

Subject

Definition of date of “contract for construction”
- Revision 4 of IACS Procedural Requirement No.29

ClassNK

Technical Information

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To whom it may concern

1. This is information that IACS adopted the revision 4 of Procedural Requirement No.29 (PR 29) for definition of date of “contract for construction” with a view to clarifying “minor design alterations” of a series of vessels under a single contract for construction as attached.
2. This revision of PR29 Procedural Requirement was adopted on 21 June 2007 with immediate effect.
3. Background and contents of this revision
 - (1) A series of vessel was defined in previous versions of PR29 as vessels built to the same approved plans under a single contract for construction. According to this clause, if any vessel or vessels of a series of vessel have minor design alterations which are subject to classification requirements, the vessels were not considered a series of vessel.
 - (2) There are design alterations such as additions or modifications of equipment or systems related to classification requirements, which do not change the vessel’s hull structural design, but which result in change of approval plans. In this case, the vessel would not be considered a series of vessel under a single contract for construction and her contract date, therefore, would be replaced by the date when such design alterations are contracted between shipbuilder and owner.
 - (3) However, IACS recognized it inappropriate to require the vessel to comply with all the new classification requirements in effective due to such design alternations.
 - (4) PR29 was amended that in case vessels within a series have design alterations from the original design, the original date of contract for construction remain unchanged provided that;
 - such alterations do not affect matters related to classification, or
 - if the alterations are subject to classification requirements, these alterations are to comply with the classification requirements in effect on the date on which the alterations are contracted between the prospective owner and the shipbuilder or, in the absence of the alteration contract, comply with the classification requirements in effect on the date on which the alterations are submitted to the Society for approval.

(To be continued)

NOTES:

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Attachment:

1. Procedural Requirement No.29 (PR 29 rev.4)

No. 29 Definition of date of “contract for construction”

(May 2004)
(Rev.1 Aug 2004)
(Rev.2 Dec 2005)
(Rev.3 Jan 2007)
(Rev.4 June 2007)

Unless specified otherwise:

1. The date of “contract for construction” of a vessel is the date on which the contract to build the vessel is signed between the prospective owner and the shipbuilder. This date and the construction numbers (i.e. hull numbers) of all the vessels included in the contract are to be declared to the classification society by the party applying for the assignment of class to a newbuilding.
2. The date of “contract for construction” of a series of ~~sister~~ vessels, including specified optional vessels for which the option is ultimately exercised, is the date on which the contract to build the series is signed between the prospective owner and the shipbuilder.

For the purpose of this Procedural Requirement, vessels built under a single contract for construction are considered a “series of vessels” if they are built to the same approved plans for classification purposes. However, vessels within a series may have design alterations from the original design provided:

(1) such alterations do not affect matters related to classification, or

(2) If the alterations are subject to classification requirements, these alterations are to comply with the classification requirements in effect on the date on which the alterations are contracted between the prospective owner and the shipbuilder or, in the absence of the alteration contract, comply with the classification requirements in effect on the date on which the alterations are submitted to the Society for approval. a “series of sister vessels” is a series of vessels built to the same approved plans for classification purposes, under a single contract for construction.

The optional vessels will be considered part of the same series of ~~sister~~ vessels if the option is exercised not later than 1 year after the contract to build the series was signed.

Notes:

1. This Procedural Requirement applies to all IACS Members and Associates.
2. This Procedural Requirement is effective for ships “contracted for construction” on or after 1 January 2005.
3. ~~Sister vessels may have minor design alterations provided such alterations do not affect matters related to classification.~~
4. Revision 2 of this Procedural Requirement is effective for ships “contracted for construction” on or after 1 April 2006.
5. Revision 3 of this Procedural Requirement was approved on 5 January 2007 with immediate effect.
5. Revision 4 of this Procedural Requirement was adopted on 21 June 2007 with immediate effect.

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3. If a contract for construction is later amended to include additional vessels or additional options, the date of “contract for construction” for such vessels is the date on which the amendment to the contract, is signed between the prospective owner and the shipbuilder. The amendment to the contract is to be considered as a “new contract” to which 1 and 2 above apply.

4. If a contract for construction is amended to change the ship type, the date of “contract for construction” of this modified vessel, or vessels, is the date on which revised contract or new contract is signed between the Owner, or Owners, and the shipbuilder.

END