



INTERNATIONAL
OIL POLLUTION
COMPENSATION
FUND 1971

ASSEMBLY
22nd session
Agenda item 21

71FUND/A.22/17
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ELECTION OF MEMBERS OF THE EXECUTIVE COMMITTEE

Note by the Director

Summary:	The 1971 Fund will have 45 States at the time of the 22nd session of the Assembly. In accordance with the 1971 Fund Convention, the Assembly should therefore elect 15 States as members of the Executive Committee.
Action to be taken:	Election of States to the Executive Committee.

1 Relevant provisions of the 1971 Fund Convention

1.1 Under Article 18.8 of the 1971 Fund Convention, the Assembly shall elect the Member States to be represented on the Executive Committee.

1.2 The Executive Committee shall consist of one third of the Member States, but of not less than seven or more than fifteen. If the number of Member States is not divisible by three, the one third referred to is calculated on the next higher number which is divisible by three (Article 22.1).

1.3 When electing the members of the Executive Committee, the Assembly shall, in accordance with Article 22.2:

- (a) 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; and
- (b) elect one half of the members of the Committee, or if the total number of members to be elected is uneven, such a number of the members as is equivalent to one half of the total number less one, among those Member States in the territory of which the largest quantities of contributing

oil were received during the preceding calendar year, provided that the number of States eligible under this sub-paragraph is limited as shown in a table set out in Article 22.2(b).

1.4 A Member State which was eligible but was not elected under sub-paragraph (b) above shall not be eligible to be elected for any remaining seat on the Executive Committee (Article 22.3).

2 Composition of the present Executive Committee

2.1 At its 20th session the Assembly elected 15 States as members of the Executive Committee to hold office until the end of the Assembly's 21st session, in accordance with Article 23.1 of the 1971 Fund Convention. As seven of these members ceased to be 1971 Fund Member States on 15 May 1998, the Assembly elected the following Member States at its 4th extraordinary session. At the 21st session of the Assembly no quorum was achieved and so the agenda items relating to the election of members of the Executive Committee was not considered.

Elected under Article 22.2(b)
of the 1971 Fund Convention

Belgium^{<1>}
Canada
India^{<1>}
Italy^{<1>}
Malaysia^{<1>}
New Zealand
Venezuela

Elected under Article 22.2(a)
of the 1971 Fund Convention

Algeria^{<1>}
Colombia^{<1>}
Côte d'Ivoire
Fiji
Nigeria
Poland^{<1>}
Russian Federation
United Arab Emirates

2.2 By the time of the 22nd session of the Assembly, five of the above-listed States (Algeria, Belgium, Canada, New Zealand and Venezuela) will no longer be Members of the 1971 Fund.

3 Eligibility for election

3.1 At the time of the 22nd session of the Assembly, the 1971 Fund will have 45 Members. The Executive Committee shall therefore comprise 15 Member States, seven Members elected in accordance with Article 22.2(b) and eight Members in accordance with Article 22.2(a). As regards the election of the Members under Article 22.2(b), the eleven Members with the largest quantities of contributing oil reported are eligible.

3.2 It should be noted that five of the 45 Member States of the 1971 Fund (China (Hong Kong Special Administrative Region), Sri Lanka, Vanuatu, Panama and Seychelles) have deposited instruments of denunciation in respect of the 1971 Fund Convention which will take effect on 5 January 2000, 22 January 2000, 18 February 2000, 11 May 2000 and 23 July 2000 respectively.

3.3 Information on the 1998 figures for contributing oil receipts is given in Annex I. With respect to those States which had not submitted their reports on the 1998 receipts at the time of the drafting of this document, the last year in respect of which a report was submitted is given, as indicated in the table.

3.4 On the basis of the reports on contributing oil receipts submitted by 30 July 1999, the Member States will be eligible as follows:

^{<1>} Elected at the Assembly's 20th session.

Eligible under Article 22.2(b)	Eligible under Article 22.2(a)		
China (Hong Kong Special Administrative Region)	Albania	Iceland	Russian Federation
Côte d'Ivoire	Antigua and Barbuda	Kuwait	Saint Kitts and Nevis
Ghana	Benin	Maldives	Seychelles
India	Brunei Darussalam	Malta	Sierra Leone
Italy	Cameroon	Mauritania	Slovenia
Kenya	Colombia	Mauritius	Syrian Arab Republic
Malaysia	Djibouti	Mozambique	Tonga
Morocco	Estonia	Nigeria	Tuvalu
Poland	Fiji	Panama	United Arab Emirates
Portugal	Gabon	Papua New Guinea	Vanuatu
Sri Lanka	Gambia	Qatar	Yugoslavia
	Guyana		

3.5 With reference to the election of members under Article 22.2(a), information on the oil tanker fleets of Member States as at 31 December 1998 is given in Annex II.

