

## AMSA REGULATORY CONSULTATION

**Draft Marine Order 91 (Marine pollution prevention – oil) Amendment Order 2024 is open for external consultation until 16 September 2024.**

### **Who does this Order apply to?**

Marine Order 91 (MO91) sets out requirements for the prevention of pollution by oil and gives effect to Annex I of the International Convention for the Prevention of Pollution from Ships (MARPOL). It also prescribes matters for Chapter 4 of the *Navigation Act 2012* and Part II of the *Protection of the Sea (Prevention of Pollution from Ships) Act 1983*. MO91 applies to regulated Australian vessels, domestic commercial vessels, Australian recreational vessels and international vessels operating in Australian waters.

### **What are the key changes?**

Amendments to MARPOL Annex I adopted by MEPC.312(74) and MEPC.314(74) on 17 May 2019 provide for the use of electronic record books in lieu of hardcopy records for the oil record book and entered into force internationally on 1 October 2020. Specifically, resolution MEPC.312(74) adopts guidelines for the use of electronic record books to be taken into consideration by the Administration when approving the electronic record book for use and MEPC.314(74) amends MARPOL Annex I.

Additionally, on 17 June 2021, amendments to Annex I adopted by MEPC.330(76) provide for the issuance of an Exemption Certificate to unmanned non-self-propelled (UNSP) barges for certain survey and certification requirements relating to the International Oil Pollution Prevention (IOPP) Certificate. The amendment entered into force internationally on 1 November 2022.

The main changes to MO91:

- Provide for the use of and approval process for electronic record books in lieu of hardcopy records for the oil record book,
- Provide for the exemption of UNSP barges from certain survey and certification requirements relating to the IOPP Certificate, and
- Allow for an IOPP Exemption Certificate to be issued for a UNSP barge for a period not exceeding five years after a confirmatory survey has been conducted.

### **Commencement**

It is intended that the amendments will commence on **24 February 2025**.

**The table below compares sections in the current MO91 and the relevant amendments applicable to those sections including any new section added by the Amendment Order.**

<b>Marine Order 91 (Marine pollution prevention – oil) 2014</b>	<b>Draft Marine Order 91 (Marine pollution prevention – oil) Amendment Order 2024</b>	<b>Notes on changes</b> Substantive text changes are <b>yellow highlighted</b>
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<b>Division 1 Preliminary</b>	<b>Division 1 Preliminary</b>	
<b>1 Name of Order</b> This Order is <i>Marine Order 91 (Marine pollution prevention — oil) 2014</i> .	<b>1 Name of Marine Order</b> This <b>Marine</b> Order is <i>Marine Order 91 (Marine pollution prevention — oil) 2024</i> . <b>1A Commencement</b> This Marine Order commences on 24 February 2025. <b>1B Repeal of <i>Marine Order 91 (Marine pollution prevention — oil) 2014</i></b> . <i>Marine Order 91 (Marine pollution prevention — oil) 2014</i> is repealed.	Added the word 'Marine' before the word 'Order' throughout as appropriate.  Amends name of marine order.  Inserts commencement date added with repealing of the current Marine Order 91.  Repeals MO91 2014.
<b>Provision 2 Purpose</b> <b>Provision 3 Power</b> <b>Provision 4 Definitions</b>		No changes other than the word 'Marine' added before the word 'Order' throughout as appropriate.

<p><b>5 Interpretation</b></p> <p>(1) For this Order:</p> <p>(a) a reference in Annex I or the Condition Assessment Scheme to the Administration is taken to mean AMSA; and</p> <p><del>(b) the Unified Interpretations of Annex I, published by IMO, are to be taken into account in complying with a regulation of Annex I; and</del></p> <p>(c) a vessel is taken to have been constructed when:</p> <p>(i) the keel is laid; or</p> <p>(ii) both:</p> <p>(A) construction identifiable with a specific vessel starts; and</p> <p>(B) the lesser of at least 50 tonnes, or 1% of the estimated total mass of all structural material, of the vessel is assembled.</p> <p><i>Note for paragraph (a) AMSA has an agreement with each of the recognised organisations mentioned in Schedule 1 of <i>Marine Order 1 (Administration) 2013</i> for the provision of survey Corrected Authorised Version registered in Australia. These bodies are authorised to provide these services on behalf of AMSA.</i></p> <p>(2) In this Order, a term that is used but is not defined for this Order, and is defined in MARPOL, the STCW Convention or the STCW Code has the meaning given by MARPOL, the STCW Convention or the STCW Code.</p> <p><i>Examples</i></p> <p>1 Definition of <b>management level</b> in section A-I/1 of Chapter I of Part A of the STCW Code.</p> <p>2 Definition of <b>certificate of competency</b> in Regulation I/1 of the Annex to the STCW Convention.</p>	<p><b>5 Interpretation</b></p> <p>(1) For this Order:</p> <p>(a) a reference in Annex I or the Condition Assessment Scheme to the Administration is taken to mean AMSA; and</p> <p><b>(b) a vessel is taken to have been constructed when:</b></p> <p><b>(i) the keel is laid; or</b></p> <p><b>(ii) both:</b></p> <p>(A) construction identifiable with a specific vessel starts; and</p> <p>(B) the lesser of at least 50 tonnes, or 1% of the estimated total mass of all structural material, of the vessel is assembled.</p> <p><i>Note for paragraph (a) AMSA has an agreement with each of the recognised organisations mentioned in Schedule 1 of <i>Marine Order 1 (Administration) 2013</i> for the provision of survey Corrected Authorised Version registered in Australia. These bodies are authorised to provide these services on behalf of AMSA.</i></p> <p>(2) In this Order, a term that is used but is not defined for this Order, and is defined in MARPOL, the STCW Convention or the STCW Code has the meaning given by MARPOL, the STCW Convention or the STCW Code.</p> <p><i>Examples</i></p> <p>1 Definition of <b>management level</b> in section A-I/1 of Chapter I of Part A of the STCW Code.</p> <p>2 Definition of <b>certificate of competency</b> in Regulation I/1 of the Annex to the STCW Convention.</p>	<p>Removal of 1(b) regarding Unified Interpretations of Annex I to reflect that UIs may not be current and/or relevant for industry, and in line with contemporary drafting practice.</p> <p>Provision 5(1)(b) renumbered.</p>
<p><b>Provision 6 Application</b></p>		<p>No changes other than the word 'Marine' added before the word 'Order' throughout as appropriate.</p>

