



INTERNATIONAL
OIL POLLUTION
COMPENSATION
FUNDS

Agenda item: 6	IOPC/OCT14/6/4/Rev.1 ^{<1>}		
Original: ENGLISH	11 September 2014		
1992 Fund Assembly	92A19	●	
1992 Fund Executive Committee	92EC62		
Supplementary Fund Assembly	SA10	●	
1971 Fund Administrative Council	71AC33	●	

ELECTION OF MEMBERS OF THE JOINT AUDIT BODY

Note by the Director

Summary:	<p>The joint Audit Body of the 1992 Fund, 1971 Fund and Supplementary Fund is composed of seven members elected by the 1992 Fund Assembly: six named individuals nominated by 1992 Fund Member States and one named individual not related to the Organisations (‘external expert’) with expertise and experience in financial and audit matters, nominated by the Chairman of the 1992 Fund Assembly^{<2>}. The term of office of the present members of the Audit Body will expire at the October 2014 sessions of the IOPC Funds’ governing bodies.</p> <p>In response to a circular from the Director calling for nominations for the new Audit Body to be elected in October 2014, seven nominations were received from 1992 Fund Member States for the six named individuals nominated by 1992 Fund Member States by the deadline of 14 March 2014. As there are only six vacancies for the named individuals nominated by 1992 Fund Member States, an election will therefore take place at the October 2014 sessions of the governing bodies.</p> <p>The Chairman of the 1992 Fund Assembly has recommended that Mr Michael Knight, the one named individual not related to the Organisations (‘external expert’), with expertise and experience in financial and audit matters, be re-appointed for a second term of three years at the October 2014 sessions of the governing bodies.</p> <p>The Chairman of the Audit Body will be elected on the proposal of the Chairman of the 1992 Fund Assembly, in consultation with the Chairmen of the Supplementary Fund Assembly and the 1971 Fund Administrative Council, from among the six members elected.</p>
Action to be taken:	<p><u>1992 Fund Assembly</u></p> <ul style="list-style-type: none"> (a) Adopt the proposed ballot procedures for the election of the Audit Body as set out in paragraph 4 below; (b) Elect six members of the joint Audit Body from the candidates nominated by Member States; (c) Appoint one named individual not related to the Organisations (‘external expert’), with expertise and experience in financial and audit matters; and

^{<1>} This document has been reissued due to an administrative error. Annex I contained the incorrect version of the Composition and Mandate of the Audit Body. The correct text is now attached. In addition, the Secretariat has received a written request from HE The Italian Ambassador in London that Vice-Admiral Olimbo’s revised CV be attached. The revised CV can be found at Annex III.

^{<2>} Should the 1971 Fund be dissolved at the end of the 2014 calendar year, the joint Audit Body will then only be a joint body for the 1992 Fund and the Supplementary Fund.

- (d) On the proposal of the Chairman of the 1992 Fund Assembly, in consultation with the Chairmen of the Supplementary Fund Assembly and the 1971 Fund Administrative Council elect the Chairman of the Audit Body from among the six members elected.

Supplementary Fund Assembly and 1971 Fund Administrative Council

Information to be noted.

1 Introduction

- 1.1 In order to increase the transparency of the operation of the IOPC Funds the governing bodies of the 1992 Fund and 1971 Fund decided, at their October 2001 sessions, to establish a joint Audit Body for the two Organisations. The first election of members of this Audit Body was held in October 2002. At their sessions held in March 2005, the 1992 Fund Assembly, the Supplementary Fund Assembly and the 1971 Fund Administrative Council decided that there should be a joint Audit Body for the three Funds. The governing bodies further decided that the Supplementary Fund Assembly and the 1971 Fund Administrative Council should not hold elections of the Audit Body members but instead leave this function to the 1992 Fund Assembly (documents [92FUND/A/ES.9/28](#), section 18, [SUPPFUND/A.1/39](#), section 31 and [71FUND/AC.16/15](#), section 8).
- 1.2 The joint Audit Body is composed of seven members elected by the 1992 Fund Assembly for three years. The term of office of the present members of the Audit Body will expire at the October 2014 sessions of the IOPC Funds' governing bodies and an election of the members for a new term of office will take place at the October 2014 session of the 1992 Fund Assembly.
- 1.3 The Composition and Mandate of the joint Audit Body, as decided by the governing bodies at the October 2008 sessions, is set out at Annex I. The composition of the Audit Body, past and present, and their dates of election are set out at Annex II.

2 Nominations by 1992 Fund Member States

- 2.1 In January 2014 the Director issued a circular informing 1992 Fund Member States that nominations of candidates for election to the Audit Body, accompanied by their curriculum vitae, should be submitted to him by 14 March 2014 at the latest. In the circular attention was drawn to the fact that nominations could only be made by 1992 Fund Member States. It was also mentioned in the circular that those present members of the Audit Body who wished to be re-elected for a second term of three years also needed to be nominated by 1992 Fund Member States (Circular IOPC/2014/Circ.2).
- 2.2 The following nominations were received from 1992 Fund Member States by the deadline of 14 March 2014:
- | | |
|------------------------------------|--|
| Mr John Gillies | Nominated by Australia (for a second term) |
| Mr Eugène Ngango Ebandjo | Nominated by Cameroon |
| Mr Jerry Rysanek | Nominated by Canada |
| Vice-Admiral (Rt) Giancarlo Olimbo | Nominated by Italy (for a second term) |
| Mr Makoto Harunari | Nominated by Japan |
| Mr José Luis Herrera Vaca | Nominated by Mexico |
| Mr Håkan Rustand | Nominated by Sweden |
- 2.3 The curriculum vitae of all seven candidates are at Annex III.

- 2.4 In accordance with the Composition and Mandate of the Audit Body, the member not related to the Organisations ('external expert'), with expertise and experience in financial matters, is elected on the recommendation of the Chairman of the 1992 Fund Assembly and shall hold office for three years, twice renewable. Mr Michael Knight (United Kingdom) was appointed as external expert for a first term by the 1992 Fund Assembly at its October 2011 session. The Chairman of the 1992 Fund Assembly is recommending that Mr Knight be re-appointed by the 1992 Fund Assembly at its October 2014 session to serve a second term of three years. Mr Knight's CV is at Annex IV.

