



# Meeting of States Parties

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### Annual report of the International Tribunal for the Law of the Sea for 2008

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## I. Introduction

1. The present report of the International Tribunal for the Law of the Sea is submitted to the Meeting of States Parties under rule 6, paragraph 3(d), of the Rules of Procedure for Meetings of States Parties and covers the period from 1 January to 31 December 2008.
2. The Tribunal was established by the 1982 United Nations Convention on the Law of the Sea (hereinafter “the Convention”). It functions in accordance with the relevant provisions of Part XV and Part XI of the Convention, the Statute of the Tribunal (hereinafter “the Statute”), as contained in annex VI to the Convention, and the Rules of the Tribunal (hereinafter “the Rules”).
3. The Tribunal is composed of 21 members, elected by the States parties to the Convention in the manner provided for by article 4 of the Statute.
4. On 30 January 2008, at a Special Meeting of States Parties, Mr. Zhiguo Gao was elected to fill the vacancy created by the resignation on 15 August 2007 of Judge Guangjian Xu (China).
5. In accordance with article 5, paragraph 1, of the Statute, the terms of office of seven members expired on 30 September 2008.
6. Up to 30 September 2008, the composition of the Tribunal was as follows:

<i>Order of precedence</i>	<i>Country</i>	<i>Date of expiry of term of office</i>
<i>President</i>		
Rüdiger Wolfrum	Germany	30 September 2008
<i>Vice-President</i>		
Joseph Akl	Lebanon	30 September 2008
<i>Judges</i>		
Hugo Caminos	Argentina	30 September 2011
Vicente Marotta Rangel	Brazil	30 September 2008
Alexander Yankov	Bulgaria	30 September 2011
Anatoly Lazarevich Kolodkin	Russian Federation	30 September 2008
Choon-Ho Park	Republic of Korea	30 September 2014
Paul Bamela Engo	Cameroon	30 September 2008
L. Dolliver M. Nelson	Grenada	30 September 2014
P. Chandrasekhara Rao	India	30 September 2008
Tullio Treves	Italy	30 September 2011
Tafsir Malick Ndiaye	Senegal	30 September 2011

<i>Order of precedence</i>	<i>Country</i>	<i>Date of expiry of term of office</i>
José Luis Jesus	Cape Verde	30 September 2008
Jean-Pierre Cot	France	30 September 2011
Anthony Amos Lucky	Trinidad and Tobago	30 September 2011
Stanislaw Pawlak	Poland	30 September 2014
Shunji Yanai	Japan	30 September 2014
Helmut Türk	Austria	30 September 2014
James Kateka	United Republic of Tanzania	30 September 2014
Albert Hoffmann	South Africa	30 September 2014
Zhiguo Gao	China	30 September 2011

7. On 13 June 2008, a triennial election of seven members of the Tribunal was held. On 12 November 2008, Judge Choon-Ho Park (Republic of Korea) passed away. He had been re-elected as a member of the Tribunal for a term of nine years commencing on 1 October 2005. The election to fill the vacancy was scheduled to be held at a Special Meeting of States Parties on 6 March 2009.<sup>1</sup> Taking this change into account, as at 31 December 2008, the composition of the Tribunal was as follows:

<i>Order of precedence</i>	<i>Country</i>	<i>Date of expiry of term of office</i>
<i>President</i>		
José Luis Jesus	Cape Verde	30 September 2017
<i>Vice-President</i>		
Helmut Türk	Austria	30 September 2014
<i>Judges</i>		
Hugo Caminos	Argentina	30 September 2011
Vicente Marotta Rangel	Brazil	30 September 2017
Alexander Yankov	Bulgaria	30 September 2011
L. Dolliver M. Nelson	Grenada	30 September 2014
P. Chandrasekhara Rao	India	30 September 2017
Joseph Akl	Lebanon	30 September 2017

<sup>1</sup> On 6 March 2009, at a Special Meeting of States Parties, Judge Jin-Hyun Paik (Republic of Korea) was elected member of the Tribunal, for the period ending 30 September 2014.

<i>Order of precedence</i>	<i>Country</i>	<i>Date of expiry of term of office</i>
Rüdiger Wolfrum	Germany	30 September 2017
Tullio Treves	Italy	30 September 2011
Tafsir Malick Ndiaye	Senegal	30 September 2011
Jean-Pierre Cot	France	30 September 2011
Anthony Amos Lucky	Trinidad and Tobago	30 September 2011
Stanislaw Pawlak	Poland	30 September 2014
Shunji Yanai	Japan	30 September 2014
James Kateka	United Republic of Tanzania	30 September 2014
Albert Hoffmann	South Africa	30 September 2014
Zhiguo Gao	China	30 September 2011
Boualem Bouguetaia	Algeria	30 September 2017
Vladimir Vladimirovich Golitsyn	Russian Federation	30 September 2017

8. The Registrar is Philippe Gautier (Belgium) and the Deputy Registrar is Doo-young Kim (Republic of Korea).

## **II. Organization of the Tribunal**

### **A. Changes in the composition of the Tribunal**

#### **1. Election of a member of the Tribunal**

9. Acting pursuant to article 6, paragraph 1, of the Statute, the Registrar in a note verbale dated 23 August 2007 informed States parties of the vacancy which had occurred in the Tribunal as a result of the resignation of Judge Guangjian Xu, and invited Governments of States parties to submit by 14 November 2007 the names of candidates they might wish to nominate for election as a member of the Tribunal. In that note, the Registrar informed States parties that the member elected to replace Judge Guangjian Xu would serve until 30 September 2011.

10. By a note verbale dated 25 September 2007, the Registrar informed States parties that the President of the Tribunal, after consultation with the President of the Meeting of States Parties, had proposed that the election be held on 30 January 2008 at a Special Meeting of States Parties and requested States parties to send their comments. Two States parties communicated comments concerning the date of the election. By a note verbale dated 5 November 2007, the Registrar informed the States parties that the President of the Tribunal, after consultation with the President of the Meeting of States Parties, had considered it advisable to further seek the

views of the States parties in order to reach a decision as to the date of the election to fill the current vacancy. In the same note verbale, the Registrar invited States parties to express further comments, if any, by 21 November 2007. Comments concerning the date of election were communicated by seven States parties by that date, six of which stated that they had no objection to the election being held on 30 January 2008.

11. By a note verbale dated 27 November 2007, the Registrar informed the States parties that the election to fill the vacancy would be held on 30 January 2008. A list of candidates, with an indication of the States parties that had nominated them, was prepared by the Registrar and submitted to the States parties by a note verbale dated 3 December 2007 (see also SPLOS/166).

12. On 30 January 2008, Zhiguo Gao was elected at a Special Meeting of States Parties to fill the vacancy.

## **2. Triennial election of seven members of the Tribunal**

13. The seventeenth Meeting of States decided that the triennial election to fill the positions of seven members whose terms of office were to expire on 30 September 2008 would be held during the eighteenth Meeting of States Parties (see SPLOS/164, para. 111).

