

L.N. 73 of 2020

**Merchant Shipping (Prevention of Air Pollution)
(Amendment) Regulation 2020**

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

1. Commencement

This Regulation comes into operation on 1 August 2020.

2. Merchant Shipping (Prevention of Air Pollution) Regulation amended

The Merchant Shipping (Prevention of Air Pollution) Regulation (Cap. 413 sub. leg. P) is amended as set out in sections 3 and 4.

3. Section 59 amended (issue of HKAPP Certificates)

(1) Section 59(3)(a)(i)—

Repeal

“has been carried out in accordance with section 75”

Substitute

“for the issue of the Certificate has been carried out”.

(2) Section 59(3)(a)(ii)—

Repeal

“has been carried out in accordance with section 76”

Substitute

“for the renewal of the Certificate has been carried out”.

(3) Section 59(3)(b)—

Repeal

“under section 75 or 76”

Substitute

“in relation to the initial survey or renewal survey”.

4. Section 95 amended (Director may recognize organizations to survey ships and issue certificates etc.)

(1) Section 95(c)—

Repeal

“(b)”

Substitute

“(b)(i), (iii) and (iv)”.

(2) After section 95(c)—

Add

“(ca) making endorsements on Hong Kong Air Pollution Prevention Certificates in conformity with Part 5;”.

Frank CHAN Fan
Secretary for Transport and
Housing

12 May 2020

Explanatory Note

This Regulation amends the Merchant Shipping (Prevention of Air Pollution) Regulation (Cap. 413 sub. leg. P) (*principal Regulation*) so that—

- (a) the Director of Marine (*Director*) may issue a HKAPP Certificate in respect of a Hong Kong ship under section 59 of the principal Regulation on receipt of a declaration of survey in respect of the ship from an organization recognized under section 95 of the principal Regulation (*recognized organization*); and
- (b) a recognized organization may make endorsements on HKAPP Certificates that are issued by the Director.