3 Director's considerations

- 3.1 As set out above, seven candidates have been nominated by 1992 Fund Member States. Of these, two candidates have been proposed for re-appointment for a further and final term of three years and five have been nominated by 1992 Fund Member States as new members.
- 3.2 The Director notes that, as there are only six vacancies for the named individuals nominated by 1992 Fund Member States, an election will therefore take place at the October 2014 sessions of the governing bodies.
- 3.3 The Director notes that the 1992 Fund Assembly will also have to consider the recommendation of the Chairman of the 1992 Fund Assembly that Mr Michael Knight be re-appointed as 'external expert' for a second term of three years.
- 3.4 The Director also notes that the Chairman of the Audit Body will be elected on the proposal of the Chairman of the 1992 Fund Assembly, in consultation with the Chairmen of the Supplementary Fund Assembly and the 1971 Fund Administrative Council, from among the six members elected.

4 Proposed ballot procedure

The Director proposes the following procedure:

- (a) Under Rule 38 of the 1992 Fund Assembly's Rules of Procedure, the Assembly shall, on the proposal of the Chairman, appoint two scrutineers from 1992 Fund Member States present at the meeting, who shall scrutinise the votes cast;
- (b) Election of members of the Audit Body will be by secret ballot;
- (c) Only 1992 Fund Member States whose credentials are in order at the time of the vote will be entitled to participate in the vote;
- (d) Before holding the ballot, each Member State present whose credentials are in order shall receive a list of the names of all candidates standing in that ballot in alphabetical order;
- (e) In each ballot Member States whose credentials are in order shall indicate the candidate(s) it supports by ticking the relevant box. If a list indicates support for six or less candidates, the vote is valid. If a list indicates support for more than six candidates, the vote is invalid;
- (f) The six candidates who obtain the most votes shall be declared appointed as members of the Audit Body. If two or more candidates obtain the same number of votes for the last seat or seats to be filled, there shall be a further ballot among these candidates only. Should the votes again be divided equally, the Chairman shall draw by lot the name of the candidate to be eliminated in the subsequent ballot.

5 Action to be taken

5.1 1992 Fund Assembly

The 1992 Fund Assembly is invited:

- (a) to adopt the proposed ballot procedure as set in paragraph 4 above;
- (b) to elect six members of the joint Audit Body from the candidates nominated by Member States;
- (c) to appoint one named individual not related to the Organisations ('external expert'), with expertise and experience in financial and audit matters; and
- (d) on the proposal of the Chairman of the 1992 Fund Assembly, in consultation with the Chairmen of the Supplementary Fund Assembly and the 1971 Fund Administrative Council, to elect the Chairman of the Audit Body from among the six members elected.

5.2 Supplementary Fund Assembly and 1971 Fund Administrative Council

The Supplementary Fund Assembly and the 1971 Fund Administrative Council are invited:

- (a) to take note of the information contained in this document; and
- (b) to take note of the results of the election.

* * *

ANNEX I

COMPOSITION AND MANDATE OF THE JOINT AUDIT BODY OF THE 1992 FUND, THE 1971 FUND AND THE SUPPLEMENTARY FUND (REVISED IN OCTOBER 2008)

COMPOSITION

1. The members of the Audit Body shall perform their functions independently and in the interest of the Organisations as a whole and shall not receive any instructions from anyone, including their Governments.
2. The Audit Body shall be composed of seven members elected by the 1992 Fund Assembly: six named individuals nominated by 1992 Fund Member States and one named individual not related to the Organisations ('external expert') with expertise and experience in financial and audit matters, nominated by the Chairperson of the 1992 Fund Assembly. Nominations, accompanied by the curriculum vitae of the candidate, should be submitted to the Director in response to a call for nominations made by the Director. The Chairperson of the 1992 Fund Assembly will, in consultation with the Chairpersons of the 1971 Fund Administrative Council and of the Supplementary Fund Assembly, propose the name of one of the elected members of the Audit Body for consideration and approval by the governing bodies as Chairperson of the Audit Body.
3. Members of the Audit Body shall hold office for three years, once renewable. Should nominations for election to the Audit Body not be sufficient to fill vacancies at an election, existing members of the Audit Body having served two terms will be eligible for a once-only re-election, provided they are re-nominated by one or more 1992 Fund Member States. The external expert shall hold office for three years, twice renewable.
4. Travel and subsistence expenses of the members of the Audit Body shall be paid by the Organisations. The Assembly of the 1992 Fund will, from time to time, decide on the quantum of the honorarium paid to the six elected members and the fee paid to the external expert. The timing and method of payment will be agreed between the Audit Body and the Director.

MANDATE

5. The Audit Body shall:
 - (a) review the adequacy and effectiveness of the Organisations' management and financial systems, financial reporting, internal controls, operational procedures, risk management and related matters;
 - (b) promote the understanding and effectiveness of the audit function within the Organisations, and provide a forum to discuss matters referred to in (a) above and matters raised by the external audit;
 - (c) discuss with the External Auditor the nature and scope of each forthcoming audit and provide input to the development of the strategic audit plan;
 - (d) review the Organisations' Financial Statements and reports;
 - (e) consider all relevant reports by the External Auditor, including reports on the Organisations' Financial Statements, and make appropriate recommendations to the Funds' governing bodies;
 - (f) manage the process for the selection of the External Auditor; and

- (g) undertake any other tasks or activities as requested by the Funds' governing bodies.
- 6. The Chairman of the Audit Body shall report on its work to each regular session of the 1992 Fund Assembly, the 1971 Fund Administrative Council and the Supplementary Fund Assembly.
- 7. Every three years the functioning of the Audit Body and its mandate shall be reviewed by the 1992 Fund Assembly, the 1971 Fund Administrative Council and the Supplementary Fund Assembly on the basis of an evaluation report from the Chairman of the Audit Body.

