



FUNCTIONS OF THE IMSO DIRECTOR GENERAL

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In accordance with Article 12 of the Convention, the Director General shall act as legal representative of the Organization and Chief Executive Officer of the Directorate, with responsibility to and under the direction of the Assembly, to service the activities of the Assembly in the performance of its functions as set forth in Article 11 of the Convention.

1 GENERAL FUNCTIONS

- (i) Report on a regular basis to Parties and the Assembly on all activities of the Directorate;
- (ii) Represent the Organization at meetings of IMO dealing with the Safety of Life at Sea Convention, including GMDSS, other maritime safety and security matters, and regular consultation and cooperation with IMO.
- (iii) Represent the Organization at meetings of other organizations, including ITU, ICAO and other UN international and regional bodies on matters of relevance to the Organization's purposes, and consultation and cooperation with such entities as necessary.
- (iv) Travel to meetings outside the Headquarters State, and to member countries for consultations, as necessary.
- (v) Convene and organize Assembly sessions, in accordance with Article 9(2) of the Convention.
- (vi) Keep separate accounting for costs associated to the oversight of GMDSS providers and the performance of the LRIT Coordinator functions.
- (vii) Prepare the annual budgets of the Organization, and implement and operate agreed accounting and auditing procedures.
- (viii) Prepare the annual financial statements in accordance with United Kingdom Generally Accepted Accounting Practice (UK GAAP) or with International Financial Reporting Standards (IFRS), as appropriate.
- (ix) Determine the staffing structure of the Directorate, and engage professional and general service posts in the Directorate for the purpose of carrying out the functions described herein, taking into account the recommendation of the Third Session of the International Maritime Organization's (IMO) Sub-Committee on Radiocommunications, Search and Rescue (COMSAR) (23-27 February 1998) relating to Inmarsat's Restructuring that "IMO is of the opinion that it should be clearly stated in the relevant Inmarsat document that at least one senior member of the Secretariat should have expertise in all aspects of the GMDSS, including its technical operation and be well versed

in the needs of seafarers and maritime search and rescue services."(COMSAR.3/WP/4, Annex).

- (x) Draw up Staff Rules, salary scales and other standard terms of employment, as appropriate for the Directorate.
- (xi) Manage the Directorate, including supervision of other staff.

2 GLOBAL MARITIME DISTRESS AND SAFETY SYSTEM (GMDSS)

Perform or oversee the following tasks subject to Section 4 below:

- (i) Negotiate and execute on behalf of the Organization Public Services Agreements with GMDSS providers recognized by the International Maritime Organization.
- (ii) Review on a regular basis the relevant activities of Providers to ensure that their obligations under their Public Services Agreements are being observed.
- (iii) Prepare a report of the Organization to IMO as envisaged in Clause 5.2 of the Public Services Agreements between the Organization and GMDSS providers. Such Report shall be submitted to the Advisory Committee as defined in the Terms of Reference of the Committee.
- (iv) Participate in the Public Services Committees, established pursuant to Clause 6.1 of the Public Services Agreement.
- (v) Implement enforcement procedures under the Public Services Agreement on the Organization's behalf in the event of any breach of the obligations of Providers thereunder, including any non-compliance, arbitration or other enforcement action.

3 LONG RANGE IDENTIFICATION AND TRACKING OF SHIPS (LRIT)

Perform or oversee the following tasks subject to Section 4 below:

- (i) Negotiate and execute LRIT Services Agreements and/or contracts with the different components of the LRIT system subject to the LRIT Coordinator audit and review.
- (ii) Authorize the integration of the LRIT Data Centres which have undergone and satisfactorily completed developmental testing into the production LRIT system.

- (iii) Undertake the review of the performance of the LRIT system, and in particular, audit the performance of the different components of the LRIT system subject to LRIT Co-ordinator audit and review, and submit annual audit reports to the IMO Maritime Safety Committee.
- (iv) Determine the charges which the Organization will levy in order to recover the expenditure it incurs for providing the LRIT services, and communicate them to the IMO Maritime Safety Committee.

4 **ADVISORY COMMITTEE**

Consult with, and obtain the guidance and advice of the Advisory Committee on the following matters:

- (i) the negotiation and execution of Public Service Agreements with GMDSS Providers recognized by the International Maritime Organization.
- (ii) the negotiation and execution of LRIT Service Agreements and/or contracts with the different components of the LRIT system.
- (iii) the apportionment of the annual budget between the GMDSS/Legacy services and the LRIT Co-ordinator services.
- (iv) the annual charges to be levied for providing LRIT Co-ordinator services.
- (v) preparation of the annual budget of the Organization and accounting and auditing procedures, including the engagement of external accounting services for the purpose of supervision of accounting functions and preparation of annual accounts.
- (vi) the audited financial statements of the Organization.
- (vii) determination of the staffing structure of the Directorate, standard terms of employment of Directorate staff, and the Staff Rules.
- (viii) any proposed action by the Director General to initiate arbitration or judicial proceedings in the event of any alleged breach by the Companies of their obligations under the PSA, provided that, if the Committee so requests, or the Director General so decides, the Director General shall convene an extraordinary session of the Assembly to authorize appropriate enforcement action.
- (ix) preparation of a regular report of the Organization to IMO envisaged in Article 5.2 of the Public Services Agreement (PSA) between the

Organization and GMDSS Providers.

- (x) preparation of annual LRIT Audit Reports to IMO.
 - (xi) requests for admission of new observers to the Assembly.
 - (xii) any other matters delegated by the Assembly.
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