

Category:

Instruction no.: 6-2017

Operational

Nautical

Our ref. and file no.:2016/123955

Technical

Other

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### **Reharmonization of an IOPP-certificate decoupled from the survey schedule of the Harmonized System of Survey and Certification (HSSC)**

#### **Purpose**

Instruction to Class (IC) 6-2017 is adopted in order to instruct the Recognised Organisations (ROs) of the Norwegian Maritime Authority's (the NMA) approach for implementing the International Convention for the Control and Management of Ships' Ballast Water and Sediments, 2004 (BWMC), draft regulation B-3.10.2 approved by MEPC 71 and the associated timeframe for compliance with the D2 standard for ships which may reharmonize (recouple) the survey schedule of the IOPP certificate with the HSSC.

#### **Application**

IC 6-2017 applies to ships registered in a Norwegian ship register, with an IOPP certificate decoupled from the survey schedule of the HSSC.

#### **References**

- Agreement of 1 June 2002 between the Ministry of Trade, Industry and Fisheries and ROs concerning surveys of ships registered in a Norwegian ship register (the Agreement)
- Articles 2.2, 2.3 and 2.7.
- IC 1-2017 concerning the application of the International Convention for the Control and Management of Ships' Ballast Water and Sediments, 2004 and decoupling of the IOPP certificate from the Harmonized System of Survey and Certification (HSSC).

#### **Repeal**

IC 6-2017 is repealed on 8 September 2017.

#### **Background**

- MEPC 71 (3 to 7 July 2017) agreed to a draft new Regulation B-3 of the BWMC, expected to be adopted at MEPC 72 (scheduled 8 to 13 April 2018). MEPC 71 also agreed to a draft new resolution that in lieu of the implementation schedule recommended in resolution A.1088(28) and notwithstanding the schedule set forth in regulation B-3 of the Convention, the Parties should implement the draft amended regulation B-3 immediately after entry into force of the Convention.
- The new draft Regulation B-3 implies that existing ships with IOPP certificates due for renewal between 8 September 2017 and 8 September 2019, must comply with the D-2 standard not later than at the first IOPP renewal survey on or after 8 September 2019.

- Before the EIF of the BWMC, some shipowners may have decided to deharmonize (decouple) their ships' IOPP certificates from the renewal dates otherwise determined by the anniversary dates defined by the HSSC.
- The decisions to decouple were made in the anticipation that compliance with the D-2 standard of the BWMC would be required at the first IOPP certificate renewal after the EIF of the BWMC on 8 September 2017, ref. IMO Res.1088(28).
- A ship that has decoupled the IOPP certificate from the HSSC before the EIF of the BWMC, may have to comply with the D-2 standard up to two years earlier than the compliance date applicable to a ship with the IOPP renewal on or after 8 September 2017, but before 8 September 2019.
- Shipowners with ships whose survey schedule of the IOPP certificate has been decoupled from the HSSC before 8 September 2017 may, taking into account the new schedule that follows from the approved draft Regulation B-3.10.2 of the BWMC, request an RO to reharmonize the survey schedule of the decoupled IOPP certificate with the HSSC.

## Item

1. Upon the request of a shipowner, an RO may reharmonize a ship's decoupled IOPP certificate.
2. Reharmonizing the survey schedule of the IOPP certificate with the HSSC when;
  - 2.1. The IOPP renewal survey for the decoupling was performed within the harmonized periodical survey window:
    - 2.1.1. The renewal survey carried out for deharmonization is to be credited administratively, as an annual or intermediate survey as applicable, and a new IOPP Certificate is to be subsequently issued, with the same expiry date as the original certificate and with all endorsements of the annual/intermediate surveys.
  - 2.2. The IOPP renewal survey for deharmonization was completed outside the window period applicable to an annual or intermediate survey of the original certificate:
    - 2.2.1. An occasional survey with the scope of a renewal survey shall be carried out, reinstating the original schedule and to re-issue the full term IOPP certificate (HSSC).
    - 2.2.2. In some instances, by negating the renewal survey this may result in an annual/intermediate survey now being overdue. HSSC guidelines state that on such occasions, in order to re-issue a certificate the relevant annual or intermediate survey should be carried out, "but its thoroughness and stringency should have regard to the time this survey was allowed to lapse<sup>1</sup>". The NMA will allow that such window could have been surpassed by up to 6 months.

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<sup>1</sup> Ref. Res. A.1104(29) paragraph 5.6