<p><b>7 Exemptions and waivers</b></p> <p>(1) A person may apply, in accordance with the application process set out in <i>Marine Order 1 (Administration) 2013</i>, for an exemption of a vessel mentioned in regulation 3.1 of Annex I from a requirement of this Order.</p> <p>(2) AMSA may give an exemption if satisfied that the construction and equipment of the vessel provides equivalent protection against pollution by oil, having regard to the service for which the vessel is intended.</p> <p style="text-align: center;"><i>Note Marine Order 1 (Administration) 2013 deals with the following matters about exemptions and equivalents:</i></p> <ul style="list-style-type: none"> <li>• making an application</li> <li>• seeking further information about an application</li> <li>• the time allowed for consideration of an application</li> <li>• imposing conditions on approval of an application</li> <li>• notifying a decision on an application</li> <li>• review of decisions.</li> </ul> <p>(3) AMSA may give a waiver in accordance with regulation 3.4, 3.5, 3.6 or 14.5 of Annex I.</p>	<p><b>7 Exemptions and waivers</b></p> <p>(1) An owner of a vessel (other than a foreign vessel) may apply for an exemption from a requirement of this Marine Order, in accordance with the application process set out in <i>Marine Order 1 (Administration) 2013</i>, in relation to:</p> <p>(a) a vessel mentioned in regulation 3.1 of Annex I; or</p> <p>(b) a vessel mentioned in regulation 3.7 of Annex I.</p> <p>(2) For paragraph (1)(a) — AMSA may give an exemption if satisfied that the construction and equipment of the vessel provides equivalent protection against pollution by oil, having regard to the service for which the vessel is intended.</p> <p>(3) For paragraph (1)(b) — AMSA may give an exemption for a period not exceeding 5 years, if AMSA is satisfied that the vessel:</p> <p>(a) is a barge; and</p> <p>(b) is not propelled by mechanical means; and</p> <p>(c) carries no oil; and</p> <p>(d) has no machinery fitted that uses oil or generates oil residue (sludge); and</p> <p>(e) has no fuel tank, lubricating oil tank, oily bilge water holding tank and oil residue (sludge) tank; and</p> <p>(f) has neither persons nor living animals on board.</p> <p><i>Note AMSA may give an exemption in the form set out in Appendix IV to Annex I being an IOPP exemption certificate for unmanned non-self-propelled (UNSP) barges.</i></p> <p>(4) AMSA may give a waiver in accordance with regulation 3.4, 3.5, 3.6 or 14.5 of Annex I.</p> <p><i>Note Marine Order 1 (Administration) 2013 deals with the following matters about exemptions and equivalents:</i></p> <ul style="list-style-type: none"> <li>• making an application</li> <li>• seeking further information about an application</li> <li>• the time allowed for consideration of an application</li> <li>• imposing conditions on approval of an application</li> <li>• notifying a decision on an application</li> <li>• review of decisions.</li> </ul>	<p>New provision to include UNSP barges, as defined in regulation 1 of MARPOL Annex I, in the exemption application and to be issued with an IOPP Exemption Certificate for a period not exceeding five years after a confirmatory survey has been conducted on the UNSP barge.</p> <p>Waiver provisions 7(2) and 7(3) reordered and renumbered in updated provision 7(4).</p>
<p><b>8 Equivalents</b></p> <p>(1) A person may apply, in accordance with the application process set out in <i>Marine Order 1 (Administration) 2013</i>, for approval to use an equivalent.</p> <p>(2) AMSA may approve the use of an equivalent if:</p> <p>(a) it would be at least as effective as compliance with the requirement to which the equivalent is an alternative; and</p> <p>(b) approving the use of the equivalent would not contravene regulation 5.1 of Annex I.</p>	<p><b>8 Equivalents</b></p> <p>(1) An owner of a vessel (other than a foreign vessel) may apply, in accordance with the application process set out in <i>Marine Order 1 (Administration) 2013</i>, for approval to use an equivalent.</p> <p>(2) AMSA may approve the use of an equivalent if:</p> <p>(a) it would be at least as effective as compliance with the requirement to which the equivalent is an alternative; and</p> <p>(b) approving the use of the equivalent would not contravene regulation 5.1 of Annex I.</p>	<p>Term 'person' replaced with 'owner of a vessel (other than a foreign vessel)' consistent with current drafting policy.</p>

	<p><b>9 Approval of electronic records</b></p> <p>(1) For a record of information that is required to be kept in accordance with Annex I — a person may apply to an issuing body for approval to keep that record in electronic form.</p> <p>(2) An issuing body may provide the approval if the electronic record:</p> <p>(a) provides a reliable means of maintaining the integrity of the information it stores; and</p> <p>(b) is readily accessible for subsequent reference; and</p> <p>(c) meets the standards mentioned in the latest edition of the <i>Guidelines for the use of electronic record books under MARPOL</i> (as adopted by IMO Resolution MEPC.312(74)).</p> <p>(3) A decision not to approve an electronic record book is a reviewable decision for section 17 of <i>Marine Order 1 (Administration) 2013</i>.</p>	New provision
<b>Division 2 Requirements of Annex I</b>	<b>Division 2 Requirements of Annex I</b>	
<p><b>9 Convention requirements</b></p> <p>A vessel must comply with the requirements of Annex I that apply to the vessel.</p>	<p><b>10 Convention requirements</b></p> <p>A vessel must comply with the requirements of Annex I that apply to the vessel.</p>	Provision renumbered
<b>Division 3 Certificates issued under the Navigation Act</b>	<b>Division 3 Certificates issued under the Navigation Act</b>	
<p><b>40 Certificates required</b></p> <p>For subsection 130(3) of the Navigation Act (which enables the regulations to provide that specified kinds of vessels are required to have specified pollution certificates), a vessel mentioned in regulation 7.1 of Annex I must have an IOPP certificate.</p>	<p><b>11 Certificates required</b></p> <p>For subsection 130(3) of the Navigation Act (which enables the regulations to provide that specified kinds of vessels are required to have specified pollution certificates), a vessel mentioned in regulation 7.1 of Annex I must have an IOPP certificate.</p>	Provision renumbered
<p><b>44 Applying for certificates</b></p> <p>(1) For subsection 131(1) of the Navigation Act (which enables a person to apply to an issuing body for a pollution certificate specified in the regulations), an IOPP certificate is specified.</p> <p>(2) Division 3 of <i>Marine Order 1 (Administration) 2013</i> (other than section 17) applies to an application to AMSA for a certificate mentioned in subsection (1).</p> <p><i>Note</i> Division 3 of <i>Marine Order 1 (Administration) 2013</i> prescribes some general rules about the making and determination of various kinds of applications. Section 17 of that Marine Order provides for internal review of decisions about applications. That section does not apply to decisions about pollution certificates because those decisions are reviewable under subsection 313(1) of the Navigation Act.</p>	<p><b>12 Applying for certificates</b></p> <p>(1) For subsection 131(1) of the Navigation Act (which enables a person to apply to an issuing body for a pollution certificate specified in the regulations), an IOPP certificate is specified.</p> <p>(2) Division 3 of <i>Marine Order 1 (Administration) 2013</i> (other than section 17) applies to an application to AMSA for a certificate mentioned in subsection (1).</p> <p><i>Note</i> Division 3 of <i>Marine Order 1 (Administration) 2013</i> prescribes some general rules about the making and determination of various kinds of applications. Section 17 of that <b>Marine</b> Order provides for internal review of decisions about applications. That section does not apply to decisions about pollution certificates because those decisions are reviewable under subsection 313(1) of the Navigation Act.</p>	Provision renumbered and the word 'Marine' added before the word 'Order'
<p><b>42 Criteria for the issue of IOPP certificates</b></p> <p>For paragraph 132(1)(b) of the Navigation Act, the criteria for issue of an IOPP certificate are that the vessel:</p> <p>(a) has completed the initial or renewal survey mentioned in regulation 6.1 of Annex I; and</p> <p>(b) complies with the requirements that apply to it under Annex I.</p> <p><i>Note</i> If a regulated Australian vessel is not required to have a certificate mentioned in section 9, the owner may apply for and be issued a certificate if the vessel meets the requirements mentioned in this section.</p>	<p><b>13 Criteria for the issue of IOPP certificates</b></p> <p>For paragraph 132(1)(b) of the Navigation Act, the criteria for issue of an IOPP certificate are that the vessel:</p> <p>(a) has completed the initial or renewal survey mentioned in regulation 6.1 of Annex I; and</p> <p>(b) complies with the requirements that apply to it under Annex I.</p> <p><i>Note</i> If a regulated Australian vessel is not required to have a certificate mentioned in section <b>11</b>, the owner may apply for and be issued a certificate if the vessel meets the requirements mentioned in this section.</p>	Provision renumbered and reference changed to refer to renumbered section.

