

 <p><b>INTERNATIONAL OIL POLLUTION COMPENSATION FUNDS</b></p>	<b>Agenda item: 4</b>	<b>IOPC/OCT09/4/1</b>	
	Original: ENGLISH	14 September 2009	
	1992 Fund Assembly	<b>92A14</b>	•
	1992 Fund Executive Committee	<b>92EC46</b>	
	Supplementary Fund Assembly	<b>SA5</b>	
1971 Fund Administrative Council	<b>71AC24</b>		

## ELECTION OF MEMBERS OF THE EXECUTIVE COMMITTEE

### Note by the Director

<b>Summary:</b>	In accordance with Resolution N°5, the 1992 Fund Assembly should elect 15 States as members of the Executive Committee.
<b>Action to be taken:</b>	<u>1992 Fund Assembly:</u>  Election of States to the Executive Committee.

### 1 Introduction

In accordance with Resolution N°5 adopted by the 1992 Fund Assembly at its 2nd session in 1997, the Assembly shall elect 15 members to the Executive Committee, to hold office until the end of the next regular session of the Assembly.

### 2 Composition of the Executive Committee

2.1 Pursuant to Resolution N°5, the election of the Executive Committee is governed by the following provisions:

- (a) Seven Executive Committee members shall first be elected from among the eleven Member States in the territory of which the largest quantities of oil to be taken into account under Article 10 of the 1992 Fund Convention were received during the preceding calendar year.
- (b) Eight members shall then be elected from the other Member States.
- (c) A Member State which was eligible but was not elected under sub-paragraph (a) shall not be eligible for any remaining seat on the Committee.
- (d) The Assembly shall, when electing the members of the Committee, secure an equitable geographical distribution of the seats on the Committee on the basis of an adequate representation of Member States particularly exposed to the risks of oil pollution and of Member States having large tanker fleets. The Assembly may also take into account the extent to which a particular State has fulfilled its obligation to submit reports on receipts of contributing oil, in accordance with Article 15 of the 1992 Fund Convention.
- (e) Members of the Executive Committee shall hold office until the end of the next regular session of the Assembly.
- (f) Except to the extent that may be necessary to comply with the requirement set out under (a) above, no State may serve on the Executive Committee for more than two consecutive terms. However, if a State eligible under (a) declares before the election that it might not be able to attend the Committee's sessions, the Assembly may elect in its place another State from among the eleven States eligible under (a), even if the latter State has served for two consecutive terms.

- 2.2 At its 13th session the 1992 Fund Assembly elected the following States as members of the Executive Committee, to hold office until the end of the next regular session of the Assembly (document 92FUND/A.13/25, paragraph 18):

Eligible under paragraph (a)	Eligible under paragraph (b)
Canada	China (Hong Kong Special Administrative Region)
France	Cyprus
India	Liberia
Italy	Philippines
Republic of Korea	Qatar
Spain	Sweden
United Kingdom	Trinidad and Tobago
	Uruguay

### **3 Eligibility for election**

- 3.1 Information on the 2008 figures for contributing oil receipts is given in Annex I. With respect to those States which had not submitted their reports on 2008 receipts at the time of the drafting of this document, the last year in respect of which a report was submitted is given. For States which had not submitted any reports since joining the 1992 Fund, the latest report submitted to the 1971 Fund, if any, has been used.
- 3.2 On the basis of the reports on contributing oil receipts submitted by 11 September 2009, the Member States which will be eligible are set out below (seven States to be elected under paragraph (a) and eight States under paragraph (b)).

Eligible under paragraph (a)	Eligible under paragraph (b)	
Canada *	Albania	Lithuania
France *	Algeria	Luxembourg
Germany	Angola	Madagascar
India **	Antigua and Barbuda	Malaysia
Italy **	Argentina	Maldives
Japan	Australia	Malta
Netherlands	Bahamas	Marshall Islands
Republic of Korea **	Bahrain	Mauritius
Singapore	Barbados	Mexico
Spain *	Belgium	Monaco
United Kingdom **	Belize	Morocco
	Brunei Darussalam	Mozambique
	Bulgaria	Namibia
	Cambodia	New Zealand
	Cameroon	Nigeria
	Cape Verde	Norway
	China (Hong Kong Special Administrative Region) *	Oman
	Colombia	Panama
	Comoros	Papua New Guinea
	Congo	Philippines *
	Cook Islands	Poland
	Croatia	Portugal
	Cyprus *	Qatar **
	Denmark	Russian Federation
	Djibouti	Saint Kitts and Nevis
	Dominica	Saint Lucia
	Dominican Republic	Saint Vincent and the Grenadines
	Ecuador	Samoa
	Estonia	Seychelles
	Fiji	Sierra Leone
	Finland	Slovenia
	Gabon	South Africa
	Georgia	Sri Lanka
	Ghana	Sweden *
	Greece	Switzerland
	Grenada	Tonga
	Guinea	Trinidad and Tobago *
	Hungary	Tunisia
	Iceland	Turkey
	Ireland	Tuvalu
	Israel	United Arab Emirates
	Jamaica	United Republic of Tanzania
	Kenya	Uruguay *
	Kiribati	Vanuatu
	Latvia	Venezuela
	Liberia *	

