

COMITE MARITIME INTERNATIONAL

CONSTITUTION

PROPOSED 'HOUSEKEEPING' AMENDMENTS – 2006

[The following provisions were considered in substance by the Constitutional Committee after the 2001 Singapore Conference and following the initial negotiations with the Belgian Ministry of Justice, but were not able to be submitted to the Assembly in time to become part of the text given approval by the Belgian Government in 2003]

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Article 6 ***Agenda and Voting***

Matters to be dealt with by the Assembly, including election to vacant offices, shall be set out in the agenda accompanying the notice of the meeting. Decisions may be taken on matters not set out in the agenda, other than amendments to this Constitution, provided no Member Association represented in the Assembly objects to such procedure.

Members *honoris causa* and Titulary, Provisional and Consultative Members shall enjoy the rights of presence and voice, but only Member Associations in good standing shall have the right to vote. A Member Association “in good standing” is an Association not in default under the first paragraph of Article 21 and not otherwise under suspension by the Assembly under the authority of Article 7 (b) and the relevant rules adopted pursuant to Article 7 (h).

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Article 7 **Functions**

The functions of the Assembly are:

- a) To elect the Officers of the Comité Maritime International;
- b) To elect Members of and to suspend or expel Members from the Comité Maritime International;
- c) To fix the amounts of subscriptions payable by Members to the Comité Maritime International;
- d) To elect auditors;
- e) To consider and, if thought fit, approve the accounts and the budget;
- f) To consider reports of the Executive Council and to take decisions on the future activity of the Comité Maritime International;

- g) To approve the convening and decide the agenda of, and ultimately approve resolutions adopted by, International Conferences;
- h) To adopt the rules governing the ~~expulsion~~ suspension of Members;
- i) To adopt rules of procedure not inconsistent with the provisions of this Constitution; and
- j) To amend this Constitution.

[N.B.: At the insistence of the Belgian Government, the rules proposed by the Constitutional Committee re suspension and expulsion of members were embodied in the Constitution itself, in Article 3(II), but with regard only to expulsion. It is therefore necessary to correct the word in Article 7(h) and thereafter to adopt rules governing the suspension of Members.]

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Article 13 Administrator

The functions of the Administrator are:

- a) To give official notice of all meetings of the Assembly and the Executive Council, of International Conferences, Seminars and Colloquia, and of all meetings of Committees, International Sub-Committees and Working Groups;
- b) To circulate the agendas, minutes and reports of such meetings;
- c) To make all necessary administrative arrangements for such meetings;
- d) To take such actions, either directly or by appropriate delegation, as are necessary to give effect to administrative decisions of the Assembly, the Executive Council, and the President;
- e) To circulate such reports and/or documents as may be requested by the President, the Secretary-General or the Treasurer, or as may be approved by the Executive Council;
- f) To keep current and to ensure annual publication of the lists of Members pursuant to Article 3;
- g) To communicate as necessary with the Belgian Ministry of Justice in order to maintain the legal status of the Comité Maritime International; and
- h) In general to carry out the day by day business of the secretariat of the Comité Maritime International.

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Article 20 Composition and Voting

The Comité Maritime International shall meet in International Conference upon dates and at places approved by the Assembly, for the purpose of discussing and adopting resolutions upon subjects on an agenda likewise approved by the Assembly.

The International Conference shall be composed of all Members of the Comité Maritime International and such Observers as are approved by the Executive Council.

Each Member Association which has the right to vote² may be represented by ten delegates and the Titulary Members who are members of that Association. Each Consultative Member may be represented by three delegates. Each Observer may be represented by one delegate only.

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² See Article 6, second paragraph.

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