14. Acting pursuant to article 4, paragraph 2, of the Statute, the Registrar, in a note verbale dated 12 December 2007, invited Governments of States parties to the Convention to submit by 7 March 2008 the names of candidates they might wish to nominate for election as members of the Tribunal. An alphabetical list of all persons nominated, with an indication of the States parties that nominated them, was prepared by the Registrar and submitted to the States parties in document SPLOS/171. The States parties were informed of the withdrawal of two nominations from the list of candidates in documents SPLOS/171/Add.1 and SPLOS/171/Add.2.

15. On 13 June 2008, the eighteenth Meeting of States Parties re-elected Judges Akl, Chandrasekhara Rao, Jesus, Marotta Rangel and Wolfrum, and elected Boualem Bouguetaia and Vladimir Vladimirovich Golitsyn as judges, for a nine-year term starting from 1 October 2008.

## **3. Vacant seat**

16. Acting pursuant to article 6, paragraph 1, of the Statute, the Registrar, in a note verbale dated 20 November 2008, informed States parties to the Convention of the vacancy that had occurred in the Tribunal as a result of the death of Judge Choon-Ho Park and invited Governments of States parties to submit between 28 November 2008 and 27 January 2009 the names of candidates they might wish to nominate for election as a member of the Tribunal. By the said note verbale, the Registrar informed States parties that the member elected to replace Judge Choon-Ho Park would serve until 30 September 2014.

17. By the note verbale of 20 November 2008, the Registrar also informed States parties to the Convention that the President of the Tribunal, after consultation with the President of States Parties, had considered it advisable for the election to be held on 6 March 2009 and requested States parties to send their comments in that regard by no later than 19 December 2008. No comments were received by that date and, consequently, by a note verbale dated 22 December 2008, the Registrar informed the

States parties that the election to fill the vacancy would take place at a Special Meeting of States Parties on 6 March 2009.<sup>1</sup>

## **B. Solemn declaration**

18. Pursuant to article 11 of the Statute, every member of the Tribunal is required, before taking up his duties, to make a solemn declaration that he will exercise his powers impartially and conscientiously. The declaration is to be made at the first public sitting at which the member is present.

19. The solemn declaration provided for in article 5 of the Rules was made by Judge Gao at a public sitting of the Tribunal on 3 March 2008, and by Judges Bouguetaia and Golitsyn at a public sitting of the Tribunal on 1 October 2008. Pursuant to paragraph 3 of that article, re-elected members were not required to make a new declaration.

## **C. Election of the President and the Vice-President**

20. On 1 October 2008, the judges elected Judge José Luis Jesus President of the Tribunal and, on 2 October 2008, Judge Helmut Türk Vice-President. The President and the Vice-President entered upon their functions forthwith. As provided for in article 12 of the Statute, the President and the Vice-President are both elected for a term of three years.

# **III. Chambers**

## **A. Seabed Disputes Chamber**

21. In accordance with article 35, paragraph 1, of the Statute, the Seabed Disputes Chamber consists of 11 judges selected by the members of the Tribunal from among themselves. The members of the Chamber are selected triennially.

22. Pursuant to article 23 of the Rules, the terms of office of members selected on 4 October 2005 expired on 30 September 2008. The composition of the Chamber, in order of precedence, was as follows: Judge Caminos, President; Judges Kolodkin, Park, Treves, Jesus, Lucky, Pawlak, Yanai, Türk, Kateka and Hoffmann, members.

23. During the twenty-sixth session, on 2 October 2008, the Tribunal selected the members of the Seabed Disputes Chamber. As required by the Statute, the judges of the Chamber were selected in such a manner as to ensure the representation of the principal legal systems of the world and equitable geographical distribution. The members of the Chamber entered upon their duties forthwith and elected Judge Treves President of the Chamber. The composition of the Chamber, in order of precedence, is as follows: Judge Treves, President; Judges Marotta Rangel, Nelson, Chandrasekhara Rao, Wolfrum, Yanai, Kateka, Hoffmann, Gao, Bouguetaia and Golitsyn, members.

24. The terms of office of the members of the Chamber expire on 30 September 2011.



## **B. Special chambers**

### **1. Chamber of Summary Procedure**

25. The Chamber of Summary Procedure is established in accordance with article 15, paragraph 3, of the Statute and consists of five members and two alternates. In accordance with article 28 of the Rules, the President and the Vice-President of the Tribunal are ex officio members of the Chamber, with the President of the Tribunal serving as President of the Chamber. The Chamber is constituted annually.

26. During the twenty-sixth session of the Tribunal, on 2 October 2008, the Chamber was constituted for the period from 1 October 2008 to 30 September 2009. The members of the Chamber, in order of precedence, are as follows: Judge Jesus, President; Vice-President Türk, Judges Yankov, Ndiaye and Lucky, members; Judges Treves and Yanai, alternates.

### **2. Chamber for Fisheries Disputes**

27. The Chamber for Fisheries Disputes, established in accordance with article 15, paragraph 1, of the Statute, consists of seven members. As decided by the Tribunal, the members of the Chamber are selected for a three-year term.

28. The terms of office of the members of the Chamber selected on 4 October 2005 expired on 30 September 2008. The composition of the Chamber, in order of precedence, was as follows: Judge Treves, President; Judges Marotta Rangel, Chandrasekhara Rao, Jesus, Pawlak, Yanai and Kateka, members.

29. During the twenty-sixth session, on 2 October 2008, the Tribunal selected the members of the Chamber for Fisheries Disputes. The members of the Chamber entered upon their duties forthwith and elected Judge Caminos President of the Chamber. The composition of the Chamber, in order of precedence, is as follows: Judge Caminos, President; Judges Treves, Pawlak, Yanai, Kateka, Hoffmann and Gao, members.

30. The terms of office of the members of the Chamber expire on 30 September 2011.

### **3. Chamber for Marine Environment Disputes**

31. The Chamber for Marine Environment Disputes, established in accordance with article 15, paragraph 1, of the Statute, consists of seven members. As decided by the Tribunal, the members of the Chamber are selected for a three-year term.

32. The terms of office of the members of the Chamber, selected on 4 October 2005, expired on 30 September 2008. The composition of the Chamber, in order of precedence, was as follows: Judge Lucky, President; Judges Yankov, Park, Türk, Kateka and Hoffmann, members.

33. During the twenty-sixth session, on 2 October 2008, the Tribunal selected the members of the Chamber for Marine Environment Disputes. The members of the Chamber entered upon their duties forthwith and elected Judge Cot President of the Chamber. On 12 November 2008, a vacancy occurred in the Chamber owing to the death of Judge Park. Taking this change into account, the composition of the Chamber, in order of precedence, is as follows: Judge Cot, President; Judges Wolfrum, Lucky, Kateka, Gao and Golitsyn, members.

34. The terms of office of the members of the Chamber expire on 30 September 2012.

#### **4. Chamber for Maritime Delimitation Disputes**

35. On 16 March 2007, the Tribunal established the Chamber for Maritime Delimitation Disputes in accordance with article 15, paragraph 1, of the Statute. The terms of office of the members of the Chamber, selected on 16 March 2007, expired on 30 September 2008. The composition of the Chamber, in order of precedence, was as follows: Judge Wolfrum, President; Judges Nelson, Chandrasekhara Rao, Ndiaye, Jesus, Cot, Pawlak and Yanai, members.