<p><b>13 Conditions of IOPP certificates</b></p> <p>For paragraph 132(2)(a) of the Navigation Act, an IOPP certificate is subject to the following conditions:</p> <p>(a) the vessel and its equipment must be maintained to comply with Annex I;</p> <p>(b) any survey mentioned in regulation 6 of Annex I must be completed in accordance with the requirements of that regulation;</p> <p>(c) any endorsement required to be made to the certificate under regulation 6 of Annex I is made;</p> <p>(d) after any survey mentioned in regulation 6 of Annex I has been completed, any change to the structure, equipment, systems, fittings, arrangements or material covered by the survey, other than the direct replacement of equipment or fittings, must be approved by an issuing body.</p>	<p><b>14 Conditions of IOPP certificates</b></p> <p>For paragraph 132(2)(a) of the Navigation Act, an IOPP certificate is subject to the following conditions:</p> <p>(a) the vessel and its equipment must be maintained to comply with Annex I;</p> <p>(b) any survey mentioned in regulation 6 of Annex I must be completed in accordance with the requirements of that regulation;</p> <p>(c) any endorsement required to be made to the certificate under regulation 6 of Annex I is made;</p> <p>(d) after any survey mentioned in regulation 6 of Annex I has been completed, any change to the structure, equipment, systems, fittings, arrangements or material covered by the survey, other than the direct replacement of equipment or fittings, must be approved by an issuing body.</p>	Provision renumbered
<p><b>14 Endorsements of IOPP certificates</b></p> <p>For paragraph 13(c), an endorsement on an IOPP certificate must be made by an issuing body.</p> <p><i>Note</i> It is practice for an issuing body endorsing a certificate to be the same as the issuing body that originally issued the certificate.</p>	<p><b>15 Endorsements of IOPP certificates</b></p> <p>For paragraph 13(c), an endorsement on an IOPP certificate must be made by an issuing body.</p> <p><i>Note</i> It is practice for an issuing body endorsing a certificate to be the same as the issuing body that originally issued the certificate.</p>	Provision renumbered
<p><b>15 Commencement and duration of certificates</b></p> <p>An IOPP certificate comes into force, and ceases to be in force, in accordance with regulation 10 of Annex I.</p>	<p><b>16 Commencement and duration of certificates</b></p> <p>An IOPP certificate comes into force, and ceases to be in force, in accordance with regulation 10 of Annex I.</p>	Provision renumbered
<p><b>16 Criteria for the variation of IOPP certificates</b></p> <p>For subsection 133(1) of the Navigation Act, the criteria for variation of an IOPP certificate are that:</p> <p>(a) the vessel complies with the requirements that apply to it under Annex I; and</p> <p>(b) to the extent that the variation relates to matters mentioned in regulation 10 of Annex I — the variation is in accordance with that regulation.</p> <p><i>Note for paragraph (b)</i> A variation may be in the form of an endorsement on a certificate. Endorsements are provided for in paragraphs 3, 4, 5, 6 and 8 of Regulation 10 of Annex I.</p>	<p><b>17 Criteria for the variation of IOPP certificates</b></p> <p>For subsection 133(1) of the Navigation Act, the criteria for variation of an IOPP certificate are that:</p> <p>(a) the vessel complies with the requirements that apply to it under Annex I; and</p> <p>(b) to the extent that the variation relates to matters mentioned in regulation 10 of Annex I — the variation is in accordance with that regulation.</p> <p><i>Note for paragraph (b)</i> A variation may be in the form of an endorsement on a certificate. Endorsements are provided for in paragraphs 3, 4, 5, 6 and 8 of Regulation 10 of Annex I.</p>	Provision renumbered
<p><b>17 Criteria for the revocation of IOPP certificates</b></p> <p>For section 134 of the Navigation Act, the criteria for revocation of an IOPP certificate are that:</p> <p>(a) a condition of the certificate has been, or is likely to be, breached; or</p> <p>(b) an endorsement to a certificate mentioned in paragraph 13(c) has not been made; or</p> <p>(c) the vessel to which the certificates applies ceases to be registered in Australia; or</p> <p>(d) the owner of the vessel asks in writing that the vessel's certificate be revoked.</p>	<p><b>18 Criteria for the revocation of IOPP certificates</b></p> <p>For section 134 of the Navigation Act, the criteria for revocation of an IOPP certificate are that:</p> <p>(a) a condition of the certificate has been, or is likely to be, breached; or</p> <p>(b) an endorsement to a certificate mentioned in paragraph 13(c) has not been made; or</p> <p>(c) the vessel to which the certificates applies ceases to be registered in Australia; or</p> <p>(d) the owner of the vessel asks in writing that the vessel's certificate be revoked.</p>	Provision renumbered
<p><b>18 Notifying alterations</b></p> <p>For paragraph 137(1)(c) of the Navigation Act, the period within which AMSA and each issuing body that issued the IOPP certificate for the vessel must be informed of an alteration to a vessel is 7 days after the alteration is made.</p> <p><i>Note</i> An approved form for reporting of alterations to vessels is available from AMSA's website <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</p>	<p><b>19 Notifying alterations</b></p> <p>For paragraph 137(1)(c) of the Navigation Act, the period within which AMSA and each issuing body that issued the IOPP certificate for the vessel must be informed of an alteration to a vessel is 7 days after the alteration is made.</p> <p><i>Note</i> An approved form for reporting of alterations to vessels is available from AMSA's website <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</p>	Provision renumbered
<p><b>Division 4 Certificate requirements for foreign vessels</b></p>	<p><b>Division 4 Certificate requirements for foreign vessels</b></p>	
<p><b>19 Requirements for foreign vessels</b></p>	<p><b>20 Requirements for foreign vessels</b></p>	Provision renumbered



