



Australian Government
Australian Maritime Safety Authority

Annual Regulatory Plan

March 2017

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About this document

This document is an updated version of the AMSA annual regulatory plan 2016-17 that was published in August 2016.

Annual regulatory plans are available from the AMSA website at: www.amsa.gov.au.

Purpose of an annual regulatory plan

AMSA publishes regulatory plans to provide business and the community with information about planned changes to regulatory instruments, such as Marine Orders and the National Standard for Commercial Vessels (NSCV), to make it easier for business and the community to take part in the development of those instruments that are likely to affect them.

AMSA regulatory instruments are available from the AMSA website at: www.amsa.gov.au.

AMSA publishes an annual regulatory plan early in each financial year and may publish revised annual regulatory plans during the year when appropriate. The regulatory plans contain information on:

- details of legislative or other action planned for the current financial year that could lead to changes in business regulation; and
- changes to business regulation that occurred during the previous financial year.

Information provided in regulatory plans is correct at the time of publication. While there may be some regulatory activities that AMSA is unable to forecast, these activities will involve consultation with affected parties and will be recorded in future regulatory plans.

Consultation

The objective of consultation is to solicit comment from affected parties on the proposed changes to regulatory instruments, including any information on costs and benefits.

Consultation is open to the public and all documentation will be made available online with relevant contact details. Specific stakeholder forums may also be planned.

Further details about consultation on planned regulatory actions are available from the AMSA website at: www.amsa.gov.au

Contact details

Please direct any queries about the annual regulatory plan to:

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1. Planned Regulatory Actions

Marine Order 9 (Health - medical fitness) 2010	
Description of Action	Review and replace the Order as Marine Order 76 under the <i>Navigation Act 2012</i> and modernise the drafting style. Consequential amendments will be made via Marine Order 80 to Marine Orders 2, 54, 70, 71, 72, 73 and 74, which reference the certificate of medical fitness. Supporting guidance material will also accompany the Order.
Consultation	Public consultation is planned to occur in May 2017.
Date of Effect	Proposed: 1 August 2017.

Marine Order 31 (Vessel surveys and certification) 2015	
Description of Action	Amendments to clarify and incorporate the existing survey and certification requirements for government vessels (currently in Marine Order 62). It is proposed to change the application to government vessels from not more than 7 metres to not more than 10 metres in length. These amendments will be included in Marine Order 82.
Consultation	Public consultation is planned to occur in June 2017.
Date of Effect	Proposed: 1 September 2017.

Marine Order 41 (Carriage of dangerous goods) 2009	
Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 21 of Marine Order 4.
Consultation	Public consultation is planned to occur in May 2017.
Date of Effect	Proposed: 1 August 2017.

Marine Order 43 (Cargo and cargo handling - livestock) 2006	
Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 23 of Marine Order 4.
Consultation	Public consultation is planned to occur in September 2017.
Date of Effect	Proposed: 1 January 2018.

Marine Order 44 (Safe containers) 2002

Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 24 of Marine Order 4.
Consultation	Public consultation is planned to occur in September 2017.
Date of Effect	Proposed: 1 January 2018.

Marine Order 51 (Fishing vessels) 1989

Description of Action	Review and incorporate existing fishing vessel qualifications under the <i>Navigation Act 2012</i> into Marine Order 71.
Consultation	Public consultation is planned to occur in October 2017.
Date of Effect	Proposed: 1 January 2018.

Marine Order 59 (Offshore support vessel operations) 2011

Description of Action	This Order will be repealed.
Consultation	Initial public consultation occurred in August 2014. Further public consultation is planned to occur in March 2017.
Date of Effect	Proposed: 1 July 2017.

Marine Order 72 (Engineer officers) 2014

Description of Action	Amendment to clarify electro-technical officer prerequisite, add a list of electrical trades, add definitions, and provide clarity on certification and combination of sea time.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 1 July 2017.

Marine Order 82 (Miscellaneous amendment) 2017

Description of Action	Minor administrative and editorial amendments to Marine Orders 12, 25, 32, 34, 54 and 74 to improve the clarity and operation of those Orders.
Consultation	Public consultation is planned to occur in May 2017.
Date of Effect	Proposed: 1 July 2017.