36. During the twenty-sixth session, on 2 October 2008, the Tribunal selected the members of the Chamber for Maritime Delimitation Disputes. The members of the Chamber entered upon their duties forthwith. The composition of the Chamber, in order of precedence, is as follows: Judge Jesus, President; Judges Nelson, Chandrasekhara Rao, Akl, Ndiaye, Cot, Pawlak, Yanai, and Bouguetaia, members.

#### **5. Chamber under article 15, paragraph 2, of the Statute**

37. Pursuant to article 15, paragraph 2, of the Statute, the Tribunal shall form a chamber for dealing with a particular dispute, if the parties so request. The composition of such a chamber is determined by the Tribunal with the approval of the parties in the manner provided for in article 30 of the Rules.

38. By Order dated 20 December 2000, the Tribunal formed a Special Chamber of five judges to deal with a dispute between Chile and the European Community concerning the conservation and sustainable exploitation of swordfish stocks in the South-Eastern Pacific Ocean.

39. The composition of the Special Chamber to deal with the case is as follows: Judge Chandrasekhara Rao, President; Judges Caminos, Yankov and Wolfrum and Judge ad hoc Orrego Vicuña, members.

### **IV. Meetings of the Tribunal**

40. The Tribunal held two sessions devoted to legal and judicial matters as well as organizational and administrative matters: the twenty-fifth session of the Tribunal was held from 3 to 14 March 2008 and the twenty-sixth session from 24 September to 7 October 2008.

41. The Special Chamber formed to deal with a dispute between Chile and the European Community concerning the conservation and sustainable exploitation of swordfish stocks in the south-eastern Pacific Ocean met on 10 and 11 December 2008. The Chamber adopted an Order on 11 December 2008.

## V. Judicial work of the Tribunal

### *Case concerning the Conservation and Sustainable Exploitation of Swordfish Stocks in the South-Eastern Pacific Ocean (Chile/European Community)*

42. Following an agreement between Chile and the European Community, the Tribunal, by Order dated 20 December 2000, formed a Special Chamber to deal with a dispute between Chile and the European Community concerning the conservation and sustainable exploitation of swordfish stocks. By the same Order, the Tribunal fixed the time limits for the filing of preliminary objections and of the written pleadings.<sup>2</sup>

43. On 9 March 2001, the parties informed the President of the Special Chamber that they had reached a provisional arrangement concerning the dispute and requested that the proceedings before the Chamber be suspended. By Orders of 15 March 2001 and 16 December 2003, the President of the Special Chamber extended the time limit of 90 days for the making of preliminary objections so that it would commence from 1 January 2004 and from 1 January 2006, respectively. Further to new requests of the parties, by Orders of 29 December 2005 and 30 November 2007, the Special Chamber extended the time limit for making preliminary objections such that it commenced from 1 January 2008 and 1 January 2009, respectively.

44. By letters dated 20 October 2008 and 23 October 2008, respectively, the European Community and Chile informed the Registrar that they had agreed on a draft text of a new “Understanding concerning the conservation of swordfish stocks in the South-Eastern Pacific Ocean” and that the purpose of the said Understanding was to agree on a bilateral fisheries cooperation framework for swordfish that should enable both parties to agree on a discontinuance of the proceedings before the Special Chamber. They also informed the Registrar that the necessary steps would be taken to recommend to their respective authorities that the said Understanding be approved in accordance with their respective internal procedures. In view of the foregoing, by the said letters, the parties requested that the time limits for the proceedings before the Special Chamber continue to be suspended for at least one further year starting from 1 January 2009.

45. On 10 and 11 December 2008, the Special Chamber held deliberations in order to consider the request of the parties.

46. Pursuant to consultations between the President of the Special Chamber and the Agents of the parties, the parties provided the Special Chamber with further written information in support of their request. By Order dated 11 December 2008, the Special Chamber extended the time limit for making preliminary objections until 1 January 2010 and maintained the rights of the parties to revive the proceedings at any time.

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<sup>2</sup> For the composition of the Special Chamber, see para. 39.

## **VI. Legal matters**

47. During the period under review, the Tribunal devoted a substantial part of its two sessions to the consideration of legal and judicial matters. In this respect, the Tribunal examined various legal issues of relevance to its jurisdiction, Rules and judicial procedures. It also exchanged views on recent developments concerning law of the sea matters. This review was undertaken both by the Tribunal and by its chambers. In considering such legal and judicial matters, the Tribunal and its chambers also followed closely the developments regarding matters of procedure of the International Court of Justice and other international courts or tribunals. Some of the main issues that were considered are addressed below.

### **A. Rules of the Tribunal**

#### **1. Bonds and other financial security**

48. During the twenty-fifth and twenty-sixth sessions, the Tribunal continued its consideration, on the basis of a document prepared by the Registry, of revised draft guidelines concerning the posting of a bond or other financial security with the Registrar of the Tribunal in prompt release proceedings and draft instructions for the Registrar. The draft guidelines deal with the possibility of a bond or other financial security being posted with the Registrar of the Tribunal. They are intended to facilitate the implementation of the Tribunal's decision in prompt release proceedings. In this context, proposed amendments to articles 113, paragraph 3, and 114, paragraphs 1 and 3, of the Rules were examined. Pursuant to the proposed amendments, the Tribunal would be able to determine whether the bond or other financial security should be posted with the detaining State or with the Registrar.

#### **2. Time frame for urgent proceedings**

49. During the twenty-fifth session, the Tribunal continued its consideration of this matter, which arose as a result of the simultaneous submission of two prompt release proceedings on 6 July 2007 (case nos. 14 and 15) involving the same parties. In handling these cases, the Tribunal had to adhere strictly to the time limits referred to in its Rules of procedure. In this regard, the Tribunal discussed the possibility of amending the Rules with a view to enabling it in the future to exercise some flexibility in handling two prompt release proceedings simultaneously. As a result of its consideration of this item, the Tribunal concluded that, for the time being, no amendments were necessary.

#### **3. International courts or tribunals competent to settle disputes related to the law of the sea other than those provided for by article 287 of the Convention**

50. During the twenty-fifth and twenty-sixth sessions, the Tribunal exchanged views, on the basis of a document prepared by the Registry, on the practice of international courts or tribunals other than those provided for by article 287 of the Convention that may have competence to settle disputes relating to the law of the sea. Particular consideration was given to the applicable law of the courts and tribunals in question, the effects of their decisions and their status vis-à-vis Part XV of the Convention.

#### **4. Matters relating to article 292 of the Convention**

51. During the twenty-fifth and twenty-sixth sessions, the Tribunal continued its consideration, on the basis of a document prepared by the Registry, of the question of the submission of applications for the prompt release of vessels and crews under article 292 of the Convention. The discussion focused on articles 220 and 226 of the Convention, which provide for the release of the vessel upon the posting of a bond when the vessel has been detained for alleged pollution offences.

