



MINISTRY OF TRANSPORT AND COMMUNICATIONS
DEPARTMENT OF MARINE ADMINISTRATION

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Date: 30th December 2016

Directive (26/2016)

**Amendment to MARPOL Annex I according to Resolution MEPC.248(66), MEPC.235(65)
and MEPC. 265(68)**

Applicable to: Ship owners, Recognized Organizations, Shipping Companies, Flag State
Surveyors

1. The Department of Marine Administration circulated this directive in the exercise of the power of Section 294(B), paragraph (b) of Myanmar Merchant Shipping Act.
2. Pursuant to the provision of Section 213 (A) of Myanmar Merchant Shipping Act, the Department of Marine Administration issued this directive for the Recognized Organizations to comply with the changes in MARPOL Annex I and additions in Form B of Supplement of IOPP Certificate of Appendix II according to Resolution MEPC.248(66), MEPC.235(65) and MEPC. 265(68) for the Myanmar ships serviced on International Voyages.
3. The purpose of this directive is national standard in survey and certification of Myanmar ships engaged on International voyages to be complied with the requirement of IMO Resolution MEPC.248(66), MEPC.235(65) and MEPC. 265(68).

Maung Maung Oo

Director General

Department of Marine Administration

RESOLUTION MEPC.235(65)
(adopted on 17 May 2013)
AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF
POLLUTION FROM SHIPS, 1973

RESOLUTION MEPC.235(65)
(adopted on 17 May 2013)

**AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF
POLLUTION FROM SHIPS, 1973**

**(Amendments to Form A and Form B of Supplements to the
IOPP Certificate under MARPOL Annex I)**

THE MARINE ENVIRONMENT PROTECTION COMMITTEE,

RECALLING Article 38(a) of the Convention on the International Maritime Organization concerning the functions of the Marine Environment Protection Committee conferred upon it by international conventions for the prevention and control of marine pollution,

NOTING article 16 of the International Convention for the Prevention of Pollution from Ships, 1973 (hereinafter referred to as the "1973 Convention") and article VI of the Protocol of 1978 relating to the International Convention for the Prevention of Pollution from Ships, 1973 (hereinafter referred to as the "1978 Protocol") which together specify the amendment procedure of the 1978 Protocol and confer upon the appropriate body of the Organization the function of considering and adopting amendments to the 1973 Convention, as modified by the 1978 Protocol (MARPOL),

HAVING CONSIDERED draft amendments to Form A and Form B of Supplements to the IOPP Certificate under Annex I of MARPOL,

1. ADOPTS, in accordance with article 16(2)(d) of the 1973 Convention, the amendments to Form A and Form B of Supplements to the IOPP Certificate under Annex I of MARPOL, the text of which is set out in the annex to the present resolution;
2. DETERMINES, in accordance with article 16(2)(f)(iii) of the 1973 Convention, that the amendments shall be deemed to have been accepted on 1 April 2014 unless, prior to that date, not less than one third of the Parties or Parties the combined merchant fleets of which constitute not less than 50 per cent of the gross tonnage of the world's merchant fleet, have communicated to the Organization their objection to the amendments;
3. INVITES the Parties to note that, in accordance with article 16(2)(g)(ii) of the 1973 Convention, the said amendments shall enter into force on 1 October 2014 upon their acceptance in accordance with paragraph 2 above;
4. REQUESTS the Secretary-General, in conformity with article 16(2)(e) of the 1973 Convention, to transmit to all Parties to MARPOL certified copies of the present resolution and the text of the amendments contained in the annex;
5. REQUESTS FURTHER the Secretary-General to transmit to the Members of the Organization which are not Parties to MARPOL copies of the present resolution and its annex.

ANNEX

**AMENDMENTS TO FORM A AND FORM B OF SUPPLEMENTS
TO THE IOPP CERTIFICATE UNDER MARPOL ANNEX I**

1 Amendments to the Supplement to the IOPP Certificate (Form A)

The existing paragraph 3.2.1 is replaced by the following:

"3.2.1 Incinerator for oil residues (sludge)....."

2 Amendments to the Supplement to the IOPP Certificate (Form B)

The existing paragraph 3.2.1 is replaced by the following:

"3.2.1 Incinerator for oil residues (sludge)....."

