



IMCO

INTERNATIONAL CONFERENCE ON
MARINE POLLUTION
Committee I
Agenda item 3

CONSIDERATION OF THE ARTICLES ON THE DRAFT INTERNATIONAL CONVENTION FOR THE PREVENTION OF POLLUTION FROM SHIPS, 1973

Proposed Amendments to Article 17

Submitted by Mexico

1. All amendments to the present Convention proposed by a Contracting State shall be considered by the Organization in accordance with the following procedure:
 - (a) Every proposed amendment shall be communicated to the Organization.
 - (b) The Organization shall transmit the proposed amendment to the Contracting States and, in so doing, it will consult them with regard to the advisability of convening a Conference of the Contracting States to examine the amendment in question.
 - (c) The Organization shall convene the Conference referred to in the preceding paragraph, if at least one-third of the Contracting States have stated that they are in favour of the said Conference.
 - (d) If the proposed amendment is adopted by a majority of two-thirds of the States present and voting at the said Conference, the amendment shall be communicated by the Organization to all the Contracting States for ratification, acceptance or approval, in accordance with their respective constitutional procedures.

- (e) The said amendment shall enter into force six months after it has been ratified, accepted or approved by 21 Contracting States the combined merchant fleets of which constitute not less than 65% of the gross tonnage of the world's merchant fleet.

AMENDMENTS TO THE ANNEXES

2. An amendment to the Annexes to the present Convention proposed by a Contracting State shall be communicated by the Organization to the Contracting States not less than three months before its examination by an ad hoc Committee, composed of one-third of the Contracting States, appointed by the Secretary-General of the Organization, after consultation with the Contracting States and on the basis of an equitable geographical distribution.
3. Every Contracting State shall be entitled to participate in the said Committee and have the right to speak and vote.
4. If the amendment is adopted by a majority of two-thirds in the ad hoc Committee, it shall be communicated by the Organization to the Contracting States.
5. The amendments to the Annexes shall enter into force six months after they have been expressly accepted by 21 Contracting States the combined merchant fleets of which constitute not less than 65 per cent of the gross tonnage of the world's merchant fleet. Notwithstanding the provisions of this paragraph, a Contracting State may declare to the Organization that all amendments to the Annexes shall be considered to have been accepted by the said State ten months after it has been communicated in accordance with paragraph 4 of this Article, unless the State in question has submitted its objection within the last mentioned time limit.

AMENDMENTS TO THE APPENDICES OF THE ANNEXES

6. Every amendment to the appendices of this Convention shall be communicated by the Organization to the Contracting States at least three months before its examination by an ad hoc Committee, composed as laid down in paragraph 2 of this Article.
7. Every Contracting State shall be entitled to participate in the said Committee and shall have the right to speak and vote.

8. If the amendment is adopted by a majority of two-thirds of the said ad hoc Committee, it shall be communicated by the Organization to the Contracting States.

9. The said amendment shall be deemed to have been accepted ten months after it was communicated to the Contracting States in accordance with the preceding paragraph, unless during the said time limit more than one-third of the Contracting States inform the Organization of their objection to the amendment in question.

10. Every amendment accepted in accordance with the preceding paragraph shall come into force six months after the said amendment is deemed to have been accepted in accordance with the procedure proscribed in the preceding paragraph.

The Conference of the Contracting States
and the ad hoc Committee

11. To the extent that they are applicable, both the Conference of the Contracting States and the ad hoc Committee mentioned in this Article shall conform with the Rules of Procedures adopted by the Conference which approved the present Convention.
