

Shipping Consultative Committee

Scope of application under MEPC. 187(59) – Amendment to Regulation 12 of MARPOL Annex I

Purpose

1. The purpose of this paper is to seek members' support to this Administration to co-sponsor IACS discussion paper to seek IMO's clarification on the scope of application of MEPC. 187(59) for regulation 12.1 of MARPOL Annex I.

Backgrounds

2. MEPC. 187(59) stipulates amendments to regulations 1, 12, 13, 17 and 38 of MARPOL Annex I, Supplement to the IOPP Certificate and Oil Record Book Parts I and II. The resolution has come into force since 1 January 2011.

3. It has brought to our attention that the scope of application of MEPC. 187(59) for regulation 12.1 is not clearly mentioned and has caused the confusion to the shipping industry on whether the resolution applies retroactively to existing ships.

4. The IACS has drafted document to clarify the issue for the submission to the IMO for discussion at MEPC 62 which is to be held from 11-15 July 2011. This Administration would like to co-sponsor the IACS paper to share the concern of the IACS and their proposed interpretation given in paragraph 8 of the draft paper in case when regulation 12.1 applies retroactively. The following documents are attached for reference in the understanding of the issue:-

- (i) Working draft of IACS paper;
- (ii) MEPC. 187(59);
- (iii) MEPC 61/24, Annex 14; and
- (iv) UI 17 of MARPOL Annex I

Consultation

5. Members are invited to comment on the IACS's proposed submission as given under item (i) of paragraph 4 above.

Marine Department
Multi-lateral Policy Division
19 April 2011

Encl.