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INTERNATIONAL CONFERENCE ON THE
SAFE AND ENVIRONMENTALLY SOUND
RECYCLING OF SHIPS
Hong Kong, China, 11-15 May 2009

SR/CONF/DC/2
14 May 2009
Original: ENGLISH

Agenda Item 8

**DRAFT
CONFERENCE RESOLUTIONS**

Text examined and approved by the Drafting Committee

RESOLUTION 1

EXPRESSION OF APPRECIATION TO THE HOST GOVERNMENT

THE CONFERENCE,

NOTING with appreciation the kind invitation of the Government of the People's Republic of China to the International Maritime Organization to hold the International Conference on the Safe and Environmentally Sound Recycling of Ships, in Hong Kong, China,

ACKNOWLEDGING the generous financial and in-kind contribution and excellent arrangements made by the Government of the Hong Kong Special Administrative Region of the People's Republic of China for the Conference, as well as the hospitality, courtesies and other amenities bestowed on the Participants to the Conference,

1. EXPRESSES its profound gratitude and thanks to the Government and the People of the Hong Kong Special Administrative Region of the People's Republic of China for their valuable contribution to the success of the Conference;
2. DECIDES, in grateful recognition of this contribution, to designate the Convention adopted by the Conference as the:

HONG KONG INTERNATIONAL CONVENTION FOR THE SAFE AND ENVIRONMENTALLY SOUND RECYCLING OF SHIPS, 2009.

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RESOLUTION 2

**CONTRIBUTION OF THE PARTIES TO THE BASEL CONVENTION AND THE
INTERNATIONAL LABOUR ORGANIZATION IN THE DEVELOPMENT
OF THE HONG KONG INTERNATIONAL CONVENTION FOR THE SAFE AND
ENVIRONMENTALLY SOUND RECYCLING OF SHIPS, 2009**

THE CONFERENCE,

HAVING ADOPTED the Hong Kong International Convention for the Safe and Environmentally Sound Recycling of Ships, 2009 (the Convention),

BEING AWARE of the active and constructive participation and contribution of representatives of the Parties to the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal and the International Labour Organization and their Secretariats at all stages of the development of the Convention,

RECOGNIZING the role and competencies of the Basel Convention and expertise of its representatives on matters relating to the transboundary movement and to the environmentally sound management of waste,

RECOGNIZING ALSO, the role, competencies and expertise of the International Labour Organization on matters relating to occupational safety and health of workers,

EXPRESSES its appreciation for the contribution made by the Basel Convention and the International Labour Organization during the development of the Convention,

INVITES the International Maritime Organization to continue co-operation on ship recycling with the Basel Convention and the International Labour Organization following the adoption of the Convention.

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RESOLUTION 3

PROMOTION OF TECHNICAL CO-OPERATION AND ASSISTANCE

THE CONFERENCE,

HAVING ADOPTED the Hong Kong International Convention for the Safe and Environmentally Sound Recycling of Ships, 2009 (the Convention),

BEING AWARE that Parties to the Convention will be called upon to give full and complete effect to its provisions, in order to effectively address the environmental, occupational health and safety risks related to ship recycling, taking into account the particular characteristics of maritime transport and the need to secure the smooth withdrawal of ships that have reached the end of their operating lives,

NOTING that article 13 of the Convention requires Parties, *inter alia*, to undertake, as appropriate, to provide support to those Parties that request technical assistance in respect of the safe and environmentally sound recycling of ships,

BEING CONVINCED that the promotion of technical co-operation will expedite the acceptance, uniform implementation and enforcement of the Convention by States,

NOTING WITH APPRECIATION that, through the adoption of resolution A.901(21), the Assembly of the International Maritime Organization (IMO):

- (a) affirmed that IMO's work in developing global maritime standards and in providing technical co-operation for their effective implementation and enforcement can and does contribute to sustainable development; and
- (b) decided that IMO's mission statement, in relation to technical co-operation in the 2000s, is to help developing countries, least developed countries (LDCs) and Small Island Developing States (SIDSs), improve their ability to comply with international rules and standards relating to maritime safety and the prevention and control of marine pollution, giving priority to technical assistance co-operation that focus on human resource development, particularly through training and institutional capacity building;

1. REQUESTS Member States, in co-operation with IMO, other interested States and international bodies, competent international or regional organizations and industry programmes, to promote and provide directly, or through IMO, support to States that request technical assistance for:

- .1 the assessment of the implications of ratifying, accepting, approving, or acceding to, as well as implementing and enforcing the Convention;
- .2 the development of national legislation and institutional arrangements to give effect to the Convention;
- .3 the introduction of safe and environmentally sound management for the collection, handling, treatment and disposal of Hazardous Materials and wastes removed from the ship during its recycling, including the promotion of private

