

Statutes

of the

Arctic Regional Hydrographic Commission

(ARHC)

Version 6 October 2016
(as amended and issued by email from Chair, Denmark, on 21 Nov. 2016)
Updated September 2017

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Preamble

Considering that the International Hydrographic Organization (IHO) is a competent international organization recognized in the *United Nations Convention on the Law of the Sea* (UNCLOS);

Considering that the IHO has a consultative and technical nature;

Considering that the IHO aims at coordinating on a worldwide basis the setting of standards for the production of hydrographic data and the provision of hydrographic services as well as facilitating capacity building of national hydrographic services;

Considering that the International Hydrographic Bureau (IHB) encourages the IHO Member States having common regional interests in data collecting or nautical charting to form Regional Hydrographic Commissions (RHC) to cooperate in the undertaking of surveys and other projects, in complement to the work of the IHB;

Considering that Canada, Denmark, Norway, Russia and the United States of America are IHO Member States;

Considering that Canada, Denmark, Norway, Russia and the United States of America have common interests in data collecting and nautical charting in the Arctic Ocean Region;

Considering that Canada, Denmark, Norway, Russia and the United States of America desire to cooperate in the undertaking of surveys and other hydrographic projects in the Arctic Ocean Region;

Considering that Canada, Denmark, Norway, Russia and the United States of America are the only Arctic Coastal States;

Considering *IHO Resolution 2/1997 as amended* regarding the *Establishment of Regional Hydrographic Commissions*;

Considering Article 8 of the revised *General Regulations of the IHO* that enter in to force on 8 November 2016);

Canada, Denmark, Norway, Russia and the United States of America, as per the signatures of their duly authorized representatives appended in Annex 1, have agreed to establish the *Arctic Regional Hydrographic Commission* (ARHC) and have approved its Statutes which read as follows:



Statutes of the Arctic Regional Hydrographic Commission (ARHC)

Article 1

Title and Effective Dates

a) These statutes shall be cited as the *Statutes of the Arctic Regional Hydrographic Commission*.

b) These Statutes came into effect 10 June 2010 and have been amended as follows:

-At the 6th Conference (Iqaluit, Canada 3 and 6 October 2016).

Article 2

Interpretation

a) In these Statutes,

“Arctic Ocean Region” means the Arctic Ocean in the area not included in the geographical area of any other Regional Hydrographic Commission on the date of entry into force of these Statutes.

“Associate Members” means the IHO Member States described in Article 3(b) of these Statutes;

“Commission” means the Arctic Regional Hydrographic Commission;

“Members” means the full Members of the Commission listed in Article 3(a) of these Statutes; and

“Statutes” means the *Statutes of the Arctic Regional Hydrographic Commission*.

b) The Preamble and the annexes are full parts of these Statutes.

c) In these Statutes, and upon coming into force on 8 November 2016 of the *Protocol of Amendments to the Convention on the International Hydrographic Organization*, as approved by the 3rd Extraordinary International Hydrographic Conference in 2005, the terms



“International Hydrographic Bureau” shall be read “Secretariat”.

“International Hydrographic Conference” shall be read “Assembly”.

“President of the IHB” shall be read “Secretary-General of the IHO”.

- d) These Statutes are not binding under international law. Activities by Members, Associate Members and Observers under the Statutes are undertaken voluntarily, on a consultative basis, and are subject to the availability of funds. The Commission has no authority over Members, Associate Members, or Observers.

Article 3

Membership

- a) The full Members of the Commission are Canada, Denmark, Norway, Russia and the United States of America.
- b) The Associate Members are other IHO Member States who wish to contribute to the work of the Commission and commit to be bound by these Statutes as per the signatures of their duly authorized representatives appended in Annex 2.

Associate Members may take part in the discussions and propose Conference Agenda items but do not have voting rights.

- c) To become Associate Member, a State shall make a written proposal to the Chair of the Commission expressing how it will contribute to the work of the Commission; explain what kind of contribution will be made and when this contribution will be carried out.

The Chair distributes the proposal to the Members for consideration.

Decision on acceptance is made by consensus.

