



香 港 商 船 資 訊

HONG KONG MERCHANT SHIPPING INFORMATION NOTE

International and Hong Kong Legislation Applicable to Hong Kong Registered Ships

To : Shipowners, Ship Managers, Ship Operators and Ship Masters, Officers, Classification Societies and Shipbuilders

Summary

This Note provides updated information on the major conventions extended to the HKSAR and the publications that are required or recommended to be carried onboard Hong Kong registered ships. This Note supersedes the Hong Kong Merchant Shipping Information Note No. 39/2004 issued on 30 November 2004.

1. Under the 1995 amendments to the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW 95), seafarers in senior capacity are required to possess appropriate knowledge of the maritime legislation of the Administration relevant to their work and duties. This Merchant Shipping Information Note provides an up-to-date account of the maritime legislation that the senior seafarers should be conversant with.
2. The Hong Kong Special Administrative Region (HKSAR), as an Associated Member of the International Maritime Organisation (IMO), plays an active role in the deliberation of the maritime conventions and their amendments adopted at the IMO and other international organizations. The major conventions which have been extended to the HKSAR are listed in Annex I. These conventions are extended to the HKSAR through their acceptance by the People's Republic of China, the sovereign State of the HKSAR.
3. All Hong Kong registered ships are also required by regulation to carry on board the publications listed in Annex II. It is recommended that copies of the Conventions marked with an asterisk in Annex I should also be carried on board. The publications listed in Annex III are recommended to be carried on board if relevant to the operation of the ship.

**LIST OF INTERNATIONAL MARITIME CONVENTIONS
WHICH HAVE BEEN EXTENDED TO HONG KONG AND
THE CORRESPONDING HONG KONG LEGISLATION**

	International Maritime Conventions and Codes	Corresponding Hong Kong Legislation
*1	International Convention on Safety of Life at Sea 1974, as amended (SOLAS 1974). The latest consolidated edition available is the Consolidated Edition 2004. Subsequent amendments relevant to Hong Kong registered ships are mentioned in Merchant Shipping Notices.	Merchant Shipping (Safety) Ordinance (Cap. 369) and subsidiary legislation.
*2	International Convention for the Prevention of Pollution from Ships 1973 as modified by the Protocol 1978, and as further amended (MARPOL 73/78). The latest consolidated edition available is the consolidated edition 2002. Subsequent amendments relevant to Hong Kong registered ships are mentioned in Merchant Shipping Notices.	Merchant Shipping (Prevention and Control of Pollution) Ordinance (Cap. 413) and subsidiary legislation.
*3	Convention on the International Regulations for Preventing Collisions at Sea (COLREG) 1972, (2002 edition).	Merchant Shipping (Safety) (Signals of Distress and Prevention of Collisions) Regulation (Cap. 369)
*4	International Convention on Standards of Training, Certification and Watchkeeping for Seafarers 1978 as amended in 1995 (STCW 1995 with Amendment 1 (1997) and Amendment 2 (2001)).	Merchant Shipping (Seafarers) Ordinance (Cap. 478) and subsidiary legislation.
5	International Convention on Oil Pollution Preparedness, Response and Co-operation (OPRC) 1990	Applied administratively.
*6	International Load Line Convention 1966, as amended (LOAD LINE 1966, 1981 Supplement and 1988 Protocol)	Merchant Shipping (Safety)(Load Line) Regulations (Cap. 369)
7	International Convention on Salvage, 1989	Merchant Shipping (Collision Damage Liability and Salvage) Ordinance (Cap. 508)
8	International Convention on Maritime Search and Rescue (SAR) 1979	Applied administratively.
9	Convention on the International Mobile Satellite Organization (INMARSAT)	Applied administratively.
10	Convention on the Limitation of Liability for Maritime Claims 1976	Merchant Shipping (Limitation of Shipowners Liability) Ordinance (Cap. 434)
11	Athens Convention relating to the Carriage of Passengers and their Luggage by Sea, 1974, as amended	Merchant Shipping (Limitation of Shipowners Liability) Ordinance (Cap. 434)
12	Convention on a Code of Conduct for Liner Conferences 1974 (Liner Code, 1974)	Merchant Shipping (Liner Conferences) Ordinance (Cap. 482)
13	International Convention Relating to Intervention on the High Seas in Cases of Oil Pollution Casualties (Intervention), 1969	Merchant Shipping (Prevention and Control of Pollution) Ordinance (Cap. 413)

NOTE: *It is recommended that all ships should carry a copy each of at least those Conventions which are marked with *.*