* * *

ANNEX II

Composition of Audit Body October 2002 – October 2014

<u>Audit Body member</u>	<u>Elected</u> <u>October 2002</u>	<u>Elected</u> <u>October 2005</u>	<u>Elected</u> <u>October 2008</u>	<u>Elected</u> <u>October 2011</u>
<u>Nominated by Member States:</u>				
Mr Charles Coppelani (France) (Chairman 2002-2008)	✓	✓	-	-
Dr Eugenio Conte (Italy)	✓	-	-	-
Mr Maurice Jaques (Canada)	✓	✓	-	-
Mr Marcel Mendim Me Nko'o (Cameroon)	-	✓	✓	-
Mr Heikki Mutttilainen (Finland) <3>	✓	-	-	-
Dr Reinhard Renger (Germany)	✓	✓	-	-
Mr Wayne Stuart (Australia) (Chairman 2008-2011)	-	✓	✓	-
Professor Hisashi Tanikawa (Japan)	✓	✓	-	-
Mr Emile Di Sanza (Canada) (Chairman, 2011-2014)	-	-	✓	✓
Mr Thomas Kaevegaard (Sweden) <4>	-	-	✓	✓
Professor Seiichi Ochiai (Japan)	-	-	✓	✓
Mr John Wren (United Kingdom) <5>	-	-	✓	-
Mr John Gillies (Australia)	-	-	-	✓
Mr Giancarlo Olimbo (Italy)	-	-	-	✓
<u>'External expert' not related to the Organisations nominated by the Chairman of the 1992 Fund Assembly:</u>				
Mr Nigel Macdonald (United Kingdom) <6>	✓	✓	✓	-
Mr Michael Knight (United Kingdom) <6>	-	-	-	✓

* * *

<3> Mr Mutttilainen did not wish to serve a second term.
 <4> Formerly known as Mr Thomas Johansson.
 <5> Mr Wren sadly passed away on 6 October 2010.
 <6> The 'external expert' shall hold office for three years, twice renewable.

ANNEX III

CURRICULUM VITAE OF THE NOMINEES

Nominee to the IOPC Funds' Joint Audit Body
Attributes, Skills and Relevant Experience for
John Gillies (Australia)

Short List of Attributes

- Mr John Gillies was first elected to the IOPC Funds' Joint Audit Body at the October 2011 session of the Funds governing bodies and is eligible for re-election at the October 2014 session.
- Mr Gillies served as the Australian delegate to the governing bodies of the IOPC Funds between 2003 and 2011 and on a number of occasions served on the 1992 Fund Executive Committee which he Chaired from October 2006 to October 2008.
- Mr Gillies has a thorough understanding of the workings of the IOPC Funds and has made significant contributions, particularly to the functional administration of the Funds and on several Working Groups whilst serving as the official Australian delegate.
- He brings more than 15 years of high-level national and international experience in, pollution prevention and response, as well as in the development, implementation, management and review of liability and compensation regimes. Mr Gillies also has extensive experience in maritime policy development and implementation, fisheries management, the oversight of large scale research and monitoring projects and the planning and management of marine parks and reserves.
- Mr Gillies has a sound understanding of Fund management and administrative issues, has operational experience of oil spill incident response, cost recovery and review and he would continue to offer a sound, practical, southern hemisphere perspective in the Audit Body.
- As a long term and well known representative at IOPC Fund meetings, he brings considerable knowledge of the Funds' history, deliberations and operations. In particular, Mr Gillies has had an active participation in some of the management improvements made by the Funds between 2003 and 2011 – e.g. as Australian delegate, he was actively involved in the implementation and support on the floor of the Assembly of proposals for the Funds to adopt a decisions database and changes in the meeting arrangements, including the introduction of a unified document numbering system, agenda and record of decisions and the holding of simultaneous sessions of the governing bodies.



- Mr Gillies also has skills, experience and attributes that the Funds' governing bodies noted should be included in an Audit Body including:
 - the ability to bring constructive challenges;
 - the ability to understand the legal framework under which the Funds operate, and the relationship of that framework to the jurisdictions of Member States;
 - experience of risk assessment and risk management;
 - administrative experience;
 - understanding of the particular international environment of the Funds;
 - experience of the shipping insurance sector; and,
 - financial acumen.

Short List of Relevant Experience

- Mr Gillies was Principal Advisor, Policy and Regulation, Environment Protection Standards in the Australian Maritime Safety Authority (AMSA) from 2000 until 2011. This position was responsible for the development of international conventions and their incorporation into Australian domestic law. Since then Mr Gillies has been working under contract to AMSA on a wide range of policy development and program implementation matters.
- Mr Gillies was the Executive Officer to the then National Plan Management Committee (the Committee was responsible for the strategic oversight of Australia's national oil and chemical spill response plans).
- Mr Gillies was the Executive Office to a number of incident analysis teams put in place following the *Global Peace*, *Pasha Bulker*, *Pacific Adventurer* and *Montara* incidents in Australia to review and identify lessons learnt in responding to these shipping and offshore incidents.
- Previously, Mr Gillies has worked for the Great Barrier Reef Marine Park Authority (GBRMPA), the now Commonwealth Department of the Environment and the Australian Fisheries Management Authority (AFMA).