<p>(1) A foreign vessel to which regulation 7.1 of Annex I applies must have a certificate issued in accordance with that regulation.</p> <p>(2) A foreign vessel to which Annex I does not apply but to which Regulation 7.1 of Annex I would apply if the country in which the vessel is registered were a party to MARPOL must carry and comply with any certificate or other document that:</p> <p>(a) is issued for the vessel by or for the administration of the country in which it is registered; and</p> <p>(b) deals with the prevention of oil pollution by the vessel.</p>	<p>(1) A foreign vessel to which regulation 7.1 of Annex I applies must have a certificate issued in accordance with that regulation.</p> <p>(2) A foreign vessel to which Annex I does not apply but to which Regulation 7.1 of Annex I would apply if the country in which the vessel is registered were a party to MARPOL must carry and comply with any certificate or other document that:</p> <p>(a) is issued for the vessel by or for the administration of the country in which it is registered; and</p> <p>(b) deals with the prevention of oil pollution by the vessel.</p>	
<p><b>Division 5 Reporting requirements</b></p>	<p><b>Division 5 Reporting requirements</b></p>	
<p><b>20 Marine incidents</b></p> <p>For paragraph (l) of the definition of <i>marine incident</i> in subsection 14(1) of the Navigation Act, the following incidents are prescribed:</p> <p>(a) equipment failure that may affect compliance by the vessel with Annex I;</p> <p>(b) an incident involving the vessel that may affect compliance by the vessel with Annex I;</p> <p>(c) anything that substantially affects the integrity of the vessel or the efficiency or completeness of the vessel's equipment covered by Annex I.</p> <p><i>Note 1</i> The owner and master of a vessel must report marine incidents to AMSA — see sections 185 and 186 of the Navigation Act.</p> <p><i>Note 2</i> For the prescribed periods for the reporting of marine incidents — see section 23A of <i>Marine Order 1 (Administration) 2013</i>. Forms for reporting of marine incidents are available from AMSA's website at <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</p> <p><i>Note 3</i> For other reporting requirements — see <i>Transport Safety Investigation Act 2003</i>, sections 18 and 19.</p>	<p><b>21 Marine incidents</b></p> <p>For paragraph (l) of the definition of <i>marine incident</i> in subsection 14(1) of the Navigation Act, the following incidents are prescribed:</p> <p>(a) equipment failure that may affect compliance by the vessel with Annex I;</p> <p>(b) an incident involving the vessel that may affect compliance by the vessel with Annex I;</p> <p>(c) anything that substantially affects the integrity of the vessel or the efficiency or completeness of the vessel's equipment covered by Annex I.</p> <p><i>Note 1</i> The owner and master of a vessel must report marine incidents to AMSA — see sections 185 and 186 of the Navigation Act.</p> <p><i>Note 2</i> For the prescribed periods for the reporting of marine incidents — see section 23A of <i>Marine Order 1 (Administration) 2013</i>. Forms for reporting of marine incidents are available from AMSA's website at <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</p> <p><i>Note 3</i> For other reporting requirements — see <i>Transport Safety Investigation Act 2003</i>, sections 18 and 19.</p>	<p>Provision renumbered</p>
<p><b>24 Incidents involving oil or oily mixture or damage, failure or breakdown</b></p> <p>(1) For subsections 11(1) and (3) of the Pollution Prevention Act, a prescribed incident (which is an incident involving discharge or probable discharge of oil or oily mixture or damage, failure or breakdown) must be notified by any of the following means:</p> <p>(a) telephone to +61 (0)2 6230 6811 or freecall within Australia 1800 641 792;</p> <p>(c) email to <a href="mailto:rccaus@amsa.gov.au">rccaus@amsa.gov.au</a>;</p> <p>(d) HF DSC MMSI 005030001.</p> <p><i>Note 1</i> Subsections 11(1) and (3) of the Pollution Prevention Act requires notification of a prescribed incident to be made without delay.</p> <p><i>Note 2</i> Subsections 11(1) and (3) of the Pollution Prevention Act requires notification of a prescribed incident to be made to a prescribed officer. For the definition of <i>prescribed officer</i> — see subsection 3(2) of the Act.</p> <p>(2) A report mentioned in subsection 11(6) or (7) of the Pollution Prevention Act must be made using <del>Form MO 91/2 Harmful Substance Report</del>.</p> <p><del>Note Form MO 91/2 Harmful Substance Report is available on AMSA's website <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</del></p> <p>(3) For subsections 11(6) and (7) of the Pollution Prevention Act, the report must be given within 24 hours after receiving the request for the report.</p>	<p><b>22 Incidents involving oil or oily mixture or damage, failure or breakdown</b></p> <p>(1) For subsections 11(1) and (3) of the Pollution Prevention Act, a prescribed incident (which is an incident involving discharge or probable discharge of oil or oily mixture or damage, failure or breakdown) must be notified by any of the following means:</p> <p>(a) telephone to +61 (0)2 6230 6811 or freecall within Australia 1800 641 792;</p> <p>(c) email to <a href="mailto:rccaus@amsa.gov.au">rccaus@amsa.gov.au</a>;</p> <p>(d) HF DSC MMSI 005030001.</p> <p><i>Note 1</i> Subsections 11(1) and (3) of the Pollution Prevention Act requires notification of a prescribed incident to be made without delay.</p> <p><i>Note 2</i> Subsections 11(1) and (3) of the Pollution Prevention Act requires notification of a prescribed incident to be made to a prescribed officer. For the definition of <i>prescribed officer</i> — see subsection 3(2) of the Act.</p> <p>(2) A report mentioned in subsection 11(6) or (7) of the Pollution Prevention Act must be made using <b>Form AMSA 197 Harmful Substance Report (POLREP) oil</b>.</p> <p><b>Note Form AMSA 197 Harmful Substance Report (POLREP) oil is available on AMSA's website <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</b></p> <p>(3) For subsections 11(6) and (7) of the Pollution Prevention Act, the report must be given within 24 hours after receiving the request for the report.</p>	<p>Provision renumbered.</p> <p>Reference to harmful substance form updated.</p> <p><i>Updated name of form to AMSA 197 Harmful Substance Report (POLREP) oil.</i></p>
<p><b>22 Notification by oil tankers not meeting construction requirements</b></p>	<p><b>23 Notification by oil tankers not meeting construction requirements</b></p>	<p>Provision renumbered.</p>