	International Maritime Conventions and Codes	Corresponding Hong Kong Legislation
14	International Convention on Civil Liability for Oil Pollution Damage, 1969 (1992 CLC)	Merchant Shipping (Liability and Compensation for Oil Pollution) Ordinance (Cap. 414)
15	The Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter (London Convention) (2003 edition)	Applied administratively.
*16	International Convention on Tonnage Measurement of Ships, 1969 (Tonnage 1969)	Merchant Shipping (Registration)(Tonnage) Regulations (Cap. 415)
17	Convention on Facilitation of International Maritime Traffic (FAL 1965)	Applied administratively.
18	International Convention for Safe Containers (CSC) 1972 (1996 edition)	Freight Containers (Safety) Ordinance (expected to enter into force shortly).
19	International Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage (1992 Fund)	Merchant Shipping (Liability and Compensation for Oil Pollution) Ordinance (Cap. 414)
20	Convention for Suppression of Unlawful Acts against the Safety of Maritime Navigation	Legislation being enacted, applied administratively in the meantime.
21	Minimum Age Convention, 1973 (ILO No. 138)	Merchant Shipping (Seafarers) Ordinance (Cap. 478) Employment of Young Persons and Children at Sea Ordinance (Cap. 58)
22	Unemployment Indemnity (Shipwreck) Convention, 1920 (ILO No.8)	Merchant Shipping (Seafarers) Ordinance (Cap. 478)
23	Medical Examination of Young Persons (Sea) Convention, 1921 (ILO No. 16)	Merchant Shipping (Seafarers) (Medical Examination) Regulation (Cap. 478)
24	Seamens Articles of Agreement Convention 1926 (ILO No.22)	Merchant Shipping (Seafarers) (Crew Agreement, Lists of Crew and Discharging of Seafarers) Regulation (Cap. 478)
25	Repatriation of Seamen Convention 1926 (ILO No. 23)	Merchant Shipping (Seafarers) (Repatriation) Regulation (Cap. 478)
26	Certification of Able Seamen Convention 1946 (ILO No. 74)	Merchant Shipping (Seafarers) (Certificates of Competency as A.B.) Rules (Cap. 478)
27	Accommodation of Crews (Revised) Convention 1949 (ILO No. 92)	Merchant Shipping (Seafarers) (Crew Accommodation) Regulation (Cap. 478)
28	Seafarers Identity Documents Convention 1958 (ILO No. 108)	Merchant Shipping (Seafarers) (Employment Registration Books) Regulation (Cap. 478)
29	Accommodation of Crews (Supplementary Provisions) Convention 1970 (ILO No. 133)	Merchant Shipping (Seafarers) (Crew Accommodation) Regulation (Cap. 478)
30	Merchant Shipping (Minimum Standards) Convention 1976 (ILO No. 147)	Merchant Shipping (Seafarers) Ordinance (Cap. 478), and subsidiary legislation.

**LIST OF PUBLICATIONS WHICH ARE REQUIRED BY REGULATION
TO BE CARRIED ON BOARD HONG KONG REGISTERED SHIPS
PLYING ON INTERNATIONAL TRADE**

1. Latest obtainable editions, corrected up to date, of navigational charts published by a recognized hydrographer
2. International Code of Signals, published by the International Maritime Organization
3. Hong Kong Merchant Shipping Notices/Hong Kong Merchant Shipping Information Notes
4. Mariners Handbook
5. Notices to Mariners
6. Nautical Almanac
7. Navigational Tables
8. Lists of Radio Signals
9. Lists of Lights
10. Sailing Directions
11. Tide Tables
12. Tidal Stream Atlases
13. Table of Life-saving Signals and Rescue Methods, SOLAS No. 1
14. Operating and maintenance instructions for navigational aids carried by the ship as issued by the approved manufacturers
15. Operating and maintenance instructions for life-saving and fire fighting appliances carried on the ship
16. International Medical Guide for Ships, published by the World Health Organization; or The Ship Captain's Medical Guide published by Her Majesty's Stationary Office
17. Code of Safe Working Practices for Merchant Seamen published by Hong Kong Marine Department
18. Merchant Shipping (Seafarers)(Code of Safe Working Practices) Regulation
19. Merchant Shipping (Seafarers)(Hours of Work) Regulation
20. Merchant Shipping (Seafarers)(Medical Examination) Regulation
21. Merchant Shipping (Seafarers)(Medical Stores) Regulation
22. Merchant Shipping (Seafarers)(Safety Officials and Reporting of Accidents and Dangerous Occurrences) Regulation
23. International Aeronautical and Maritime Search and Rescue (IAMSAR) Manual (Vol. III)

(Remark: Please also see Annex IV for the related notes.)

