INTERNATIONAL
OIL POLLUTION
COMPENSATION
FUND

ASSEMBLY
12th session
Agenda item 1

FUND/A.12/1
17 July 1989

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PROVISIONAL ANNOTATED AGENDA OF THE TWELFTH SESSION OF THE ASSEMBLY

to be held at the Headquarters of the
International Maritime Organization, 4 Albert Embankment,
London SE1, from Wednesday 25 October, 9.30 am,
to Friday 27 October 1989

Opening of the Session

1 Adoption of the Agenda

2 Election of the Chairman and Two Vice-Chairmen

In accordance with Article 18.1 of the Fund Convention and Rule 20 of the Rules of Procedure, the Assembly will be invited to elect a Chairman and two Vice-Chairmen who shall hold office until the next regular session.

3 Examination of Credentials

In accordance with Rule 10 of the Rules of Procedure, the Director will report to the Assembly on the credentials received from representatives of Members.

4 Consideration of the Report of the Director

The Assembly may wish to consider the Director's report on the operations of the IOPC Fund since the 11th session of the Assembly; a written report will be circulated (FUND/A.12/2).

5 Consideration of the Report on Investments

In accordance with Internal Regulation 10.3, the Director will submit a detailed report on the IOPC Fund's investments since the 11th session of the Assembly (FUND/A.12/3).

6 Consideration of the External Auditor's Report on Financial Statements for the Financial Period 1 January to 31 December 1988

According to Financial Regulation 10.9, the External Auditor shall transmit his Report to the Chairman of the Assembly not later than 30 June following the end of the accounting year. The Report relating to the financial statements of 1988 will be submitted to the Assembly after its transmission to the Chairman (FUND/A.12/4).

7 Report on Contributions

The Director will submit a report to the Assembly on the payment of contributions (FUND/A.12/5).

8 Consideration of the Reports of the Executive Committee on its 21st and 22nd sessions

According to Article 18.12 of the Fund Convention, the Assembly has to review and approve the reports on the activities of the Executive Committee. The reports on the Committee's 21st and 22nd sessions will be presented to the Assembly by the Committee's Chairman.

9 Appointment of Director

The present Director's term of office expires on 31 December 1989. The Assembly will, therefore, have to appoint a Director for a next term of office. A note by the Chairman of the Assembly will be submitted (FUND/A.12/6). Any applications for the post of Director will be circulated.

10 Election of Members of the Executive Committee

In accordance with Article 23.1 of the Fund Convention, the Assembly will be invited to elect new members of the Executive Committee. The Director will submit a document containing the necessary information (FUND/A.12/7).

11 Appointment of Members and Substitute Members of the Appeals Board

In accordance with Section II(c) of the Statute of the Appeals Board, the Assembly will be invited to appoint members and substitute members of the IOPC Fund's Appeals Board. A document containing the necessary information will be submitted (FUND/A.12/8).

12 Budget 1990

A draft budget for the calendar year 1990 will be circulated to Members for consideration and adoption (FUND/A.12/9).

13 Assessment of Annual Contributions

In accordance with Article 12 of the Fund Convention, the Assembly will be invited to decide on the assessment of annual contributions. The Director will submit a document on this matter (FUND/A.12/10).

14 Reimbursement to Contributors of the Balance on the TANIO Major Claims Fund

At its 11th session, the Assembly decided that an amount of £13.9 million of the balance on the TANIO Major Claims Fund should be reimbursed on 1 February 1989 to the persons who had made contributions to that Major Claims Fund. The Director will submit a document containing information concerning this reimbursement (FUND/A.12/11).

15 Loans from Contributors' Accounts

The Assembly, at its 11th session, discussed whether the IOPC Fund should be entitled to take loans from contributors' accounts. The Assembly decided to postpone any consideration of this question until its 12th session. A document on this issue will be submitted by the Director (FUND/A.12/12).

16 Replacement of Instruments Enumerated in Article 5.3 of the Fund Convention

The Assembly will be invited to examine whether to include the October 1988 Amendments to SOLAS 74 in the list of instruments contained in Article 5.3 of the Fund Convention (FUND/A.12/13).

17 Definition of "Contributing Oil"

At its 11th session, the Assembly discussed certain proposals by the Director on the subject of the definition of "contributing oil" in Article 1.3 of the Fund Convention. The Assembly decided to postpone any discussion on these proposals until its 12th session. A document will be submitted by the Director (FUND/A.12/14).

18 Reports on Oil Receipts

The Assembly, at its 11th session, authorised the Director to finalise a new form to be used for the submission of reports on contributing oil, together with explanatory notes. The Assembly decided to postpone until its 12th session any consideration of the question as to whether Member States should be invited to give further information on certain points. The Director will submit a document dealing with these issues (FUND/A.12/15).

19 Review of Investment Policy

The IOPC Fund's investment policy is governed by Financial Regulation 7. The Assembly will be invited to review this policy, in the light of experience. A document will be submitted by the Director (FUND/A.12/16).

20 International Conference on Salvage

A Diplomatic Conference which was held in London in April 1989 under the auspices of the International Maritime Organization adopted a Convention on Salvage. The IOPC Fund participated in this Conference as an observer. The Director will submit a report on the issues dealt with by the Conference which are of particular interest to the IOPC Fund (FUND/A.12/17).

21 Amendments to Staff Rules

The Director will report to the Assembly on amendments to the Staff Rules issued by him in accordance with Staff Regulation 28 (FUND/A.12/18).

22 Date of Next Session

Article 19 of the Fund Convention provides that the Assembly shall have regular sessions once every calendar year. In accordance with the Assembly's wish to hold its regular sessions normally in September/October each year, tentative arrangements will be made with the International Maritime Organization for a meeting in this period in 1990.

23 Any Other Business

The Assembly will be invited to consider other matters which may be proposed by Members or by the Director.

24 Adoption of the Report of the 12th Session

Rule 27 of the Rules of Procedure provides that the Secretariat shall prepare a report of the session incorporating the decisions taken. The Assembly will be invited to adopt this report.