Marine Order 83 (Amendment for Polar Code environment measures) 2017

Description of Action	This Order will amend Marine Orders 91 and 96, which require minor amendments for the International Code for Ships Operating in Polar Waters (Polar Code). The timing of this work is subject to the amendments to the <i>Protection of the Sea (Prevention of Pollution from Ships) Act 1983</i> .
Consultation	Public consultation is planned to occur in June 2017.
Date of Effect	Proposed: 1 September 2017.

Marine Order 97 (Marine pollution prevention - air pollution) 2013

Description of Action	Amendments to give effect to changes in regulation 13 of Annex VI of the International Convention for the Prevention of Pollution from Ships (MARPOL) for record requirements for operational compliance with NOx Tier III emission control areas (International Maritime Organization Resolution MEPC.271(69)).
Consultation	Public consultation is planned to occur in June 2017.
Date of Effect	Proposed: 1 September 2017.

Marine Order 502 (Vessel identifiers - national law) 2013

Description of Action	Amendments to rationalise and simplify the requirements relating to obtaining and displaying a unique vessel identifier.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 31 May 2017.

Marine Order 503 (Certificates of survey - national law) 2013

Description of Action	Amendments to provide greater clarity around when an 'existing vessel' will become a 'new vessel' under the Order. It will also provide greater flexibility around the standards that can be applied once an 'existing vessel' becomes a 'new vessel'.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 1 July 2017.

Marine Order 503 (Certificates of survey - national law) 2013

Description of Action	Amendment to incorporate the survey requirements for domestic commercial vessels that are currently located in section 4 of the National Standard for Administration of Marine Safety (NSAMS). This is a major red tape reduction measure, significantly reducing the burden imposed by the NSAMS survey regime requirements. The requirements are being reviewed in response to the 2014 Streamlining Review (see streamlining concepts 5, 7 and 8). A Regulation Impact Statement is being developed for this proposal.
Consultation	Public consultation occurred in August 2015. Further public consultation is planned to occur in June 2017.
Date of Effect	Proposed: 1 July 2018.

Marine Order 504 (Certificates of operation - national law) 2013

Description of Action	Amendment to address a number of the issues identified during the Operation Safety Review, which will ultimately simplify and rationalise operational requirements for domestic commercial vessel operators.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 30 June 2017.

Marine Order 505 (Certificates of competency - national law) 2013

Description of Action	Consequential amendments arising from the repeal of Marine Order 506.
Consultation	Public consultation is planned to occur in March 2017.
Date of Effect	Proposed: 1 May 2017.

Marine Order 506 (Approval of training organisations - national law) 2013

Description of Action	This Order will be repealed.
Consultation	Public consultation is planned to occur in March 2017.
Date of Effect	Proposed: 1 May 2017.

Marine Order 507 (Load line certificates - national law) 2013

Description of Action	Amendment to provide the technical specifications for all vessels over 24m in length that will need to comply with Loadline requirements.
Consultation	Public consultation is planned to occur in May 2017.
Date of Effect	Proposed: 1 July 2017.

NSCV Part C2 - Watertight and weathertight integrity

Description of Action	Amendment to establish required outcomes for watertight and weathertight integrity.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 1 June 2017.

NSCV Part C4 - Design and Construction - Fire Safety

Description of Action	Amendments to implement the outcomes of the review of NSCV Part C4 undertaken by Lloyds Register in 2014/2015. It will address a number of technical and workability issues with the standard that have been identified and improve the overall readability of the standard.
Consultation	Public consultation is planned to occur in May 2017.
Date of Effect	Proposed: 1 September 2017.

NSCV Part C5A - Design and Construction - Engineering - Machinery

Description of Action	Amendment to address technical or practical workability issues with current requirements.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 30 June 2017.

NSCV Part C7A - Design and Construction - Equipment - Safety Equipment

Description of Action	Amendments to introduce transitional requirements that will require new and existing vessels to comply with the NSCV Part C7A by 1 January 2018.
Consultation	Public consultation is planned to occur in June 2017.
Date of Effect	Proposed: 1 January 2018.