Eugène NGANGO EBANDJO

Age 50 years, Married

Education

Master of International Economics and Globalization: Specialist subject - Economic Diagnostics of Firms in International Competition (DEFI) University of Grenoble 2 (Dissertation: **Global diagnostics of a petroleum commodity trading company in Central Africa**)

Teaching Diploma in Technical and Vocational Education (DIPET 2) in Economic Sciences and Methods ENSET/University of Douala (Dissertation: **Study and development of a transitional computerized stock management system (ATGS) in the National Electricity Company (SONEL)**)

Master of Finance and Accounting, University of Douala (Dissertation: **Elaboration of a waste management accounting system**)

DACSI (Computer Systems Engineer: Diploma in Analysis and Design of Information Systems) Africa Institute of Computer Science (IAI) (Dissertation: **Development of a marketing prospect management software tool**)

Degree in Economic Sciences, Business Management Option, University of Yaoundé

Skills

- ☞ Accounting and financial management and accounting and financial audits of private companies, public organizations and associations
- ☞ Internal control
- ☞ Risk assessment and management
- ☞ Global business diagnostics (economic, strategic, financial, information systems, commercial, production, organisation, human resources, behaviour change and technological intelligence)
- ☞ Environment and sustainable development
- ☞ Economic intelligence
- ☞ Multi criteria data analysis
- ☞ Project management
- ☞ Analysis and design of information systems
- ☞ Business start-ups and investment or control
- ☞ Training development

Languages and computer skills

French – excellent

English – very good

Very good knowledge of and practical skills in I.T (Word, Excel, Access, PowerPoint, Sage accounting, asset accounting and payroll;)

Leisure interests

DIY, agroforestry, cultivation of seaweed, bee-keeping

Personal qualities

Excellent communication, amenability, integrity and anticipation

Ability to adapt and work under pressure and in a team, objectivity.

References

Mr Adolphe MOUDIKI, Executive General Manager of the national petroleum company SNH

Mr Samuel Dieudonné MOTH, Certified Accountant,

Mrs Juliette ETOKE HAPPY, Director/Coordinator of the Cameroon national PlaNet Finance programme

SINCE 2000: SOCIETE NATIONALE DES HYDROCARBURES (SNH)(NATIONAL PETROLEUM COMPANY) - CAMEROON

DEPUTY FINANCE DIRECTOR, HEAD OF ACCOUNTS DEPARTMENT

COMPANIES DIRECTOR

☛ 14 years professional experience in the petroleum and petrochemical sectors, industrial construction and shipbuilding, steel and metals, quality control, insurance and hotels and catering.

Accounting and financial management;

Portfolio management, global company diagnostics and sectoral analysis

Environmental management and sustainable development

Analysis and design of information systems.

☛ 10 years professional experience in education and training

Training development ;

Education and programme management

The work consisted of:

- Production of company and consolidated (group) financial statements and related reports;
- Collaboration with auditors, programming monitoring and implementation of various checks and audits (accounting audits, oil costs audits);
- Active participation in the preparation of tender specifications and evaluation of bids in the framework of tendering procedures;
- Participation in the process of the Extractive Industries Transparency Initiative (EITI) and work with conciliators
- Audits of internal control procedures and operations accounting;
- Contract management, investment and control between companies;
- Monitoring of relations with international donors (IMF, IBRD, etc.) ;
- Management and follow-up of audits and tax inspections;

- Management of training establishments and training centres, programmes, students, teachers and infrastructure;
- Transfer of knowledge through the provision of education in accounting and management, mathematics, statistics, economics and tax.

These tasks were carried out for the following principal companies and organizations:

Petroleum and petrochemicals sector: SNH, TOTAL E&P, PERENCO, PECTEN (Shell), ADDAX, oil refinery (SONARA), petroleum commodities trading (TRADEX), shipbuilding (CNIC), petroleum products storage (SCDP)

Production of company consolidated accounts,

Production of tax returns, tax monitoring, monitoring of tax inspections and litigation,

Member of the technical team for the establishment of an integrated management system

Global diagnostics

Audit of accounts and oil costs;

Negotiation of oil contracts and loans for infrastructure development;

Production of financial information for the Central Bank, the IMF, World Bank and the Ministry of Finance

Hotels and catering sector: HILTON Yaoundé

Analysis of the financial situation and preparation of meetings of the Board of Directors.

Insurance and steel and metals sector:

Member of Boards of Directors;

Member of budget committees, member of reorganization committees.

1989-2000: MINISTRY OF EDUCATION

Director of Studies responsible for management of programmes, personnel and infrastructure in training institutes

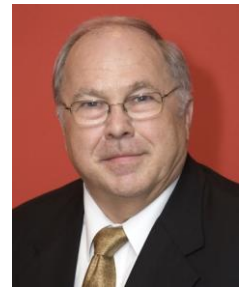
Lecturer in business management (economics, finance, accounting, management, statistics, tax)

Professional Education (includes)

- 2013: Model Contracts: Association of International Petroleum Negotiators (AIPN)
 - 2012: Tax Analysis and Revenue Forecasting (TARF), Duke University, USA.
 - 2008: International Financial and Reporting Standards (IFRS), Dakar, Senegal
 - 2006: Audit, management and internal control, Ernst & Young, Cameroon
 - 2004: Project management and profitability study, Ernst & Young, Cameroon
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CURRICULUM VITAE

Jerry J. Rysanek



PROFESSIONAL EXPERIENCE

PUBLIC SECTOR

Department of Transport, Ottawa

April 2009 - April 2012

Executive Director, International Marine Policy
(retired in April 2012)

August 1998 - April 2009

Director, International Marine Policy and Liability

March 1982 - July 1998

Chief, Policy Development
Marine Insurance and Liability

General accountability

Responsible for identification and analysis of international marine transportation issues, and development and provision of advice on policies and legislation governing international marine transportation, marine insurance and liability, war risk insurance, and economic and regulatory aspects of marine work in international intergovernmental organizations (IMO, IOPC, OECD, UNCITRAL, UNCTAD, APEC, and WTO),¹ and various free trade negotiations and bilateral maritime agreements.

Specific accountability and achievements

- developing economic policy and legislative proposals and responses to major global marine issues affecting competitive position of Canadian providers and users of shipping services
- developing Canadian position and participating in the work of international organizations mandated to adopt international conventions, including:
 - 1969-1971 and 1992 Conventions on Civil Liability for Oil Pollution Damage (CLC) and International Oil Pollution Compensation Fund (IOPC)
 - 1976/1996 Convention/Protocol on Limitation of Liability for Maritime Claims
 - 1978 and 2009 Conventions on Carriage of Goods by Sea (Hamburg Rules and Rotterdam Rules, respectively)

¹ International Maritime Organization (IMO), International Oil Pollution Compensation Fund (IOPC), Organization of Economic Cooperation and Development (OECD), United Nations Commission on International Trade Law (UNCITRAL), United Nations Conference on Trade and Development (UNCTAD), Asia Pacific Economic Cooperation (APEC), World Trade Organization (WTO).

