



INTERNATIONAL  
OIL POLLUTION  
COMPENSATION  
FUND

ASSEMBLY  
10th session  
Agenda item 19

FUND/A.10/14  
8 October 1987

Original: ENGLISH

RECORD OF DECISIONS OF THE TENTH SESSION OF THE ASSEMBLY  
(held from 7 to 8 October 1987)

Opening of the Session

The 10th session of the Assembly was opened by Mr J Bredholt (Denmark), in his capacity as representative of the delegation from which the Chairman of the previous session was elected.

1 Adoption of the Agenda (Agenda item 1)

The Assembly adopted the Agenda as contained in document FUND/A.10/1.

2 Election of the Chairman and Two Vice-Chairmen (Agenda item 2)

The Assembly elected the following delegates to hold office until the next regular session of the Assembly:

Chairman:	Mr J Bredholt (Denmark)
First Vice-Chairman:	Professor H Tanikawa (Japan)
Second Vice-Chairman:	Mr C Douay (France)

3 Grant of Observer Status (Agenda item 3)

3.1 The Director introduced document FUND/A.10/2 concerning the request for observer status made by the Argentine Republic. The Assembly decided to grant observer status to the Argentine Republic.

3.2 The Director also introduced document FUND/A.10/2/Add.1 relating to the application for observer status made by the International Union for Conservation of Nature and Natural Resources (IUCN). The Assembly granted observer status to IUCN.

4 Examination of Credentials (Agenda item 4)

The following Contracting States were present:

Bahamas	Liberia
Denmark	Monaco
Finland	Netherlands
France	Norway
Germany, Federal Republic of	Poland
Ghana	Spain
Greece	Sweden
Indonesia	Syrian Arab Republic
Italy	Union of Soviet
Japan	Socialist Republics
Kuwait	United Kingdom

The Assembly took note of the information given by the Director that all Members participating had submitted credentials which were in order.

The following States were represented as observers:

Côte d'Ivoire	Chile
Nigeria	China
Argentina	Mexico
Belgium	Switzerland
Brazil	United States of America
Canada	

The following inter-governmental and international non-governmental organisations participated as observers:

International Maritime Organization (IMO)  
 Advisory Committee on Pollution of the Sea (ACOPS)  
 Baltic and International Maritime Council (BIMCO)  
 Friends of the Earth International (FOEI)  
 International Chamber of Shipping (ICS)  
 International Group of P & I Clubs  
 International Tanker Owners Pollution Federation Ltd (ITOPF)  
 Oil Companies Institute for Marine Pollution Compensation Ltd  
 (CRISTAL)  
 Oil Companies International Marine Forum (OCIMF)

5 Consideration of the Report of the Director (Agenda item 5)

5.1 The Director introduced document FUND/A.10/3.

5.2 The Assembly took note of the various changes in personnel within the Secretariat of the IOPC Fund.

5.3 The Chairman, on behalf of the Assembly, expressed his gratitude to the Director and his staff for the efficient way in which they had administered the IOPC Fund.

5.4 The Assembly, stressing the decisive importance of the reports on contributing oil receipts for the smooth functioning of the IOPC Fund, urged all Member States to take the necessary steps to ensure that the reports relating to the receipts within their respective territories were submitted to the IOPC Fund by the date stipulated in Internal Regulation 5.1.

6 Consideration of the Report on Investments (Agenda item 6)

6.1 The Assembly took note of the Director's report on investments as contained in document FUND/A.10/4.

6.2 The Assembly endorsed the Director's view that, in the event of a substantial amount being recovered by the IOPC Fund as a result of the recourse action in the TANIO case, he would be entitled to make investments in excess of £2 million which, under Financial Regulation 7.1(c), should normally be the maximum investment in any one bank or discount house.

7 Consideration of the External Auditor's Report (Agenda item 7)

7.1 The Director introduced document FUND/A.10/5 containing the External Auditor's Report and the Financial Statements of the IOPC Fund for the period ended 31 December 1986. The Assembly took note of the information given and noted with appreciation the External Auditor's opinion contained in Annex III to that document.

