

**DJIBOUTI CODE OF CONDUCT/JEDDAH AMENDMENT  
THE NATIONAL FOCAL POINTS VIRTUAL MEETING HELD VIA ZOOM**

**Monday 16 November 2020**

**Record of the Meeting**

1. The International Maritime Organization (IMO), pursuant to the request of Signatory States to the Code of Conduct concerning the repression of piracy and armed robbery against ships in the Western Indian Ocean and the Gulf of Aden (Djibouti Code of Conduct), the Signatory States to the Jeddah Amendment to the Djibouti Code of Conduct, 2017(Jeddah Amendment) and the States eligible to sign these instruments (participants) convened a virtual National Focal Points (NFP) meeting 29 October to deliberate on terms of reference for Working Group 1, Working Group 2, Steering Committee and Friends of DCOC/JA and call for their adoption. The meeting was a follow up to the virtual meeting of NFPs held on 26<sup>th</sup> August 2020.

2. Participants recalled that the Mombasa High Level Meeting on Capacity Building Coordination for enhanced Maritime Security in the West Indian Ocean and Gulf of Aden and Donor Forum (13 - 14 November 2019) established the DCOC/JA governance structure for day to day follow up of agreed actions. In addition, the NFP virtual meeting held on 26<sup>th</sup> August 2020, called for the need to have a session to deliberate and adopt the terms of reference for the Steering Committee, the Working Groups and Friends of DCOC/JA.

3. The meeting was attended by representatives from the following participating States;

DJIBOUTI	ETHIOPIA	FRANCE
KENYA	MADAGASCAR	MAURITIUS
MOZAMBIQUE	SAUDI ARABIA	SEYCHELLES
SOMALIA	UAE	U.R TANZANIA
YEMEN		

4. The objective of the meeting was to discuss, deliberate and adopt the Terms of Reference as follows:

- Terms of reference for the Steering Committee
- Terms of Reference for Working Group 1 and Working Group 2
- Terms of reference for the Friends of DCOC/JA

**Opening Remarks**

5. The meeting was opened by the Chairman of the Steering Committee and Director General of the Saudi Border Guard (The Host)-Major General Muhammad Abdullah Al-Shehri followed by the Ag Head of Maritime Security for the IMO-Ms. Gisela Vieira. Opening Remarks are attached as Annex 1 and 2 respectively.

## Agenda

6. The meeting adopted the Agenda that had earlier been circulated and the Chairman of the SC continued to chair the meeting. The Agenda is attached as Annex 3.

### **Matters Arising from previous meetings in relation to the Terms of Reference for the Steering Committee, Working Groups and Friends of DCOC/JA (Annex 4)**

7. Mr. Kiruja Micheni from IMO went through the matters arising in relation to the Terms of Reference and the same were agreed upon.

### **Statement by the Chair of working Group 1 –Strengthening the DCOC Information Sharing Network to meet the objectives of the DCOC/JA & TOR for WG 1. (Presentation marked as Annex 5)**

8. Brigadier Loonena Naisho from Kenya, being the Chairperson of this working group addressed the participants on the working group TORs and members gave their input on the provisions after deliberations.

9. During discussion, there was divided opinion, particularly regarding the roles and responsibilities of the working group. As a result, two versions of the draft TORs (version A and B) are attached at annex 5 for further consideration by NFPs, ahead of the next meeting to adopt the final version.

10. The Chair of WG1 further provided briefing on his commendations and next steps for the working group and requested the same to be considered by the Plenary. He also suggested to organise an inaugural working group meeting in December to develop the annual work plan for 2021.

11. There being no consensus, the TORs were not adopted. It was directed that the same be further revised by the Secretariat and shared with participants for further consideration before convening a next meeting to adopt the agreed final version.

### **Statement by Chair Working Group 2- Towards better coordination of Effort &TOR for WG2 (Presentation Marked as Annex 6)**

12. Captain Getinet Abay of Ethiopia and the Chairman of the working group 2 took members through the TORs and they were deliberated on at length.

13. The TORs were also not adopted. Two versions of the draft are attached as Annex 6 for further consideration by NFPs. .