### **B. Chambers**

#### **1. Matters relating to the Seabed Disputes Chamber**

52. During the period under review, the Seabed Disputes Chamber held an exchange of views on developments regarding the work of the International Seabed Authority and the Commission on the Limits of the Continental Shelf. In particular, views were exchanged on the content of article 76, paragraph 8, of the Convention and on the competence of the Tribunal regarding disputes relating to the establishment of the outer limits of the continental shelf beyond 200 nautical miles.

#### **2. Matters relating to the Chamber for Fisheries Disputes**

53. During the period under review, the Chamber for Fisheries Disputes held an exchange of views on the practice of regional fisheries management organizations for combating IUU fishing and recent developments concerning fisheries agreements, in particular, the draft agreement on port State measures to prevent, deter and eliminate illegal, unreported and unregulated fishing of the Food and Agriculture Organization of the United Nations (FAO). In addition, comments were made on the dispute-settlement clause set out in the 1995 Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks (1995 Straddling Fish Stocks Agreement) and its possible application in respect of disputes arising out of relevant regional fisheries management agreements.

#### **3. Matters relating to the Chamber for Marine Environment Disputes**

54. During the period under review, the Chamber for Marine Environment Disputes held an exchange of views on recent developments concerning the protection of the marine environment, including municipal environmental legislation and decisions of domestic courts relating to international environmental law. The discussion also focused on the question of the protection of the marine environment of ice-covered areas.

### **C. Recent developments in law of the sea matters**

#### **1. General information concerning law of the sea matters**

55. During the twenty-fifth and twenty-sixth sessions, the Tribunal exchanged views on the information presented by the Registry concerning recent developments in law of the sea matters. The information collected by the Registry concerned items such as the consideration by the General Assembly of the item "Oceans and the law

of the sea”; the consultations within the Food and Agriculture Organization of the United Nations regarding the management of deep-sea fisheries in the high seas and the development of port State measures to prevent, deter and eliminate IUU fishing; the discussions within the United Nations Open-ended Informal Consultative Process on Oceans and the Law of the Sea; the results of the second meeting of the Ad Hoc Open-ended Informal Working Group to study issues relating to the conservation and sustainable use of marine biological diversity beyond areas of national jurisdiction; maritime security, including piracy; instruments for the protection and preservation of the marine environment being developed at the International Maritime Organization; and law of the sea matters before international courts and tribunals.

## **2. Illegal, unreported and unregulated fishing (IUU fishing)**

56. During the twenty-fifth and twenty-sixth sessions, the Tribunal exchanged views on information papers prepared by the Registry regarding IUU fishing. In this regard, particular consideration was given to the practice of regional fisheries management organizations to combat IUU fishing activities and recent instruments adopted by FAO. In this regard, consideration was given to the dispute-settlement clauses contained in fisheries agreements.

## **3. Recent judgments in maritime delimitation cases**

57. During the twenty-sixth session, the Tribunal exchanged views, on the basis of an information paper prepared by the Registry, on recent decisions in maritime delimitation cases. In this connection, attention was drawn to the judgment of the International Court of Justice in the *Case concerning Territorial and Maritime Dispute between Nicaragua and Honduras in the Caribbean Sea (Nicaragua v. Honduras)* and the arbitral award in the *Case concerning the Maritime Boundary Delimitation Dispute between Guyana and Suriname*.

## **4. Declarations made under articles 287 and 298 of the Convention**

58. During the period under review, the Tribunal took note of the information presented by the Registry concerning the status of declarations made under articles 287 and 298 of the Convention. The Tribunal also took note of the information presented by the Registry regarding dispute-settlement clauses in international agreements relating to the law of the sea.

## **5. Legal issues relating to pipelines**

59. During the twenty-fifth and twenty-sixth sessions, the Tribunal examined information papers prepared by the Registry on legal matters relating to pipelines. Consideration was given to the international pipeline regime, including the applicable provisions of the Convention, international practice and environmental aspects.

## **6. Commission on the Limits of the Continental Shelf**

60. During the twenty-fifth and twenty-sixth sessions, the Tribunal exchanged views on developments regarding the work of the Commission on the Limits of the Continental Shelf, on the basis of a document presented by the Registry. The document referred, inter alia, to the latest changes to the rules of procedure of the

Commission and the possibility for third States parties to present comments in respect of a submission made by a coastal State pursuant to article 76 of the Convention.

## **VII. Committees**

61. During its twenty-sixth session, on 2 October 2008, the Tribunal reconstituted its committees for the period ending 30 September 2009.<sup>3</sup>

### **A. Committee on Budget and Finance**

62. The members of the Committee on Budget and Finance selected on 2 October 2008 are as follows: Judge Yanai, Chairman; Judges Akl, Treves, Cot, Lucky, Hoffmann, Bouguetaia and Golitsyn, members.

### **B. Committee on Rules and Judicial Practice**

63. The members of the Committee on Rules and Judicial Practice selected on 2 October 2008 are as follows: President Jesus, Chairman; Vice-President Türk, Judges Caminos, Marotta Rangel, Yankov, Nelson, Chandrasekhara Rao, Wolfrum, Treves (ex officio member), Ndiaye, Cot, Yanai and Kateka, members.

### **C. Committee on Staff and Administration**

64. The members of the Committee on Staff and Administration selected on 2 October 2008 are as follows: Judge Hoffmann, Chairman; Judges Caminos, Nelson, Wolfrum, Treves, Kateka, Gao and Golitsyn, members.

### **D. Committee on Library, Archives and Publications**

65. The members of the Committee on Library, Archives and Publications selected on 2 October 2008 are as follows: Judge Cot, Chairman; Judges Caminos, Marotta Rangel, Nelson, Akl, Wolfrum, Ndiaye and Pawlak, members.

### **E. Committee on Buildings and Electronic Systems**

66. The members of the Committee on Buildings and Electronic Systems selected on 2 October 2008 are as follows: Judge Pawlak, Chairman; Judges Wolfrum, Yanai, Hoffmann, Gao and Bouguetaia, members.

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<sup>3</sup> For the terms of reference of the Committees, see SPLOS/27, paras. 37-40; SPLOS/50, paras. 36-37; SPLOS/136, para. 46.

## **F. Committee on Public Relations**

67. The members of the Committee on Public Relations selected on 2 October 2008 are as follows: Judge Lucky, Chairman; Judges Caminos, Yankov, Chandrasekhara Rao, Treves, Kateka, Gao and Bouguetaia, members.

## **VIII. Privileges and immunities**

### **A. General Agreement**

68. The Agreement on the Privileges and Immunities of the International Tribunal for the Law of the Sea, adopted by the seventh Meeting of States Parties on 23 May 1997, was deposited with the Secretary-General of the United Nations and opened for signature at United Nations Headquarters for 24 months as from 1 July 1997 (SPLOS/24, para. 27). The Agreement entered into force on 30 December 2001, 30 days after the date of deposit of the tenth instrument of ratification or accession. At the closing date for signature, 21 States had signed the Agreement. As at 31 December 2008, 37 States had ratified or acceded to it.