- sector and non-governmental organizations with an interest towards the preparation of ships before they are recycled;
- .4 the introduction of other measures, including the training of personnel, for the effective implementation and enforcement of the Convention; and
 - .5 the co-operation between shipbuilding countries and existing or future ship recycling countries for the purposes of research leading towards the effective implementation of the Convention;
2. REQUESTS FURTHER international development agencies and organizations to support, including through the provision of necessary resources, technical co-operation programmes in the field of safe and environmentally sound recycling of ships, consistent with the Convention;
3. INVITES the Technical Co-operation Committee of IMO to continue providing for capacity-building activities on the safe and environmentally sound recycling of ships within the Organization's Integrated Technical Co-operation Programme, in order to support the effective implementation and enforcement of the Convention by developing countries, least developed countries (LDCs) and Small Island Developing States (SIDSs);
4. URGES all States to initiate action in connection with the above-mentioned technical co-operation measures without awaiting the entry into force of the Convention.

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RESOLUTION 4

FUTURE WORK BY THE ORGANIZATION PERTAINING TO THE HONG KONG INTERNATIONAL CONVENTION FOR THE SAFE AND ENVIRONMENTALLY SOUND RECYCLING OF SHIPS, 2009

THE CONFERENCE,

HAVING ADOPTED the Hong Kong International Convention for the Safe and Environmentally Sound Recycling of Ships, 2009 (the Convention),

NOTING that articles 8 and 13, regulations 5, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, and 22, and Appendices 3 and 4 of the Convention refer to the guidelines developed by the Organization,

RECOGNIZING the need for the development of these guidelines in order to ensure global, uniform and effective implementation and enforcement of the relevant requirements of the Convention,

INVITES the Organization to develop as a matter of urgency:

- .1 guidelines for the development of the Inventory of Hazardous Materials;
- .2 guidelines for survey and certification;
- .3 guidelines for inspection of ships;
- .4 guidelines for the authorization of Ship Recycling Facilities;
- .5 guidelines for safe and environmentally sound ship recycling;
- .6 guidelines for the development of the Ship Recycling Plan; and
- .7 other guidelines or circulars as may be identified by the Marine Environment Protection Committee of the Organization,

and adopt them, as soon as practicable, and in any case before the entry into force of the Convention, with a view to facilitating global and uniform implementation of the Convention.

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RESOLUTION 5**EARLY IMPLEMENTATION OF THE TECHNICAL STANDARDS OF
THE HONG KONG INTERNATIONAL CONVENTION FOR THE SAFE AND
ENVIRONMENTALLY SOUND RECYCLING OF SHIPS, 2009**

THE CONFERENCE,

HAVING ADOPTED the Hong Kong International Convention for the Safe and Environmentally Sound Recycling of Ships, 2009 (the Convention),

NOTING that Article 17 of the Convention provides that the Convention [shall enter into force [24] months after the date on which not less than [15] States, the combined merchant fleets of which constitute not less than [40] per cent of the gross tonnage of the world's merchant shipping, [and not less than 3 per cent of the gross tonnage of the combined merchant shipping of the same States]], have either signed it without reservation as to ratification, acceptance or approval, or have deposited the requisite instrument of ratification, acceptance, approval or accession in accordance with Article 16,

RECOGNIZING the benefits to be derived from the early application of the technical standards contained in the Annex to the Convention and in the associated guidelines in respect of the environment and the occupational health and safety aspects associated with ship recycling,

1. INVITES Member States of the Organization to consider applying the technical standards contained in the Annex to the Convention on a voluntary basis to ships entitled to fly their flag, as soon as operationally feasible;
2. INVITES ALSO Member States of the Organization to consider applying the technical standards contained in the Annex to the Convention on a voluntary basis to ship recycling facilities under their jurisdiction, as soon as operationally feasible;
3. INVITES FURTHER Member States of the Organization, which take action in accordance with this resolution, to communicate details of such action to the Organization;
4. INVITES the industry to co-operate with Member States of the Organization in applying the technical standards contained in the Annex to the Convention to ships and ship recycling facilities, as appropriate.

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RESOLUTION 6

**EXPLORATION AND MONITORING OF THE BEST PRACTICES FOR FULFILLING
THE REQUIREMENTS OF THE HONG KONG INTERNATIONAL CONVENTION
FOR THE SAFE AND ENVIRONMENTALLY SOUND RECYCLING OF SHIPS, 2009**

THE CONFERENCE,

HAVING ADOPTED the Hong Kong International Convention for the Safe and Environmentally Sound Recycling of Ships, 2009, (the Convention),

NOTING that regulation 15.3 provides that each Party shall establish a mechanism for ensuring that Ship Recycling Facilities comply with the requirements of the Convention and that such mechanism may include an audit scheme to be carried out by the Competent Authority(ies) or an organization recognized by the Party,

RECOGNIZING the benefits and importance of a level playing field for shipowners as well as ship recycling facilities by achieving global and uniform authorization of recycling facilities,

INVITES the Marine Environment Protection Committee to explore possible ways forward to ensure best practices for complying with regulation 15.3 and for monitoring the way the Convention is functioning.
