



**Australian Government**  
**Australian Maritime Safety Authority**

# Annual Regulatory Plan

August 2016

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## About this document

This document is an updated version of the annual regulatory plan 2015-16 that was published in July 2015 and updated in February 2016. The previous annual regulatory plan 2014-15 was published in July 2014.

Annual regulatory plans are available from the AMSA website at: [www.amsa.gov.au](http://www.amsa.gov.au).

## Purpose of an annual regulatory plan

AMSA publishes regulatory plans to provide business and the community with information about planned changes to regulatory instruments, such as Marine Orders and the National Standard for Commercial Vessels (NSCV), to make it easier for business and the community to take part in the development of those instruments that are likely to affect them.

AMSA regulatory instruments are available from the AMSA website at: [www.amsa.gov.au](http://www.amsa.gov.au).

AMSA publishes an annual regulatory plan early in each financial year and may publish revised annual regulatory plans during the year when appropriate. The regulatory plans contain information on:

- changes to business regulation that occurred during the previous financial year; and
- details of legislative or other action planned for the current financial year that could lead to changes in business regulation.

Information provided in regulatory plans is correct at the time of publication. While there may be some regulatory activities that AMSA is unable to forecast, these activities will involve consultation with affected parties and will be recorded in future regulatory plans.

## Consultation

The objective of consultation is to solicit comment from affected parties on the proposed changes to regulatory instruments, including any information on costs and benefits.

Consultation is open to the public and all documentation will be made available online with relevant contact details. Specific stakeholder forums may also be planned.

Further details about consultation on planned regulatory actions are available from the AMSA website at: [www.amsa.gov.au](http://www.amsa.gov.au)

## Contact details

Please direct any queries about the annual regulatory plan to:

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## 1. Planned Regulatory Actions

<b>Marine Order 1 (Administration) 2013</b>	
<b>Description of Action</b>	Amendment to update the definition of the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers Code (STCW Code) and the list of recognised organisations in Schedule 1 of the Order.
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 December 2016.

<b>Marine Order 2 (Australian International Shipping Register) 2013</b>	
<b>Description of Action</b>	Amendment to remove or update modifications to Marine Orders 11, 12, 21, 25, 27, 28 and 70.
<b>Consultation</b>	Public consultation is planned to occur in August 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

<b>Marine Order 9 (Health - medical fitness) 2010</b>	
<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 4 in Marine Order 4. This Marine Order will be renumbered to Marine Order 76. Consequential amendments will also be made by Marine Order 80.
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 December 2016.

<b>Marine Order 11 (Living and working conditions on vessels) 2015</b>	
<b>Description of Action</b>	Amendment to give effect to 2014 Maritime Labour Convention amendments relating to financial security system obligations. The amendments will enter into force in 2017.
<b>Consultation</b>	Public consultation is planned to occur in October 2016.
<b>Date Of Effect</b>	Proposed: 18 January 2017.

**Marine Order 17 (Liquefied gas carriers and chemical tankers) 2006**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 8 of Marine Order 4.
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**Marine Order 32 (Cargo handling equipment) 2011**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 17 of Marine Order 4.
<b>Consultation</b>	Public consultation occurred in November 2014.
<b>Date Of Effect</b>	Proposed: Date of effect to be aligned with the Safe Work Australia implementation of the Code of Stevedoring.

**Marine Order 34 (Solid bulk cargoes) 2007**

<b>Description of Action</b>	Amendment to clarify early implementation of regular amendments to the International Maritime Solid Bulk Cargoes (IMSBC) Code. Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 19 of Marine Order 4.
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**Marine Order 41 (Carriage of dangerous goods) 2009**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 21 of Marine Order 4.
<b>Consultation</b>	Public consultation is planned to occur in February 2017.
<b>Date Of Effect</b>	Proposed: 1 July 2017.

**Marine Order 43 (Cargo and cargo handling - livestock) 2006**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 23 of Marine Order 4.
<b>Consultation</b>	Public consultation is planned to occur in November 2016.
<b>Date Of Effect</b>	Proposed: 1 March 2017.

**Marine Order 44 (Safe containers) 2002**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 24 of Marine Order 4.
<b>Consultation</b>	Public consultation is planned to occur in March 2017.
<b>Date Of Effect</b>	Proposed: 1 July 2017.