NSCV Part F1A - Fast Craft - General Requirements for Fast Craft

Description of Action	Amendment to address technical or practical workability issues with current requirements.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 30 June 2017.

NSCV Part F1B - Fast Craft - Category F1 Fast Craft

Description of Action	Amendment to address technical or practical workability issues with current requirements.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 30 June 2017.

NSCV Part F1C - Fast Craft - Category F2 Fast Craft

Description of Action	Amendment to address technical or practical workability issues with current requirements.
Consultation	Public consultation is planned to occur in April 2017.
Date of Effect	Proposed: 30 June 2017.

NSCV Part F2 - Leisure Craft

Description of Action	Amendment to align the standard with the <i>Marine Safety (Domestic Commercial Vessel) National Law Act 2012</i> , related instruments, international standards and industry best practice, and update references.
Consultation	Public consultation occurred in January 2015 and August 2016.
Date of Effect	Proposed: 1 April 2017.

NSCV Part G - General Safety Requirements for Vessels

Description of Action	Amendment to incorporate technical content for vessel design, construction and equipment standards, provide industry with greater flexibility in meeting some requirements, rationalise requirements relating to the carriage of equipment, and restructure and co-locate requirements to improve overall readability and assist industry understanding of requirements.
Consultation	Public consultation occurred in August 2016.
Date of Effect	Proposed: 1 April 2017.

2. Completed Regulatory Actions

Marine Order 2 (Australian International Shipping Register) 2013	
Description of Action	Amendment to remove or update modifications to Marine Orders 11, 12, 21, 25, 27, 28, and 70.
Date of Effect	1 January 2017.

Marine Order 6 (Marine radio qualifications) 2000	
Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Harmonise and remove any unnecessary requirements.
Date of Effect	1 January 2016.

Marine Order 11 (Living and working conditions on vessels) 2015	
Description of Action	Amendment to give effect to the 2014 Maritime Labour Convention amendments relating to financial security system obligations.
Date of Effect	18 January 2017.

Marine Order 12 (Construction — subdivision and stability, machinery and electrical installations) 2016	
Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 5 of Marine Order 4.
Date of Effect	1 July 2016.

Marine Order 17 (Liquefied gas carriers and chemical tankers) 2016	
Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 8 of Marine Order 4.
Date of Effect	1 January 2017.

Marine Order 21 (Safety of navigation and emergency procedures) 2016	
Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Clarify carriage of nautical publications. Replace schedule 11 of Marine Order 4.
Date of Effect	1 July 2016.

Marine Order 25 (Equipment - lifesaving) 2014

Description of Action	Minor changes to update provisions and references as a consequence of changes made to Marine Order 21.
Date of Effect	1 July 2016.

Marine Order 27 (Safety of navigation and radio equipment) 2016

Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style.
Date of Effect	1 July 2016.

Marine Order 28 (Operations standards and procedures) 2012

Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 14 of Marine Order 4.
Date of Effect	1 January 2016.

Marine Order 30 (Prevention of collisions) 2016

Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 15 of Marine Order 4.
Date of Effect	1 August 2016.

Marine Order 31 (Vessel surveys and certification) 2015

Description of Action	Consequential amendment due to the implementation of the Polar Code under Marine Order 53, which requires the inclusion of the Polar Ship Certificate as a safety certificate.
Date of Effect	1 January 2017.

Marine Order 31 (Vessel surveys and certification) 2015

Description of Action	Consequential amendment due to changes under Marine Order 52.
Date of Effect	1 March 2016.

Marine Order 32 (Cargo handling equipment) 2011

Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 17 of Marine Order 4. Date of effect to be aligned with the Safe Work Australia implementation of the Code of Stevedoring.
Date of Effect	1 January 2017.

Marine Order 33 (Cargo and cargo handling - grain) 2016

Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Clarify practical implementation issues. Replace schedule 18 of Marine Order 4.
Date of Effect	1 May 2016.

Marine Order 34 (Solid bulk cargoes) 2007

Description of Action	Clarify early implementation of regular amendments to the International Maritime Solid Bulk Cargoes (IMSBC) Code. Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 19 of Marine Order 4.
Date of Effect	1 January 2017.

