



Australian Government
Australian Maritime Safety Authority

AMSA MO 2026/[number]

Marine Orders Miscellaneous Amendment 2026 (No.)

I, Kaylene Dale, Chief Executive Officer of the Australian Maritime Safety Authority, make this Order under subsection 342(1) of the *Navigation Act 2012* and subsection 34(1) of the *Protection of the Sea (Prevention of Pollution from Ships) Act 1983*.

Dated 2026

[DRAFT ONLY — NOT FOR SIGNATURE]
Chief Executive Officer

CONSULTATION DRAFT

Section 1

1 Name of Marine Order

This Marine Order is *Marine Orders Miscellaneous Amendment 2026 (No.)*.

2 Commencement

This Marine Order commences on [insert date].

3 Amendment of Marine Orders

Schedule 1 amends Marine Orders in accordance with that Schedule.

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Schedule 1 Amendment

Division 1 *Marine Order 27 (Safety of navigation and radio equipment) 2023*

[1] Section 31

omit each mention of

paragraph 4

insert

paragraph 5

[2] Subsection 31(3), note

omit

the fax number is +61 2 6230 6868 or 1800 622 153;

[3] After section 31

insert

31A Danger messages — lost and observed freight containers

- (1) The master of a vessel must ensure that any freight container lost overboard from the vessel is reported by an appropriate means of communication, and at the earliest practicable time, to:

- (a) vessels in the vicinity; and
- (b) the nearest coastal State; and
- (c) the vessel's flag State.

Penalty: 50 penalty units.

Note A vessel in NAVAREA X may contact the Joint Rescue Coordination Centre (JRCC) as the nearest coastal state. The telephone number of the JRCC Australia is +61 2 6230 6811 or 1800 641 792; the email is rccaus@amsa.gov.au. A vessel that is a regulated Australian vessel should make any report to AMSA as the vessel's flag State — the telephone number is 1800 627 484; the email is FSC@amsa.gov.au.

- (2) The report must include the information mentioned in paragraph 3.1 of Regulation 32 of Chapter V of SOLAS.

Note If all information elements are not available at the initial report, outstanding information must be reported by the master at the earliest practicable time after the initial report.

- (3) The owner of the vessel must make a report to the fullest extent possible if the master does not comply with subsections (1) and (2).
- (4) The master of a vessel must ensure that any freight container observed drifting in the sea is reported by an appropriate means of communication, and at the earliest practicable time, to:
- (a) vessels in the vicinity; and
 - (b) the nearest coastal State.

Penalty: 50 penalty units.

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Note A vessel in NAVAREA X may contact the Joint Rescue Coordination Centre (JRCC) as the nearest coastal state. The telephone number of the JRCC Australia is +61 2 6230 6811 or 1800 641 792; the email is rccaus@amsa.gov.au.

- (5) The report must include the information mentioned in paragraph 3.3 of Regulation 32 of Chapter V of SOLAS.
- (6) An offence against subsection (1) or (4) is a strict liability offence.
- (7) A person is liable to a civil penalty if the person contravenes subsection (1) or (4).

Civil penalty: 50 penalty units.

[4] Section 33

substitute

33 Transmission of safety communications and danger messages

- (1) A person may only transmit a safety communication to give notice that the calling ship station has a transmission about an important navigational or meteorological warning.

Penalty: 50 penalty units.
- (2) A person must not interfere with the transmission of a safety communication.

Penalty: 50 penalty units.
- (3) An offence against subsection (1) or (2) is a strict liability offence.
- (4) A person is liable to a civil penalty if the person contravenes subsection (1) or (2).

Civil penalty: 50 penalty units.
- (5) A danger message preceded by the safety signal has priority over all communications other than distress and urgency communications.

Division 2 Marine Order 41 (Carriage of dangerous goods) 2017

[5] Section 20

omit

Note

insert

Note 1

[6] Section 20

insert

Note 2 See section 31A of *Marine Order 27 (Safety of navigation and radio equipment) 2023* for reporting requirements in relation to lost and observed freight containers.

[7] Subsection 21(2), note

omit

Division 3 Marine Order 43 (Cargo and cargo handling — livestock) 2018

[8] Section 4, definition of ASEL

substitute

Australian Standards for the Export of Livestock (or *ASEL*) has the meaning given by section 1-6 of the *Export Control (Animals) Rules 2021*.

[9] Subsection 5(3)

omit

an order made under section 17 of the *Australian Meat and Live-stock Industry Act 1997* (the *AMLI Act*), a vessel is taken to comply, and a person is taken to comply, with the provision if the vessel or person complies with the ASEL or section 17 of AMLI Act:

insert

rules made under section 432 of the *Export Control Act 2020*, a vessel or person is taken to comply with the provision if the vessel or person complies with the ASEL or rules made under section 432 of the *Export Control Act 2020*:

[10] Section 14

omit

2016

insert

2023

Division 4 Marine Order 70 (Seafarer certification) 2014

[11] Section 4, definition of *fully fitted*

omit

subsection 7.2 of *Marine Order 27 (Radio equipment) 2009*

insert

subsection 28(2) or (3) of *Marine Order 27 (Safety of navigation and radio equipment) 2023*

[12] Section 61

omit

subsection 57(2)

insert

subsection 60(2)

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[13] Section 62A

omit

Division 5 Marine Order 94 (Marine pollution prevention — packaged harmful substances) 2014

[14] Subsection 8(1)

omit

regulations 2 to 5

insert

regulations 3 to 6

[15] Subsections 8(2) and (3)

omit each mention of

regulation 4

insert

regulation 5

[16] Section 8, note

omit

Regulations 2, 3 and 5

insert

Regulations 3, 4 and 6

[17] Paragraph 10(b)

substitute

(b) be sent by:

(i) telephone; or

(ii) email; or

(iii) radio.

[18] Section 10

insert

Note 3 See section 31A of *Marine Order 27 (Safety of navigation and radio equipment) 2023* for reporting requirements in relation to lost and observed freight containers.

[19] Section 10, note 1

omit

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substitute

email: rccaus@amsa.gov.au; HF DSC MMSI 005030001

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[20] Section 11

omit

set out in Schedule 1.

insert

Form AMSA 1858 Marine pollutants report.

Note Form AMSA 1858 Marine pollutants report is available on AMSA's website at www.amsa.gov.au.

[21] Schedule 1

omit

Note

1. Legislative instruments and compilations of legislative instruments are registered on the Federal Register of Legislation under the *Legislation Act 2003*. See www.legislation.gov.au.