- d) Other States and International Organizations involved in hydrographic surveying or nautical charting in the Arctic Ocean either by contributing to these activities or by providing support to these activities or as users of derived products, may propose to be an Observer, or may be invited by the Commission to participate as Observers. If they propose, the procedure described in paragraph 3(c) shall apply. Observers may take part in the discussions but do not have voting rights.



- e) A representative of the IHO Secretariat is invited to all ARHC meetings as an Observer in keeping with clause 6 of IHO Resolution 2/1997, as amended – *Establishment of Regional Hydrographic Commissions*. The representative of the IHO Secretariat enjoys the same status as an Associate Member.

Article 4

Objectives of the Commission

Being an integral part of the IHO and established to improve regional coordination, enhance exchange of information and foster training and technical assistance, in pursuance of the objectives, resolutions and recommendations of the IHO, the Commission shall have the following objectives:

- a) To promote technical cooperation in the domain of hydrographic surveying, marine cartography and nautical information;
- b) To examine the implications in the Arctic Ocean Region of matters of general interest with which the IHO is concerned, without interfering with the prerogatives of the IHB and of any other body set up by the IHO;
- c) To stimulate the widening of hydrographic activity in the Arctic Ocean Region and to encourage the seeking of technical advice and assistance from the IHB in establishing and strengthening hydrographic capabilities;
- d) To define the needs for new hydrographic products and services including surveys and charts and, where appropriate, develop cooperative approaches to meet those needs;
- e) To facilitate the exchange of information concerning surveys, research or scientific and technical developments; and to aid in the planning and organization of hydrographic activities, without interfering with the domestic responsibilities of the national authorities responsible for hydrographic services; and
- f) To participate in IHO Working Groups, as required.



Article 5

Other claims regarding the Arctic

All activities, including exchange of information, technical cooperation, statements made or positions taken in the course of the works of the Commission are without prejudice to the respective national legal positions or sovereign rights of each member and shall not be construed as any statement, position or admission whatsoever in relation to any claim regarding the Arctic Ocean Region.

Article 6

Conferences

- a) The Commission meets in plenary Conferences at least once between successive ordinary International Hydrographic Conferences (IHC).
- b) The location of the Conferences shall be in the country of one of the Members, by rotation. The order of the rotation is: Canada, Denmark, Norway, Russia, the United States of America, and then Canada again and so on. The location of the first Conference is decided by the Members. The location of the following Conferences is determined following the order of rotation.
- c) Members and Associate Members are represented at Conferences by the heads of their national authorities responsible for hydrographic services or their nominees. They may be accompanied by advisors, but it is most desirable that their number be kept to a minimum.
- d) All the Members shall endeavor to attend all Conferences. However, the presence of four (4) Members constitutes a quorum.

Article 7

Chair, Vice-Chair and Secretariat

- a) The Chair of the Commission is the head of a Member's national authority responsible for hydrographic services. The Members decide who will be the first Chair. The Chair assumes responsibilities from the closing of a Conference to the closing of the next Conference. The Chair is responsible for organizing the Conference over which they will preside.

- b) . At the closing of that Conference, the Vice-Chair assumes the Chair and remains in office until the closing of the next Conference.
- c) The Chair provides the Secretariat for the Commission regarding all questions to be dealt with by correspondence until the closing of the Conference including the preparation of a Provisional Agenda and a Summary Report of the Conference, which contains the decisions taken; Chairs that Conference; prepares and presents a report on the activities of the Commission since the last Conference; and liaise as required with the IHB on behalf of the Commission.
- d) The Vice-Chair assists the Chair and assumes the duties if the Chair is unable to officiate.

Article 8

Organization of Conferences

- a) The Chair sends invitations to the Members, the Associate Members and the Observers at least 120 days before the Conference opening date.
- b) Proposals to be included in the Agenda of a Conference must be sent to the Chair at least ninety (90) days before the Conference opening date.
- c) The Chair sends the Provisional Agenda to the Members, the Associate Members and the Observers at least sixty (60) days before the Conference opening date.

Article 9

Conference Agenda

- a) Subject to any provision of these Statutes, only the Members may decide on the final content of a Conference Agenda.
- b) The Conference Agenda is adopted by the Members at the beginning of each Conference.
- c) In the course of a Conference, the Members may modify the order in which the agenda items are to be discussed.



