

**INTER-GOVERNMENTAL MARITIME
CONSULTATIVE ORGANIZATION**



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COUNCIL - 20th session
Agenda item 11(a)

REVISED TEXT OF ANNEX XII TO THE CONVENTION
ON THE PRIVILEGES AND IMMUNITIES OF THE
SPECIALIZED AGENCIES

RESOLUTION C.37(XX)
adopted on 16 May 1968

THE COUNCIL,

ACTING in accordance with Article 27 of the Convention
on the Inter-Governmental Maritime Consultative Organization,

APPROVES the amendment of paragraph 1 of Annex XII to the
Convention on the Privileges and Immunities of the Specialized
Agencies of the United Nations by the addition, after the words
"of the Organization" of a comma and the words "to the Deputy
Secretary-General",

ACCEPTS the standard clauses of the Convention on the
Privileges and Immunities of the Specialized Agencies adopted by
the General Assembly of the United Nations on 21 November 1947
as modified by the following revised Annex XII applicable to the
Inter-Governmental Maritime Consultative Organization:

CONVENTION ON PRIVILEGES AND IMMUNITIES

ANNEX XII

1. The privileges and immunities, exemptions and facilities
referred to in Article VI, Section 21 of the standard clauses
shall be accorded to the Secretary-General of the Organization,

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to the Deputy Secretary-General and to the Secretary of the Maritime Safety Committee, provided that the provisions of this paragraph shall not require the Member in whose territory the Organization has its Headquarters to apply Article VI, Section 21 of the standard clauses to any person who is its national.

2.(a) Experts (other than officials coming within the scope of Article VI) serving on committees of, or performing missions for, the Organization shall be accorded the following privileges and immunities so far as is necessary for the effective exercise of their functions, including time spent on journeys in connexion with service on such committees or missions;

- (i) immunity from personal arrest or seizure of their personal baggage;
- (ii) in respect of words spoken or written or acts done by them in the performance of their official functions, immunity from legal process of every kind, such immunity to continue notwithstanding that the persons concerned are no longer serving on committees of or employed on missions for the Organization;
- (iii) the same facilities in respect of currency and exchange restrictions and in respect of their personal baggage as are accorded to officials of foreign governments on temporary official missions;
- (iv) inviolability for all papers and documents relating to the work on which they are engaged for the Organization;
- (v) the right to use codes and to receive documents and correspondence by courier or in sealed dispatch bags for their communications with the Inter-Governmental Maritime Consultative Organization.

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In connexion with Section 2(a)(iv) and (v) above, the principle contained in the last sentence of Section 12 of the standard clauses shall be applicable.

(b) Privileges and immunities are granted to such experts in the interests of the Organization and not for the personal benefit of the individuals themselves. The Organization shall have the right and duty to waive the immunity of any expert in any case where, in its opinion, the immunity would impede the course of justice and it can be waived without prejudice to the interests of the Organization.

INVITES the Secretary-General to transmit the above text of revised Annex XII to the Secretary-General of the United Nations in conformity with Section 38 of Article X of the aforementioned Convention.