### **Statement from the Vice Chair of the steering committee and TOR for the SC**

14. Mr. Ali Mirah from Djibouti and the Vice Chairman of the SC took members through the TORs and requested the member states to adopt the terms of reference for the Steering Committee.

15. The TORs were not adopted were also not adopted

### **Statement from Mozambique on the TORs for Friends of DCOC/JA**

16. Mr.Albano Gove from Mozambique took the member states through the TORs for the Friends of DCOC/JA and after much deliberations the same were adopted. The agreed final version is attached as annex 7.

### **Closing Remarks**

17. The Chairman of the steering committee thanked all the members for attending the meeting.

18. There being no other business, the meeting ended at 1800 hours EAT.

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**Annex 1: Opening Remarks by the Chairman Steering Committee and the Director General Saudi Border Guard – Major General Muhammed Abdullah Al- Shehri**

Ms. Gisela Vieira - Acting Head of Maritime Security, International Maritime Organization,

Distinguished participants,

Ladies and Gentlemen,

Greetings from Kingdom of Saudi Arabia and thank you all, for availing yourselves for this session.

It is my great pleasure to welcome you to our second virtual DCoC National Focal Points Meeting. Our new normal dictates that we ought to keep the momentum going to ensure that all our responsibilities, as stipulated in the Djibouti Code of Conduct(Jeddah Amendment), are implemented without unnecessary delay, all in an effort to keep abreast with the times and ensure our waters are protected irrespective of what is going on.

Recalling the last High Level meeting in April, 2019, on the implementation of the Code of Conduct, and the Donor Forum held in Mombasa, Kenya, from the 13th - 14th of November, 2019, Participants reaffirmed the importance of enhancing Maritime Domain Awareness, building capacity at national and regional level, and aligning regional and donor priorities, through a governance framework that shall champion the coordination and implementation of the Code. This governance framework is duly comprised of a Steering Committee, of which the Kingdom of Saudi Arabia is the first Chair for the duration of the next two years, after having been appointed by way of consensus of the DCoC member States. The framework also comprises of a Working Group on Information Sharing and Capacity Building Coordination, respectively. There is also an element of Friends of DCOC to coordinate donor efforts.

Recalling further our inaugural virtual National Focal Points meeting held on 26<sup>th</sup> August 2020 via zoom, where the need for a robust Governance structure was emphasized and all signatory states agreed on the need to fine tune and officially approve the Terms of Reference for the Steering Committee, Working Groups on Information Sharing and Capacity Building Coordination and the Friends of DCOC (JA).

Your Governments have been distinguished partners in bringing about success in combating piracy and armed robbery against ships in the region, and it is our hope that through the Terms of Reference of the governance structure that shall be deliberated herein today, that we shall all continue to collectively make strides in making our waters more safe and secure.

Key to the success of the Code, is the effective implementation of commitments made by each of the participating States to establish a national organization to promote inter-agency cooperation, and the development of national capability as the foundation for stronger regional cooperation. This is the backbone of the Terms of reference that shall be deliberated herein today and it is our hope that it shall be successful and we shall finalize this task and have an official confirmed set of Terms of Reference, in order to set the ball rolling in implementation of the various roles that shall be identified.

The objective of this meeting, therefore, is the approval of the terms of reference for the governance structure. This is expected to further set the pace for development of a plan of action for the development of the DCoC information sharing network, including the establishment of multi-agency National Maritime Information Sharing Centres in each of the

participating States, an action plan for the coordination of capacity building efforts, including efforts to enhance Maritime Domain Awareness and training coordination, and, an action plan for coordination of donor efforts. This will lead to improved regional maritime security, law enforcement and governance capabilities, and is very much the starting point of all the three arms of the DCoC Governance Framework.

As you know, transnational maritime threats are ever evolving. There is very much an ongoing need to continue to take responsive action. Regional terrorist groups such as Al Qaeda, ISIS, ISIL and Al- Shabaab, use or are supported by the sea. With the pandemic having global effects on almost all sectors, Signatory States should remain vigilant, ensure proper coordination of efforts and that the requisite support to the respective National Maritime Security Committees, is availed. No country will be left behind.

