



## IMCO

INTERNATIONAL CONFERENCE ON  
MARINE POLLUTION, 1973  
Committee I

Agenda item 3

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

Proposed amendments to Article 17 as  
submitted by France (MP/CONF/C.1/WP.40)

Submitted jointly by Brazil, Mexico and Spain

1. Paragraph 1 of document MP/CONF/C.1/WP.40
2. Amendment by a Conference
  - (a) Paragraph 3(a) of document MP/CONF/C.1/WP.40.
  - (b) Paragraph 3(b) of document MP/CONF/C.1/WP.40.
  - (c) An amendment to the Convention shall come into force six months after the date of its acceptance, with respect to the Contracting Parties which have accepted it.
  - (d) An amendment to the Annexes of the Convention shall come into force in accordance with the procedures established in sub-paragraph (c) of Section A of paragraph 3 of the present Article.
  - (e) An amendment to the Appendices to the Annexes of the Convention shall come into force in accordance with the procedures established in sub-paragraph (c) of Section B of paragraph 3 of the present Article.

3. Amendment by an "ad hoc" Committee

A. Amendments to the Annexes

- (a) Any amendments to the Annexes of the Convention proposed by a Contracting Party or by the Organization shall be communicated by the Organization to the Contracting Parties not less than three months before its examination by an "ad hoc" Committee established within the Organization and composed of representatives of the Contracting Parties.
- (b) An amendment to the Annexes shall be adopted by a majority of two-thirds of the Contracting Parties, the combined merchant fleets of which constitute not less than 50% of the gross tonnage of the world's merchant fleet.
- (c) The amendment shall come into force six months after the date of its acceptance, with respect to the Contracting Parties which have expressly accepted it. However, a Contracting Party may declare to the Organization that any amendment to the Annexes shall be considered to have been accepted by the said State 10 months after it has been notified of the adoption of the amendment unless the State in question has submitted its objection within the last-mentioned time limit.

B. Amendments to the Appendices

- (a) Any amendment to the Appendices to the Annexes of the Convention proposed by a Contracting Party or by the Organization shall be communicated by the Organization to the Contracting Parties not less than three months before each examination by the "ad hoc" Committee referred to in sub-paragraph (a) of Section A of this paragraph.
- (b) An amendment to the Appendices shall be adopted by a majority of two-thirds of the Contracting Parties, the combined merchant fleets of which constitute not less than 50% of the gross tonnage of the world's merchant fleet.

(c) An amendment to the Appendices shall be considered accepted if, within a period of ten months of the date of the adoption, no objection has been made by not less than one-third of the Contracting Parties. The amendment shall come into force three months after the said amendment is deemed to have been accepted. It shall not come into force for those States who have made an objection to it.

4.\* Any declaration of acceptance or of objection to an amendment under the present article shall be notified in writing to the Secretary-General of the Organization.

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\* Paragraphs 4, 5 and 6 of document MP/CONF/C.1/WP.40 should be deleted. The content of paragraph 6 and the second sentence of paragraph 7 of document MP/CONF/C.1/WP.40 should be included in Article 20.