Article 10

Decisions and Resolutions

- a) All decisions provided by these Statutes or to be taken during a Conference or otherwise shall, as far as possible, be taken by consensus amongst the Members, failing which they are adopted by means of a simple majority of the Members, which is three (3) votes.
- b) Only the Members are entitled to vote, each having the right to one vote.
- c) Votes in favor are indicated by a show of hands unless a secret ballot is requested by any Member present. Decisions may be made by correspondence if the Members present decide so. In case only four Members are present and the vote is tied, the decision is made by correspondence.
- d) All decisions become operative immediately, unless the Members decide otherwise. In such a case, the date on which the decision becomes operative is mentioned as part of the text of the decision.
- e) Decisions which, in the opinion of the Members, may be of interest to all the IHO Member States are brought to the attention of the IHB. This fact is mentioned as part of the text of the decision.

Article 11

Extraordinary Meetings

- a) The Chair may call an Extraordinary Meeting of the Commission when its Members are assembled for an International Hydrographic Conference.
- b) In the case of urgent matters which cannot be treated by correspondence and which cannot be postponed until the next Conference of the Commission, the Chair, with the agreement of the Members, convenes an Extraordinary Meeting to be held in the country of the next Conference or the place considered most appropriate.
- c) As far as possible, the provisions applicable to the Conferences apply to all Extraordinary Meetings.

Article 12

Committees and Working Groups

- a) The Commission may set up small committees or working groups composed of Members and Associate Members interested in particular projects with the object of examining and executing such projects.
- b) The mandate of these committees or working groups shall be limited in time and their Terms of Reference are defined in writing by the Members.

Article 13

Expenses

All expenses connected with the participation in the Conferences, Extraordinary Meetings and committees or working groups are defrayed by the participants' respective States or organizations.

Article 14

Working Language

The working language of the Commission is English.

Article 15








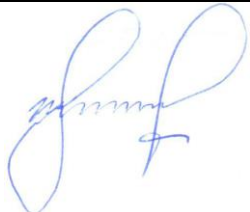


Entry into Force, Abrogation and Amendments

- a) The Commission is established, and these Statutes come into force on the date when the last of the five Members sign.
- b) The Commission may be dissolved, and these Statutes abrogated by decision of the Members.
- c) These Statutes may be amended by decision of the Members. When an amendment is approved, Article 1 (b) shall be updated to indicate the date of the latest amendment, and the amendment shall be recorded in the Conference minutes. Annex 1 may be resigned at times of significant amendments or revisions to the Statutes. -
- d) The IHB is the repository of these Statutes.

ANNEX 1

Approvals of the Members

We, duly authorized representatives of Canada, Denmark, Norway, Russia and the United States of America, confirm by our signatures apposed below, our desire to establish the Arctic Regional Hydrographic Commission and the approval of the *Statutes of the Arctic Regional Hydrographic Commission*.







Member State	Duly authorized representative	Date	Signature
Canada 	Denis Hains Hydrographer General of Canada Canadian Hydrographic Service	21 Dec. 2016	
Denmark 	Pia Dahl HØJGAARD	1 Dec. 2016	
Norway 	Birte Noer BORREVIK	28 Oct. 2016	
Russian Federation 	Sergey TRAVIN	30 Nov.2016	
United States of America 	Rear Admiral Shepard SMITH National Hydrographer NOAA	27 Jan. 2017	



ANNEX 2

Approvals of the Associate Members

We, duly authorized representatives of IHO Member States, confirm by our signatures apposed below, our desire to contribute to the work of the Arctic Regional Hydrographic Commission in a capacity of Associate Member and commit to be bound by the *Statutes of the Arctic Regional Hydrographic Commission*.