As it stands, the road map to and for the successful implementation of the DCoC, is rooted in a strong governance structure that will prioritize and enhance Maritime Domain Awareness and to build national capacity to respond to threats, which in turn would enable capacity building for both regional and international capability. To do this in an impactful manner, requires us to engage and strategically enable the operations of the terms of reference of the various arms of the governance structure that shall be tabled before us. It is my sincere hope again that we shall leave this meeting having accomplished this important task.

Ladies and Gentlemen, as we grapple with the issues that this pandemic has brought on, let us continue to be champions in safeguarding the region's waters for the successful implementation of the Code. I wish you fruitful deliberations.

Without much ado, allow me to welcome the IMO representative Ms. Gisela Vieira to give her opening remarks.

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**Annex 2; Opening Remarks by Ag. Head of Maritime Security IMO – Ms. Gisela Vieira****IMO OPENING REMARKS****VIRTUAL MEETING OF DCoC NFPs – 16<sup>th</sup> November 2020**

Your Excellency, the Chairman of the DCoC SC – Major-General Muhammed Abdullah Al-Shehri

Members of the Steering Committee

Distinguished participants,

Ladies and Gentlemen,

On behalf of the IMO, I thank you all, for taking the time out of your busy schedules and availing yourselves for this essential meeting.

In the last virtual meeting held on 26th August,2020, participants deliberated over the adoption of the terms of reference for the Steering Committee, the two Working Groups, which form the DCoC Implementation Governance Structure. They also highlighted the need for formulation of the terms of reference for friends of the DCoC, which have circulated to National Focal Points in last one and a half months. It was agreed that the NFPs would contribute in improving the drafts through emailing their comments, then meet finalize and adopt the drafts.

Ladies and Gentlemen, I am pleased to note that despite the COVID-19 imposed travel restrictions, the IMO Maritime Security Section has managed to maintain a lively programme of activities going and we have made very good progress in progressing the Inception Phase of the 4 year EU funded Port Security and Safety of Navigation in Eastern and Southern Africa and the Indian Ocean project (which includes Kenya, Madagascar, Comoros, Tanzania, Namibia, Mozambique, Angola, Mauritius, and the Seychelles). As part of the Inception Phase we are working in close partnership with the beneficiary countries to assess their maritime security governance (as well as implementation of SOLAS Chapter XI-2 and ISPS Code requirements) and need for National Maritime Security Committees and Strategies. Countries which are not part of this project should feel free to approach the IMO Secretariat, if they require technical assistance in these areas.

I am also very pleased to inform you that we have made very good progress towards the development of the DCoC website and we intend to keep all of you involved to provide feedback as we move along so that the final outcome meets all our expectations. The website is expected to go live by 31 Dec 2020.

The aim of the meeting today as mentioned earlier is to discuss and adopt the Terms of Reference for the four teams working hard towards the operationalization of the DCoC (JA) Governance framework. These TORs will assist in the enhancement of the DCoC information sharing network and for the coordination of capacity building efforts.

Based on our well-established partnership, IMO is committed to work with you all to combat all illegal activities that threaten safety and security of navigation.

As you all know, COVID 19 has affected the shipping industry globally and has become the defining threat trend of the year. We must also not forget that maritime security threats including illegal, unregulated, and unreported fishing; terrorism against oil and gas

installations and transportation systems; illegal wildlife trade; trafficking of drugs, weapons and people remain with us and need to be addressed. That is why the DCoC/JA is so critical.

In order to tackle these problems, it is necessary for the region to have political goodwill at the highest levels of Government, proper legal frameworks, training and logistical support, maritime situational awareness, interdiction capability at sea, inter-agency cooperation at national level and law enforcement capability on shore.

Distinguished participants,

I look forward to a productive meeting, and to our continued rapport in strengthening an already effective regional agreement.

Thank you.