**Marine Order 53 (Vessels in polar waters) 2016**

<b>Description of Action</b>	New Order to give effect to the International Code for Ships Operating in Polar Waters (Polar Code) to be implemented under new Chapter XIV of the International Convention for the Safety of Life at Sea (SOLAS).
<b>Consultation</b>	Public consultation is planned to occur in October 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**Marine Order 59 (Offshore support vessel operations) 2011**

<b>Description of Action</b>	This Order will be repealed.
<b>Consultation</b>	Initial public consultation held in August 2014. Public consultation on the repeal instrument is planned to occur in October 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**Marine Order 70 (Seafarer certification) 2014**

<b>Description of Action</b>	Amendment to give effect to the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW Convention) and STCW Code changes for the International Code of Safety for Ships using Gases or other Low-flashpoint Fuels (IGF Code).
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**Marine Order 80 (Certificate of medical fitness amendment) 2016**

<b>Description of Action</b>	Amendments to be made to Marine Orders 2, 54, 70, 71, 72, 73 and 74 as a consequence of the review of Marine Order 9.
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 December 2016.

**Marine Order 81 (Administration amendment) 2016**

<b>Description of Action</b>	Amendments consequential to the review of Marine Order 1. A number of definitions and terms will be removed from various Orders and defined under Marine Order 1.
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 December 2016.

**Marine Order 97 (Marine pollution prevention - air pollution) 2013**

<b>Description of Action</b>	Amendment to update references to International Maritime Organization (IMO) Guidelines on the method of calculation of the attained Energy Efficiency Design Index (EEDI) for new ships.
<b>Consultation</b>	Public consultation is planned to occur in September 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**Marine Order 501 (Administration - national law) 2013**

<b>Description of Action</b>	Amendment to provide that applications for an exemption must be made in accordance with Marine Order 501 and accompanied by the fee prescribed under related regulations. Other amendments to improve clarity of the Order. Amendments to be made through Marine Order 508.
<b>Consultation</b>	Public consultation occurred in July 2016.
<b>Date Of Effect</b>	Proposed: 1 September 2016.

**Marine Order 502 (Vessel identifiers - national law) 2013**

<b>Description of Action</b>	Amendment to rationalise and simplify the requirements relating to obtaining and displaying a unique vessel identifier.
<b>Consultation</b>	Public consultation is planned to occur in December 2016.
<b>Date Of Effect</b>	Proposed: 1 February 2017.

**Marine Order 503 (Certificates of survey - national law) 2013**

<b>Description of Action</b>	Amendment to incorporate vessel survey requirements currently located in the National Standard for the Administration of Marine Safety (NSAMS 4). The requirements are being reviewed in response to the <a href="#">2014 Streamlining Review</a> (see streamlining concepts 5, 7 and 8). A Regulation Impact Statement is being developed for this proposal.
<b>Consultation</b>	Public consultation occurred in August 2015.
<b>Date Of Effect</b>	Proposed: 1 July 2017.

**Marine Order 503 (Certificates of survey - national law) 2013**

<b>Description of Action</b>	Amendment to provide for applications for an equivalent means of compliance with requirements of standards, including criteria for approval by the National Regulator. Applications to be accompanied by a fee prescribed under related regulations. Also clarifies who may conduct surveys. Amendments to be made through Marine Order 508.
<b>Consultation</b>	Public consultation occurred in July 2016.
<b>Date Of Effect</b>	Proposed: 1 September 2016.

**Marine Order 503 (Certificates of survey - national law) 2013**

<b>Description of Action</b>	Amendment to clarify when an 'existing vessel' will become a 'new vessel' and provide flexibility around the standards that can be applied once an 'existing vessel' becomes a 'new vessel'.
<b>Consultation</b>	Public consultation is planned to occur in October 2016.
<b>Date Of Effect</b>	Proposed: 1 November 2016.

**Marine Order 504 (Certificates of operation - national law) 2013**

<b>Description of Action</b>	Amendment to address issues identified during the Operation Safety Review, which will ultimately simplify and rationalise operational requirements for domestic commercial vessel operators.
<b>Consultation</b>	Public consultation is planned to occur in November 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**Marine Order 507 (Load line certificates - national law) 2013**

<b>Description of Action</b>	Amendment to clarify the types of vessels subject to Loadline requirements and other minor miscellaneous amendments.
<b>Consultation</b>	Public consultation is planned to occur in November 2016.
<b>Date Of Effect</b>	Proposed: 1 July 2017.

**NSCV Part C2 - Watertight and Weathertight Integrity**

<b>Description of Action</b>	Amendment to specify requirements for watertight and weather tight integrity in the NSCV.
<b>Consultation</b>	Public consultation is planned to occur in February 2017.
<b>Date Of Effect</b>	Proposed: 1 March 2017.

