



PERMANENT MISSION OF THE REPUBLIC OF KENYA
TO THE UNITED NATIONS

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The Permanent Mission of the Republic of Kenya to the United Nations presents its compliments to the United Nations Division for Ocean Affairs and the Law of the Sea and has the honour to propose the following measures with regard to the ongoing discussion to resolve the issue of the work of the Commission on the Limits of the Continental Shelf: -

1. States Parties to enhance their contributions to the Trust Fund established by Resolution 55/7 of 30 October, 2000 to enable prolonged stay in New York by Commissioners and to ensure the Commission can perform its functions expeditiously, efficiently and effectively;
2. Cost of participation for all members of the Commission to be met from the Trust Fund established for the purpose of defraying cost of participation of Commission members from developing States. This will entail modification of the terms of reference of the Trust Fund;
3. Increase the sitting sessions of the Commission from two to three and prolong the duration of the sessions from the current one month to three months. These are measures that are well accommodated by Rule 2 of the Rules of Procedure of the Commission and can be agreed upon by States Parties and implemented between 2010 and 2012;
4. Increase the number of sub-commissions from the current three to four. This can be achieved by having smaller sub-commissions composed of five members. This is possible as per article 5 of Annex II which stipulates that "*the Commission shall function by way of sub commissions composed of seven members unless the Commission decides otherwise*"
5. The Commission to draw its budget from the regular United Nations budget for a fixed duration subject to review, effective after the biennium 2010-2011 budget. In this regard, States should be encouraged to increase their contributions to this basket;

6. Reallocation of resources and expertise from other bodies set up by the Convention and are under the Division for Ocean Affairs and the Law of the Sea (DOALOS) such as the International Tribunal for the Law of the Sea (ITLOS);
7. States Parties to agree that the Commissioners spend full time in New York and urge nominating countries to allow Commissioners to take up full time residence in New York until such a time the arrangement can be reviewed in light of reduced workload. This should be agreed upon before the next Commissioners are elected in 2012.

The Permanent Mission of the Republic of Kenya to the United Nations avails itself to this opportunity to renew to the United Nations Division for Ocean Affairs and the Law of the Sea the assurances of its highest consideration.

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