RESOLUTION MEPC.235(65)
(adopted on 17 May 2013)
AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF
POLLUTION FROM SHIPS, 1973

RESOLUTION MEPC.248(66)

Adopted on 4 April 2014

AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF POLLUTION FROM SHIPS, 1973

RESOLUTION MEPC.248(66)
Adopted on 4 April 2014

**AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF
POLLUTION FROM SHIPS, 1973**

**(Amendments to MARPOL Annex I on
mandatory carriage requirements for a stability instrument)**

THE MARINE ENVIRONMENT PROTECTION COMMITTEE,

RECALLING Article 38(a) of the Convention on the International Maritime Organization concerning the functions of the Marine Environment Protection Committee conferred upon it by international conventions for the prevention and control of marine pollution from ships,

NOTING article 16 of the International Convention for the Prevention of Pollution from Ships, 1973 (hereinafter referred to as the "1973 Convention") and article VI of the Protocol of 1978 relating to the International Convention for the Prevention of Pollution from Ships, 1973 (hereinafter referred to as the "1978 Protocol") which together specify the amendment procedure of the 1978 Protocol and confer upon the appropriate body of the Organization the function of considering and adopting amendments to the 1973 Convention, as modified by the 1978 Protocol (MARPOL),

HAVING CONSIDERED proposed amendments to Annex I of MARPOL, developed by the Sub-Committee on Stability and Load Lines and on Fishing Vessels Safety, at its fifty-fifth session,

1 ADOPTS, in accordance with article 16(2)(d) of the 1973 Convention, amendments to Annex I of MARPOL, the text of which is set out in the annex to the present resolution;

2 DETERMINES, in accordance with article 16(2)(f)(iii) of the 1973 Convention, that the amendments shall be deemed to have been accepted on 1 July 2015 unless, prior to that date, not less than one third of the Parties or Parties, the combined merchant fleets of which constitute not less than 50% of the gross tonnage of the world's merchant fleet, have communicated to the Organization their objection to the amendments;

3 INVITES the Parties to note that, in accordance with article 16(2)(g)(ii) of the 1973 Convention, the said amendments shall enter into force on 1 January 2016 upon their acceptance in accordance with paragraph 2 above;

4 REQUESTS the Secretary-General, in conformity with article 16(2)(e) of the 1973 Convention, to transmit to all Parties to MARPOL, certified copies of the present resolution and the text of the amendments contained in the annex;

5 REQUESTS FURTHER the Secretary-General to transmit to the Members of the Organization which are not Parties to MARPOL, copies of the present resolution and its annex.

ANNEX

AMENDMENTS TO MARPOL ANNEX I

Chapter 1 – General

Regulation 3 – Exemptions and waivers

1 A new paragraph 6 is inserted, as follows:

"6 The Administration may waive the requirements of regulation 28(6) for the following oil tankers if loaded in accordance with the conditions approved by the Administration taking into account the guidelines developed by the Organization:

- .1 oil tankers which are on a dedicated service, with a limited number of permutations of loading such that all anticipated conditions have been approved in the stability information provided to the master in accordance with regulation 28(5);
- .2 oil tankers where stability verification is made remotely by a means approved by the Administration;
- .3 oil tankers which are loaded within an approved range of loading conditions; or
- .4 oil tankers constructed before 1 January 2016 provided with approved limiting KG/GM curves covering all applicable intact and damage stability requirements.

Chapter 4 – Requirements for the cargo area of oil tankers

Regulation 19 – Double hull and double bottom requirements for oil tanker delivered on or after 6 July 1996

2 In paragraph 19.2.2, the reference to "regulation 28.6" is replaced with a reference to "regulation 28.7".

Regulation 20 – Double hull and double bottom requirements for oil tanker delivered before 6 July 1996

3 In paragraphs 20.1.2 and 20.4, the references to "paragraph 28.6" are replaced with the references to "paragraph 28.7".