<p>The operator or agent of an oil tanker that does not comply with regulation 19 of Annex I must give AMSA the following information at least 48 hours before loading cargo for carriage to or from an Australian port:</p> <ul style="list-style-type: none"> <li>(a) name of vessel;</li> <li>(b) IMO number of vessel;</li> <li>(c) details of cargo (type, density or kinematic viscosity);</li> <li>(d) name of the Australian port;</li> <li>(e) expected date of arrival or departure;</li> <li>(f) contact details of person or company providing information.</li> </ul> <p><i>Note Notice should to be sent to AMSA by email (<a href="mailto:tankers@amsa.gov.au">tankers@amsa.gov.au</a>).</i></p>	<p>The operator or agent of an oil tanker that does not comply with regulation 19 of Annex I must give AMSA the following information at least 48 hours before loading cargo for carriage to or from an Australian port:</p> <ul style="list-style-type: none"> <li>(a) name of vessel;</li> <li>(b) IMO number of vessel;</li> <li>(c) details of cargo (type, density or kinematic viscosity);</li> <li>(d) name of the Australian port;</li> <li>(e) expected date of arrival or departure;</li> <li>(f) contact details of person or company providing information.</li> </ul>	<p>Reference to notice to be sent to <a href="mailto:tankers@amsa.gov.au">tankers@amsa.gov.au</a> has been removed as this email address has been archived.</p>
<p><b>Division 6 Other prescribed matters for the Pollution Prevention Act</b></p>	<p><b>Division 6 Other prescribed matters for the Pollution Prevention Act</b></p>	
<p><b>22A Ship board oil pollution emergency plan — foreign ships</b> For subsection 32(1A) of the Pollution Prevention Act, section 11A of the Act applies to a foreign ship, as if it were an Australian ship, when it is in:</p> <ul style="list-style-type: none"> <li>(a) a port in Australia; or</li> <li>(b) the territorial sea of Australia; or</li> <li>(c) the sea on the landward side of the territorial sea of Australia.</li> </ul>	<p><b>24 Ship board oil pollution emergency plan — foreign ships</b> For subsection 32(1A) of the Pollution Prevention Act, section 11A of the Act applies to a foreign ship, as if it were an Australian ship, when it is in:</p> <ul style="list-style-type: none"> <li>(a) a port in Australia; or</li> <li>(b) the territorial sea of Australia; or</li> <li>(c) the sea on the landward side of the territorial sea of Australia.</li> </ul>	<p>Provision renumbered.</p>
<p><b>23 Shipboard oil pollution emergency plan</b> (1) For subsections 11A(4) of the Pollution Prevention Act, the prescribed form for a shipboard oil pollution emergency plan is the format mentioned in the <i>Guidelines for the Development of Shipboard Oil Pollution Emergency Plans</i>, adopted by IMO as Resolution MEPC.54(32), as in force from time to time. (2) A shipboard oil pollution emergency plan must be approved by an issuing body.</p>	<p><b>25 Shipboard oil pollution emergency plan</b> (1) For subsections 11A(4) of the Pollution Prevention Act, the prescribed form for a shipboard oil pollution emergency plan is the format mentioned in the <i>Guidelines for the Development of Shipboard Oil Pollution Emergency Plans</i>, adopted by IMO as Resolution MEPC.54(32), as in force from time to time. (2) A shipboard oil pollution emergency plan must be approved by an issuing body.</p>	<p>Provision renumbered.</p>
<p><b>24 Ship-to-ship operations plan — transfer of oil cargo between oil tankers</b> For subparagraph 11B(2)(a)(i) and paragraph 11D(2)(a) of the Pollution Prevention Act, a ship-to-ship operations plan must be in a form that includes:</p> <ul style="list-style-type: none"> <li>(a) information about the following matters: <ul style="list-style-type: none"> <li>(i) particulars of the vessel;</li> <li>(ii) conditions that apply to the vessel;</li> <li>(iii) methods of communication;</li> <li>(iv) equipment to be used;</li> <li>(v) procedures for safety and emergencies;</li> <li>(vi) operational preparations before manoeuvring;</li> <li>(vii) performance of cargo transfer operations;</li> <li>(viii) manoeuvring and unmooring;</li> <li>(ix) reporting procedures; and</li> </ul> </li> <li>(b) the following documents: <ul style="list-style-type: none"> <li>(i) vessel interest contact lists;</li> <li>(ii) checklists;</li> <li>(iii) general arrangement plan;</li> <li>(iv) cargo tank arrangement plan and capacities;</li> <li>(v) cargo handling system plan;</li> <li>(vi) anchor handling and mooring arrangement plan;</li> <li>(vii) records of STS operations.</li> </ul> </li> </ul> <p>(2) A ship-to-ship operations plan must be approved by an issuing body.</p>	<p><b>26 Ship-to-ship operations plan — transfer of oil cargo between oil tankers</b> For subparagraph 11B(2)(a)(i) and paragraph 11D(2)(a) of the Pollution Prevention Act, a ship-to-ship operations plan must be in a form that includes:</p> <ul style="list-style-type: none"> <li>(a) information about the following matters: <ul style="list-style-type: none"> <li>(i) particulars of the vessel;</li> <li>(ii) conditions that apply to the vessel;</li> <li>(iii) methods of communication;</li> <li>(iv) equipment to be used;</li> <li>(v) procedures for safety and emergencies;</li> <li>(vi) operational preparations before manoeuvring;</li> <li>(vii) performance of cargo transfer operations;</li> <li>(viii) manoeuvring and unmooring;</li> <li>(ix) reporting procedures; and</li> </ul> </li> <li>(b) the following documents: <ul style="list-style-type: none"> <li>(i) vessel interest contact lists;</li> <li>(ii) checklists;</li> <li>(iii) general arrangement plan;</li> <li>(iv) cargo tank arrangement plan and capacities;</li> <li>(v) cargo handling system plan;</li> <li>(vi) anchor handling and mooring arrangement plan;</li> <li>(vii) records of STS operations.</li> </ul> </li> </ul> <p>(2) A ship-to-ship operations plan must be approved by an issuing body.</p>	<p>Provision renumbered.</p>

