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BACKGROUND

- The CTI-CFF Rules of Procedures does not provide a mechanism for a non-founding State which does not sign the Agreement to be able to signify its agreement to be legally bound by the terms of the Agreement through accession
- Having the <u>accession</u> instrument in the Rules of Procedures, it is hoped that without signing the Agreement, Brunei Darussalam will have legal basis to make formal decision to be a Party to the Agreement

BACKGROUND

Courtesy Visit
Regional
Secretariat to
Brunei
Darussalam
(30 April – 1
May 2015)



Consultation &
Exchange views with
the Dept. Fisheries of
Ministry of Industry
and Primary
Resources of Brunei
Darussalam



RESULT

Need to amend Article 21 (3), Rules of Procedure by inserting word "accession"

Discussion on the process of acceptance of Brunei Darussalam as a new Party of CTI-CFF



LEGAL BASIS OF AMENDMENT TO THE RULES OF PROCEDURE

Rule 24 (2) of Rules of Procedure

(2) The CTI CSO may, in accordance with Rule 5 of these Rules of Procedure, make amendments to these Rules of Procedure, the Finance Regulation and Staff Regulations with the exception of Rule 5 of these Rules of Procedure.

Rule 25 (1), (2) of Rules of Procedure

- (1) Additional provisions and amendments shall be officially submitted by a Party/Parties in writing to the Executive Director.
- (2) The Executive Director shall circulate the submissions to the Parties not later than sixty (60) days before the CTI COM or CTI CSO Meeting.

PROCESS OF AMENDMENT

Indonesia NCC proposed
Amendment of ROP to include provision on "accession"

(25 May 2015)

Of Senior
Officials
(9 June 2015)

Of Senior
Officials
(CSO)

No concern nor objection raised by CTI CSO on the Amendment Proposal issued by Indonesia NCC



<u>Deadline to respond</u>

CTI Committee

Not later than 60 days before SOM-11

(Rule 25, ROP)

Regional Secretariat distributed the Conclusion to CTI CSO (Sept 2015)

CONCLUSION

- Appreciate the amendment process of the Rules of Procedure proposed by Indonesia NCC in collaboration with the CTI CSO and the Regional Secretariat
- □ To adopt the new sentence of Rule 21 (3) on "New CTI-CFF Party" of the Rules of Procedure as follows:

"A state will become a CTI-CFF Party will full rights under this Agreement when all of the requirements of paragraph (2) have been met, and instruments of acceptance or approval or ratification or accession have been submitted to the Depository"

QUOTES

"Where there is no vision, there is no hope."

- George Washington Carver -





Terima kasih — Maraming Salamat — Terima Kasih — Tagio Tumas — Obrigado – Tank iu



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