Regulation 28 – Subdivision and damage stability

4 The existing paragraph 6 is renumbered as paragraph 7.

5 A new paragraph 6 is inserted, as follows:

"6 All oil tankers shall be fitted with a stability instrument, capable of verifying compliance with intact and damage stability requirements approved by the Administration having regard to the performance standards recommended by the Organization:

- .1 oil tankers constructed before 1 January 2016 shall comply with this regulation at the first scheduled renewal survey of the ship on or after 1 January 2016 but not later than 1 January 2021;
- .2 notwithstanding the requirements of subparagraph .1 a stability instrument fitted on an oil tanker constructed before 1 January 2016 need not be replaced provided it is capable of verifying compliance with intact and damage stability, to the satisfaction of the Administration; and
- .3 for the purposes of control under regulation 11, the Administration shall issue a document of approval for the stability instrument.

Appendix II – Form of IOPP Certificate and Supplements, Form B

6 The following new paragraphs 5.7.5 and 5.7.6 are inserted:

"5.7.5 The ship is provided with an Approved Stability Instrument in accordance with regulation 28(6).....

5.7.6 The requirements of regulation 28(6) are waived in respect of the ship in accordance with regulation 3.6. Stability is verified by one or more of the following means:

- .1 loading only to approved conditions defined in the stability information provided to the master in accordance with regulation 28(5).....
- .2 verification is made remotely by a means approved by the Administration:.....
- .3 loading within an approved range of loading conditions defined in the stability information provided to the master in accordance with regulation 28(5).....
- .4 loading in accordance with approved limiting KG/GM curves covering all applicable intact and damage stability requirements defined in the stability information provided to the master in accordance with regulation 28(5)

7 In paragraph 5.8.4, the reference to "paragraph 28.6" is replaced with a reference to "paragraph 28.7".

RESOLUTION MEPC.248(66)

Adopted on 4 April 2014

AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF POLLUTION FROM SHIPS, 1973

RESOLUTION MEPC.265(68)

(adopted on 15 May 2015)

AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF POLLUTION FROM SHIPS, 1973

RESOLUTION MEPC.265(68)
(adopted on 15 May 2015)

**AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF
POLLUTION FROM SHIPS, 1973**

Amendments to MARPOL Annexes I, II, IV and V
(To make use of environment-related provisions of the Polar Code mandatory)

THE MARINE ENVIRONMENT PROTECTION COMMITTEE,

RECALLING Article 38(a) of the Convention on the International Maritime Organization concerning the functions of the Marine Environment Protection Committee conferred upon it by international conventions for the prevention and control of marine pollution from ships,

NOTING article 16 of the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto (MARPOL), which specifies the amendment procedure and confers upon the appropriate body of the Organization the function of considering and adopting amendments thereto,

RECOGNIZING the need to provide a mandatory framework for ships operating in polar waters due to the additional demands on ships, their systems and operation, which go beyond the existing requirements of MARPOL, and other relevant binding IMO instruments,

NOTING resolution MEPC.264(68), by which the Committee adopted the International Code for Ships Operating in Polar Waters (Polar Code) with respect to its environment-related provisions,

NOTING ALSO that the Maritime Safety Committee, at its ninety-fourth session, adopted, by resolution MSC.385(94), the International Code for Ships Operating in Polar Waters with respect to its safety-related provisions, and by resolution MSC.386(94), amendments to the 1974 SOLAS Convention to make the safety-related provisions of the Polar Code mandatory,

HAVING CONSIDERED proposed amendments to MARPOL Annexes I, II, IV and V to make the environment-related provisions of the Polar Code mandatory,

1 ADOPTS, in accordance with article 16(2)(d) of MARPOL, amendments to Annexes I, II, IV and V, the text of which is set out in the annex to the present resolution;

2 DETERMINES, in accordance with article 16(2)(f)(iii) of MARPOL, that the amendments shall be deemed to have been accepted on 1 July 2016, unless, prior to that date, not less than one third of the Parties or Parties the combined merchant fleets of which constitute not less than 50% of the gross tonnage of the world's merchant fleet, have communicated to the Organization their objection to the amendments;

3 INVITES the Parties to note that, in accordance with article 16(2)(g)(ii) of MARPOL, the said amendments shall enter into force on 1 January 2017 upon their acceptance in accordance with paragraph 2 above;

4 REQUESTS the Secretary-General, for the purposes of article 16(2)(e) of MARPOL, to transmit certified copies of the present resolution and the text of the amendments contained in the annex to all Parties to MARPOL;

5 REQUESTS FURTHER the Secretary-General to transmit copies of the present resolution and its annex to Members of the Organization which are not Parties to MARPOL.