<p><b>25 Qualification requirements — transfer of oil cargo between oil tankers</b>  For paragraph 11C(1)(f) of the Pollution Prevention Act, the person with overall advisory control of a transfer must have the following qualifications:  (a) a management level deck certificate of competency;  (b) an oil tanker endorsement on the certificate of competency;  (c) completion of training as required by regulation V/1-1 of the STCW Convention;  (d) completion of a ship-handling course approved by AMSA.  <i>Note</i> Details of approved courses are available on AMSA's website <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</p>	<p><b>27 Qualification requirements — transfer of oil cargo between oil tankers</b>  For paragraph 11C(1)(f) of the Pollution Prevention Act, the person with overall advisory control of a transfer must have the following qualifications:  (a) a management level deck certificate of competency;  (b) an oil tanker endorsement on the certificate of competency;  (c) completion of training as required by regulation V/1-1 of the STCW Convention;  (d) completion of a ship-handling course approved by AMSA.  <i>Note</i> Details of approved courses are available on AMSA's website <a href="http://www.amsa.gov.au">http://www.amsa.gov.au</a>.</p>	Provision renumbered.
<p><b>25A Transfer of oil cargo involving a foreign ship — prescribed operation</b>  For subsection 32(1) of the Pollution Prevention Act:  (a) the transfer of oil cargo with another oil tanker that has a gross tonnage of 150 or more is a prescribed operation; and  (b) sections 11D and 11E of the Act apply to a foreign ship, as if it were an Australian ship, when it is in:  (i) a port in Australia; or  (ii) the territorial sea of Australia; or  (iii) the sea on the landward side of the territorial sea of Australia while on its way to or from a port in Australia.  <i>Note</i> Sections 11B, 11C and 11F of the Pollution Prevention Act also apply to foreign ships — see sections 11B, 11C and 11F.</p>	<p><b>28 Transfer of oil cargo involving a foreign ship — prescribed operation</b>  For subsection 32(1) of the Pollution Prevention Act:  (a) the transfer of oil cargo with another oil tanker that has a gross tonnage of 150 or more is a prescribed operation; and  (b) sections 11D and 11E of the Act apply to a foreign ship, as if it were an Australian ship, when it is in:  (i) a port in Australia; or  (ii) the territorial sea of Australia; or  (iii) the sea on the landward side of the territorial sea of Australia while on its way to or from a port in Australia.  <i>Note</i> Sections 11B, 11C and 11F of the Pollution Prevention Act also apply to foreign ships — see sections 11B, 11C and 11F.</p>	Provision renumbered.
<p><b>26 Ship-to-ship record — transfer of oil cargo between oil tankers</b>  For subsection 11E(3) of the Pollution Prevention Act, a ship-to-ship record must contain the following information:  (a) the name, flag, call sign and IMO number of the subject oil tanker;  (b) the date and time when the transfer commenced;  (c) the geographical location of the ship-to-ship transfer;  (d) the type and quantity of the oil being transferred;  (e) the name and contact details of:  (i) the transfer service provider; and  (ii) the person in overall advisory control of the transfer;  (f) the date and time when the transfer ceased.</p>	<p><b>29 Ship-to-ship record — transfer of oil cargo between oil tankers</b>  For subsection 11E(3) of the Pollution Prevention Act, a ship-to-ship record must contain the following information:  (a) the name, flag, call sign and IMO number of the subject oil tanker;  (b) the date and time when the transfer commenced;  (c) the geographical location of the ship-to-ship transfer;  (d) the type and quantity of the oil being transferred;  (e) the name and contact details of:  (i) the transfer service provider; and  (ii) the person in overall advisory control of the transfer;  (f) the date and time when the transfer ceased.</p>	Provision renumbered.
<p><b>27 Ship-to-ship transfer information</b>  (1) For subsections 11F(3) and 11G(3) of the Pollution Prevention Act, ship-to-ship transfer information is the following:  (a) name, flag, call sign, IMO number and estimated time of arrival of the subject oil tanker at the geographical location the ship-to-ship transfer is intended to take place;  (b) date, time and geographical location when the transfer is to start;  (c) whether the transfer is to be conducted at anchor or underway;  d) type and quantity of oil to be transferred;  (e) planned duration of the transfer;  (f) identity of the service provider or person in overall advisory control for the transfer, and his or her contact details;  (g) confirmation that the subject oil tanker has on board a plan that complies with regulation 41 of Annex I.  <i>Note for paragraph (f)</i> The person in overall advisory control is usually the master of the manoeuvring ship or the person who assists with the mooring and</p>	<p><b>30 Ship-to-ship transfer information</b>  (1) For subsections 11F(3) and 11G(3) of the Pollution Prevention Act, ship-to-ship transfer information is the following:  (a) name, flag, call sign, IMO number and estimated time of arrival of the subject oil tanker at the geographical location the ship-to-ship transfer is intended to take place;  (b) date, time and geographical location when the transfer is to start;  (c) whether the transfer is to be conducted at anchor or underway;  d) type and quantity of oil to be transferred;  (e) planned duration of the transfer;  (f) identity of the service provider or person in overall advisory control for the transfer, and his or her contact details;  (g) confirmation that the subject oil tanker has on board a plan that complies with regulation 41 of Annex I.  <i>Note for paragraph (f)</i> The person in overall advisory control is usually the master of the manoeuvring ship or the person who assists with the mooring and</p>	Provision renumbered.