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## Annex 3- Agenda

<b>S. No</b>	<b>Agenda</b>	<b>Speaker</b>	<b>Duration</b>
1	Chairman's Opening Remarks	Major General Muhammed Abdullah Al-Shehri	5 Mins
2	IMO Opening Remarks	Ms. Gisela Vieira	5 Mins
3	Introductions	All	10 Mins
4	Matters arising from previous meeting (Relating to the DCoC Governance Framework and TOR	Secretariat	10 Mins
5	TOR for WG 1	Kenya	10 Mins
6	TOR for WG2	Ethiopia.	10 Mins
7	TOR for the SC	Djibouti	10 Mins
8	TOR for Friends of DCoC/JA	Mozambique	10
9	Conclusions and Closing Remarks	Major General Muhammed Abdullah Al-Shehri	10 Mins





## Annex 4 –Matters Arising

**MATTERS ARISING FROM HIGH LEVEL MEETINGS AND OTHER MEETINGS OF THE JEDDAH AMENDMENT TO THE DJIBOUTI CODE OF CONDUCT IN RELATION TO THE GOVERNANCE STRUCTURE AND TORS.**

NO	MATTERS ARISING	MEETING WHERE DECISION/RECOMMENDATION WAS MADE	REFERENCE ACTION POINTS/FURTHER DETAILS
1.	Friends of Djibouti Code of Conduct proposal	High Level Meeting held in April 2019 at KSA and in November 2019 in Mombasa  Virtual Meeting of NFPs in August 2020	<ul style="list-style-type: none"> <li>- NFPs can call for support from Friends of DCOC and exchange information informally.</li> <li>- Establish a group of friends of DCOC (JA)</li> </ul>
2.	Resource Mobilization	High Level Meeting held in April 2019 at KSA and in November 2019 in Mombasa.  Virtual Meeting of NFPs in August 2020	<ul style="list-style-type: none"> <li>- IMO and friends of DCOC(JA) to seek donor support for implementation of the Djibouti Code of Conduct</li> </ul>
3.	Working Groups 1 and 2 on Information Sharing and Capacity Building Coordination respectively	High Level Meeting held in October 2019 in Djibouti and November 2019 at Mombasa  And Virtual Meeting of NFPs in August 2020	<ul style="list-style-type: none"> <li>- Develop and approve Terms of reference</li> </ul>
4.	DCOC(JA) Steering Committee	High Level Meeting held in October 2019 in Djibouti and November 2019 at Mombasa and virtual Meeting of NFPs in August 2020	<ul style="list-style-type: none"> <li>- Develop and approve Terms of Reference and methodology</li> </ul>

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**Annex 5 – WG1 Information Sharing ver A****Djibouti Code of Conduct (Jeddah Amendment) (DCoC(JA))****Working Group on Information Sharing****Terms of Reference****Background**

1. Following a round of discussions from working groups at the High Level Meeting on Capacity Building Coordination for Enhanced Maritime Security in the Western Indian Ocean and Gulf of Aden and Donor Forum, held in Mombasa, Kenya, between the 13<sup>th</sup> and 14<sup>th</sup> November 2019, it was agreed that the implementation of the DCoC(JA) shall be delivered under a governance framework that comprises a Steering Committee, a Working Group on Information Sharing and a Working Group on Capacity Building Coordination. These terms of reference are applicable to the Working Group on Information Sharing (hereinafter referred to as Working Group 1).

2. The working group will consider the current Information sharing Centres as stipulated in the Code but may also recognize other centres with capabilities in a bid to establish a strong Information Sharing Network as envisaged by the Code.

**Roles and Responsibilities**

3. Working Group 1 shall develop a Work Plan highlighting the short, medium and long term plans relevant to areas of information sharing within the parameters of the DCoC(JA) and submit this to the Steering Committee for its approval. The approved work plan shall be presented to the next NFP meeting for endorsement.

4. Working Group 1 shall monitor the ongoing delivery of the Work Plan, providing reports on delivery implementation to the Steering Committee, highlighting any issues along with appropriate recommendations for their mitigation, at least ten (10) working days in advance of each Steering Committee meeting.

5. Working Group 1 shall develop common Standard Operating Procedures (SOPs) and guidelines to streamline the DCoC(JA) information sharing network and provide these to the Steering Committee for their approval.

6. Working Group 1 shall coordinate (voluntary) assessments of National Maritime Information Centres (NMICs) to inform areas of technical assistance Signatory States may require.

7. Working Group 1 shall ensure effective programme management consistent with the principles of transparency and accountability.

8. Working Group 1 shall provide ad hoc updates, technical advice and guidance to the Steering Committee as and when requested by the Steering Committee.