### **B. Headquarters Agreement**

69. The Headquarters Agreement between the Tribunal and the Government of the Federal Republic of Germany was signed on 14 December 2004 by the President of the Tribunal and the State Secretary of the Federal Foreign Office of Germany. On 11 April 2007, the President and the Director-General for Legal Affairs of the German Federal Foreign Office exchanged the necessary notifications for the entry into force of the Headquarters Agreement and the Agreement thereby entered into force on 1 May 2007.

70. The Headquarters Agreement defines the legal status of the Tribunal in Germany and regulates the relations between the Tribunal and the host country. It contains provisions on matters such as the law applicable to the headquarters district, the immunity of the Tribunal, its property, assets and funds, and the privileges, immunities and exemptions accorded to the members of the Tribunal and its officials, as well as to agents representing parties, counsel and advocates, and witnesses and experts who are required to appear before the Tribunal.

## **IX. Relations with the United Nations**

### **A. Observer status in the General Assembly**

71. At the 64th plenary meeting of the sixty-third session of the General Assembly, on 5 December 2008, the President of the Tribunal delivered a statement under agenda item 70 (a), entitled “Oceans and the law of the sea”.<sup>4</sup> In his statement, the President reported to the General Assembly on the developments which had taken place with respect to the Tribunal since the last meeting of the General Assembly,

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<sup>4</sup> The text is available on the Tribunal website: [www.itlos.org](http://www.itlos.org) or [www.tidm.org](http://www.tidm.org).



and also made general comments on the jurisdiction and the work of the Tribunal. He also highlighted some unique aspects of the Tribunal's jurisdiction, first drawing the delegates' attention to the advisory jurisdiction of the Seabed Disputes Chamber, which may give an advisory opinion at the request of the Assembly or Council of the International Seabed Authority, and then underscoring the fact that the Tribunal itself could give an advisory opinion if an agreement related to the purposes of the Convention so provided.

## **B. Relationship Agreement with the United Nations**

72. The Registrar reported to the Tribunal, at its twenty-fifth and twenty-sixth sessions, on developments regarding the implementation of the Agreement on Cooperation and Relationship between the United Nations and the International Tribunal for the Law of the Sea.

## **X. Relations with other entities and bodies**

73. During the period under review, the President addressed the International Law Commission at a meeting held on 31 July 2008 in Geneva. On 21 August 2008, the President addressed the seventy-third Biennial Conference of the International Law Association, which was held in Rio de Janeiro. On behalf of the President, on 1 July 2008, Judge Chandrasekhara Rao addressed the forty-seventh session of the Asian-African Legal Consultative Organization, which was held in New Delhi.

## **XI. Premises of the Tribunal**

74. The terms and conditions under which the premises are made available to the Tribunal by the Federal Republic of Germany are established in the Agreement of 18 October 2000 between the International Tribunal for the Law of the Sea and the Government of the Federal Republic of Germany on the Occupancy and Use of the Premises of the International Tribunal for the Law of the Sea in the Free and Hanseatic City of Hamburg.

75. A meeting between the Registry and the competent German authorities was held on 11 November 2008, to discuss issues regarding the premises of the Tribunal, including maintenance services, the library extension, media technology and environmental projects. In particular, the meeting discussed and approved the list of repairs relating to the premises for 2009.

## **XII. Finances**

### **A. Budgetary matters**

#### **1. Budget of the Tribunal for 2009-2010**

76. The budget proposals for 2009-2010, approved by the Tribunal at its twenty-fifth session, were submitted to the eighteenth Meeting of States Parties. The

proposals, involving an amount of €17,765,100, were based on an evolutionary approach and guided by the principle of zero growth.

77. The Meeting of States Parties adopted the budget for 2009-2010 in the amount of €17,515,100, as proposed by the Tribunal, subject to two changes affecting the judges' pensions and judges' common costs, which had been made in the light of the re-election of five judges of the Tribunal. The approved budget provided for recurrent expenditure of €14,795,600, including €4,433,400 for the remuneration, travel and pensions of the judges and €7,054,600 for salaries and related costs of staff, and non-recurrent expenditure of €154,800. The Meeting of States Parties also approved €2,564,700 under the part of the budget entitled "Case-related costs". No appropriations were made to the Working Capital Fund (see SPLOS/184, para. 33 and SPLOS/180).

## **2. Report on budgetary matters for the financial periods 2005-2006 and 2007-2008**

78. At its twenty-fifth session, the Tribunal considered the report presented by the Registrar on budgetary matters for the financial periods 2005-2006 and 2007-2008. The report, which was submitted to the eighteenth Meeting of States Parties for its consideration (see SPLOS/175) includes the following: surrender of cash surplus for the financial period 2005-2006; provisional performance for 2007; action taken pursuant to the decisions on budgetary matters for the financial period 2007-2008 taken by the sixteenth and seventeenth Meeting of States Parties (see SPLOS/146 and SPLOS/161) and to the Financial Regulations of the Tribunal; overexpenditures in 2007; and other matters, in particular a new salary system for judges at international courts and tribunals.

## **3. Cash flow situation**

79. At its twenty-fifth and twenty-sixth sessions, the Tribunal took note of the information presented by the Registrar concerning the cash flow situation of the Tribunal.

## **B. Status of contributions**

80. As at 31 December 2008, 104 States parties had made contributions to the 2008 budget, totalling €8,446,238, while 53 States parties had not made any payments with respect to their assessed contributions for 2008. The balance of unpaid contributions with respect to the second year of the 2007-2008 budget was €116,112.

81. Furthermore, assessed contributions amounting to €308,869 in respect of the Tribunal's budgets from 1996 to 2008 were still pending as at 31 December 2008.

82. The balance of unpaid contributions with respect to the overall budget of the Tribunal amounted to €469,981. In July 2008, the Registrar sent the States parties notes verbales concerning the assessed contributions for the first year of the 2009-2010 budget of the Tribunal, which also contained information about outstanding contributions to the previous budgets of the Tribunal. In December 2008, the Registrar sent notes verbales to the States parties concerned, reminding them of their outstanding contributions to the budgets of the Tribunal.

### **C. Financial Regulations and Rules**

83. The Financial Regulations of the Tribunal, adopted by the thirteenth Meeting of States Parties on 12 June 2003, became effective on 1 January 2004. The Financial Regulations apply to the financial period 2005-2006 and to subsequent financial periods.<sup>5</sup>

84. Pursuant to financial regulation 10.1(a), the Registrar should establish detailed financial rules and procedures in order to ensure effective financial administration and the exercise of economy. In accordance with this provision, the Tribunal, at its seventeenth session, approved the Financial Rules that had been prepared by the Registrar and reviewed by the Committee on Budget and Finance. The Financial Rules were submitted to the fourteenth Meeting of States Parties for its consideration. The Meeting took note of the Financial Rules of the Tribunal, which, according to rule 114.1, became effective on 1 January 2005 (see SPLOS/120).

