



International Oil Pollution
Compensation Funds

Agenda Item 6	IOPC/MAR22/6/1	
Date	7 March 2022	
Original	English	
1992 Fund Assembly	92AES26	●
1992 Fund Executive Committee	92EC78	
Supplementary Fund Assembly	SAES10	●

AMENDMENTS TO INTERNAL REGULATIONS

Note by the Secretariat

Summary:	This document sets out proposed amendments to the Internal Regulations of the 1992 Fund and the Supplementary Fund in order to take into account changes to the delegation of authority in Internal Regulation 12 as a result of staff changes.
Action to be taken:	<u>1992 Fund Assembly and Supplementary Fund Assembly</u> Approve the proposed amendments to the Internal Regulations of the 1992 Fund and the Supplementary Fund, respectively, to take into account the changes to Internal Regulation 12 in respect of the delegation of authority.

1 Introduction

- 1.1 Internal Regulation 12 deals with the delegation of authority in the absence of the Director, which is based on seniority of staff members on the Management Team, in order to act on his behalf in the fulfilment of the functions set out in Article 29 of the 1992 Fund Convention, and to be the legal representative of the 1992 Fund in his absence.
- 1.2 At the December 2020 sessions of the governing bodies, the Director decided to permanently include the Head, Information Technology (IT) in the Management Team (see document IOPC/MAR21/7/1). At that time, the Director also proposed changes to Regulation 12 in respect of the delegation of authority to include the Head of the IT Department.
- 1.3 When considering the impending retirement of Mr Ranjit Pillai (Sri Lanka), Deputy Director/Head, Finance and Administration Department on 6 June 2022, the Director decided to establish, for now, an Administration Department that will retain the functions of Finance and Human Resources (HR) along with IT and Office Management. This Department will be overseen by Mr Robert Owen, Head of the IT Department, who will become the Head of the Administration Department.
- 1.4 The Director has also decided that the role of Deputy Director should continue as a combined role and the Director has further decided to appoint Mrs Liliana Monsalve (Colombia), to this position effective 1 June 2022. He has also decided that Mrs Monsalve will continue in her position as Head of the Claims Department, thus combining the role of Deputy Director/Head of Claims Department.
- 1.5 More information regarding the changes to the Secretariat structure is contained in document IOPC/MAR22/7/1.
- 1.6 The Director is therefore proposing amendments to Regulation 12 in respect of the delegation of authority to reflect the changes described above. The proposed amendments to Internal Regulation 12 of the 1992 Fund are at the Annex.

1.7 It is further proposed that the corresponding amendments also be made to the Internal Regulations of the Supplementary Fund.

2 Action to be taken

1992 Fund Assembly

2.1 The 1992 Fund Assembly is invited to approve the proposed amendments to Internal Regulation 12 in respect of the delegation of authority.

Supplementary Fund Assembly

2.2 The Supplementary Fund Assembly is invited to note the decision of the 1992 Fund Assembly and approve the corresponding amendments to Internal Regulation 12 in respect of the delegation of authority.

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ANNEX

INTERNAL REGULATIONS OF THE INTERNATIONAL OIL POLLUTION COMPENSATION FUND ESTABLISHED UNDER THE 1992 FUND CONVENTION

(Proposed deletions are indicated by strikethrough of the text. New text is indicated in bold.)

Regulation 12

Delegation of authority in the absence of the Director

The Director may authorise the **Deputy Director**/~~Head of the Finance and Administration Department~~**Head of Claims Department**, the Head of the External Relations and Conference Department, or the **Head of the Administration Department**, ~~the Head of the Claims Department, or the Legal Counsel Head of the Information Technology Department~~ in that order, to act on his behalf in the fulfilment of the functions set out in Article 29 of the 1992 Fund Convention, and to be the legal representative of the 1992 Fund. The conditions and extent of such delegation shall be laid down in Administrative Instructions issued by the Director. Delegation made in accordance with this Regulation overrides any limitation of the authority of the above-mentioned officers contained elsewhere in these Regulations or in the Financial Regulations.

If there is no one of the said senior members of the Secretariat available to assume the function of the Director, the Chair of the 1992 Fund Assembly shall appoint a member of the Secretariat, other than those mentioned in the preceding paragraph, to carry out this function until the next regular or extraordinary session of the Assembly or until any of the said senior members of the Secretariat has been able to resume their responsibilities.

**INTERNAL REGULATIONS OF THE INTERNATIONAL OIL POLLUTION COMPENSATION SUPPLEMENTARY
FUND ESTABLISHED UNDER THE 2003 SUPPLEMENTARY FUND PROTOCOL**

(Proposed deletions are indicated by strikethrough of the text. New text is indicated in bold.)

Regulation 12

Delegation of authority in the absence of the Director

The Director may authorise the **Deputy Director**/~~Head of the Finance and Administration Department~~**Head of Claims Department**, the Head of the External Relations and Conference Department, or the **Head of the Administration Department**, ~~the Head of the Claims Department, or the Legal Counsel~~ ~~Head of the Information Technology Department~~ in that order, in that order, to act on his or her behalf in the fulfilment of the functions set out in Article 16 of the Supplementary Fund Protocol in conjunction with Article 29 of the 1992 Fund Convention, and to be the legal representative of the Supplementary Fund. The conditions and extent of such delegation shall be laid down in Administrative Instructions issued by the Director. Delegation made in accordance with this Regulation overrides any limitation of the authority of the abovementioned officers contained elsewhere in these Regulations or in the Financial Regulations.

If there is no one of the said senior members of the Secretariat available to assume the function of the Director, the Chair of the 1992 Fund Assembly shall appoint a member of the Secretariat, other than those mentioned in the preceding paragraph, to carry out this function until the next regular or extraordinary session of the Assembly or until any of the said senior members of the Secretariat has been able to resume their responsibilities.