9. Working Group 1 shall follow the decisions and direction provided by the Steering Committee.

### **Membership, Chair, Secretariat and convening of meetings**

10. Working Group 1 will comprise all members that are signatory to the DCoC and eligible to sign the DCoC.

11. The Chair and Deputy-Chair of Working Group 1, will be appointed every two years, by way of consensus of all the Signatory States that are signatory to the DCoC.

12. The Secretariat of Working Group 1 will coordinate and facilitate meetings and the work of the group.

13. The Secretariat shall coordinate and facilitate four (4) meetings per calendar year, and other ad hoc meetings as required, and take advantage of meetings on the margins of IMO meetings, and other gatherings where the Signatory States of DCoC have membership, as well as remote meetings through video conferencing.

### **Communication and Reporting**

14. The Secretariat will communicate the deliberations and decisions of Working Group 1 in writing to all the Signatory States of DCoC(JA) within ten (10) working days of the completion of the meetings.

15. The Secretariat will promote communications on maritime security matters between the members of Working Group 1 and facilitate the Work Plan through a suitable platform that will make updating priorities and areas for cooperation easy and user friendly.

### **Decision Making/authority**

16. Decisions of Working Group 1 will be taken by consensus in the first instance, and where consensus cannot be reached, the absolute majority rule shall apply on condition that dissenting views are put on record.

### **Funding, Resources and Budget**

17. Signatory States jointly with international partner/s or donor/s when the need arises, will be responsible for sourcing funding for participants attendance at the meetings of Working Group 1. The Secretariat will provide logistic support.

### **Reviews**

18. These Terms of Reference will be reviewed by Working Group 1 and for further approval by DCoC Signatory States by consensus and thereafter at least every second year. Recommendations for amendments should be sent to the Secretariat.

### **Secretariat**

## Working Group on Information Sharing

### ANNEX A

#### LIST OF MEMBERS

##### Regional Countries

Kenya (Chair)  
Madagascar (Deputy - Chair)  
Comoros  
Djibouti  
Ethiopia  
Jordan  
Maldives  
Mauritius  
Mozambique  
Seychelles  
Saudi Arabia  
Somalia  
South Africa  
Sudan  
United Republic of Tanzania  
Yemen  
United Arab Emirates

##### Ad Hoc Members/Donors (at invitation of the Chair) \*

Indian Ocean Commission (IOC)  
United Nations Office for Drugs and Crime (UNODC)  
INTERPOL  
CMF  
AFRICOM  
RCOC  
RMIFC  
ReCAAP  
United States  
United Kingdom (MTO/ FCO/BPST EA)  
European Union (EEAS, EU Crimario, EUCAP Somalia, EUNAVFOR)\*

\* New Additions to be confirmed by Chair.

#### Annex 5 -TORs for WG 1



20201116 WG 1  
TORs - Information SF

#### Annex 6 -TORs for WG2



20201116 WG 2  
TORs - Capacity Buildi

### **Annex 7- TORs for SC**



20201611 TORs -  
DCoC JA Steering Cor

### **Annex 8- TORs for Friends of DCOC/JA**



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Friends of the DCoC T

### **Appendix 9- Communique**

**DJIBOUTI CODE OF CONDUCT AND THE JEDDAH AMENDMENT  
THE NATIONAL FOCAL POINTS VIRTUAL MEETING HELD VIA ZOOM  
16<sup>th</sup> NOVEMBER 2020  
COMMUNIQUE**

1. Signatory States of the Djibouti Code of Conduct and the Jeddah Amendment of 2017, hereinafter “participants” held a National Focal Points Virtual meeting via zoom on 16<sup>th</sup> November 2020. The meeting was opened by the Chairman of the Steering

Committee and Director General of Saudi Border Guard Major General Muhammed Abdullah Al- Shehri and the Ag Head of Maritime Security IMO Ms. Gisela Vieira.

2. Participants received the matters arising from previous meetings in relation to terms of reference for the steering committee, working groups and the friends of DCOC/JA
3. Participants deliberated on the TORs on the table and save for the TORs of friends of DCOC/JA the other three were not adopted and member states requested the Secretariat to compile them as per the deliberations therein and later the member states will thrash them out on their WhatsApp group and finally call a meeting to adopt the pending TORs on the Steering Committee and the 2 working groups.

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