ANNEX

AMENDMENTS TO MARPOL ANNEXES I, II, IV AND V

ANNEX I REGULATIONS FOR THE PREVENTION OF POLLUTION BY OIL

Chapter 1 General

Regulation 3 – Exemptions and waivers

1 In paragraph 1, the words "or section 1.2 of part II-A of the Polar Code" are inserted between "chapters 3 and 4 of this Annex" and "relating to construction".

2 A new paragraph 5.2.2 is added as follows:

".2 voyages within Arctic waters; or"

3 The existing paragraphs 5.2.2 to 5.2.6 are renumbered as paragraphs 5.2.3 to 5.2.7 and the sub-paragraphs are renumbered accordingly. In the renumbered paragraphs 5.2.5 and 5.2.6, the referenced paragraph numbers "5.2.2" and "5.2.2.2" are replaced by "5.2.3" and "5.2.3.2", respectively.

4 The chapeau of the renumbered paragraph 5.2.3 is replaced with the following:

".3 voyages within 50 nautical miles from the nearest land outside special areas or Arctic waters where the tanker is engaged in:"

Regulation 4 – Exceptions

5 The chapeau is replaced with the following:

"Regulations 15 and 34 of this Annex and paragraph 1.1.1 of part II-A of the Polar Code shall not apply to:"

Chapter 3 Requirements for machinery spaces of all ships

Part B Equipment

Regulation 14 – Oil filtering equipment

6 Paragraph 5.1 is replaced with the following:

".1 any ship engaged exclusively on voyages within special areas or Arctic waters, or"

7 In paragraph 5.3.4, between the words "within special areas" and "or has been accepted", the words "or Arctic waters" are inserted.

Part C
Control of discharge of oil

Regulation 15 – Control of discharge of oil

8 At the end of the title for section A, the words "except in Arctic waters" are added.

9 At the end of the title for section C, the words "and Arctic waters" are added.

Chapter 4
Requirements for the cargo area of oil tankers

Part C
Control of operational discharges of oil

Regulation 34 – Control of discharge of oil

10 At the end of the title for section A, the words "except in Arctic waters" are added.

Chapter 6
Reception facilities

Regulation 38 – Reception facilities

11 In paragraph 2.5, the words "and paragraph 1.1.1 of part II-A of the Polar Code" are added after the words "regulations 15 and 34 of this Annex".

12 In paragraph 3.5, the words "and paragraph 1.1.1 of part II-A of the Polar Code" are added after the words "regulation 15 of this Annex".

Chapter 11
International Code for Ships Operating in Polar Waters

13 A new chapter 11 is added after existing chapter 10 as follows:

"Chapter 11 – International Code for Ships Operating in Polar Waters

Regulation 46 – Definitions

For the purpose of this Annex,

1 Polar Code means the International Code for Ships Operating in Polar Waters, consisting of an introduction, parts I-A and II-A and parts I-B and II-B, adopted by resolutions MSC.385(94) and MEPC.264(68), as may be amended, provided that:

- .1 amendments to the environment-related provisions of the introduction and chapter 1 of part II-A of the Polar Code are adopted, brought into force and take effect in accordance with the provisions of article 16 of the present Convention concerning the amendment procedures applicable to an appendix to an annex; and

- .2 amendments to part II-B of the Polar Code are adopted by the Marine Environment Protection Committee in accordance with its Rules of Procedure.

2 *Arctic waters* means those waters which are located north of a line from the latitude 58°00'.0 N and longitude 042°00'.0 W to latitude 64°37'.0 N, longitude 035°27'.0 W and thence by a rhumb line to latitude 67°03'.9 N, longitude 026°33'.4 W and thence by a rhumb line to the latitude 70°49'.56 N and longitude 008°59'.61 W (Sørkapp, Jan Mayen) and by the southern shore of Jan Mayen to 73°31'.6 N and 019°01'.0 E by the Island of Bjørnøya, and thence by a great circle line to the latitude 68°38'.29 N and longitude 043°23'.08 E (Cap Kanin Nos) and hence by the northern shore of the Asian Continent eastward to the Bering Strait and thence from the Bering Strait westward to latitude 60° N as far as Il'pyrskiy and following the 60th North parallel eastward as far as and including Etolin Strait and thence by the northern shore of the North American continent as far south as latitude 60° N and thence eastward along parallel of latitude 60° N, to longitude 056°37'.1 W and thence to the latitude 58°00'.0 N, longitude 042°00'.0 W.

