and for recovering the bodies of 10 other crew members who, sadly, did not survive the ordeal;
- Seaman First Class Gerard O. Olaer, rescue swimmer of the Coast Guard Sub-Station Jagna, Coast Guard Station Tagbilaran, Philippine Coast Guard, nominated by the Philippines, for rescuing, at great risk to his own life, eight crew members of the grounded cargo barge **Big Champ**, during Typhoon Yolanda; and
- the crew of the J-41 aeroplane Rescue 32 and the crews of the rescue helicopters Rescue 83 and Rescue 89, Government Flying Service of Hong Kong, China, nominated by the International Maritime Rescue Federation, for rescuing, during Typhoon Utor, 21 crew members from the capsized bulk carrier **Tans Summer**, who had abandoned their sinking ship and were found in liferafts and in the sea.

15(g).5 The Council extended its congratulations to Captain Andreas Kristensen and the crew of the **M/V Britannia Seaways**, nominated by the Government of Denmark – the winners of the 2014 IMO Award for Exceptional Bravery at Sea. The Council also extended its congratulations to the recipients of Certificates and Letters of Commendation and expressed appreciation to all the remaining candidates and to those who had nominated such worthy candidates for the Award.

15(g).6 The Council noted and endorsed the arrangements proposed by the Secretary-General in respect of this year's Awards ceremony, which will be held at IMO Headquarters on 17 November 2014 and the invitation for nominations for the 2015 Award.

Reference documents: C 112/15(g) and Add.1; C 110/D and Circular Letter No.3399

Audio file: Thursday, 19 June 2014: a.m.

16 REPORT ON THE STATUS OF THE CONVENTION AND MEMBERSHIP OF THE ORGANIZATION (agenda item 16)

16.1 The Council noted the information contained in document C 112/16, and that provided orally by the Secretary-General, on the status of the IMO Convention and membership of the Organization.

16.2 In particular, the Council noted that the situation had not changed since the Council's last session.

16.3 The Council encouraged, endorsed and supported the Secretary-General in his efforts to make IMO more widely known and to ensure that it maintained its deserved position in the global maritime community. The Council also encouraged him to assist all Member States, particularly developing countries, to participate fully and effectively in the work of the Organization.

Reference document: C 112/16

Audio file: Thursday, 19 June 2014: a.m.

17 REPORT ON THE STATUS OF CONVENTIONS AND OTHER MULTILATERAL INSTRUMENTS IN RESPECT OF WHICH THE ORGANIZATION PERFORMS FUNCTIONS (agenda item 17)

17.1 The Council noted the information contained in document C 112/17 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 functions.

17.2 In particular, the Council welcomed the news that:

- (i) the *Protocol of 2002 to the Athens Convention relating to the Carriage of Passengers and their Luggage by Sea* entered into force on 23 April 2014; and
- (ii) the *Nairobi International Convention on the Removal of Wrecks, 2007*, had met its entry-into-force requirement and will come into force on 14 April 2015 and encouraged its wide ratification.

17.3 The Council supported the Secretary-General's continuing efforts to encourage Governments to consider accepting those IMO treaty instruments to which they were not yet parties, and, in particular, encouraged Member Governments to ratify the *2004 Ballast Water Management Convention* and the *2009 Hong Kong Ship Recycling Convention*, as well as *2010 HNS Protocol* and the *2012 Cape Town Agreement*, to enable those conventions to enter into force as soon as possible.

17.4 The Council endorsed the Secretary-General's remarks concerning the need for Governments to complement the international legal framework of instruments established by IMO with timely ratification, early entry into force and widespread and effective implementation thereafter; and requested him to encourage and assist Governments that had not yet ratified IMO treaties, to accept and implement them at their earliest convenience, especially in light of this year's World Maritime Day theme "IMO conventions: effective implementation".

Reference documents: C 112/17 and Add.1

Audio file: Thursday, 19 June 2014: a.m.

**18 PLACE, DATE AND DURATION OF THE NEXT SESSION OF THE COUNCIL
(agenda item 18)**

18.1 The Council noted the information contained in document C 112/18, and that provided orally by the Secretary-General, on the arrangements for its 113th session.

18.2 The Council agreed that its 113th session will be held at IMO Headquarters during the week of 1 to 5 December 2014.

18.3 With regard to interpretation requirements, the Council decided that budgetary provision be made for eight sessions in a five-day contract with full interpretation, in accordance with IMO's working practices and in compliance with the UN/AIIC Agreement, which governs IMO's relations with the interpreters.

Reference document: C 112/18

Audio file: Thursday, 19 June 2014: a.m.
