

07/6/97

No. 67 of 1996.

Merchant Shipping (Amendment) Act 1996.

Certified on : 02.05.97

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1996.

Merchant Shipping (Amendment) Act 1996.

ARRANGEMENT OF SECTIONS.

1. Interpretation (Amendment of Section 1).
2. Part V - Crewmen (Amendment of Part V).

"Division 8. - International Maritime Conventions.

163A. CONVENTION TO HAVE EFFECT.

163B. IMPLEMENTATION OF CONVENTION.

INDEPENDENT STATE OF PAPUA NEW GUINEA.

No. of 1996.

AN ACT

entitled

Merchant Shipping (Amendment) Act 1996,

Being an Act to amend the *Merchant Shipping Act* (Chapter 242),

Made by the National Parliament.

1. INTERPRETATION (AMENDMENT OF SECTION 1).

Section 1 of the Principal Act is amended by inserting after the definition of "The Safety Officer" the following definition:-

"the STCW Convention" means the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers 1978, as affected by any amendment made under Article XII of the said Convention."

2. PART V - CREWMEN (AMENDMENT OF PART V).

Part V of the Principal Act is amended by adding at the end of that Part the following new Division:-

" Division 8. - International Maritime Conventions.

163A. CONVENTION TO HAVE EFFECT.

(1) Subject to this Act and any other law, the STCW Convention shall have the force of law.

(2) Where, in respect of a ship that is registered under this Act, there is a failure to comply with a requirement of the STCW Convention, the master or owner of the ship is guilty of an offence.

Penalty: A fine not exceeding K1,000.00.

Default Penalty: A fine not exceeding K50.00.

163B. IMPLEMENTATION OF CONVENTION.

(1) The regulations may make provision for, or in relation to, the implementation of, or giving effect to, the STCW Convention.

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(2) Where, under the STCW Convention, the several countries that are parties to the Convention have a discretion as to whether any or what action should be taken under them, that discretion shall be taken by the Minister.

(3) Where, under the STCW Convention, the several countries that are parties to the Convention are under a duty to do an act or thing, that act or thing shall be done by the Minister.

I hereby certify that the above is a fair print of the *Merchant Shipping (Amendment) Act 1996* which has been made by the National Parliament.

Clerk of the National Parliament.

I hereby certify that the *Merchant Shipping (Amendment) Act 1996* was made by the National Parliament on 9 October 1996.

Speaker of the National Parliament.