3 *Polar waters* means Arctic waters and/or the Antarctic area.

Regulation 47 – Application and requirements

- 1 This chapter applies to all ships operating in polar waters.
- 2 Unless expressly provided otherwise, any ship covered by paragraph 1 of this regulation shall comply with the environment-related provisions of the introduction and with chapter 1 of part II-A of the Polar Code, in addition to any other applicable requirements of this Annex.
- 3 In applying chapter 1 of part II-A of the Polar Code, consideration should be given to the additional guidance in part II-B of the Polar Code."

Appendix II Form of IOPP Certificate and Supplements

Appendix

Supplement to the international Oil Pollution Prevention Certificate (IOPP Certificate) – Form A

- 14 A new section 8 is added after existing section 7 as follows:
- "8 Compliance with part II-A – chapter 1 of the Polar Code
- 8.1 The ship is in compliance with additional requirements in the environment-related provisions of the Introduction and section 1.2 of chapter 1 of part II-A of the Polar Code..... "

Supplement to the international Oil Pollution Prevention Certificate (IOPP Certificate) – Form B

- 15 A new section 11 is added after existing section 10 as follows:
- "11 Compliance with part II-A – chapter 1 of the Polar Code

11.1 The ship is in compliance with additional requirements in the environment-related provisions of the introduction and section 1.2 of chapter I of part II-A of the Polar Code."

ANNEX II REGULATIONS FOR THE CONTROL OF POLLUTION OF NOXIOUS LIQUID SUBSTANCES IN BULK

Chapter 1 General

Regulation 3 – Exceptions

1 In the chapeau of paragraph 1, between the words "this Annex" and "shall not apply", the words "and chapter 2 of part II-A of the Polar Code" are inserted.

Chapter 6 Measures of control by port States

Regulation 16 – Measures of control

2 In paragraph 3, the reference to "regulation 13 and of this regulation" is replaced with "regulation 13 and of this regulation, and chapter 2 of part II-A of the Polar Code when the ship is operating in Arctic waters,"

Chapter 10 International Code for Ships Operating in Polar Waters

3 A new chapter 10 is added after existing chapter 9 as follows:

"Chapter 10 – International Code for International Code for Ships Operating in Polar Waters

Regulation 21 – Definitions

For the purpose of this Annex,

1 *Polar Code* means the International Code for Ships Operating in Polar Waters, consisting of an introduction, part I-A and part II-A and parts I-B and II-B, as adopted by resolutions MSC.385(94) and MEPC.264(68), as may be amended, provided that:

- .1 amendments to the environment-related provisions of the introduction and chapter 2 of part II-A of the Polar Code are adopted, brought into force and take effect in accordance with the provisions of article 16 of the present Convention concerning the amendment procedures applicable to an appendix to an annex; and
- .2 amendments to part II-B of the Polar Code are adopted by the Marine Environment Protection Committee in accordance with its Rules of Procedure.

2 *Arctic waters* means those waters which are located north of a line from the latitude 58°00'.0 N and longitude 042°00'.0 W to latitude 64°37'.0 N, longitude 035°27'.0 W and thence by a rhumb line to latitude 67°03'.9 N, longitude 026°33'.4 W and thence by a rhumb line to the latitude 70°49'.56 N and longitude 008°59'.61 W (Sørkapp, Jan Mayen) and by the southern shore of Jan Mayen to 73°31'.6 N and 019°01'.0 E by the Island of Bjørnøya, and thence by a great circle line to the latitude 68°38'.29 N and longitude 043°23'.08 E (Cap Kanin Nos) and hence by the northern shore of the Asian Continent eastward to the Bering Strait and thence from the Bering Strait westward to latitude 60° N as far as Il'pyskiy and following the 60th North parallel eastward as far as and including Etolin Strait and thence by the northern shore of the North American continent as far south as latitude 60° N and thence eastward along parallel of latitude 60° N, to longitude 056°37'.1 W and thence to the latitude 58°00'.0 N, longitude 042°00'.0 W.