- 1989 Convention on Salvage
- 1974, 1989 and 2002 Convention/Protocols on Liability for Carriage of Passengers by Sea (Athens Convention)
- 2001 Bunkers Convention
- 2007 Wreck Convention
- 1996/2010 Convention/Protocol on Liability and Compensation for Damage in Connection with the Carriage of Hazardous and Noxious Substances by Sea, (HNS Convention)
- developing, recommending and participating in the drafting of new or revised legislation to implement bilateral agreements and international conventions in national law
- providing strategic advice and presenting briefings to high-level officials and the Ministers, Members of Parliament and Parliamentary Committees
- providing policy and governance advice on Canada's Ship-source Oil Pollution Fund, including annual adjustment of the maximum liability of the Fund and statutory levy (contributions) from receivers of oil in Canadian ports
- presenting briefings on Canadian position to representatives of foreign governments at all levels, as well as to non-governmental organizations; serving as Head or Deputy Head of Canadian delegation to diplomatic conferences; serving as Chairman of the 1992 Fund Executive Committee (2003-2005) and as Chairman of the 1992 Fund Assembly (2005-2011); and as Vice-Chairman of the APEC Maritime Experts Group (2006-2012)
- providing executive leadership and long-term strategic direction for the work of APEC Port Services Network as its President from 2008 to 2012, with direct responsibility for product and services lines of this new intergovernmental organization; guiding the work of the Secretariat located in Beijing, China and consulting with the Secretary-General and representatives of member states and international industry organizations
- authorizing contracts for professional services, managing financial resources, preparing annual budgets, ensuring adequate financial controls; monitoring expenditures

PRIVATE SECTOR

Royal Insurance Company of Canada

September 1974 - March 1982

Marine Underwriter

General Accountability

Responsible for portfolio of marine insurance business emanating from Ontario-Manitoba and Quebec regions by organizing, directing and controlling the operation of the Regional Marine Centers in Toronto and Montreal, respectively.

MEMBERSHIPS

Canadian Board of Marine Underwriters

Canadian Maritime Law Association

Comité Maritime International – CMI (Titulary Member)

Admiral G.Olimbo's C.V.

Giancarlo OLIMBO is a Vice Admiral of the Italian Coast Guard, now retired, who attended the Navy Academy in Livorno and graduated in Maritime and Managerial Sciences at the University of Pisa.

During the first Persian Gulf Operation (1986), he was Head of the Maritime Traffic and Ports Department at the Central Mediterranean and Italian CINCFLEET H.Q.

In 1991, as Head of Molfetta Maritime District, appointed Responsible and Coordinator for the extraction operations of the highly toxic and polluting cargo from the M/T “Alessandro I”, sunk off the Adriatic coast. This complex operation, extremely dangerous for the marine eco-system, received the “Sea Awards” and himself was awarded the medal for Navy Gallantry by the Minister of Defence

From 1994 to 1996, Head of Taranto Maritime Department and Commissioner of Taranto's Port Authority

In the period 1996-1998, Maritime Director of Calabria and Basilicata Regions.

From 1998 to 2000, appointed Head for the Safety of Navigation at the Italian Coast Guard's General H.Q.

In 2001, while attending the Centre for High Defence Studies in Rome, he Chaired the “Florence International Conference on GMDSS”, under the aegis of IMO, which has led to the full establishment of 5 Maritime Rescue Communication and Coordination Centres along the African coasts for the safety of human life at sea and environment's protection.

In the period 2003-2011, appointed Italian Permanent Representative to the International Maritime Organization (IMO).

In 2009, as Head of the Italian Delegation, he attended the International Conferences of Djibouti and Sana's (Yemen) on the development of Regional Capacity Building against piracy in the area of the Gulf of Aden and the Horn of Africa. In June 2009 he also represented Italy at the 3rd International Maritime Forum held in Seoul to counter piracy off the coasts of Somalia.

Moreover, he has led the Italian Delegations at the Diplomatic Conferences on the:

- 2005 SUA (Suppression of Unlawful Acts) Protocols in London,
- “Wreck Removal” in Kenya (2006 Nairobi Convention);
- “Ships recycling”(2009 Hong Kong Convention).

In 2010, in Manila, elected Vice-President at the Diplomatic Conference on the Amendments to the Standard on Training of Seafarers and Watch-keeping” (STCW) Convention.

From 2006-2011, Chairman of the IMO Technical Co-operation Committee as well as Chairman of the International Oil Pollution Compensation Fund (IOPC)- Supplementary Fund Assembly.

In July 2010, during the yearly Golden Anchor Awards Ceremony in Istanbul, he was conferred the “Lifetime Achievement Award” for his contribution in enhancing the relationships between Italy and Turkey in the maritime affairs and transports.

In May 2011 he retired and joined as Director the Italian Maritime Academy in Manila, for the training of seafarers.

Since October 2011 he is Member of the IOPC Funds Audit Body.

In October 2012, elected in Bodrum (TU) Vice-President of the European Boating Association (EBA) and appointed Chairman of a Working Group on the treatment of ELB (End of Life Boats).

He frequently lectures at the Messina University, economic and legal faculties and cooperates with the International Development Law Organization (IDLO) in the field of legal trainings.

CURRICULUM VITAE
MAKOTO HARUNARI
(JAPAN)

EDUCATION: Bachelor of Law, University of Tokyo (1975)

OCCUPATION: Senior Executive in the transport sector of the Japanese civil service (retired in 2008)
Managing Director, Japan Institution for Transport Policy Studies

PROFESSIONAL EXPERIENCE:

Makoto Harunari has spent his whole career working in the transport sector for approximately 40 years, since joining the Government of Japan as a civil servant in 1975.

