

## IALA COUNCIL 65<sup>th</sup> session



12-15 December 2017  
IALA Headquarters

### 8 – STRATEGY AND POLICY

#### *8.1 – 13<sup>th</sup> IALA General Assembly*

##### 8.1.3 – Draft revised IALA Constitution

Note by the Secretariat

#### 1. BACKGROUND

Revision of the IALA Constitution is an ongoing task for the Legal Advisory Panel over the four year work period, with a view to have the revised Constitution approved by the General Assembly, if appropriate.

#### 2. WORK CARRIED OUT

Updated drafts of the revised Constitution are submitted to each Council session. Based on the comments made and the developments in the Organization, the main amendments proposed by LAP are as follows:

- The definition of Marine Aid to Navigation was aligned with the draft text of the Convention for IALA as an IGO;
- In Article 7 – General Assembly, a new paragraph was introduced to provide for electronic voting on matters other than amendments to the Constitution, for example the approval of standards;
- In Article 8.2.3 – Functions of the Council, the 4<sup>th</sup> bullet was amended to take account of the Basic Documents where the General Regulations provide for the Rules of Procedure of Committees and other bodies;
- Article 8.3 – Council meetings, was slightly amended. A proposal had been made to provide for exceptional circumstances where neither the President nor the Vice President are in attendance but LAP believes that the best governance model is chairmanship by either the President or the Vice President. Should the change be approved LAP suggest adding the following text to the General Regulations:
  - “Only in exceptional circumstances, in the event that neither the President nor the Vice President is present those Councillors present shall elect from among them a Chair for the duration of the meeting.”
- Duplicated words taken out and consistency with other Articles ensured in Article 9 – Committees;
- Article 11 – Funding, amended to reflect common wording in NGOs.

#### 3. SUPPORTING DOCUMENT

The revised draft Constitution is at input paper C65-8.1.3.1.

The draft is a bilingual document, English and French. Although English is the working language of IALA and the Council business is conducted in English, it is important that both texts are approved, as the



C65-8.1.3

Constitution will then be registered with the French administration, in French, as a legal document in accordance with the French law on associations of July 1901.

#### **4. THE COUNCIL IS REQUESTED TO**

- Approve the forwarding of the amended Constitution to the General Assembly for approval.
- Note that the only legally valid version of the IALA Constitution is the French one.