\* State has been a Member of the Executive Committee since the 13th session of the 1992 Fund Assembly, ie for one year

\*\* State has been a Member of the Executive Committee since the 12th session of the 1992 Fund Assembly, ie for two years

- 3.3 For the purposes of paragraph (d) of Resolution N°5 quoted above, information on the oil tanker fleets of Member States as at 31 December 2008 is given in Annex II.
- 3.4 Resolution N°5 provides that States elected to the Executive Committee shall hold office until the end of the next regular session of the 1992 Fund Assembly. It is also provided that a member may not serve on the Committee for more than two consecutive terms, except to the extent necessary to comply with the eligibility requirements.
- 3.5 Of the 11 States eligible under paragraph (a), India, Italy, Republic of Korea and the United Kingdom have been members of the Executive Committee for two consecutive terms and should therefore not be elected. Of the 91 States eligible under paragraph (b), Qatar has served for two consecutive terms and should therefore not be elected.
- 3.6 It should be noted that paragraph (f) of Resolution N°5 provides that if a State eligible under paragraph (a) declares before the election that it might not be able to attend the Committee's sessions, the Assembly may elect in its place another State from the eleven States eligible under that paragraph, even if the latter State has served for two consecutive terms.

**4 Action to be taken**

1992 Fund Assembly:

Election of 15 States to the Executive Committee.

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ANNEX I

**CONTRIBUTING OIL RECEIVED IN THE CALENDAR YEAR 2008 IN THE  
TERRITORIES OF STATES WHICH WILL BE MEMBERS OF THE 1992 FUND  
AT THE TIME OF THE 14TH SESSION OF THE ASSEMBLY**

Status as at 11 September 2009

<b>Member State</b>	<b>Contributing Oil (Tonnes)</b>	<b>% of Total</b>
<i>66 States which have submitted 2008 oil reports</i>		
Japan	255 144 426	17.11%
Italy	129 334 221	8.67%
India*	126 405 239	8.48%
Republic of Korea	119 568 421	8.02%
Netherlands*	110 103 026	7.38%
France	98 359 780	6.59%
Singapore	92 190 163	6.18%
United Kingdom*	73 071 850	4.90%
Canada	70 544 358	4.73%
Spain	63 471 950	4.26%
Germany	38 722 135	2.60%
Sweden	26 860 650	1.80%
Australia	26 838 918	1.80%
Greece	23 653 163	1.59%
Turkey	23 166 454	1.55%
Malaysia*	21 380 375	1.43%
Argentina	15 156 816	1.02%
Norway	14 928 387	1.00%
Portugal	13 954 163	0.94%
Israel	13 575 759	0.91%
Bahamas	13 152 176	0.88%
Finland	12 853 273	0.86%
Philippines	10 696 253	0.72%
Lithuania	9 068 258	0.61%
Mexico	7 637 482	0.51%
Bulgaria	7 251 283	0.49%
China (HKSAR)	6 527 050	0.44%
Belgium	6 025 580	0.40%
Denmark	5 880 182	0.39%
Morocco	5 542 564	0.37%
New Zealand	4 954 636	0.33%
Trinidad and Tobago	4 777 756	0.32%
Panama*	4 206 452	0.28%
Ireland	3 827 464	0.26%
Tunisia	3 393 344	0.23%
Croatia	2 969 892	0.20%
Malta	2 804 359	0.19%
Jamaica*	2 439 757	0.16%
Uruguay	2 432 401	0.16%

<b>Member State</b>		<b>Contributing Oil (Tonnes)</b>	<b>% of Total</b>
Sri Lanka		2 084 431	0.14%
Poland		1 822 474	0.12%
Cyprus		1 208 944	0.08%
Estonia		863 612	0.06%
Algeria		655 929	0.04%
Colombia		289 075	0.02%
Barbados		248 663	0.02%
Liberia		218 622	0.01%
Albania		0	0.00%
Antigua and Barbuda		0	0.00%
Brunei Darussalam		0	0.00%
Fiji		0	0.00%
Gabon		0	0.00%
Iceland		0	0.00%
Latvia		0	0.00%
Madagascar		0	0.00%
Marshall Islands		0	0.00%
Monaco		0	0.00%
Mozambique		0	0.00%
Qatar		0	0.00%
Samoa		0	0.00%
Seychelles		0	0.00%
Sierra Leone		0	0.00%
Slovenia		0	0.00%
Switzerland		0	0.00%
United Arab Emirates		0	0.00%
Vanuatu		0	0.00%
<i>Sub-total</i>		<i>1 480 262 166</i>	<i>99.25%</i>
<b>22 States which have not yet submitted 2008 oil reports</b>	<i>Latest report submitted</i>		
Russian Federation	2007	4 793 047	0.32%
Ghana	2007	1 974 993	0.13%
Cameroon	2007	1 491 152	0.10%
Venezuela	2006	8 356 267	0.56%
Nigeria	2005	519 348	0.03%
Mauritius	2006	510 557	0.03%
Kenya*	2007	0	0.00%
Angola	2007	1 823 248	0.12%
Bahrain	2007	0	0.00%
Cape Verde	2007	0	0.00%
Dominica	2007	0	0.00%
Georgia	2007	0	0.00%
Luxembourg	2007	0	0.00%
Namibia	2007	0	0.00%
Saint Vincent & the Grenadines	2007	0	0.00%
Tonga	2007	0	0.00%
Djibouti	2005	0	0.00%
Belize	2004	0	0.00%

