

L.N. 127 of 2019

**Merchant Shipping (Prevention of Oil Pollution)
(Amendment) (No. 2) Regulation 2019**

(Made by the Secretary for Transport and Housing under sections 3 and 3A of the Merchant Shipping (Prevention and Control of Pollution) Ordinance (Cap. 413))

1. Commencement

This Regulation comes into operation on 1 January 2020.

2. Merchant Shipping (Prevention of Oil Pollution) Regulations amended

The Merchant Shipping (Prevention of Oil Pollution) Regulations (Cap. 413 sub. leg. A) are amended as set out in sections 3 to 9.

3. Regulation 1 amended (citation and interpretation)

Regulation 1(2), English text, definition of *Annex I*—

Repeal

“附則 I”

Substitute

“《附則 I》”.

4. Regulation 7 amended (issue and duration of IOPP and HKOPP Certificate)

Regulation 7(1)(a), English text—

Repeal

“off-shore”

Substitute

“offshore”.

5. Regulation 10 amended (Oil Record Book)

Regulation 10(6), English text—

Repeal

“off shore”

Substitute

“offshore”.

6. Regulation 12B added

After regulation 12A—

Add

“12B. Provision of oil residue (sludge) tank and disposal of oil residue (sludge)

- (1) This regulation applies to a ship of 400 GT and above.
- (2) Subject to paragraph (4), a ship must be provided with an oil residue (sludge) tank, and the tank must comply with Regulation 12.3 of Annex I.
- (3) The oil residue (sludge) of a ship must be disposed of directly from the oil residue (sludge) tank of the ship to one of the means described in Regulation 12.2 of Annex I.
- (4) If a ship—
 - (a) is constructed before 1 January 2017; and

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(b) is not subject to a renewal survey under regulation 4 during the period between 1 January 2017 and the commencement date,

the oil residue (sludge) tank of the ship must comply with Regulation 12.3.3 of Annex I not later than the first renewal survey of the ship that is carried out after the commencement date.

(5) In this regulation—

commencement date (生效日期) means the date on which the Merchant Shipping (Prevention of Oil Pollution) (Amendment) (No. 2) Regulation 2019 comes into operation;

oil residue (sludge) tank (油類殘餘物(油類淤渣)液艙) has the meaning given by Regulation 1 of Annex I.”.

7. Regulation 25 repealed (tanks for oil residue (sludge))

Regulation 25—

Repeal the regulation.

8. Regulation 29 amended (subdivision and stability)

Regulation 29(9), Chinese text—

Repeal

“續期”

Substitute

“續證”.

9. Regulation 30 amended (requirements for offshore installations)

Regulation 30(1)(a)—

Repeal

“14 and 25(1)”

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Section 9

B3931

Substitute

“12B(2) and 14”.

Frank CHAN Fan
Secretary for Transport and
Housing

8 October 2019

Explanatory Note

This Regulation amends the Merchant Shipping (Prevention of Oil Pollution) Regulations (Cap. 413 sub. leg. A) (*principal Regulations*) to give effect to certain revisions made to Annex I to the International Convention for the Prevention of Pollution from Ships, 1973 by the International Maritime Organization Resolution MEPC.266(68).

2. A new regulation 12B is added to the principal Regulations to provide for the revised requirements on oil residue (sludge) tanks and the disposal of oil residue (sludge). Regulation 25 of the principal Regulations, which sets out the original related requirements, is repealed consequentially.
3. The Regulation also makes minor textual amendments to the principal Regulations to achieve consistency.