

L.N. 104 of 2023

**Merchant Shipping (Safety) (Radiocommunications)
(Amendment) Regulation 2023**

(Made by the Secretary for Transport and Logistics under sections 97 and 112B of the Merchant Shipping (Safety) Ordinance (Cap. 369))

1. Commencement

This Regulation comes into operation on 1 January 2024.

2. Merchant Shipping (Safety) (Radiocommunications) Regulation amended

The Merchant Shipping (Safety) (Radiocommunications) Regulation (Cap. 369 sub. leg. BB) is amended as set out in sections 3 and 4.

3. Section 2 amended (interpretation)

- (1) Section 2, definition of *digital selective calling*, paragraph (b)—

Repeal

“International Radio Consultative Committee and the ITU Radiocommunication Sector”

Substitute

“International Telecommunication Union Radiocommunication Sector”.

- (2) Section 2, definition of *Radio Regulations*—

Repeal

“annexed to, or regarded as being annexed to,”

Substitute

“complementing”.

- (3) Section 2, definition of *sea area A3*—

Repeal

everything after “means”

Substitute

“a sea area, other than any sea area A1 or sea area A2, that is within the coverage of a service that—

- (a) is supported by the ship earth station carried on board a ship in which continuous alerting is available; and
- (b) operates through a satellite system and is recognized by IMO for use in the Global Maritime Distress and Safety System;”.

4. Section 10 amended (two-way communication equipment)

- (1) Section 10—

Repeal subsection (2)

Substitute

“(2) The two-way communication equipment must be installed with a navigation receiver and the receiver must automatically provide the ship’s position to the equipment, so that the ship’s position can be included in a distress alert.”.

- (2) Section 10(3)—

Repeal

“If no navigation receiver is installed on a ship”

Substitute

“In the case of a malfunction of the navigation receiver”.

LAM Sai-hung
Secretary for Transport and
Logistics

21 June 2023

Explanatory Note

The Maritime Safety Committee of the International Maritime Organization passed resolution MSC.496(105) on 28 April 2022. The resolution adopts amendments to Chapter IV (amongst others) of the Annex to the International Convention for the Safety of Life at Sea, 1974 (*Chapter IV*).

2. This Regulation amends the following provisions of the Merchant Shipping (Safety) (Radiocommunications) Regulation (Cap. 369 sub. leg. BB) to reflect the relevant amendments to Chapter IV—
 - (a) section 2 (updating the definitions of *digital selective calling*, *Radio Regulations* and *sea area A3*); and
 - (b) section 10 (requirements relating to navigation receivers).