

# International Engagement Maritime Conventions Law in New Zealand

# Introduction

- International law in the maritime context
- IMO, ILO, IALA, IMSO
- IMO Convention

*“To provide machinery for cooperation among Governments in the field of governmental regulation and practices relating to technical matters of all kinds affecting shipping engaged in international trade”*

# IMO Conventions

## Three categories

- Relating to safety
  - Relating to protection of the marine environment
  - Relating to Liability and Compensation
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- Over 30 Conventions – 171 Member States
  - “No more favourable treatment” for non-parties
  - “Tacit acceptance” procedure to ensure continued uniform adoption

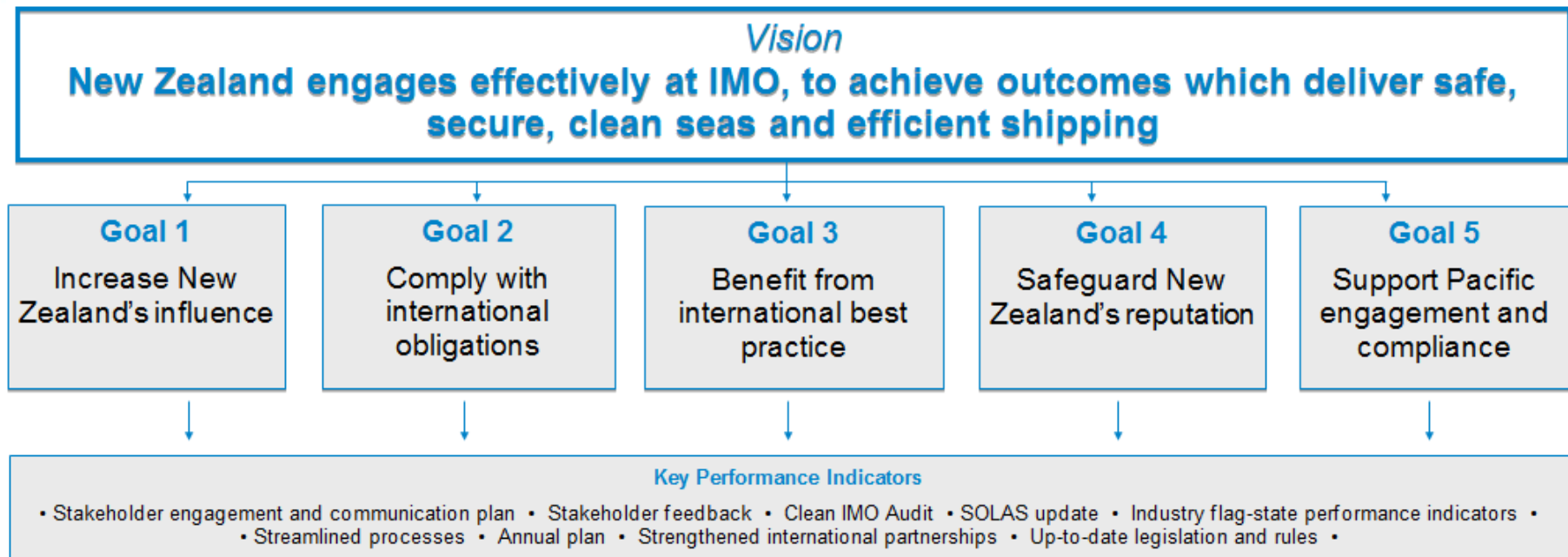
# New Zealand approach

- Signatory to the majority of IMO Conventions
- Recent Initiatives
  - Maritime Labour Convention
  - LLMC 96
  - Intervention Protocol
  - Bunkers
  - Ballast Water
  - Container weight verification
  - Cape Town Convention
  - STCW-F
- This takes many years

# International Engagement

- 1993 delegation to Maritime NZ (for safety regulatory and technical issues and maritime labour. Also designated “Administration” under IMO Conventions)
- Ministry of Transport and MNZ - shared responsibility for a number of matters including IMO Assembly
- Subsequent delegations include SAR, security and environmental protection.
- 2012 Engagement Strategy - Prioritizing attendance at IMO