Associate Member State	Duly authorized representative	Date	Signature
Finland 	Rainer MUSTANIEMI	6 Oct. 2016	
Iceland 	Hilmar HELGASON	6 Oct. 2016	
Italy 	Luigi SINAPI	01 Sep. 2017	



ANNEX 3

IHO Resolution 2/1997, as amended

Establishment of Regional Hydrographic Commissions (RHC)

[\(Link\)](#)



ANNEX 4

Text of Article 8 of the revised General Regulations of the IHO that entered in to force on 8 November 2016

Regional Hydrographic Commissions

ARTICLE 8

(a) Regional Hydrographic Commissions (hereinafter RHCs) are regional bodies, established by Member States and recognized by the Assembly to improve regional coordination, enhance exchange of information and foster training and technical assistance.

(b) RHCs recognized by the Assembly are listed in the Annex to these General Regulations.

(c) RHCs shall be established by an agreement of their members.

(d) RHC membership may include full members and associate members, both willing to contribute to the objectives of the Organization in the region concerned.

(e) Full membership is reserved for Member States within the region.

(f) Associate membership is available to:

- (i) other Members States; and
- (ii) States of the region who are not Member States.

(g) Other States and international organizations active in the region concerned may be invited by the RHC to participate as observers.

(h) RHCs shall assess regularly the hydrographic capacity and requirements within their region.

RHCs referred to in Article 8(b).



1. Baltic Sea Hydrographic Commission (BSHC);
2. East Asia Hydrographic Commission (EAHC);
3. Eastern Atlantic Hydrographic Commission (EAtHC);
4. Mediterranean and Black Seas Hydrographic Commission (MBSHC);
5. Meso-American and Caribbean Sea Hydrographic Commission (MACHC);
6. Nordic Hydrographic Commission (NHC);
7. North Indian Ocean Hydrographic Commission (NIOHC);
8. North Sea Hydrographic Commission (NSHC);
9. Regional Organization for the Protection of the Marine Environment (ROPME) Sea Area Hydrographic Commission (RSAHC);
10. Southern Africa and Islands Hydrographic Commission (SAIHC);
11. South East Pacific Hydrographic Commission (SEPHC);
12. South West Pacific Hydrographic Commission (SWPHC);
13. US/Canada Hydrographic Commission (USCHC); and
14. South West Atlantic Hydrographic Commission (SWAtHC).”
15. Arctic Regional Hydrographic Commission (ARHC)
16. Hydrographic Commission on Antarctica (HCA)



ANNEX 5

RULES FOR SELECTION OF MEMBER STATES (MS)
FROM
THE ARCTIC REGIONAL HYDROGRAPHIC COMMISSION (ARHC)
TO
THE INTERNATIONAL HYDROGRAPHIC ORGANIZATION (IHO) COUNCIL

Serving on the IHO Council is an important responsibility, as it is a primary means of communication and involvement by the ARHC in IHO matters. Thus, it is important that the Commission be served by knowledgeable, willing and capable representatives to the IHO Council. Therefore it is emphasized that any MS seeking Council representation should be aware of the 3-year time commitment. They must also be aware that there are resource and financial implications that the selected MS(s) must be prepared to assume.

[Note: The General Regulations cited within this document will come into force with the Amended Convention, November 8, 2016.]

Selection of the ARHC Member State(s) to occupy the seat(s) on the Council allocated to the ARHC

Selection from ARHC Member states to occupy the seat(s) on the IHO Council allocated to the ARHC shall be determined in compliance with IHO General Regulations Article 2 and Article 16.

- 1- ARHC council selection will be on a rotation basis.
- 2- The rotation will be in the order: Canada, Denmark, Norway, the Russian Federation, and the United States of America.
- 3- If a Member State wishes not to take its rotation as Council representative, the next Member State in the rotation will be given the option of becoming the ARHC representative on the IHO Council.
- 4- For the following 3 year cycle, the next country in the order following the current council representative is offered the council representation subject to 3 above.

Duties and Responsibilities of the ARHC Member State(s) occupying the seat(s) on the Council allocated to the ARHC

- 1- Attend all annual meetings of the Council in Monaco or designated location.
- 2- Be aware of issues that are before the Council and communicate those issues to ARHC Member States in advance.
- 3- Solicit input from other IHO Member States of the ARHC as to any opinions or proposals being considered at the Council meetings.
- 4- All expenses connected with the participation to the Council shall be borne by their respective States, in accordance with IHO General Regulations Article 3.

