

**L.N. 90 of 2018**

**Merchant Shipping (Prevention and Control of Pollution)  
(Fees) (Amendment) Regulation 2018**

(Made by the Chief Executive in Council under section 3(2A) of the  
Merchant Shipping (Prevention and Control of Pollution)  
Ordinance (Cap. 413))

**1. Commencement**

- (1) Subject to subsection (2), this Regulation comes into operation on 17 July 2018.
- (2) Sections 3(3), (4) and (5), 4(2) and 5(2) come into operation on the day on which the Merchant Shipping (Control of Ballast Water and Sediments) Regulation comes into operation.

**2. Merchant Shipping (Prevention and Control of Pollution) (Fees)  
Regulation amended**

The Merchant Shipping (Prevention and Control of Pollution) (Fees) Regulation (Cap. 413 sub. leg. L) is amended as set out in sections 3, 4 and 5.

**3. Section 2 amended (interpretation)**

- (1) Section 2, definition of *Government surveyor*, paragraph (b)—

**Repeal**

“; or”

**Substitute a semicolon.**

- (2) Section 2, definition of *Government surveyor*, after paragraph (c)—

**Add**

- “(d) to be a Government surveyor under the Merchant Shipping (Prevention of Oil Pollution) Regulations (Cap. 413 sub. leg. A);
- (e) to be a Government surveyor under the Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations (Cap. 413 sub. leg. B);
- (f) to be a Government surveyor under the Merchant Shipping (BCH Code) Regulations (Cap. 413 sub. leg. D); or
- (g) to be a Government surveyor under the Merchant Shipping (IBC Code) Regulations (Cap. 413 sub. leg. E);”.
- (3) Section 2, definition of *Government surveyor*, paragraph (f)—

**Repeal**

“; or”

**Substitute a semicolon.**

- (4) Section 2, definition of *Government surveyor*, paragraph (g)—

**Repeal the semicolon**

**Substitute**

“; or”.

- (5) Section 2, definition of *Government surveyor*, after paragraph (g)—

**Add**

Section 4

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“(h) to be a Government surveyor under the Merchant Shipping (Control of Ballast Water and Sediments) Regulation;”.

**4. Schedule 1 amended (specified services)**

(1) Schedule 1, after paragraph 3—

**Add**

- “4. An initial survey, renewal survey, intermediate survey, annual survey or additional survey within the meaning of the Merchant Shipping (Prevention of Oil Pollution) Regulations (Cap. 413 sub. leg. A).
5. An initial survey, renewal survey, intermediate survey, annual survey or additional survey within the meaning of the Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations (Cap. 413 sub. leg. B).
6. An initial survey, renewal survey, intermediate survey, annual survey or additional survey within the meaning of the Merchant Shipping (BCH Code) Regulations (Cap. 413 sub. leg. D).
7. An initial survey, renewal survey, intermediate survey, annual survey or additional survey within the meaning of the Merchant Shipping (IBC Code) Regulations (Cap. 413 sub. leg. E).”.

(2) Schedule 1, after paragraph 7—

**Add**

- “8. An initial survey, renewal survey, intermediate survey, annual survey or additional survey within the meaning of the Merchant Shipping (Control of Ballast Water and Sediments) Regulation.”.

**5. Schedule 2 amended (specified certificates)**

- (1) Schedule 2, after paragraph 3—

**Add**

- “4. A HKOPP Certificate or IOPP Certificate within the meaning of the Merchant Shipping (Prevention of Oil Pollution) Regulations (Cap. 413 sub. leg. A).
5. A HKNLS Certificate or INLS Certificate within the meaning of the Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations (Cap. 413 sub. leg. B).
6. A Certificate of Fitness for the Carriage of Dangerous Chemicals in Bulk issued under regulation 5 of the Merchant Shipping (BCH Code) Regulations (Cap. 413 sub. leg. D).
7. An International Certificate of Fitness for the Carriage of Dangerous Chemicals in Bulk issued under regulation 5 of the Merchant Shipping (IBC Code) Regulations (Cap. 413 sub. leg. E).”.

- (2) Schedule 2, after paragraph 7—

**Add**

- “8. An IBWM Certificate within the meaning of the Merchant Shipping (Control of Ballast Water and Sediments) Regulation.”.

Merchant Shipping (Prevention and Control of Pollution) (Fees) (Amendment)  
Regulation 2018

L.N. 90 of 2018  
B2707

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Wendy LEUNG  
Clerk to the Executive Council

COUNCIL CHAMBER

8 May 2018

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### **Explanatory Note**

This Regulation amends the Merchant Shipping (Prevention and Control of Pollution) (Fees) Regulation (Cap. 413 sub. leg. L) to provide for the fees payable in respect of certain surveys carried out, and certificates issued, under—

- (a) the Merchant Shipping (Prevention of Oil Pollution) Regulations (Cap. 413 sub. leg. A);
- (b) the Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations (Cap. 413 sub. leg. B);
- (c) the Merchant Shipping (BCH Code) Regulations (Cap. 413 sub. leg. D);
- (d) the Merchant Shipping (IBC Code) Regulations (Cap. 413 sub. leg. E); and
- (e) the Merchant Shipping (Control of Ballast Water and Sediments) Regulation.