Marine Order 42 (Cargo stowage and securing) 2014

Description of Action	Implement regulations 2 (4-6) of Chapter VI of the International Convention for the Safety of Life at Sea (SOLAS Convention) for verification of gross mass of container carrying cargo (International Maritime Organization Resolution MSC.380(94)).
Date of Effect	1 July 2016.

Marine Order 52 (Sailing vessels) 1999

Description of Action	Recognise the United Kingdom Large Commercial Yacht (LY3) Code. Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 29 of Marine Order 4
Date of Effect	1 March 2016.

Marine Order 53 (Vessels in polar waters) 2016

Description of Action	Implement SOLAS Chapter XIV for the Polar Code.
Date of Effect	1 January 2017.

Marine Order 57 (Helicopter operations) 2010

Description of Action	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace schedule 33 of Marine Order 4.
Date of Effect	1 May 2016.

Marine Order 70 (Seafarer certification) 2014

Description of Action	Amendment to give effect to changes to the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW Convention) for competencies of seafarers working on vessels subject to the International Code of Safety for Ships using Gases or other Low-flashpoint Fuels (IGF Code).
Date of Effect	1 January 2017.

Marine Order 74 (Masters and deck officers - yachts) 2015

Description of Action	Provides seafarer certificates for deck officers of yachts in commercial operations.
Date of Effect	1 January 2016.

Marine Order 75 (Seafarer certification amendment) 2016

Description of Action	Consequential amendments to Marine Orders 70, 71, 73 and 74. Repeal of Marine Order 6.
Date of Effect	4 April 2016.

Marine Order 81 (Administration amendment) 2016

Description of Action	Amendment to remove a number of definitions and terms from Marine Orders 1, 27, 28, 31, 49, 54, 70, 91, 93 and 96 and relocate these to Marine Order 1. The definition of the STCW Code and the list of recognised organisations in Schedule 1 are also updated.
Date of Effect	31 December 2016.

Marine Order 97 (Marine pollution prevention - air pollution) 2013

Description of Action	Amendment to update references to International Maritime Organization (IMO) Guidelines on the method of calculation of the attained Energy Efficiency Design Index (EEDI) for new ships.
Date of Effect	1 January 2017.

Marine Order 502 (Vessel identifiers — national law) 2013

Description of Action	Amendment to allow the issue of vessel identifiers for vessels that are exempt from certificate of operation and survey requirements.
Date of Effect	1 July 2016.

Marine Order 508 (National law amendment) 2016

Description of Action	Consequential amendment of Marine Orders 501 and 503 arising from changes made by the <i>Marine Safety (Domestic Commercial Vessels) National Law Amendment Act 2014</i> . Amendment provides for applications for an equivalent means of compliance with requirements of standards, including criteria for approval by the National Regulator.
Date of Effect	1 September 2016.

NSCV Part B – Consequential and other amendments, Amendment No.1, 2016

Description of Action	Consequential amendment to parts C, E, F and G of the NSCV arising from previous amendments to the NSCV Part B and other amendments.
Date of Effect	10 June 2016.

NSCV Part C7A - Design and Construction - Equipment - Safety Equipment

Description of Action	Amendment to align compass adjustment licensing requirements with those under the <i>Navigation Act 2012</i> and provide more flexibility in terms of the persons competent to carry out compass adjustments and the frequency of compass adjustment.
Date Of Effect	1 February 2017.

NSCV Part C7B - Design and Construction - Equipment - Communications Equipment

Description of Action	Amendment to align compass adjustment licensing requirements with those under the <i>Navigation Act 2012</i> and provide more flexibility in terms of the persons competent to carry out compass adjustments and the frequency of compass adjustment.
Date Of Effect	1 February 2017.

NSCV Part C7C - Design and Construction - Equipment - Navigation Equipment

Description of Action	Amendment to align compass adjustment licensing requirements with those under the <i>Navigation Act 2012</i> and provide more flexibility in terms of the persons competent to carry out compass adjustments and the frequency of compass adjustment.
Date Of Effect	1 February 2017.