**NSCV Part C3 - Design and Construction - Construction**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.

**NSCV Part C4 - Design and Construction - Fire Safety**

<b>Description of Action</b>	Amendment to implement the outcomes of the review of NSCV Part C4 undertaken by Lloyds Register in 2014/2015. Amendments will address a number of technical and practical workability issues and improve the overall readability of the standard.
<b>Consultation</b>	Public consultation is planned to occur in October 2016.
<b>Date Of Effect</b>	Proposed: 1 January 2017.

**NSCV Part C5A - Design and Construction - Engineering - Machinery**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.

**NSCV Part C5B - Design and Construction - Engineering - Electrical**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.

**NSCV Part C6A - Design and Construction - Stability - Intact Stability Requirements**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.



**NSCV Part C6B - Design and Construction - Stability - Buoyancy and Stability After Flooding**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.

**NSCV Part C7A - Design and Construction - Equipment - Safety Equipment**

<b>Description of Action</b>	Amendments to introduce transitional requirements that will require new and existing vessels to comply with the NSCV Part C7A by 1 July 2017.
<b>Consultation</b>	Public consultation is planned to occur in November 2016.
<b>Date Of Effect</b>	Proposed: 1 February 2017.

**NSCV Part C7A - Design and Construction - Equipment - Safety Equipment**

<b>Description of Action</b>	Amendment to align compass adjustment licensing requirements with those under the <i>Navigation Act 2012</i> and provide more flexibility in terms of the persons competent to carry out compass adjustments and the frequency of compass adjustment.
<b>Consultation</b>	Public consultation occurred in August 2016.
<b>Date Of Effect</b>	Proposed: 1 October 2016.

**NSCV Part C7B - Design and Construction - Equipment - Communications Equipment**

<b>Description of Action</b>	Amendment to align compass adjustment licensing requirements with those under the <i>Navigation Act 2012</i> and provide more flexibility in terms of the persons competent to carry out compass adjustments and the frequency of compass adjustment.
<b>Consultation</b>	Public consultation occurred in August 2016.
<b>Date Of Effect</b>	Proposed: 1 October 2016.

**NSCV Part C7C - Design and Construction - Equipment - Navigation Equipment**

<b>Description of Action</b>	Amendment to align compass adjustment licensing requirements with those under the <i>Navigation Act 2012</i> and provide more flexibility in terms of the persons competent to carry out compass adjustments and the frequency of compass adjustment.
<b>Consultation</b>	Public consultation occurred in August 2016.
<b>Date Of Effect</b>	Proposed: 1 October 2016.

**NSCV Part F1A - Fast Craft - General Requirements for Fast Craft**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.

**NSCV Part F1B - Fast Craft - Category F1 Fast Craft**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.

**NSCV Part F1C - Fast Craft - Category F2 Fast Craft**

<b>Description of Action</b>	Amendment to address technical or practical workability issues with current requirements.
<b>Consultation</b>	Public consultation is planned to occur in April 2017.
<b>Date Of Effect</b>	Proposed: 30 June 2017.

**NSCV Part F2 - Leisure Craft**

<b>Description of Action</b>	Amendment to align the standard with the <i>Marine Safety (Domestic Commercial Vessel) National Law Act 2012</i> , related instruments, international standards and industry best practice, and update references.
<b>Consultation</b>	Public consultation occurred in January 2015. Further public consultation occurred in August 2016.
<b>Date Of Effect</b>	Proposed: 1 October 2016.

**NSCV Part G - General Safety Requirements for Vessels**

<b>Description of Action</b>	Amendment to incorporate technical content for vessel design, construction and equipment standards, provide industry with greater flexibility in meeting some requirements, rationalise requirements relating to the carriage of equipment, and restructure and co-locate requirements to improve overall readability to assist industry understanding of requirements.
<b>Consultation</b>	Public consultation occurred in August 2016.
<b>Date Of Effect</b>	Proposed: 1 October 2016

## 2. Completed Regulatory Actions

### Marine Order 6 (Marine radio qualifications) 2000

<b>Description of Action</b>	Amendment to move requirements for marine radio qualifications to Marine Order 70 to reduce duplication and clarify arrangements.
<b>Date Of Effect</b>	1 January 2016.

### Marine Order 11 (Living and working conditions on vessels) 2015

<b>Description of Action</b>	Amendment to update provisions and references as a consequence of changes made to Marine Order 28.
<b>Date Of Effect</b>	1 January 2016.

### Marine Order 12 (Construction - subdivision and stability, machinery and electrical installations) 2016

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 5 of Marine Order 4.
<b>Date Of Effect</b>	1 July 2016.

### Marine Order 21 (Safety of navigation and emergency procedures) 2016

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Clarify carriage of nautical publications. Replace Schedule 11 of Marine Order 4.
<b>Date Of Effect</b>	1 July 2016.