He served for many years in the Ministry of Land, Infrastructure, Transport and Tourism, and had a distinguished career which included the position of Director General of the Maritime Bureau.

He worked extensively in developing national and international maritime policy, negotiating both bilateral and multilateral agreements, and formulating marine liability and compensation regimes.

He intensively engaged in substantive administration matters; management of human and financial resources, budget formulation and procurement, oversight of governance and asset management for governmental organizations.

He has considerable experience in consultation and negotiation with international organizations, foreign governments, prefectural and municipal authorities, and industries, including the shipping and oil industries. He also participated in a number of international conferences, in which he played a key role.

He served as Representative of the Japanese Delegation to the International Oil Pollution Compensation Funds.

After retiring from the Ministry in 2008, he became President of the Japan Maritime Centre, which is known as a major think tank in the Japanese maritime community. In 2011, he became Managing Director of the Japan Institution for Transport Policy Studies (ITPS), which was established in 1968 and has long been a leading think tank in the transport policy field.

He has proposed analytical insights as well as long-term perspectives on shipping and other transport issues to government, industries, and academics.

He is a lecturer at Waseda University and a member of the Japan Society of Ocean Policy.

CAREER HISTORY

June 2011-

Managing Director, Japan Institution for Transport Policy Studies

July 2008-May 2011

President, Japan Maritime Centre

July 2007-June 2008

Director General, Maritime Bureau, Ministry of Land, Infrastructure and Transport (MLIT)

July 2006-June 2007

Senior Deputy Director General, Maritime Bureau, MLIT

August 2005-June 2006

Director General, Administration Department, Japan Coast Guard (JCG), MLIT

July 2004-July 2005

Assistant Vice-Minister for International Affairs, MLIT

April 2003-June 2004

Deputy Director General, Civil Aviation Bureau, MLIT

July 2001-March 2003

Director of General Affairs Division, Administration Department, Civil Aviation Bureau, MLIT

August 2000-June 2001

Director of Administration Division, Information Department, Policy Bureau, MLIT

July 1998-July 2000

Director of Maritime Industry Division, Maritime Transportation Bureau, Ministry of Transport (MOT)

July 1997-June 1998

Director of Public Relations Division, Minister's Secretariat, MOT

June 1995-June 1997

Director of Administration Division, Japan National Railway Settlement Organization

July 1994-May 1995

Director of Navigation Safety Division, Guard and Rescue Department, JCG, MOT

April 1975-June 1994

Senior Officer for Air Talks of International Air Transportation Division, Civil Aviation Bureau, MOT

Director for Disaster Management, Disaster Prevention Bureau, National Land Agency

Director of Car Transportation Department, Chubu District Transport Bureau, MOT

Deputy Director of Frankfurt Office, Japan National Tourist Bureau

Deputy Director of Transportation Planning Division, Policy Bureau, MOT

Deputy Director of Administration Division, Airport Department, Civil Aviation Bureau, MOT

Deputy Director of Analytical Research Planning Division, Information Department, Policy Bureau, MOT

Official of Overseas Shipping Division, Maritime Transportation Bureau, MOT

JOSÉ LUIS HERRERA VACA

EXPERIENCE

PETRÓLEOS MEXICANOS [PEMEX]

Mexico City

LEGAL DIRECTION

Deputy Manager for International Regulations

(08/2013 - Present)

- Same functions as Head of the International Legal Department
- Report to the Manager for International Legal Affairs

Head of the International Legal Department

(2007 – 07/2013)

Advise the General Counsel and responsible for international legal matters: public and private law

- International Public Law
 - Part of the Mexican Delegation in the negotiation of a bilateral treaty with the USA and multilateral treaties at the International Maritime Organization (London) and International Labor Organization (Geneva)
 - Support and lobby internally and externally the candidacy of México to the International Maritime Organization Council during different periods
 - Lobby to exclude fixed oil & gas platforms from the application of an international convention
- Maritime Operations
 - President of the Maritime Pemex Group
 - Delegate from México to the IOPC Funds
 - Support operative areas by coordinating the preparation and presentation before the International Maritime Organization (London) a traffic separation scheme for the Gulf of Campeche
 - Provide legal support to release the injunction of a ship property of Pemex anchored in China
- Financial
 - Review and approve legal opinions (multibillion dollar operations) to be presented to the banks for operations in New York Stock Exchange
 - Discuss and provide information for the SEC F-4 Form
 - Negotiate and settle with a bank in a default obligation (invested in a different portfolio than the one accepted in the prospect) close to 300 million USD
- Transactional/corporate
 - Coordinate the legal team for contract drafting in topics such as liabilities, indemnity and risk management
 - Participation in the incorporation of an oil company to operate in the US
 - Review and approve legal agreements with US companies for exploration and production oil & gas in the Gulf of Mexico and collaboration agreements with International Oil Companies (IOCs) and National Oil Companies (NOCs)
 - Wind up of UK company and structure a merger/acquisitions in the US, Bahamas, Cayman Islands
 - Support the drafting of new contractual schemes
- Litigation in complex multijurisdictional proceedings:
 - Antitrust Plaintiff (recovered more than 12 million USD)
 - Antitrust Defendant (case dismissed)
- Lobby legal framework to present Pemex position (before several Ministries and international organisms):
- Initiated the Georgetown University Law Center Summer Internship in Pemex, 10 students in 10 years

Senior Lawyer of the International Legal Department

(2004 - 2007)

- Review and draft legal documents, related to international binding obligations of Pemex.
- Research legal issues in laws and regulations different than the Mexican legal framework

Senior Lawyer in the Consultancy Legal Department

2004

- Provide legal support as secretary of the Board of Directors to subsidiaries of Pemex abroad
- Research and write legal memoranda regarding Mexican Law in matters such as transparency and accountability of public servants

Junior Lawyer of the International Legal Department

(2002 - 2004)

- Draft clauses of agreements with international
- Research rights and obligations contained in treaties