### **D. Conditions of service and compensation for members of the Tribunal**

85. During the period under review, the Committee on Budget and Finance gave consideration, on the basis of documents prepared by the Registry, to the entitlements of the members of the Tribunal. The Committee also examined the new salary system for judges at the International Court of Justice, and other courts and tribunals in the United Nations system, which was established on the basis of General Assembly decision 62/547 adopted on 3 April 2008. The Committee focused on the implications of this decision on the system for compensating members of the Tribunal. On the recommendation of the Committee, the Tribunal requested that a proposal on the matter be submitted to the nineteenth Meeting of States Parties.

### **E. Appointment of the auditor for 2009-2012**

86. Pursuant to financial regulation 12.1, the eighteenth Meeting of States Parties appointed BDO Deutsche Warentreuhand AG as the Tribunal's auditor for the financial periods 2009-2010 and 2011-2012 (see SPLOS/184, para. 51).

### **F. International Public Sector Accounting Standards**

87. During the period under review, the Committee on Budget and Finance exchanged views on a decision of the General Assembly concerning the adoption of the International Public Sector Accounting Standards within the United Nations system. On the recommendation of the Committee, the Tribunal decided to continue with its current practice and monitor closely the application of the new standards by the various bodies of the United Nations.

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<sup>5</sup> See Financial Regulation 14.1.

## **G. Trust funds and donations**

88. The General Assembly, in resolution 55/7 of 30 October 2000, requested the Secretary-General to establish and administer a voluntary trust fund to assist States in the settlement of disputes by the Tribunal. The trust fund was subsequently established and is operational.

89. According to information provided by the Division for Ocean Affairs and the Law of the Sea of the Secretariat, contributions to the trust fund were made by the Governments of the United Kingdom and Finland, and financial statements of the trust fund showed a balance of \$122,506.08 as at 31 December 2008. In 2008, a contribution was made to the trust fund by the Government of Finland.

90. In 2004, the Korea International Cooperation Agency (KOICA) provided a grant to fund the participation of interns from developing countries in the internship programme of the Tribunal. A trust fund has been established by the Registrar for this purpose pursuant to regulation 6.5 of the Financial Regulations of the Tribunal.

91. In 2007, the Nippon Foundation provided a grant to fund the participation of five fellows in a capacity-building and training programme on dispute settlement under the Convention. A trust fund has been established by the Registrar for this purpose pursuant to regulation 6.5 of the Financial Regulations of the Tribunal.

92. At its twenty-fifth session, the Tribunal gave further consideration to a proposal for the establishment of a group of advisers within the International Foundation for the Law of the Sea to assist potential parties in disputes before the Tribunal.

## **XIII. Administrative matters**

### **A. Staff Regulations and Staff Rules**

93. During the twenty-fifth session, on the basis of the recommendation of the Committee on Staff and Administration, the Tribunal adopted amendments to the Staff Regulations concerning the salary scale for staff in the Professional and higher categories. The amendment is intended to bring the salary scale of the staff of the Tribunal into line with the applicable scales adopted for the United Nations common system, pursuant to regulation 12.6 of the Staff Regulations.

94. During the period under review, on the basis of the recommendation of the Committee on Staff and Administration, the Tribunal took note of amendments to the Staff Rules concerning the scale of pensionable remuneration for staff in the Professional and higher categories. These amendments, reflecting amendments made to the Staff Rules of the United Nations, were proposed by the Registrar in accordance with staff rule 112.2 (bis) (a) in order to ensure compatibility between the Staff Rules of the Tribunal and the United Nations Staff Rules in a manner consistent with the Staff Regulations of the Tribunal.

95. During the twenty-sixth session, the Tribunal considered proposals from the Registrar with a view to increasing the efficiency of the work of the Tribunal. As a result, the Tribunal decided that the Department of Administration would be responsible for providing assistance to meetings of the Tribunal. The Tribunal also

took a decision to reclassify the G-3 post Reception/Administrative Support to G-4 Administrative Assistant in the light of the higher level of the new tasks assigned to the post.

## **B. Staff recruitment**

96. The Tribunal continued the recruitment process for both Professional and General Service staff. By the end of 2008, recruitment had been completed for the post of chief of administration (P-5 level) and legal officer (P-3 level). A list of the staff members of the Tribunal as at 31 December 2008 is contained in annex I to the present report.

97. Temporary personnel were recruited to assist the Tribunal during its twenty-fifth and twenty-sixth sessions.

## **C. Staff Pension Committee**

98. Further to the proposal of the Tribunal, the sixteenth Meeting of States Parties decided that a Staff Pension Committee should be established with the following composition: (a) one member and one alternate member to be chosen by the Meeting for a term of office of two years; (b) one member and one alternate member to be appointed by the Registrar for a term of office of two years; and (c) one member and one alternate member to be chosen by the staff for a term of office of two years. As at the end of 2008, the composition of the Staff Pension Committee of the Tribunal was as follows:

<i>Selected by</i>	<i>Members</i>	<i>Alternates</i>
States parties	Embassy of Senegal in Berlin	Embassy of Canada in Berlin
Staff members	Svitlana Hartmann <sup>6</sup>	Kafui Gaba Kpayedo
Registrar	Adama Ouane, Director, UNESCO Institute for Lifelong Learning, Hamburg	Frank Meek, Chief, Administration and Finance, Secretariat of the United Nations Convention to Combat Desertification, Bonn

## **D. Language classes at the Tribunal**

99. English and French classes for staff members were held at the Tribunal in 2008.

<sup>6</sup> On 22 January 2009, Ms. Hartmann was designated as member of the Committee.

## **E. Internship programme**

100. The internship programme of the Tribunal was established in 1997. In 2004, the KOICA grant was set up to assist applicants from developing countries in covering the costs incurred by participating in the Tribunal's internship programme. As at the end of 2008, a total of 195 interns from 67 States had participated in the programme, with 70 interns benefiting from funding from the KOICA grant.

101. During 2008, 16 persons from 15 different countries served periods of internship at the Tribunal. A list of the interns is contained in annex II to the present report.

102. An information sheet and the application form for the programme can be obtained from the Registry or from the Tribunal website: [www.itlos.org](http://www.itlos.org) (English) or [www.tidm.org](http://www.tidm.org) (French).

## **F. Capacity-building and training programme**

103. In 2008, for the second time, a capacity-building and training programme on dispute settlement under the Convention was conducted with the support of the Nippon Foundation. The Nippon Foundation Grant was set up in 2007 to provide capacity-building and training to fellows and assist them in covering the costs incurred by participating in the programme. In 2008, participants attended lectures on topical issues related to the law of the sea and maritime law and training courses on negotiation and delimitation. They also visited institutions working in the fields of law of the sea, maritime law and settlement of disputes, including the United Nations, the International Maritime Organization, the International Court of Justice and the International Oil Pollution Compensation Funds. At the same time, participants carried out individual research on selected topics.

104. Participants in the 2008-2009 programme (July 2008-March 2009) were nationals from China, Gabon, Indonesia, Kenya and Romania. A list of fellows is contained in annex III to the present report.