unmooring of ships, coordinates and supervises the transfer and is generally known as the STS Superintendent.	unmooring of ships, coordinates and supervises the transfer and is generally known as the STS Superintendent.	
<p><b>28 Giving ship-to-ship transfer information — Australia</b>  For paragraphs 11F(1)(e) and (f) of the Pollution Prevention Act, the notification of ship-to-ship transfer information must be by:  (a) email to sts@amsa.gov.au; or  (b) fax to +61 (0)2 6279 5076.  Note Paragraphs 11F(1)(e) and (f) of the Pollution Prevention Act require notification of ship-to-ship transfer information to be made at least 48 hours before the transfer begins.</p>	<p><b>31 Giving ship-to-ship transfer information — Australia</b>  For paragraphs 11F(1)(e) and (f) of the Pollution Prevention Act, the notification of ship-to-ship transfer information must be by:  (a) email to sts@amsa.gov.au; or  (b) fax to +61 (0)2 6279 5076.  Note Paragraphs 11F(1)(e) and (f) of the Pollution Prevention Act require notification of ship-to-ship transfer information to be made at least 48 hours before the transfer begins.</p>	Provision renumbered. Deleted reference to fax.
<p><b>29 Giving ship-to-ship transfer information — country other than Australia</b>  For subparagraphs 11G(1)(f)(i) and (ii) and 11G(1)(g)(i) and (ii) and paragraphs 11G(2)(f) and (h) of the Pollution Prevention Act, the notification must be by:  (a) telephone; or  (b) fax; or  (c) email.  Note Subparagraphs 11G(1)(f) and (g) and paragraph 11G(2)(f) of the Pollution Prevention Act require notification of ship-to-ship transfer information to be made at least 48 hours before the transfer begins.</p>	<p><b>32 Giving ship-to-ship transfer information — country other than Australia</b>  For subparagraphs 11G(1)(f)(i) and (ii) and 11G(1)(g)(i) and (ii) and paragraphs 11G(2)(f) and (h) of the Pollution Prevention Act, the notification must be by:  (a) telephone; or  (b) email.  Note Subparagraphs 11G(1)(f) and (g) and paragraph 11G(2)(f) of the Pollution Prevention Act require notification of ship-to-ship transfer information to be made at least 48 hours before the transfer begins.</p>	Provision renumbered. Deleted reference to fax.
<p><b>29A Oil record book — foreign ships</b>  For subsection 32(1) of the Pollution Prevention Act, section 12 of the Act applies to a foreign ship, as if it were an Australian ship, when it is in:  (a) a port in Australia; or  (b) the territorial sea of Australia; or  (c) the sea on the landward side of the territorial sea of Australia.  Note Section 13 (False entries in oil record book) of the Pollution Prevention Act also applies to foreign ships because that section applies to ships to which section 12 applies.</p>	<p><b>33 Oil record book — foreign ships</b>  For subsection 32(1) of the Pollution Prevention Act, section 12 of the Act applies to a foreign ship, as if it were an Australian ship, when it is in:  (a) a port in Australia; or  (b) the territorial sea of Australia; or  (c) the sea on the landward side of the territorial sea of Australia.  Note Section 13 (False entries in oil record book) of the Pollution Prevention Act also applies to foreign ships because that section applies to ships to which section 12 applies.</p>	Provision renumbered.
<p><b>30 Oil record book</b>  (1) For subsections 12(2) and (3) of the Pollution Prevention Act:  (a) a ship mentioned in paragraph 12(1)(a) of that Act must carry an oil record book in the form set out in Parts I and II of Appendix III to Annex I; and  (b) a ship mentioned in paragraph 12(1)(b) of that Act must carry an oil record book in the form set out in Part I of Appendix III to Annex I.  Note AMSA publishes <i>Oil Record Book Part I (Machinery space operations)</i> and <i>Oil Record Book Part II (Cargo/Ballast operations — oil tankers)</i> available for purchase from major AMSA offices.  (2) A time that must be stated in an oil record book must, unless expressed in ship's time and the conversion to Coordinated Universal Time cannot be readily made, be expressed in Coordinated Universal Time.</p>	<p><b>34 Oil record book</b>  (1) For subsections 12(2) and (3) of the Pollution Prevention Act:  (a) a ship mentioned in paragraph 12(1)(a) of that Act must carry an oil record book in the form set out in Parts I and II of Appendix III to Annex I; and  (b) a ship mentioned in paragraph 12(1)(b) of that Act must carry an oil record book in the form set out in Part I of Appendix III to Annex I.  Note AMSA publishes <i>Oil Record Book Part I (Machinery space operations)</i> and <i>Oil Record Book Part II (Cargo/Ballast operations — oil tankers)</i> available for purchase from major AMSA offices.  (2) A time that must be stated in an oil record book must, unless expressed in ship's time and the conversion to Coordinated Universal Time cannot be readily made, be expressed in Coordinated Universal Time.</p>	Provision renumbered.
<p><b>34 Prescribed operation or occurrence</b>  (1) For subsection 12(5) of the Pollution Prevention Act:  (a) each machinery space operation mentioned in the form set out in Part I of Appendix III to Annex I is a prescribed operation; and  (b) each cargo or ballast operation mentioned in the form set out in Part II of Appendix III to Annex I is a prescribed operation for an oil tanker.  (2) For subsection 12(5) of the Pollution Prevention Act, each of the following is a prescribed occurrence:</p>	<p><b>35 Prescribed operation or occurrence</b>  (1) For subsection 12(5) of the Pollution Prevention Act:  (a) each machinery space operation mentioned in the form set out in Part I of Appendix III to Annex I is a prescribed operation; and  (b) each cargo or ballast operation mentioned in the form set out in Part II of Appendix III to Annex I is a prescribed operation for an oil tanker.  (2) For subsection 12(5) of the Pollution Prevention Act, each of the following is a prescribed occurrence:</p>	Provision renumbered.