- Compare different clauses for topics such as confidential agreements, liabilities, arbitration and enforceability

INTER-AMERICAN DEVELOPMENT BANK
Consultant

Washington, D.C.
(2002)

- Research and write documents for a publication entitled “Democratic Consolidation Indicators”

SENADO DE LA REPUBLICA [SENATE OF THE MEXICAN REPUBLIC]
Legislative Assistant

Mexico City
(1998-1999)

- Legal advisor, research and draft bills
- Analysis of legal, financial and political news, briefs and *memoranda* on legal issues, organization and logistics for international interparliamentary events

GUTIERREZ, DIAZ DE RIVERA Y TORRES, S.C.
Paralegal

Mexico City
(1995-1998)

- Corporate: Draft of contracts, transactional documents, shareholder and other corporate agreements
- Foreign investment, concessions, aeronautics and transportation

EDUCATION

DEGREES

UNIVERSIDAD PANAMERICANA
Ph. D. in Law

Mexico City
(Expected 2016)

GEORGETOWN UNIVERSITY LAW CENTER
LL.M.: International Legal Studies

Washington, D.C.
(2002)

UNIVERSIDAD PANAMERICANA
Licenciado en Derecho (J.D. equivalent)

Mexico City
(1998)

Honors: Top third, *Ad Honorem* scholarship (100%), awarded to 4 of 210 students

COURSES

CWC, SCHOOL FOR ENERGY
Legal Systems and Contracts of the World for Oil & Gas

México City.
(2013)

UNIVERSIDAD NACIONAL AUTÓNOMA DE MÉXICO
Postgraduate Diploma: Oil and Gas Law and Institutions

Mexico City
(2004)

UNIVERSIDAD IBEROAMERICANA
Postgraduate Diploma: Lobbying and Legislative Practice

Mexico City
(2004)

UNIVERSIDAD PANAMERICANA
Postgraduate Program: Administrative Law
Postgraduate Program: International Finance Law
Postgraduate Program: International Trade Law

Mexico City
(2004)
(2000)
(1999)

ACADEMIC ACTIVITIES

TEACHING

UNIVERSIDAD PANAMERICANA
Professor: Law School, International Private Law
Adjunct Professor: Law School, Political Science

Mexico City
(2008 - Present)
(2000)

ESCUELA LIBRE DE DERECHO
Professor: Law School. Postgraduate Diploma, Energy Law

Mexico City
(2012 – Present)

UNIVERSIDAD ANÁHUAC MÉXICO SUR
Professor: Law School, International Public Law

Mexico City
(2008)

LECTURING

ASSOCIATION OF INTERNATIONAL PETROLEUM NEGOTIATORS (AIPN)
Lecturer on the Seminar

Washington, D.C., London,
Austin
2012-2013

GEORGETOWN UNIVERSITY LAW CENTER Special Talk	Washington, D.C. 2010
ACADEMIA MEXICANA DERECHO INTERNACIONAL PRIVADO Y COMPARADO (AMEDIP) Annual Seminar	Colima, México City (2008 - 2012)
SUPREMA CORTE DE JUSTICIA DE LA NACIÓN Diverse programs in International Law and Institutions	7 Different States, Mexico (2003)
INSTITUTO TECNOLÓGICO DE ESTUDIOS SUPERIORES DE MONTERREY (ITESM) International Law Conference	State of Mexico (2003)
JESSUP INTERNATIONAL LAW MOOT COURT COMPETITION Judge	Mexico City (2003)
WILLEM C. VIS INTERNATIONAL ARBITRATION MOOT Participant International Sales of Goods	Vienna (1998)

PUBLICATIONS

- Litigation options in México to claim damages in the case of the oil well Macondo of the company British Petroleum in the Gulf of México.* Journal of the Academia Mexicana de Derecho Internacional Privado y Comparado (AMEDIP). Under review
- Safety of Life at Sea.* Special Edition Maritime Law and Mexico. Instituto [Institute] Matías Romero Institute. Secretaría de Relaciones Exteriores, México. Under review
- Mexico and the United States of America. Cooperation opportunities for the exploration and exploitation of transboundary reservoirs in the Gulf of Mexico.* Special Edition 75 Anniversary of the Mexican Expropriation of the Oil Industry. Pemex. 2013. In press
- The new legal framework for oil and gas activities near the maritime boundaries between Mexico and the U.S: comments on the Agreement between the United Mexican States and the United States of America concerning transboundary hydrocarbon reservoirs in the Gulf of Mexico.* Journal of World Energy Law & Business, Oxford Journals, Volume 5, Issue 3, p. 235-247, 2012 (U.K.)
- El Gas Natural Mexicano y su Explotación [Mexican Natural Gas and its Production]*, REALIDAD JURÍDICA [LEGAL REALITY] (Facultad de Derecho [Law School] Dr. Alberto Trueba Urbina, Universidad Autónoma de Campeche), Fall, 2004, (Mex.)
- Indicadores de Consolidación Democrática [Indicators of Democratic Consolidation]*, REVISTA CENTRO HUMANISTA [CENTER FOR HUMAN. REV.], 2003 (Mex.)
- Legislatura LVIII: democracia y justicia [Congress LVIII: Democracy and Justice]*, 6 (19) REVISTA DEL SENADO DE LA REPÚBLICA [SENATE OF REPUBLIC REV.] 152 (2000) (Mex.)
- El derecho en la llamada globalización [Law and Globalization]*, 5(17) REVISTA DEL SENADO DE LA REPÚBLICA [SENATE OF REPUBLIC REV.] 144 (1999) (Mex.)

AFFILIATIONS

ASSOCIATION OF INTERNATIONAL PETROLEUM NEGOTIATORS (AIPN) Member (2010 to date)	USA
ACADEMIA MEXICANA DE DERECHO ENERGÉTICO (AMDE) Member (2012 to date)	Mexico
ACADEMIA MEXICANA DE DERECHO INTERNACIONAL PRIVADO Y COMPARADO (AMEDIP) Former Secretary Supernumerary member	Mexico (2010) (2008 to date)

LANGUAGES

Spanish (native) and English (fluent, TOEFL 627)

CURRICULUM VITAE – HÅKAN RUSTAND

Mr Håkan Rustand was born in 1947 in the town of Stockholm. He is a Swedish citizen.