<b>Member State</b>			<b>Contributing Oil (Tonnes)</b>	<b>% of Total</b>
Congo	2004		0	0.00%
Oman	2003		0	0.00%
Papua New Guinea	2003		0	0.00%
Grenada	2000		0	0.00%
<i>Sub-total</i>			<i>11 209 420</i>	<i>0.75%</i>
<b><i>14 States for which no reports submitted since joining 1992 Fund</i></b>	<b><i>Entry into force of 1992 Fund Convention</i></b>	<b><i>Latest 1971 Fund report, if any</i></b>		
Maldives	20/05/2006	2001	0	0.00%
Saint Kitts and Nevis	02/03/2006	2001	0	0.00%
Tuvalu	30/06/2005	2001	0	0.00%
Ecuador	11/12/2008			
Hungary***	30/03/2008			
Cook Islands	12/03/2008			
Kiribati	05/02/2008			
South Africa**	01/10/2005			
Saint Lucia	20/05/2005			
United Republic of Tanzania	19/11/2003			
Guinea	02/10/2003			
Cambodia*	08/06/2002			
Comoros	05/01/2001			
Dominican Republic	24/06/2000			
<i>Sub-total</i>			<i>0</i>	<i>0.00%</i>
<b>TOTAL</b>			<b>1 491 471 586</b>	<b>100.00%</b>

\* Reports received but incomplete

\*\* Partial reports 2004-2008 received but awaiting countersignature

\*\*\* Supplementary Fund Protocol entered into force on same date

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**ANNEX II**

**SIZE OF OIL TANKER FLEETS OF STATES WHICH WILL BE MEMBERS  
OF THE 1992 FUND AT THE TIME OF THE 14TH SESSION OF THE  
ASSEMBLY**

(Compiled from Lloyd's Register of Shipping - World Fleet Statistics, December 2008)

<b>Member State</b>	<b>Gross Tonnage</b>
Panama	32 642 117
Liberia	27 375 947
Greece	19 608 921
Marshall Islands	16 060 558
Bahamas	15 426 717
Singapore	14 710 140
Malta	8 489 095
China (Hong Kong Special Administrative Region)	7 128 688
United Kingdom	6 506 622
Norway	4 755 372
India	4 627 109
Cyprus	3 868 196
Malaysia	2 113 163
France	2 092 783
Japan	2 042 167
Italy	1 371 534
Republic of Korea	1 219 233
Denmark	1 140 928
Belgium	1 120 359
Russian Federation	1 072 996
Turkey	532 107
Croatia	486 539
Venezuela	454 512
Spain	441 630
Canada	436 024
Mexico	433 549
United Arab Emirates	383 580
Tuvalu	359 679
Germany	354 330
Nigeria	327 033
Argentina	321 759
Philippines	291 624
Finland	279 617
Dominica	276 359
Qatar	251 508
Portugal	228 667
Saint Vincent and the Grenadines	194 801
Ecuador	184 867
Australia	183 396
Netherlands	113 876
Vanuatu	94 547



<b>Member State</b>	<b>Gross Tonnage</b>
Saint Kitts and Nevis	82 339
Bahrain	81 001
Sweden	75 908
Latvia	58 828
Cambodia	36 427
Sierra Leone	31 282
Comoros	28 346
New Zealand	27 795
Barbados	25 292
Kiribati	21 194
Belize	18 257
Georgia	13 717
Luxembourg	12 555
Algeria	9 255
United Republic of Tanzania	8 711
Maldives	8 413
Sri Lanka	8 230
Uruguay	5 799
Poland	5 790
Angola	5 110
Colombia	4 745
Kenya	4 708
Madagascar	4 657
Papua New Guinea	4 209
Morocco	4 176
Bulgaria	4 138
Trinidad and Tobago	4 006
Antigua and Barbuda	3 400
Ghana	2 882
Estonia	1 660
Tonga	1 321
Congo	1 004
Cape Verde	955
Israel	721
Gabon	652
Brunei Darussalam	501
Iceland	372
Cook Islands	290

States not appearing in statistics:

Albania, Cameroon, Djibouti, Dominican Republic, Fiji, Grenada, Guinea, Hungary, Ireland, Jamaica, Lithuania, Mauritius, Monaco, Mozambique, Namibia, Oman, Saint Lucia, Samoa, Seychelles, Slovenia, South Africa, Switzerland, Tunisia