



COMITÉ MARITIME INTERNATIONAL

ISTANBUL 2015 EXCO #2

**Minutes of a meeting of the CMI Executive Council
Tuesday, 9 June 2015 from 18h00 to 18h30
at the Sheraton Atakoy Hotel, Istanbul, Turkey**

Present

President:	Stuart HETHERINGTON
Past-President:	Karl-Johan GOMBRII
Vice-President:	Giorgio BERLINGIERI
Vice-President:	Christopher DAVIS
Secretary-General:	John HARE
Administrator:	Lawrence TEH
Treasurer/Head	*
Office Director:	
Councillors:	Dihuang SONG
	Jorge RADOVICH
	Tomotaka FUJITA
	Alexander VON ZIEGLER
	Dieter SCHWAMPE
	Ann FENECH
	Taco VAN DER VALK
	Luc GRELLET
By Invitation	Anne VERLINDE

* Benoit Goemans who is in transition to retirement until Peter Verstuyft takes over on 1 September was excused from attendance

1. Apologies

No apologies were recorded.

2. Welcome

The President welcomed all present, especially Luc Grellet and Taco van der Valk, as newly elected members of EXCO, and congratulated Peter Verstuyft (in absentia) and Tomotaka Fujita on their re-election .

3. Restatement of the *Lex Maritima*

Resolution: The composition of the IWG as proposed by Eric van Hooydonk was approved: Eric Van Hooydonk (Chair), John Hare, Alexander von Ziegler, Jesus Casas Robla, Aybek Ahmedov;, Frank Smeele, Andreas Maurer, Massimiliano Rimaboschi, Filippo Lorenzon, Michael Sturley, Tomotaka Fujita, Gustavo Omaña Pares, Miso Mudric.

4. CMI Young Members

The revival of the prize was discussed and it was agreed to try to award it in time for the winner to present his or her paper at CMI2016NewYork. The President advised that the CMI Charitable Trust had approved funding the prize.

The Secretary-General will seek to identify the criteria for the prize in time for the EXCO E-meeting.

Table 1

Year	2018	2019
Revenue	100	110
Expenses	80	85
Profit	20	25



5. Yearbooks

The Administrator enquired about the possibility of proper search facilities across documentation on the CMI site, and the Secretary-General undertook to look into a search feature again. The existing Vanilla Brief quote to programme a search engine was considered too expensive when there are proprietary search engines available. The Administrator stressed that where possible documents be scanned in a searchable pdf format, allowing word searches. As decided in the 7 June EXCO meeting consideration is to be given to identifying a new manager for the website.

Resolution: It was agreed that three copies be sent to each NMLA and that additional copies may be sent upon payment of postage.

6. Arbitration

Luc Grellet reported that work continues in getting responses from NMLAs, which will in turn lead to a report to EXCO. The President indicated that the New York Convention might be topical for IWG to study and present to the New York Conference. He proposed that M Grellet liaise with US MLA representative on arbitration and work on a programme session. The President reminded EXCO of the IBA approach re New York, and suggested that this could be a topic in which the IBA might like to be involved. The study could involve the Singapore perspective and SMA.

7. Cybercrime

Resolution: The IWG was duly approved, and Taco van der Valk appointed as Chair. Sebastien Lootgieter and Robert Hoepel were proposed by the Secretary-General, he confirming that he had spoken with both and that they were willing to serve. It was agreed that they be appointed, with Mr Hoepel as Rapporteur, and that the Secretary-General liaise with Mr van der Valk to make contact with the MLAUS cybercrime committee with whom the Secretary-General had held discussions in New York in March with a view to inviting an MLAUS member onto the IWG.

8. Singapore Regional Office

The Administrator was asked to make enquiries about extending the representative office status for a further three years, and to report to the November EXCO meeting.

9. Offshore Activities IWG

Proposals from Patrick Griggs for the way forward for this IWG were tabled and approved as follows:

1. That the IWG continue to work with the IMO Intersessional Correspondence Group to improve the so-called "Zero Draft" of Guidance notes which are designed to assist states in negotiating bilateral or regional agreements on issues of pollution from offshore activities.

2. That the IWG draft a short instrument for potential international agreement which would, in the context of offshore activities, require states issuing licences for offshore drilling to treat all damage caused by the licensee as if it had been suffered within the territory of the state issuing the licence. This would mean that the efforts of the licensing state to establish the financial credentials of the licensee will also benefit potential claimants (but without the state issuing the licence itself being itself at risk). The instrument will also need to deal with the issue of jurisdiction and proper law.

3. That some thought may also be given to the drafting of a standard clause to this effect for use in trade treaties.

EXCO Resolved that Prof Henning Jessen be appointed as a new member of the IWG.

10. **Anne Verlinde**

(Ms Verlinde having excused herself)

The President, the Treasurer and the Secretary-General all endorsed the quality of Anne Verlinde's work. She has been offered part time employment at the Royal Belgian Shipowners' office, and the CMI has no objection to her taking this on.

However it was agreed that Ms Verlinde's weekly working hours for the CMI be increased from 13 hours to 16, giving her two full days a week for the CMI.

11. **Cape Town Convention IWG**

Resolution: That this IWG be renamed: Ship Financing Security Practices.

12. **Promotion and Implementation of Conventions**

Resolution: That Peter Laurijssen to be added to the IWG.

13. **Website**

The Secretary-General asked all EXCO members to spend time on the CMI site and report broken links or inaccuracies to Anne Verlinde.

There being no further business, the meeting adjourned at 18h30.



STUART HETHERINGTON
PRESIDENT



JOHN HARE
SECRETARY-GENERAL

