

**L.N. 22 of 2024**

**Merchant Shipping (Seafarers) (Returns of Births,  
Deaths and Missing Persons) Regulation (Amendment  
of Schedules) Notice 2024**

(Made by the Seafarers' Authority under section 16 of the Merchant Shipping (Seafarers) (Returns of Births, Deaths and Missing Persons) Regulation (Cap. 478 sub. leg. F))

**1. Commencement**

This Notice comes into operation on a day to be appointed by the Seafarers' Authority by notice published in the Gazette.

**2. Merchant Shipping (Seafarers) (Returns of Births, Deaths and Missing Persons) Regulation amended**

The Merchant Shipping (Seafarers) (Returns of Births, Deaths and Missing Persons) Regulation (Cap. 478 sub. leg. F) is amended as set out in sections 3 and 4.

**3. Schedule 2 amended (particulars required to be contained in returns of deaths)**

(1) Schedule 2—

**Repeal**

“& 16]”

**Substitute**

“& 16 & Sch. 6]”.

- (2) Schedule 2, section 1(a)—

**Repeal**

“ship; and”

**Substitute**

“the ship;”.

- (3) Schedule 2, section 1(b)(ii)—

**Repeal**

“his address.”

**Substitute**

“the owner’s address;”.

- (4) Schedule 2, after section 1(b)—

**Add**

“(c) (where the ship is a Hong Kong ship) type of the ship specified in the certificate of registry or certificate of provisional registry granted in respect of the ship under the Merchant Shipping (Registration) Ordinance (Cap. 415); and

(d) gross tonnage of the ship as determined in accordance with regulation 6 of the Merchant Shipping (Registration) (Tonnage) Regulations (Cap. 415 sub. leg. C).”.

- (5) Schedule 2, section 2—

**Repeal paragraph (g)**

**Substitute**

“(g) (i) if the deceased is a seafarer—rank (or position) and department; and

(ii) in any other case—occupation or profession;”.

(6) Schedule 2, section 2(j)—

**Repeal**

everything after “loss”

**Substitute**

“and type of death, if known (certified if possible by the ship’s medical practitioner or any other person who is a qualified medical practitioner as defined by section 43 of the Merchant Shipping (Seafarers) (Working and Living Conditions) Regulation (Cap. 478 sub. leg. AF)).”.

**4. Schedule 6 substituted**

**Repeal the Schedule**

**Substitute**

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Section 4

“Schedule 6

[ss. 12(b) & 16]

**Record of Deaths**

No.	Name, type and gross tonnage of ship, official no. and port of registry	Name and address of ship's owner (additional information for a non-Hong Kong ship)	Date and place (if at sea— latitude and longitude of ship's position) of death or loss	Name, surname and usual residence at time of death or loss	Maiden surname (for a woman who has been married)	Sex	Date of birth or age	Nationality, and (for seafarer) rank and (or position) and department or (for other cases) occupation or profession	Cause of death or loss and type of death	Name and surname of master, or name and office of the person or coroner referred to in section 3(b) of Schedule 2 to the Merchant Shipping (Seafarers) (Returns of Births, Deaths and Missing Persons) Regulation (Cap. 478 sub. leg. F)	When registered	Signature of Superintendent
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)

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WONG Sai-fat  
Acting Seafarers' Authority

21 February 2024

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## Explanatory Note

The Maritime Labour Convention, 2006 (*Convention*) sets out a comprehensive set of global standards for the working and living conditions for seafarers and seeks to protect their welfare. Amendments to the Convention were approved by the General Conference of the International Labour Organization on 6 June 2022 (*2022 Amendments*).

2. The Convention, as revised by the 2022 Amendments, requires that all deaths of seafarers employed, engaged or working on board ships must be adequately investigated, recorded and reported.
3. This Notice amends Schedules 2 and 6 to the Merchant Shipping (Seafarers) (Returns of Births, Deaths and Missing Persons) Regulation (Cap. 478 sub. leg. F) to—
  - (a) include more particulars in the returns of deaths, including the type and gross tonnage of the ships and the type of deaths;
  - (b) revise the form of the record of deaths kept by the Superintendent of the Mercantile Marine Office; and
  - (c) make technical and minor textual amendments.