

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3416 of 1 July, 2004

LEGAL NOTICE NO. 56 OF 2004

**GIBRALTAR MERCHANT SHIPPING (SAFETY, ETC.)
ORDINANCE 1993**

**GIBRALTAR MERCHANT SHIPPING (MANNING, TRAINING,
CERTIFICATION AND RELATED SEAFARERS'
MATTERS)(AMENDMENT) REGULATIONS 2004**

In exercise of the powers conferred on it by section 118 of the Gibraltar Merchant Shipping (Safety, etc.) Ordinance, 1993 and all other enabling powers, the Government, for the purposes of transposing into the law of Gibraltar Article 11 of Directive 2002/84/EC of the European Parliament and of the Council of 5 November 2002 amending the Directives on maritime safety and prevention of pollution from ships, has made the following Regulations:

Title.

1. These Regulations may be cited as the Gibraltar Merchant Shipping (Manning, Training, Certification and Related Seafarers' Matters) (Amendment) Regulations 2004.

Amendment to regulation 3.

2. Regulation 3 of the Gibraltar Merchant Shipping (Manning, Training, Certification and Related Seafarers' Matters) Regulations 2002 is amended as follows—

- (a) in the definition of “chemical tanker”, the words “in its up-to-date version as in force at the time of reference” are inserted after the words “Bulk Chemical Code”;
- (b) after the definition of “level”, the following definition is inserted—

““liquefied-gas tanker” means a ship constructed or adopted and used for the carriage in bulk of any liquefied gas or other product listed in

Chapter 19 of the International Gas Carrier Code, in its up-to-date version as in force at the time of reference ;”;

- (c) after the definition of “Radio operator”, the following definition is inserted–

““radio duties” include, as appropriate, watch-keeping and technical maintenance and repairs conducted in accordance with the Radio Regulations, the International Convention for the safety of Life at Sea (1974), (Solas Convention) as amended by the Protocol of 1988, in its up-to-date version as in force at the time of reference and any recommendation of the IMO that the Administration considers relevant;”;

- (d) the definition of “Radio Regulations” is replaced by the following definition–

““Radio Regulations” means the revised radio regulations, adopted by the World Administrative Radio Conference for the Mobile Service, in its up-to-date version as in force at the time of reference;”;

- (e) in the definition of “ro-ro passenger ship”, the words “International Gas Carriers Code” are replaced by “Solas Convention as amended by the Protocol of 1988, in its up-to-date version as in force at the time of reference”;

- (f) after the definition of “Solas 74”, the following definition is inserted–

““STCW Code” means the Seafarers’ Training, Certification and Watch keeping (STCW) Code as adopted by Resolution 2 of the 1995 STCW Conference of Parties, in its up-to-date version as in force at the time of reference;”;

- (g) the definition of “STCW Convention” is replaced by the following definition–

““STCW Convention” means the International Convention on Standards of Training, Certification and Watch keeping for Seafarers as it applies to the matters concerned taking into account the

transitional provisions of Article VII and Regulation I/15 of the

Convention and including, where appropriate, the applicable provisions of the STCW Code, all being applied in its up-to-date version as in force at the time of reference;”.

Dated the 1st day of July, 2004.

J J HOLLIDAY,

Minister for Trade, Industry
and Communications,

for the Government.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations transpose into the law of Gibraltar Article 11 of Directive 2002/84/EC of the European Parliament and of the Council of 5 November 2002 amending the Directives on maritime safety and prevention of pollution from ships. Other Articles of Directive 2002/84/EC have been transposed by other legislation.

