



## Consultation Feedback Report

### Marine Order 44 (Safe containers) 2019

*Marine Order 44 (Safe containers) 2019* amends *Marine Order 44 (Safe containers) 2002*. The commencement date of the Order is 1 July 2019.

*The amendment order addresses the following:*

- Amend the Marine Order to capture amendments to the Convention by resolution MSC.355 (92).
- Reissue the Marine Order under the Navigation Act of 2012 in the modern drafting style and replace schedule 24 of *Marine Order 4 (Transitional Modifications) 2013*.
- Amend the Marine Order to capture offshore containers.

### Consultation Feedback

A copy of the draft Order was circulated for internal consultation from 2 November – 16 November 2018. No comments were received; however, the draft went through a second counsel who has made significant changes to the structure of the Order.

Public consultation was carried out for a four-week period from 1 February 2019. A copy of the draft Order was placed on the AMSA website for public comments as well as emailed to over 210 stakeholders including ship operating companies, seafarer representative organisations, classification societies, shipping industry peak bodies and interested government departments and agencies. One stakeholder outlined that they were satisfied with the amended Marine Order. Another stakeholder was pleased that offshore containers were incorporated in the Order and proper precaution section added to the re-issued Order. These comments required no further changes to the draft Order.

The comments received during the internal and public consultation and AMSA's responses are listed below.

#### ***Marine Order 44 - General***

Comment	The draft Marine Order 44 has been reviewed by a recognised organisation without comment
AMSA's Response	No response required.
Comment	An organisation welcomes the incorporation of offshore container standards into Marine Order 44 (Safe Containers) 2019
AMSA's Response	No response required.

Comment	An organisation also welcomes the inclusion of 'Proper Precautions' in the Order specifying the role of AMSA to provide directions for unsafe situations or prohibiting activity at AMSA's discretion during or after loading
AMSA's Response	Proper Precautions section is added to most of the Marine Orders as a modern drafting style to allow AMSA surveyors to issue directions for unsafe activities.