7.2 The Assembly approved the accounts of the IOPC Fund for the financial period 1 January to 31 December 1986.

8 Report on Contributions (Agenda item 8)

The Assembly took note of the Director's report on contributions as contained in documents FUND/A.10/6 and FUND/A.10/6/Add.1. The Assembly expressed its satisfaction with the positive response of contributors in Member States regarding the payment of contributions.

9 Consideration of the Reports of the Executive Committee on its 17th and 18th Sessions (Agenda item 9)

9.1 The Chairman of the Executive Committee, Professor H Tanikawa (Japan), informed the Assembly of the work of the Executive Committee during its 17th and 18th sessions and reported to the Assembly the decisions taken by the Executive Committee at these sessions (documents FUND/EXC.17/2 and FUND/EXC.18/5). The Assembly approved the reports of the Executive Committee.

9.2 The Chairman expressed the thanks of the Assembly to the Chairman of the Executive Committee for the work of the Committee achieved under his Chairmanship.

10 Election of Members of the Executive Committee (Agenda item 10)

The Assembly elected the following Contracting States as members of the Executive Committee:

Elected under  
Article 22.2(b) of  
the Fund Convention

France  
Germany, Federal Republic of  
Greece  
Italy  
Netherlands  
United Kingdom

Elected under  
Article 22.2(a) of  
the Fund Convention

Finland  
Ghana  
Indonesia  
Kuwait  
Poland  
Tunisia

11 Appointment of Members and Substitute Members of the Appeals Board (Agenda item 11)

The Assembly appointed the following members and substitute members of the Appeals Board:

Members

Mr D M Jayasekaere (Sri Lanka)  
Mr M Kefi (Tunisia)  
Mr F D Berman (United Kingdom)

Substitute Members

Mr J Marc (France)  
Mr H Eckert (Germany,  
Federal Republic of)  
Mr M Washizu (Japan)

12 Budget 1988 (Agenda item 12)

12.1 The Director introduced document FUND/A.10/9/1 regarding certain questions relating to contributions to the Provident Fund. The Assembly decided that the new scales of pensionable remuneration, as referred to in that document, should be applied to all staff members in the professional and higher categories without any transitional measures; the amounts held in special accounts as a result of the application of the transitional measures set out in that document should consequently be returned to their respective sources.

12.2 The Assembly adopted the budget appropriations for 1988, as proposed by the Director in the Annex to document FUND/A.10/9. It also reclassified the posts of Secretary to the Legal Officer and Secretary to the Finance/Personnel Officer at grade G.5/G.6, the grade to be determined by the qualifications and experience of the incumbent. In addition, the Assembly decided to fix the Director's representation allowance at US \$6 000 from 1 January 1988.

13 Assessment of Annual Contributions (Agenda item 13)

The Assembly decided to raise £800 000 for the 1987 annual contributions to the General Fund and £400 000 for the 1987 annual contributions to the BRADY MARIA Major Claims Fund, to be paid by 1 February 1988.

14 Amendments to the Internal Regulations (Agenda item 14)

The Assembly decided not to make any further amendments to Internal Regulation 5.4.

15 Amendments to the Staff Rules (Agenda item 15)

The Assembly took note of the amendments to the Staff Rules which had been issued by the Director, as set out in document FUND/A.10/12.

16 Development of the Voluntary Industry Scheme (Agenda item 16)

16.1 The Assembly took note of the information contained in document FUND/A.10/13.

16.2 At the invitation of the Assembly, the representative of CRISTAL gave further information on the revised CRISTAL Contract.

17 Date of Next Session (Agenda item 17)

The Assembly decided to hold its next ordinary session during the week 17 to 21 October 1988 in London.

18 Any Other Business (Agenda item 18)

No items were raised under this Agenda item.

19 Adoption of the Report of the 10th Session (Agenda item 19)

The draft report, as contained in document FUND/A.10/WP.1, was adopted.

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