## **XIV. Buildings and electronic systems**

### **A. Requirements for the permanent premises**

105. During the twenty-fifth and twenty-sixth sessions of the Tribunal, the Registrar presented reports on building arrangements, including the extension of the cooling system; the use of the Tribunal's premises; the development of electronic systems, such as the wireless network and new e-mail system; courtroom technology; and security matters. The reports were reviewed by the Committee on Buildings and Electronic Systems.

### **B. Use of the premises and public access**

106. The following events were organized on the premises of the Tribunal during 2008:

- (a) “Maritime talks: offshore wind energy”, organized by the International Foundation for the Law of the Sea, held on 14 March 2008;
- (b) Journée de la Francophonie, organized by the Consuls General of France, Switzerland and Tunisia, held on 26 March 2008;
- (c) Meeting of the Hamburger Wirtschaftsunioren on the theme “Global warming in cold regions”, held on 4 April 2008;
- (d) Workshop on the theme “Ship and sanitation issues related to the international health regulations”, organized by the World Health Organization and held from 26 to 28 May 2008;
- (e) Meeting of the Europäisches und Internationales Arbeits- und Sozialrecht Arbeitsgruppe im Deutschen Arbeitsgerichtsverband e.V., held on 6 and 7 June 2008;
- (f) Summer academy organized by the International Foundation for the Law of the Sea, held from 3 to 31 August 2008;
- (g) Meeting of the German-American Lawyers’ Association, held from 19 to 21 September 2008;
- (h) Meeting of the German-British Jurists’ Association, held on 26 September 2008;
- (i) Symposium entitled “Climate change, conflicts and cooperation in the Arctic”, organized by the International Foundation for the Law of the Sea, held on 27 September 2008;
- (j) Colloquium for young researchers in international law, organized jointly by the French and German Societies of International Law and the University of Hamburg, held on 9 October 2008;
- (k) United Nations symposium, organized by Haus Rissen, held on 10 October 2008;
- (l) Media training for the Führungsakademie, held on 21 October 2008;
- (m) Symposium in honour of Professor Ehlers, held on 7 November 2008;
- (n) Meeting of the International Association for Humanitarian Policy and Conflict Research (HPCR International), held from 10 to 14 November 2008;
- (o) Conference on insurance law and international law of the sea, organized by the Kanzlei Michaelis, held on 21 November 2008;
- (p) Conference on the International Labour Organization Maritime Labour Convention, organized jointly by the Bundesministerium für Arbeit und Soziales and the International Labour Organization, held on 15 and 16 December 2008.

107. In addition, the premises of the Tribunal were visited by approximately 800 people during organized tours in 2008.

## **XV. Library facilities and archives**

108. During the twenty-fifth and twenty-sixth sessions, the Registrar reported on several matters pertaining to the Library, including the collections, the online

databases and the bibliography. He also presented reports on the archive and document centre at the Tribunal, including the archival databases and mobile exhibition.

109. A list of donors to the Library is contained in annex IV to the present report.

## **XVI. Publications**

110. The status of the Tribunal's publications was reviewed by the Committee on Library, Archives and Publications during the twenty-fifth and twenty-sixth sessions of the Tribunal.

111. During the period under review, the following volumes were published:

- (a) *ITLOS Yearbook 2007*;
- (b) *ITLOS Reports of Judgments, Advisory Opinions and Orders 2005-2007*;
- (c) *ITLOS Pleadings, Minutes of Public Sitings and Documents 2000, vol. 6*;
- (d) *ITLOS Pleadings, Minutes of Public Sitings and Documents 2001, vol. 9*.

112. The Tribunal has made the "Guide to proceedings before the International Tribunal for the Law of the Sea" available in the form of a compact disk, containing the text in all six official languages of the United Nations.

## **XVII. Public relations**

113. During the twenty-fifth and twenty-sixth sessions, the Committee on Public Relations gave consideration to a set of measures to provide information on the work of the Tribunal, including the organization of regional workshops, the dissemination of information on the Tribunal and participation of Tribunal representatives in international legal meetings.

## **XVIII. Regional workshops**

114. The Tribunal has planned a series of workshops on the settlement of disputes related to the law of the sea in different regions of the world, in cooperation with KOICA and the International Foundation for the Law of the Sea. The purpose of the workshops is to provide government experts working in the maritime field with insight into the procedures for the settlement of disputes contained in Part XV of the Convention, with special attention given to the jurisdiction of the Tribunal and the procedures for bringing cases before it.

115. During 2008, two workshops were held:

(a) In Bahrain, from 4 to 6 February 2008, organized by the Tribunal with the cooperation of the Government of the Kingdom of Bahrain, with the participation of representatives of seven States (Bahrain, Kuwait, Oman, Qatar, Saudi Arabia, United Arab Emirates and Yemen);

(b) In Buenos Aires, from 26 to 28 May 2008, organized by the Tribunal with the cooperation of the Government of Argentina, attended by representatives of



10 States (Argentina, Bolivia (Plurinational State of), Brazil, Chile, Colombia, Ecuador, Paraguay, Peru, Uruguay and Venezuela (Bolivarian Republic of)).

Future regional workshops are planned to be held in 2009.

## **XIX. Summer academy**

116. The second session of the summer academy of the International Tribunal for the Law of the Sea was held at the Tribunal's premises from 3 July to 31 August 2008 with the participation of judges from the Tribunal as lecturers. The academy, which focused on the subject "Uses and protection of the sea: legal, economic and natural science perspectives", drew 32 participants from 24 countries, who attended lectures on issues relating to both law of the sea and maritime law. The lectures were also given by experts, practitioners, representatives of international organizations and scientists. The participation of 23 students from developing countries in the academy was ensured through grants offered by KOICA and the Nippon Foundation.

## **XX. Award**

117. At a ceremony held at the Maritime Museum of Malta, on 3 May 2008, the Secretary-General of the International Maritime Organization, Efthimios E. Mitropoulos, presented the International Tribunal for the Law of the Sea with the Award for Meritorious Contribution towards the Development, Interpretation and Implementation of International Maritime Law. The award was received by the President of the Tribunal.

## **XXI. Public information and website**

118. The Tribunal publicized its work by means of its website, press releases and briefings by the Registry and by distribution of its judgments, orders and publications.

119. The website can be accessed at [www.itlos.org](http://www.itlos.org) or [www.tidm.org](http://www.tidm.org). The texts of the judgments, orders and verbatim records of hearings of the Tribunal are available on the website, together with other information about the Tribunal.

120. In 2008, judges and staff members of the Registry also delivered lectures and published papers on the work of the Tribunal.

## **XXII. Future work**

121. The Tribunal decided to hold its twenty-seventh session from 9 to 20 March 2009 to deal with legal matters having a bearing on the judicial work of the Tribunal and other organizational and administrative matters. It further decided that the twenty-eighth session would be held from 21 September to 2 October 2009.