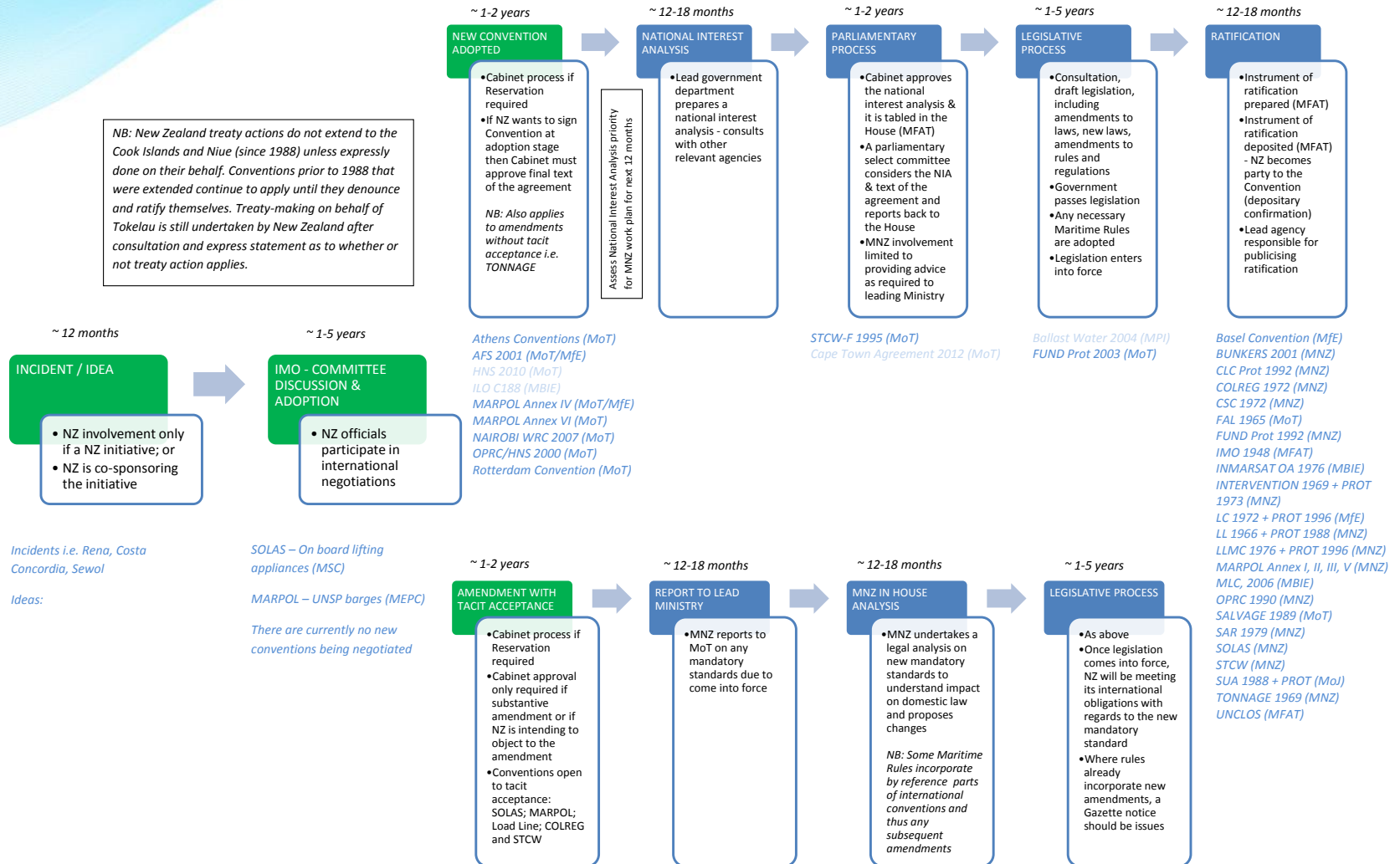
# Strategy for New Zealand's International Maritime Engagement (2013-2020)



# Creating New Conventions

- Development to adoption takes anywhere from 1-10 years.
- You have to be at the table to get results
- At IMO this involves (at least):
  - Attendance at key technical committees where initial obligations are developed
  - Attendance at Legal Committee at critical stage of drafting
  - Attendance at diplomatic conference to sign the treaty
- Different interests and drivers

## Process for adoption of international convention



*NB: shaded conventions have not entered into force yet*



# Existing Conventions

- Tacit Acceptance procedure compels continued engagement for most
- Greater levels of investment and negotiation required
- Alignment of government and industry perspectives
- Involvement of NGO's

# Conclusions

- Whole of government approach
- Engagement Strategy Review
- Role of MLAANZ?