IMO PUBLICATIONS RECOMMENDED TO BE CARRIED

(A) For all ships

1. Standard Marine Communication Phrases (SMCP)
2. Symbols for Fire Control Plans Poster
3. Symbols for Life Saving Appliances Poster
4. GMDSS Operating Guidance Card
5. GMDSS Handbook
6. International SafetyNET Manual
7. International Life-Saving Appliance Code (LSA Code)
8. International Code for Fire Safety Systems (FSS Code)
9. International Safety Management Code (ISM Code) and Guidelines on Implementation of the ISM Code
10. International Code for the Security of Ships And Port Facilities (ISPS Code)
11. Manual on oil pollution
12. Recommendations on the Safe Use of Pesticides in Ships
13. Procedures for Port State Control

(B) If relevant to the Ship's Trade

14. Pocket Guide to Cold Water Survival
15. Inert Gas Systems
16. Crude Oil Washing Systems
17. Dedicated Clean Ballast Tanks
18. Manual on Chemical Pollution
19. International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (IBC Code)(Applicable to ships built on or after 1 July 1986)
20. Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk (BCH Code)(Applicable to ships built before 1 July 1986)
21. International Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk (IGC Code)(Applicable to ships built on or after 1 July 1986)
22. Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk (Applicable to ships built between 31 December 1976 and 1 July 1986)
23. Code for Existing Ships Carrying Liquefied Gases in Bulk (Applicable to ships delivered before 31 December 1976)
24. Code of Safe Practice for Cargo Stowage and Securing (CSS Code)
25. International Code for the Safe Carriage of Grain in Bulk (International Grain Code)
26. Code of Safe Practice for Ships Carrying Timber Deck Cargoes
27. International Code for the Safe Carriage of Packaged Irradiated Nuclear fuel, Plutonium and High-Level Radioactive Wastes on Board Ships (INF Code)
28. Code of Safe Practice for Solid Bulk Cargoes (BC Code)
29. International Maritime Dangerous Goods Code (IMDG Code)
30. Wall chart: IMO Dangerous Goods labels, Marks and Signs
31. Code of Practice for the Safe Loading and Unloading of Bulk Carriers (BLU Code)
32. Guidelines for the Control and Management of Ships' Ballast Water to Minimize the Transfer of Harmful Aquatic Organisms and Pathogens

(Remark: Please also see Annex IV for the related notes.)

NOTES ON ANNEXES II AND III

1. Where name of the publisher is not mentioned in Annex II, the publication published by a recognized hydrographer, or of the equivalent standard and contents, should be used.
2. All publications must be of the latest obtainable editions and should incorporate the latest supplements.
3. In Hong Kong, the IMO and other nautical publications are available at the following addresses:-

(1) George Falconer (Nautical) Ltd
1/F., Hong Kong Jewellery Building
170-180 Queen's Road Central
Hong Kong
Tel. No.: 2854 2882
Fax: 2815 8056
E-mail: charts@georgefalconer.com.hk

(2) Hong Kong Ship Supplies Co
Room 1408, Nam Fung Tower
173 Des Voeux Road Central
Hong Kong
Tel. No.: 2522 5963
Fax: 2868 1748
E-mail: skc842@vetvigator.com

4. Many IMO requirements and publications are available on CDs and diskettes, at the following address:-

Electronic Sales Publication Section
International Maritime Organization
4 Albert Embankment
London SE1 7SR
U.K.
Tel. : 44-207 735 7611 Ext 2230/2225
Fax: 44-207 587 3241
Telex: 23588

5. The Publication Section at the above address in IMO also handles the sales of other publications and can provide the latest catalogue of IMO publications. The IMO catalogue also provides details of how to place Standing Orders to purchase the updates of the publications.

4. Hong Kong merchant shipping legislation is produced in both English and Chinese languages. Paper copies of the Merchant Shipping Ordinances and Regulations can be purchased from the Government Publications Sales Office at 4/F., Murray Building, Garden Road, Central, Hong Kong, Tel. 2537 1910, Fax. 2523 7195. Alternatively, these Ordinances and Regulations can also be retrieved on Internet, in the Hong Kong Marine Department homepage, <http://www.mardep.gov.hk>. The Marine Department homepage also contains useful information about the Marine Department, the Port of Hong Kong, the shipping companies in the HKSAR and other related maritime matters.

Marine Department
Multi-lateral Policy Division

9 September 2005