**Annex I****Information on staff (2008)****Professional and higher categories**

<i>Name</i>	<i>Title</i>	<i>Country of nationality</i>	<i>Level of post</i>	<i>Level of incumbent</i>
Gautier, Philippe	Registrar	Belgium	ASG	ASG
Kim, Doo-young	Deputy Registrar	Republic of Korea	D-2	D-2
Nagayoshi, Noriko	Chief of Administration	Japan	P-5	P-5
Chérif, Lamine	Head of Conference and Linguistic Services	Tunisia	P-5	P-5
Savadogo, Louis	Legal Officer	Burkina Faso	P-4	P-4
Hinrichs, Ximena	Legal Officer	Chile	P-4	P-4
Guy, Pauline	Translator/Reviser (English)	United Kingdom	P-4	P-4
Ndungu, Florence	Head of Budget and Finance	Kenya	P-4	P-4
Mizerska-Dyba, Elzbieta	Librarian	Poland	P-4	P-4
Gbadoe, Alfred	Information Technology Officer	Germany	P-3	P-3
Gaba Kpayedo, Kafui	Administrative Officer (Support/Building Management)	Togo	P-3	P-3
Rostan, Jean-Luc	Translator (French)	France	P-3	P-3
Füracker, Matthias	Legal Officer	Germany	P-3	P-3
Suarez, Suzette	Associate Legal Officer	Philippines	P-2	P-2
Cummings, Philippa	Archivist	Canada	P-2	P-2
Ritter, Roman	Associate Administrative Officer (Contributions/Budget)	Germany	P-2	P-2
Ritter, Julia	Press Officer	United Kingdom	P-2	P-2

Total posts: 17

## General Service

<i>Name</i>	<i>Title</i>	<i>Country of nationality</i>	<i>Level of post</i>	<i>Level of incumbent</i>
Prieto, Luis	Computer Systems Assistant	Spain	G-7	G-7
Vorbeck, Antje	Administrative Assistant (Personnel)	Germany	G-7	G-7
Bothe, Andreas	Building Coordinator	Germany	G-7	G-7
Egert, Anke	Publications/Personal Assistant (Registrar)	Germany	G-7	G-7
Winkelmann, Jacqueline	Administrative Assistant (Procurement)	Germany	G-7	G-7
Becker, Martine	Linguistic Assistant/Judiciary Support	France	G-6	G-6
Nas, Ellen	Personal Assistant (President)	Netherlands	G-6	G-6
Albiez, Berit	Linguistic Assistant/Judiciary Support	Germany	G-6	G-6
Hartmann-Vereshchak, Svitlana	Finance Assistant	Ukraine	G-6	G-6
Vacant	Administrative Assistant (Contributions)		G-6	
Sadler, Gerardine	Administrative Assistant	Singapore	G-5	G-5
Bartlett, Emma	Personnel Assistant	United Kingdom	G-5	G-5
Borchert, Anne-Charlotte	Personal Assistant (Deputy Registrar)	France	G-5	G-5
Naegler, Thorsten	Finance Assistant (Accounts Payable)	Germany	G-5	G-5
Duddek, Sven	Senior Security Officer/ Building Superintendent	Germany	G-4	G-4
Karanja, Elizabeth	Conference/Documentation Assistant	Kenya	G-4	G-4
Heim, Svenja	Library Assistant	Germany	G-4	G-4
Marzahn, Inga	Receptionist/Administrative Support	Germany	G-4	G-4
Ntinugwa, Chuks	Security Officer/Driver	Germany	G-3	G-3
Aziamble, Papagne	Security Officer/Driver	Togo	G-3	G-3

Total posts: 20

**Annex II****Information on interns (2008)**

<i>Name</i>	<i>Country</i>	<i>Period</i>
Atonfack Guemo, Cyrille	Cameroon	January-March
Babayev, Rufat	Azerbaijan	July-September
Chiniewicz, Slawomir	Poland	September-December
Engel, Lauren	United States of America	June-July
Ferrara, Pablo	Argentina	August-December
Iliogrammenou, Sofia-Ioanna	Greece	April-June
Hoyami, Christel	France	October-December
Kim, Ji Young	Republic of Korea	April-June
Maker, Abhinav	India	May-June
Maréchal, Nathalie	France	May-July
Mbenguily, Jean Richard	Gabon	April 2008-June 2009
Mionki, Judy	Kenya	October 2008-March 2009
Namountougou, Aldjima	Burkina Faso	January-March
Torrens, Shannon	Australia	January-March
Ubay, Romulo	Philippines	July-September
Wang, Runyu	China	February-March

**Annex III****Information on Nippon fellows (2008-2009)**

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<i>Name</i>	<i>Country</i>	<i>Period</i>
Hong, Nong	China	1 July 2008-31 March 2009
Mbenguily, Jean Richard	Gabon	1 July 2008-31 March 2009
Nyakoe, Catherine	Kenya	1 July 2008-31 March 2009
Siahaan, Anthony	Indonesia	1 July 2008-31 March 2009
Tigau, Raluca	Romania	1 July 2008-31 March 2009

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## Annex IV

### **List of donors to the Library of the International Tribunal for the Law of the Sea (2008)<sup>a</sup>**

Jawad Salim Al-Arayed, Deputy Prime Minister of the Kingdom of Bahrain, Manama

Asociación Argentina de Derecho Internacional, Córdoba, Argentina

The Association for International Law and International Relations, Bucharest

Bucerius Law School Library, Hamburg, Germany

Bundesamt für Seeschifffahrt und Hydrographie, Hamburg and Rostock, Germany

Bundesforschungsanstalt für Fischerei, Hamburg, Germany

Comité Maritime International, Antwerp

Department of Foreign Affairs of the Republic of Indonesia, Jakarta, Indonesia

Division for Ocean Affairs and the Law of the Sea, United Nations, New York

European Commission, Directorate-General for Fisheries, Brussels

European Commission, Office of Publications, Luxembourg

European Court of Human Rights, Strasbourg, France

Food and Agriculture Organization, Rome

Germanischer Lloyd, Hamburg, Germany

Inter-American Court of Human Rights, San José

Inter-American Tropical Tuna Commission, La Jolla, California, United States of America

International Court of Justice, The Hague

International Labour Office, Geneva

International Maritime Organization, London

International Oil Pollution Compensation Funds, London

International Seabed Authority, Kingston

International Union for Conservation of Nature and Natural Resources, Gland, Switzerland

International Whaling Commission, Cambridge, United Kingdom

Japan Branch of the International Law Association, Faculty of Law, University of Tokyo

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<sup>a</sup> As at 31 December 2008.

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Heidelberg, Germany

John Norton Moore and Myron Nordquist, Center for Oceans Law and Policy,  
University of Virginia, Charlottesville, Virginia

Northwest Atlantic Fisheries Organization, Dartmouth, Canada

Peace Palace Library, The Hague

Permanent Court of Arbitration, The Hague

United Nations Development Programme, New York

Roberto Virzo, Professor, Libera Università Internazionale degli Studi Sociali Guido  
Carli, Rome

Vrije Universiteit, Faculteit der Rechtsgeleerdheid, Amsterdam

Walther Schücking Institute for International Law of the University of Kiel, Kiel,  
Germany

World Meteorological Organization, Geneva

World Trade Organization, Geneva

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