3 *Polar waters* means Arctic waters and/or the Antarctic area.

Regulation 22 – Application and requirements

1 This chapter applies to all ships certified to carry noxious liquid substances in bulk, operating in polar waters.

2 Unless expressly provided otherwise, any ship covered by paragraph 1 of this regulation shall comply with the environment-related provisions of the introduction and with chapter 2 of part II-A of the Polar Code, in addition to any other applicable requirements of this Annex.

3 In applying chapter 2 of part II-A of the Polar Code, consideration should be given to the additional guidance in part II-B of the Polar Code."

Appendix IV Standard format for the Procedures and Arrangements Manual

Section 1 – Main features of MARPOL Annex II

4 At the end of paragraph 1.3, the following sentence is added:

"In addition, under chapter 2 of part II-A of the Polar Code, more stringent discharge criteria apply in Arctic waters."

Section 4 – Procedures relating to the cleaning of cargo tanks, the discharge of residues, ballasting and deballasting

5 In paragraph 4.4.3, the words "Antarctic area (the sea area south of latitude 60° S)" are replaced with the words "polar waters".

ANNEX IV

REGULATIONS FOR THE PREVENTION OF POLLUTION BY SEWAGE FROM SHIPS

Chapter 1 General

Regulation 3 – Exceptions

- 1 The chapeau of paragraph 1 is replaced with the following:
"1 Regulation 11 of this Annex and section 4.2 of chapter 4 of part II-A of the Polar Code, shall not apply to:"

Chapter 7 International Code for Ships Operating in Polar Waters

- 2 A new chapter 7 is added after existing chapter 6 as follows:

"Chapter 7 – International Code for Ships Operating in Polar Waters

Regulation 17 – Definitions

For the purpose of this Annex,

- 1 *Polar Code* means the International Code for ships operating in polar waters, consisting of an introduction, part I-A and part II-A and parts I-B and II-B, as adopted by resolutions MSC.385(94) and MEPC.264(68), as may be amended, provided that:

- .1 amendments to the environment-related provisions of the introduction and chapter 4 of part II-A of the Polar Code are adopted, brought into force and take effect in accordance with the provisions of article 16 of the present Convention concerning the amendment procedures applicable to an appendix to an annex; and
- .2 amendments to part II-B of the Polar Code are adopted by the Marine Environment Protection Committee in accordance with its Rules of Procedure.

- 2 *Antarctic area* means the sea area south of latitude 60° S.

- 3 *Arctic waters* means those waters which are located north of a line from the latitude 58°00'.0 N and longitude 042°00'.0 W to latitude 64°37'.0 N, longitude 035°27'.0 W and thence by a rhumb line to latitude 67°03'.9 N, longitude 026°33'.4 W and thence by a rhumb line to the latitude 70°49'.56 N and longitude 008°59'.61 W (Sørkapp, Jan Mayen) and by the southern shore of Jan Mayen to 73°31'.6 N and 019°01'.0 E by the Island of Bjørnøya, and thence by a great circle line to the latitude 68°38'.29 N and longitude 043°23'.08 E (Cap Kanin Nos) and hence by the northern shore of the Asian Continent eastward to the Bering Strait and thence from the Bering Strait westward to latitude 60° N as far as Il'pyskiy and following the 60th North parallel eastward as far as and including Etolin Strait and thence by the northern shore of the North American continent as far south as latitude 60° N and thence eastward along parallel of latitude 60° N, to longitude 056°37'.1 W and thence to the latitude 58°00'.0 N, longitude 042°00'.0 W.

- 4 *Polar waters* means Arctic waters and/or the Antarctic area.

Regulation 18 – Application and requirements

1 This chapter applies to all ships certified in accordance with this Annex operating in polar waters.

2 Unless expressly provided otherwise, any ship covered by paragraph 1 of this regulation shall comply with the environment-related provisions of the introduction and with chapter 4 of part II-A of the Polar Code, in addition to any other applicable requirements of this Annex."

