

WORKING DOCUMENT

DELEGATION OF COLOMBIA

National Position on the Diplomatic Conference to Examine and Approve the Convention on the International Organization of Aid to Maritime Navigation (based on the document (KL6.1.2 (S)))

GENERAL CONSIDERATIONS

The Republic of Colombia as a national member since 2012 of the International Association of Navigation Aids and Lighthouses Authorities (IALA), wishes to congratulate the other national members and the authorities of the Association for the important achievement of the KL document 6.1.2 (S) "Draft Convention on the International Organization of Aid to Maritime Navigation".

Colombia reiterates its political will to continue working with the Association in the establishment and harmonization of good practices in the field of navigation aid, and reaffirms the disposition of its National Maritime Authority, the General Maritime Directorate, to contribute to the full implementation of the international guidelines issued by it. Consequently, Colombia expresses its interest in continuing to share their technical experience in its region.

Colombia ratifies its full willingness to contribute to the construction of the present document and aspire that it reflects not only the agreements on technical matters, but also welcomes the contributions that are legally made by the participating delegations in order to harmonize the text with the legal systems of each of the States.

POSITION REGARDING THE ARTICLE PROJECT

Without prejudice to the consensus reached in the debates that take place during this Conference, Colombia wishes to transmit its position in relation to the text of the aforementioned document (KL6.1.2 (S)) that is part of the circulated documents by the technical secretariat.

Preamble

Third paragraph:

A. Position of Colombia. The Republic of Colombia is not part of the *United Nations Convention on the Law of the Sea* and, therefore, its provisions are not applicable to our country.

B. Colombia requests the elimination of the aforementioned reference to the Convention indicated above.

C. If there is no consensus for the requested elimination, the Republic of Colombia requests that the declaration mentioned in paragraph A be an official part of the final minutes of this Conference.

Article 1: "Constitution"

Numeral 4 of the Text Project

Colombia wishes to clarify that, with reference to the General Regulation Project (KL 6.3), any new obligation or modification of the obligations agreed in the Agreement included in said regulation, must comply with the constitutional process provided for the approval of treaties according to the Colombian internal legislation.

Article 9 "Committees and Subsidiary Bodies"

Colombia wishes to highlight the importance that the aforementioned article includes procedural rules, related to the creation of the Subsidiary Committees and Bodies.

Article 12 "Language"

Colombia considers it essential to use Spanish as one of the official languages of the Organization.

Article 13 "Financing"

Colombia points out that in the light of its legal system, it will only be able to honor the fees of an intergovernmental organization, once the law approving the corresponding international instrument is enacted.

Article 15 "Amendments"

Colombia wishes to put into consideration of the other delegations the following wording to number 5 of this article:

(...) 5. Any amendment to this Convention shall enter into force for the Member States that have accepted it, in accordance with the internal legal procedures required in the respective Member State for its entry into force, six months after two thirds of the Member States have notified their acceptance in writing to the Depositary and, subsequently, for each of the remaining Member States, at the time of their acceptance. (...) ”

Article 17 "Reservations"

Colombia would like to propose the creation of a new article that independently includes numeral 5 of this article.

Article 18 would be as follows:

“Article 18: Reservations”

No reservations may be made to this Agreement.

Colombia ratifies its political will to successfully concluding the negotiation of this instrument and advocates for this week's discussions to adequately represent the aspirations of all delegations.