<p>(a) discharging into the sea oil or an oily mixture from a ship to secure the safety of the ship or to save life at sea;</p> <p>(b) discharging into the sea oil or an oily mixture because of damage to the ship or its equipment;</p> <p>(c) discharging into the sea substances containing oil to deal with a specific pollution incident;</p> <p>(d) failure of oil discharge monitoring control system;</p> <p>(e) failure of the oil filtering equipment;</p> <p>(f) accidental or other exceptional discharge of oil not mentioned in paragraphs (a) to (c).</p>	<p>(a) discharging into the sea oil or an oily mixture from a ship to secure the safety of the ship or to save life at sea;</p> <p>(b) discharging into the sea oil or an oily mixture because of damage to the ship or its equipment;</p> <p>(c) discharging into the sea substances containing oil to deal with a specific pollution incident;</p> <p>(d) failure of oil discharge monitoring control system;</p> <p>(e) failure of the oil filtering equipment;</p> <p>(f) accidental or other exceptional discharge of oil not mentioned in paragraphs (a) to (c).</p>	
<b>Division 7 Vessels not permitted to enter port</b>	<b>Division 7 Vessels not permitted to enter port</b>	
<p><b>32 Double hull and double bottom oil tankers</b></p> <p>The master of an oil tanker must not take a vessel into a port in Australia after:</p> <p>(a) for an oil tanker mentioned in regulation 20.5 of Annex I and for regulation 20.8.2.1 of Annex I — the anniversary in 2015 of the date of the delivery of the vessel; or</p> <p>(b) for an oil tanker mentioned in regulation 20.7 of Annex I and for regulation 20.8.2.2 of Annex I — the date mentioned in paragraph 4 of regulation 20 of Annex I that applies to the oil tanker; or</p> <p>(c) for an oil tanker mentioned in regulation 21.5 or 21.6 of Annex I and for regulation 21.8.2 of Annex I — the date mentioned in regulation 21.4 of Annex I that applies to the oil tanker.</p>	<p><b>36 Double hull and double bottom oil tankers</b></p> <p>The master of an oil tanker must not take a vessel into a port in Australia after:</p> <p>(a) for an oil tanker mentioned in regulation 20.5 of Annex I and for regulation 20.8.2.1 of Annex I — the anniversary in 2015 of the date of the delivery of the vessel; or</p> <p>(b) for an oil tanker mentioned in regulation 20.7 of Annex I and for regulation 20.8.2.2 of Annex I — the date mentioned in paragraph 4 of regulation 20 of Annex I that applies to the oil tanker; or</p> <p>(c) for an oil tanker mentioned in regulation 21.5 or 21.6 of Annex I and for regulation 21.8.2 of Annex I — the date mentioned in regulation 21.4 of Annex I that applies to the oil tanker.</p>	Provision renumbered.
<b>Division 8 Specifications of Annex I</b>	<b>Division 8 Specifications of Annex I</b>	
<p><b>33 Crude oil washing systems</b></p> <p>For regulation 33.2 of Annex I, crude oil washing installation and associated equipment and arrangements must comply with IMO Resolution A.446(XI), as in force from time to time.</p>	<p><b>37 Crude oil washing systems</b></p> <p>For regulation 33.2 of Annex I, crude oil washing installation and associated equipment and arrangements must comply with IMO Resolution A.446(XI), as in force from time to time.</p>	Provision renumbered.
<p><b>34 Crude oil washing system operations and equipment manuals</b></p> <p>For regulation 35.1 of Annex I, the operations and equipment manual for an oil tanker must be in the form and include the information mentioned in IMO Resolution MEPC.3(XII), as in force from time to time.</p>	<p><b>38 Crude oil washing system operations and equipment manuals</b></p> <p>For regulation 35.1 of Annex I, the operations and equipment manual for an oil tanker must be in the form and include the information mentioned in IMO Resolution MEPC.3(XII), as in force from time to time.</p>	Provision renumbered.
<p><b>35 Oil discharge monitoring and control systems (oil tankers)</b></p> <p>For regulation 31.1 of Annex I, an issuing body may approve an oil discharge monitoring and control system only if designed and installed in accordance with the specifications mentioned in:</p> <p>(a) for a system installed on board an oil tanker constructed after 31 December 2004 — IMO Resolution MEPC.108(49); or</p> <p>(b) for a system installed on board an oil tanker constructed after 1 October 1986 and before 1 January 2005 — IMO Resolution A.586(14); or</p> <p>(c) for a system installed on board an oil tanker constructed before 2 October 1986 — IMO Resolution A.496(XII).</p>	<p><b>39 Oil discharge monitoring and control systems (oil tankers)</b></p> <p>For regulation 31.1 of Annex I, an issuing body may approve an oil discharge monitoring and control system only if designed and installed in accordance with the specifications mentioned in:</p> <p>(a) for a system installed on board an oil tanker constructed after 31 December 2004 — IMO Resolution MEPC.108(49); or</p> <p>(b) for a system installed on board an oil tanker constructed after 1 October 1986 and before 1 January 2005 — IMO Resolution A.586(14); or</p> <p>(c) for a system installed on board an oil tanker constructed before 2 October 1986 — IMO Resolution A.496(XII).</p>	Provision renumbered.
<p><b>36 Oil content meters — approved design (oil tankers)</b></p> <p>For regulations 18.8.3 and 31.2 of Annex I, an issuing body may approve the design of an oil content meter only if in accordance with the specifications mentioned in:</p> <p>(a) for a meter installed on board an oil tanker constructed after 31 December 2004 — IMO Resolution MEPC.108(49); or</p>	<p><b>40 Oil content meters — approved design (oil tankers)</b></p> <p>For regulations 18.8.3 and 31.2 of Annex I, an issuing body may approve the design of an oil content meter only if in accordance with the specifications mentioned in:</p> <p>(a) for a meter installed on board an oil tanker constructed after 31 December 2004 — IMO Resolution MEPC.108(49); or</p>	Provision renumbered.

<p>(b) for a meter installed on board an oil tanker constructed after 1 October 1986 and before 1 January 2005 — IMO Resolution A.586(14); or  (c) for a meter installed on board an oil tanker constructed before 2 October 1986 — IMO Resolution A.393(X).</p>	<p>(b) for a meter installed on board an oil tanker constructed after 1 October 1986 and before 1 January 2005 — IMO Resolution A.586(14); or  (c) for a meter installed on board an oil tanker constructed before 2 October 1986 — IMO Resolution A.393(X).</p>	
<p><b>37 Oil filtering equipment — approved design (machinery spaces — all vessels)</b>  (1) For regulations 14.6 and 14.7 of Annex I, an issuing body may approve the design of oil filtering equipment only if it is in accordance with the specifications mentioned in:  (a) for equipment installed on board a vessel after 31 December 2004 — the <i>Revised guidelines and specifications for pollution prevention equipment for machinery space bilges of ships</i>, adopted by IMO Resolution MEPC.107(49), as amended from time to time; or  (b) for equipment installed on board a vessel after 29 April 1994 and before 1 January 2005 — IMO Resolution MEPC.60(33); or  (c) for equipment installed on board a vessel after 13 November 1978 and before 30 April 1994 — IMO Resolution A.393(X).  (2) For paragraph (1)(b), an issuing body may approve the design of equipment that is upgraded with add-on equipment to improve its emulsified oil treatment capabilities only if it is in accordance with the specifications mentioned in IMO Resolution MEPC.205(62).</p>	<p><b>41 Oil filtering equipment — approved design (machinery spaces — all vessels)</b>  (1) For regulations 14.6 and 14.7 of Annex I, an issuing body may approve the design of oil filtering equipment only if it is in accordance with the specifications mentioned in:  (a) for equipment installed on board a vessel after 31 December 2004 — the <i>Revised guidelines and specifications for pollution prevention equipment for machinery space bilges of ships</i>, adopted by IMO Resolution MEPC.107(49), as amended from time to time; or  (b) for equipment installed on board a vessel after 29 April 1994 and before 1 January 2005 — IMO Resolution MEPC.60(33); or  (c) for equipment installed on board a vessel after 13 November 1978 and before 30 April 1994 — IMO Resolution A.393(X).  (2) For paragraph (1)(b), an issuing body may approve the design of equipment that is upgraded with add-on equipment to improve its emulsified oil treatment capabilities only if it is in accordance with the specifications mentioned in IMO Resolution MEPC.205(62).</p>	<p>Provision renumbered.</p>