ANNEX V REGULATIONS FOR THE PREVENTION OF POLLUTION BY GARBAGE FROM SHIPS

Chapter 1 General

Regulation 3 – General prohibition on discharge of garbage into the sea

1 In paragraph 1, the reference to "regulation 4, 5, 6 and 7 of this Annex" is replaced with "regulation 4, 5, 6 and 7 of this Annex and section 5.2 of part II-A of the Polar Code, as defined in regulation 13.1 of this Annex."

Regulation 7 – Exceptions

2 The chapeau of paragraph 1 is replaced with the following:

"1 Regulations 3, 4, 5 and 6 of this Annex and section 5.2 of chapter 5 of part II-A of the Polar Code shall not apply to:"

3 Paragraph 2.1 is replaced with the following:

".1 The en route requirements of regulations 4 and 6 of this Annex and chapter 5 of part II-A of the Polar Code shall not apply to the discharge of food wastes where it is clear the retention on board of these food wastes presents an imminent health risk to the people on board."

Regulation 10 – Placards, garbage management plans and garbage record keeping

4 In paragraph 1.1, the words "and section 5.2 of part II-A of the Polar Code" are added after the references to "regulations 3, 4, 5 and 6 of this Annex".

Chapter 3 International Code for Ships Operating in Polar Waters

5 A new chapter 3 is added as follows:

"Chapter 3 – International Code for Ships Operating in Polar Waters Regulation 13 – Definitions

For the purpose of this Annex,

1 *Polar Code* means the International Code for Ships Operating in Polar Waters, consisting of an introduction, part I-A and part II-A and parts I-B and II-B, as adopted by resolutions MSC.385(94) and MEPC.264(68), as may be amended, provided that:

- .1 amendments to the environment-related provisions of the introduction and chapter 5 of part II-A of the Polar Code are adopted, brought into force and take effect in accordance with the provisions of article 16 of the present Convention concerning the amendment procedures applicable to an appendix to an annex; and
- .2 amendments to part II-B of the Polar Code are adopted by the Marine Environment Protection Committee in accordance with its Rules of Procedure.

2 *Arctic waters* means those waters which are located north of a line from the latitude 58°00'.0 N and longitude 042°00'.0 W to latitude 64°37'.0 N, longitude 035°27'.0 W and thence by a rhumb line to latitude 67°03'.9 N, longitude 026°33'.4 W and thence by a rhumb line to the latitude 70°49'.56 N and longitude 008°59'.61 W (Sørkapp, Jan Mayen) and by the southern shore of Jan Mayen to 73°31'.6 N and 019°01'.0 E by the Island of Bjørnøya, and thence by a great circle line to the latitude 68°38'.29 N and longitude 043°23'.08 E (Cap Kanin Nos) and hence by the northern shore of the Asian Continent eastward to the Bering Strait and thence from the Bering Strait westward to latitude 60° N as far as Il'pyrskiy and following the 60th North parallel eastward as far as and including Etolin Strait and thence by the northern shore of the North American continent as far south as latitude 60° N and thence eastward along parallel of latitude 60° N, to longitude 056°37'.1 W and thence to the latitude 58°00'.0 N, longitude 042°00'.0 W.

3 *Polar waters* means Arctic waters and/or the Antarctic area.

Regulation 14 – Application and requirements

1 This chapter applies to all ships to which this Annex applies, operating in polar waters.

2 Unless expressly provided otherwise, any ship covered by paragraph 1 of this regulation shall comply with the environment-related provisions of the introduction and with chapter 5 of part II-A of the Polar Code, in addition to any other applicable requirements of this Annex.

3 In applying chapter 5 of part II-A of the Polar Code, consideration should be given to the additional guidance in part II-B of the Polar Code."

Appendix Form of Garbage Record Book

6 The chapeau of section 4.1.3 is replaced with the following:

"4.1.3 When garbage is discharged into the sea in accordance with regulations 4, 5 or 6 of MARPOL Annex V or chapter 5 of part II-A of the Polar Code:"

RESOLUTION MEPC.265(68)

(adopted on 15 May 2015)

AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF POLLUTION FROM SHIPS, 1973