### Marine Order 25 (Equipment - lifesaving) 2014

<b>Description of Action</b>	Amendment to update provisions and references as a consequence of changes made to Marine Order 21.
<b>Date Of Effect</b>	1 July 2016.

### Marine Order 27 (Safety of navigation and radio equipment) 2016

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style.
<b>Date Of Effect</b>	1 July 2016.

**Marine Order 28 (Operations standards and procedures) 2012**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 14 of Marine Order 4.
<b>Date Of Effect</b>	1 January 2016.

**Marine Order 30 (Prevention of collisions) 2016**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 15 of Marine Order 4.
<b>Date Of Effect</b>	1 August 2016.

**Marine Order 31 (Vessel surveys and certification) 2015**

<b>Description of Action</b>	Amendment to update provisions and references as a consequence of changes made to Marine Order 58.
<b>Date Of Effect</b>	1 October 2015.

**Marine Order 31 (Vessel surveys and certification) 2015**

<b>Description of Action</b>	Amendment to update provisions and references as a consequence of changes made to Marine Order 52.
<b>Date Of Effect</b>	1 October 2015.

**Marine Order 33 (Cargo and cargo handling - grain) 2016**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Clarify practical implementation issues. Replace Schedule 18 of Marine Order 4.
<b>Date Of Effect</b>	1 May 2016.

**Marine Order 42 (Cargo stowage and securing) 2014**

<b>Description of Action</b>	Implement regulations 2 (4-6) of Chapter VI of SOLAS (MSC.380(94)) for verification of the gross mass of container carrying cargo.
<b>Date Of Effect</b>	1 July 2016.

**Marine Order 52 (Sailing vessels) 1999**

<b>Description of Action</b>	Recognise United Kingdom Large Commercial Yacht (LY3) Code. Review to modernise drafting style under the <i>Navigation Act 2012</i> . Replace Schedule 29 of Marine Order 4.
<b>Date Of Effect</b>	1 March 2016.

**Marine Order 57 (Helicopter operations) 2010**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Replace Schedule 33 of Marine Order 4.
<b>Date Of Effect</b>	1 May 2016.

**Marine Order 58 (Safe management of vessels) 2015**

<b>Description of Action</b>	Review and reissue the Order under the <i>Navigation Act 2012</i> and modernise the drafting style. Harmonise and remove unnecessary requirements. Replace Schedule 34 of Marine Order 4.
<b>Date Of Effect</b>	1 October 2015.

**Marine Order 63 (MASTREP) 2013**

<b>Description of Action</b>	Amendment to merge this Order with Marine Order 56 to create a new Order on vessel reporting systems.
<b>Date Of Effect</b>	1 November 2015.

**Marine Order 74 (Masters and deck officers - yachts) 2015**

<b>Description of Action</b>	Amendment to provide seafarer certificates for deck officers of yachts in commercial operations.
<b>Date Of Effect</b>	1 January 2016.

**Marine Order 75 (Seafarer certification amendment) 2016**

<b>Description of Action</b>	Amendments to Marine Orders 70, 71, 73 and 74 to give effect to Australia's obligations under the STCW Convention and implement outcomes of the audit conducted by the European Maritime Safety Agency (EMSA) in late 2014.
<b>Date Of Effect</b>	4 April 2016.

**Marine Order 502 (Vessel identifiers - national law) 2013**

<b>Description of Action</b>	Amendment to allow the National Regulator to issue vessel identifiers for vessels that are exempt from certificate of operation and certificate of survey requirements.
<b>Date Of Effect</b>	1 July 2016.

**NSCV Part B - General Requirements**

<b>Description of Action</b>	Amendment to introduce a simplified tonnage equation and amend operational area categories to reflect those previously available in state and territory systems. The standard will also be redrafted in a modern drafting style.
<b>Date Of Effect</b>	1 October 2015.

**NSCV Part B - Consequential and Other Amendments - Amendment No. 1, 2016**

<b>Description of Action</b>	Amendment to various parts of the NSCV as a consequence of amendments to the NSCV Part B and other amendments.
<b>Date Of Effect</b>	7 June 2016.

**NSCV Part D - Crew Competencies**

<b>Description of Action</b>	Amendment to update certain medical requirements under the Standard to closer align with those under Marine Order 9.
<b>Date Of Effect</b>	1 August 2015.

**Australian Maritime Safety Authority Fees Determination 2015**

<b>Description of Action</b>	Amendments to AMSA's schedule of fees to allow for cost-recovery for various services provided by AMSA.
<b>Date Of Effect</b>	1 October 2015.