



## IMO

INTERNATIONAL CONFERENCE ON  
THE SUPPRESSION OF UNLAWFUL  
ACTS AGAINST THE SAFETY OF  
MARITIME NAVIGATION -

Committee of the Whole  
Agenda item 3

CONSIDERATION OF THE DRAFT CONVENTION FOR THE SUPPRESSION OF  
UNLAWFUL ACTS AGAINST THE SAFETY OF MARITIME NAVIGATION  
AND THE DRAFT PROTOCOL FOR THE SUPPRESSION OF UNLAWFUL  
ACTS AGAINST THE SAFETY OF FIXED PLATFORMS LOCATED  
ON THE CONTINENTAL SHELF

Proposal submitted by Spain

### Article 12

#### Paragraph 1

Replace "... including the supply of the evidence at their disposal  
necessary ..." by "... including assistance in obtaining evidence ..."

Reason: The aim is that co-operation between States Parties  
concerned should be as extensive as possible so that the evidence to be  
provided should not be restricted to what is available at a given moment,  
but should also extend to evidence that may subsequently be obtained.

#### Paragraph 2

Add the following after the full stop: "In the absence of such treaties,  
States Parties shall afford each other assistance in accordance with their  
national law".

Reason: There are many States which may not be bound by a judicial  
treaty relating to criminal matters and therefore, in order to make up for  
this void, it is necessary to use the machinery of the internal law of such  
States.