



INTERNATIONAL
OIL POLLUTION
COMPENSATION
FUNDS 1971 AND
1992

ASSEMBLY
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Agenda item 23

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APPOINTMENT OF DIRECTOR

NOTE TO MEMBER STATES

Note by the Director

Summary:	The Director has prepared a note to be circulated to 1992 Fund Member States inviting them to nominate candidates for the post of Director.
Action to be taken:	1992 Fund Assembly: To make such observations on the draft text as it may deem appropriate. 1971 Fund Administrative Council: Information to be noted.

1 The issue

- 1.1 Once the 1992 Fund Assembly has decided the timetable for the recruitment of the Director, the Director will circulate a note to 1992 Fund Member States inviting them to nominate candidates for the post of Director. A draft note to this effect is at the Annex.
- 1.2 The note will have to be adjusted to take into account decisions by the 1992 Fund Assembly on the recruitment timetable and as to whether the Director of the 1992 Fund shall *ex officio* be Director of the Supplementary Fund as well as any observations which the Assembly may wish to make on the draft text.

2 Action to be taken by the governing bodies

- 2.1 The 1992 Fund Assembly is invited:
 - (a) to take note of the information contained in this document; and
 - (b) make such observations on the draft text as it may deem appropriate.
- 2.2 The 1971 Fund Administrative Council is invited to take note of the information contained in this document.

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ANNEX

NOTE TO BE CIRCULATED TO 1992 FUND MEMBER STATES

Nomination of candidates for the position of Director of the International Oil Pollution Compensation Funds

As a result of the expiry of the contract of the current Director of the International Oil Pollution Compensation Funds (IOPC Funds)^{<1>}, Mr Måns Jacobsson, on 31 December 2006, the post of Director will become vacant.

The International Oil Pollution Compensation Funds are world-wide inter-governmental organisations, i.e. set up by States, providing compensation to victims of oil pollution damage resulting from spills of persistent oil from tankers. The Funds are financed by levies on certain types of oil carried by sea. The levies are paid by entities which receive oil after sea transport, normally not by States. The Funds are administered by a joint Secretariat located in London with 27 staff members. The Secretariat is headed by a Director appointed by Member States.

Pursuant to the decision of the Assembly of the International Oil Pollution Compensation Fund 1992 (1992 Fund) at its 9th session in October 2004, the Assembly will at its 10th session in October 2005 appoint a new Director and decide on the arrangements to ensure a smooth transition from the present Director to his successor.

It should be noted that the Director of the 1992 Fund is *ex officio* Director of the 1971 Fund and of the International Oil Pollution Compensation Supplementary Fund.

The Director has been instructed by the 1992 Fund Assembly to make the necessary preparations for the entry into force of the 1996 International Convention on Liability and Compensation for Damage in Connection with the Carriage of Hazardous and Noxious Substances by Sea (HNS Convention), the preparations to be based on the assumption that the present IOPC Funds Secretariat will administer also the Fund which will be established under the HNS Convention .

Nominations of candidates for the position of Director are invited from 1992 Fund Member States and must reach the present Director by [30 June 2005]. The Director will circulate to Member States, without delay, any candidacies received by that deadline. [The Assembly has decided that candidatures received by the IOPC Funds office after that date will not be considered for appointment of Director and such candidatures will not be circulated.]

The relevant provisions of the 1992 Fund Convention and details on the responsibilities of the Director as well as desirable experience, skills and competences of the candidates are set out in the Annex ^{<2>}.

<1> The International Oil Pollution Compensation Fund 1971 (1971 Fund), the International Oil Pollution Compensation Fund 1992 (1992 Fund) and the International Oil Pollution Compensation Supplementary Fund (Supplementary Fund)
<2> A draft of this Annex is contained in document 92FUND/A/ES.9/21