He holds a position as Director at the Swedish Office of the Chancellor of Justice since 1992. Since 1998 he is the Deputy Chancellor of Justice. The Chancellor of Justice is a non-political civil servant appointed by the Government that acts as the Government's ombudsman in the supervision of authorities and civil servants. The Chancellor also represents the State in legal disputes before a Court of Law. The cases deal primarily with actions for damages against the State, including voluntary settlement of claims out of court. The Chancellor is also a special public prosecutor who ensures that the limits of the Freedom of the Press Act are not transgressed. As Deputy Chancellor of Justice Mr Rustand assists the Chancellor in fulfilling these and other duties. He takes decisions on behalf of the Chancellor in matters dealt with within the Office, where about twenty five lawyers are working with him in preparing these decisions.

He received his Master of Law from University of Stockholm in 1971. He has served on various positions within the Swedish judiciary: 1972–1974 as Legal Secretary at the District Court of Helsingborg, 1975 as Legal Secretary in the Malmö Court of Appeal, 1977–1982 as Legal Adviser at the Parliamentary Ombudsman Office in Stockholm. In 1983 he was appointed Associate Judge of Appeal in Malmö.

Prior to taking up his position with the Office of the Chancellor of Justice he held different positions in the Swedish Ministry of Justice, between 1984 and 1992. His main responsibilities were in the field of transport law, nuclear third party liability and special tort law. In 1991 he was appointed Deputy Director in the Ministry.

During 1986–1992 he represented Sweden in various international bodies, i.a. the IMO Legal Committee, The IOPC Fund, UNCTAD and other UN-bodies in Geneva, the Legal Committee of the IAEA in Vienna, OECD in Paris etc. In 1992 he was appointed Chairman of the Group of Governmental experts on nuclear third party liability in the field of Nuclear Energy (OECD/NEA) and in 1998 he became Chairman of the Group of Contracting Parties revising the Paris Convention. Between 2000 and 2003 he held the position as Chairman of the Nuclear Law Committee (OECD/NEA).

In 2004 he was on a national basis appointed Chairman of a Committee with the assignment to i.a. conduct a review of the regulations given in Swedish law on liability for damage caused by radiological accidents. The Committee presented its report to Government in 2006. He has also before and thereafter served as an expert on several other Committees appointed by Government.

* * *

ANNEX IV

CURRICULUM VITAE OF MR MICHAEL KNIGHT

MICHAEL KNIGHT BA FCA

BIOGRAPHICAL DETAILS

Education

- Exeter University BA Honours (Geography/Economic History)

Career Overview

- 1974-2001 Ernst & Young
 - 12 month secondment to Ernst & Young USA 1988 (Seattle)
 - 24 month secondment to National Westminster Bank, London (1982-1984)
 - Admitted as partner 1986
 - Retired for family reasons 2001
- Charles Taylor Consulting plc: Non-Executive Director (2000-2010)
- Sutton Harbour Holdings plc:
 - Non-Executive Director (2005-2013)
 - Appointed Chairman in 2007
- IOPC Funds
 - Appointed as external expert adviser to Audit Body (2011-present)
- National Maritime Museum of Cornwall: Trustee (2005-present)

Career highlights with Ernst & Young

- Lead Ernst & Young partner responsibilities for:
 - The Post Office/UK Government - 12 years;
 - Asda Group - 7 years
 - Smith & Nephew - 4 years
 - Coca-Cola Beverages* - 4 years
 - Capita Group* - 7 years
 - Xansa* (formerly FI Group) - 6 years
 - Expert witness for Serious Fraud Office and Inspector for Securities & Investments Board (1986-1988)

*Denotes partner responsibility during flotation process

- Principal roles: overall responsibilities for co-ordination of services world-wide; liaison with and advice to Board and Audit sub-committees; 'signing' responsibilities for annual accounts and all prospectus-related reports. Experience includes advice on: preparation for public offerings and capital raising; acquisitions and disposals; corporate governance and compliance-related obligations.
- Variety of management & client facing roles. Former including: National graduate recruitment; Audit Group leader (120 partners and staff); Consumer Products Industry leader.

Non-Executive positions

Charles Taylor Consulting plc

Mr Knight served on the Board for nine years where he chaired the Audit Committee. He also served on the remuneration and nomination committees. In addition to formal responsibilities, he conducted a review of the management and direction of the group at the then Chairman's request and chaired a group reviewing the Group's pension arrangements. Following his retirement from the Board, he was retained as a consultant for two years where he chaired the Group's risk committee and advised on risk-related matters.

Sutton Harbour Holdings plc

He joined the Board of Sutton Harbour in June 2005 and retired after the Annual General Meeting in 2013. It is Plymouth's only listed company and has interests in property regeneration, marine and transport. He was appointed Chairman in 2007 and served on the remuneration and nomination committees. Since 2007 his principal tasks were to: to improve the quality of corporate communications in terms of the annual report and contacts with the market and investors; progressively to change the composition of the Non-Executive Directors by recruiting talent from larger, nationally-focused companies; and to enhance the skills of the management team through a development programme to facilitate the next phase of the Group's growth. He has also led the team in capital-raising activities in the City of London which facilitated the development of a new 170 berth marina and in the disposal of the Group's airline subsidiary.

Financial & Business Consultancy

He has operated a financial and business consultancy since 2006 which targets West-Country based small and medium sized enterprises with the objective of providing strategic and operational advice.

Trustee position

National Maritime Museum of Cornwall

He was asked to join the Board of Trustees by the Chairman of the Greenwich Maritime Museum as one of their appointees. The Cornwall Museum has faced a number of financial challenges and his accounting background, plus my West Country origins were seen as useful. He also chairs the Finance and Audit sub-committee.