3.6 Article 23.2 of the 1971 Fund Convention provides that no Member may serve on the Executive Committee for more than two consecutive terms of office, except to the extent that this may be necessary to comply with the requirements of Article 22.

3.7 Of the 11 States eligible under Article 22.2(b), India, Italy, Malaysia and Poland have been members of the Executive Committee for two consecutive full terms and should therefore not be elected. Of the 34 States eligible under Article 22 (a), Colombia has been a member of the Committee for two consecutive terms.

3.8 According to Rule 41 of the Rules of Procedure of the Assembly, ballots shall first be held for the election of members under Article 22.(b). Thereafter, ballots shall be held for the election of members under Article 22.2(a).

4 Action to be taken by the Assembly

The Assembly is invited to elect new members of the Executive Committee.

ANNEX I

**CONTRIBUTING OIL RECEIVED IN THE CALENDAR YEAR 1998
IN THE TERRITORIES OF STATES WHICH WILL BE
MEMBERS OF THE 1971 FUND AT THE TIME OF
THE 22nd SESSION OF THE ASSEMBLY**

Status as at 30 July 1999

Member State	Contributing Oil (tonnes)	% of Total
States which have submitted 1998 oil reports		
Italy	148 018 442	58.87%
Malaysia	14 830 768	5.90%
China (Hong Kong Special Administrative Region)	3 906 009	1.55%
Poland	3 074 965	1.22%
Sri Lanka	2 092 592	0.83%
Ghana	1 750 787	0.70%
Malta	1 237 514	0.49%
Russian Federation	774 172	0.31%
Brunei Darussalam	0	0.00%
Estonia	0	0.00%
Fiji	0	0.00%
Slovenia	0	0.00%
Vanuatu	0	0.00%
<i>Sub-total</i>	175 685 249	69.88%
States which have not yet submitted 1998 oil reports: latest report submitted (year of report indicated)		
India 1997	47 749 000	18.99%
Portugal 1997	14 997 390	5.97%
Morocco 1996	5 335 586	2.12%
Côte d'Ivoire 1997	3 041 283	1.21%
Kenya 1996	1 569 103	0.62%
Cameroon 1995	1 440 494	0.57%
Nigeria 1996	754 106	0.30%
Syrian Arab Republic 1989	421 078	0.17%
Gabon 1987	420 099	0.17%
Benin 1990	0	0.00%
Djibouti 1997	0	0.00%
Gambia 1997	0	0.00%
Iceland 1997	0	0.00%
Kuwait 1996	0	0.00%
Maldives 1996	0	0.00%
Mauritius 1997	0	0.00%
Papua New Guinea 1996	0	0.00%
Qatar 1995	0	0.00%

Member State		Contributing Oil (tonnes)	% of Total
Saint Kitts and Nevis	1994	0	0.00%
Seychelles	1997	0	0.00%
Tonga	1996	0	0.00%
Tuvalu	1992	0	0.00%
United Arab Emirates	1995	0	0.00%
Yugoslavia	1995	0	0.00%
<i>Sub-total</i>		75 728 139	30.12%
States for which no reports received since joining 1971 Fund (date of entry into force of 1971 Fund Convention indicated)			
Albania	05/07/94		
Antigua and Barbuda	21/09/97		
Colombia	11/06/97		
Guyana	10/03/98		
Mauritania	15/02/96		
Mozambique	23/03/97		
Panama	16/06/99		
Sierra Leone	11/11/93		
Total		251 413 388	100.00%

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ANNEX II

**SIZE OF OIL TANKER FLEETS OF STATES WHICH WILL BE
MEMBERS OF THE 1971 FUND AT THE TIME OF
THE 22nd SESSION OF THE ASSEMBLY**

(compiled from Lloyd's Register of Shipping - World Fleet Statistics, December 1998)

Member State	Gross Tonnage
Panama	22 679 522
Malta	9 847 920
India	2 530 218
Kuwait	1 662 323
Russian Federation	1 608 209
Italy	1 546 923
Malaysia	853 862
Portugal	415 793
United Arab Emirates	368 820
China (Hong Kong Special Administrative Region)	340 185
Qatar	262 604
Nigeria	251 677
Morocco	12 476
Vanuatu	11 352
Estonia	7 287
Antigua and Barbuda	6 790
Maldives	6 143
Ghana	5 971
Colombia	5 962
Poland	5 314
Kenya	4 708
Sri Lanka	4 629
Fiji	3 164
Papua New Guinea	2 862
Iceland	2 133
Sierra Leone	1 105
Côte d'Ivoire	789
Gabon	652
Brunei Darussalam	239
Guyana	125
Tuvalu	0
Tonga	0

States not appearing on statistics: Albania, Benin, Cameroon, Djibouti, Gambia, Mauritania, Mauritius, Mozambique, Saint Kitts and Nevis, Seychelles, Slovenia, Syrian Arab Republic, Yugoslavia.