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Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) (Amendment) Regulation 2018

(Made by the Secretary for Transport and Housing under sections 99, 107, 112 and 112B of the Merchant Shipping (Safety) Ordinance (Cap. 369))

1. Commencement
   This Regulation comes into operation on 1 March 2019.

2. Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) Regulations amended
   The Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) Regulations (Cap. 369 sub. leg. X) are amended as set out in sections 3 to 28.

3. Regulation 1 amended (citation, interpretation and application)
   Regulation 1(3)—
   Repeal the definition of dangerous goods
   Substitute
   “dangerous goods (危險貨物) means dangerous goods as defined by section 1(1) of the Merchant Shipping (Safety) (Dangerous Goods and Marine Pollutants) Regulation (Cap. 413 sub. leg. H);”.

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   Regulation 1(3)—
   Repeal the definition of dangerous goods
   Substitute
   “dangerous goods (危險貨物) means dangerous goods as defined by section 1(1) of the Merchant Shipping (Safety) (Dangerous Goods and Marine Pollutants) Regulation (Cap. 413 sub. leg. H);”.
4. 修訂第 14 條
第 14 條——
廢除

“14. 第 3 至”
代以

“14. 第 3 至 13 條適用於屬第 II 類的船舶
第 3 至”。

5. 修訂第 15 條
第 15 條——
廢除

“15. 第 3 至 13 條適用於長度為 21.34 米或以上並屬第 IIA 類”
代以

“15. 第 3 至 13 條適用於某些長度並屬第 II(A) 類的船舶
第 3 至 13 條適用於長度為 21.34 米或以上並屬第 II(A) 類”。

6. 修訂第 41 條
第 41 條——
廢除

“41. (1) 本”
代以

“41. 500 噸以下並屬第 VII 類的船舶的消防裝置
(1) 本”。
Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) (Amendment) Regulation 2018

Section 7

7. Regulation 42 amended
   Regulation 42—
   Repeal
   “42. (1) Regulations 31 to 40 inclusive shall”
   Substitute
   “42. Regulations 31 to 40 apply to ships of Class VII(A)
       (1) Regulations 31 to 40”.

8. Regulation 43 amended
   Regulation 43—
   Repeal
   “43. Regulations 31 and 32(1) and regulations 34 to 40 inclusive shall”
   Substitute
   “43. Certain regulations apply to tankers of Class VII(T) of 500 tons or over
       Regulations 31 and 32(1) and regulations 34 to 40”.

9. Regulation 44 amended
   Regulation 44—
   Repeal
   “44. Every”
   Substitute
   “44. Fixed deck foam system
       Every”.

7. 修訂第 42 條
    第 42 條——
    廢除
    “42. (1) 第 31 至”
    代以
    “42. 第 31 至 40 條適用於屬第 VII(A) 類的船舶
        (1) 第 31 至”。

8. 修訂第 43 條
    第 43 條——
    廢除
    “43. 第 31、32(1) 條”
    代以
    “43. 某些條文適用於 500 噸或以上並屬第 VII(T) 類的液貨船
        第 31、32(1) 條”。

9. 修訂第 44 條
    第 44 條——
    廢除
    “44. 每”
    代以
    “44. 固定式甲板泡沫系統
        每”。
10. 修訂第 45 條
第 45 條——
廢除
“45. 每”
代以
“45. 流動式泡沫裝置
每”。

11. 修訂第 46 條
第 46 條——
廢除
“46. (1) 除”
代以
“46. 惰性氣體系統
(1) 除”。

12. 修訂第 47 條
第 47 條——
廢除
“47. 儘管第 46 條的條文”
代以
“47. 屬第 VII(T) 類並以使用原油清洗的液艙清潔程序操作的
液貨船
儘管第 46 條”。

Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) (Amendment) Regulation 2018

10. Regulation 45 amended
Regulation 45—
Repeal
“45. Every”
Substitute
“45. Mobile foam appliance
Every”.

11. Regulation 46 amended
Regulation 46—
Repeal
“46. (1) Subject”
Substitute
“46. Inert gas system
(1) Subject”.

12. Regulation 47 amended
Regulation 47—
Repeal
“47. Notwithstanding the provisions of regulation 46”
Substitute
“47. Tanker of Class VII(T) operating with tank cleaning procedure using crude oil washing
Despite regulation 46,.”.
13. **Regulation 48 amended**

Regulation 48—

Repeal

“48. (1) Other”

Substitute

“48. Alternative fixed fire extinguishing installations

(1) Other”.

14. **Regulation 49 amended**

Regulation 49—

Repeal

“49. In”

Substitute

“49. Fixed fire extinguishing system for pump room

In”.

15. **Regulation 50 amended**

Regulation 50—

Repeal

“50. Regulation 41 shall apply”

Substitute

“50. Certain regulations apply to tankers of Class VII(T) of under 500 tons

Regulation 41 applies”.
16. Regulation 53 amended
   Regulation 53—
   Repeal
   “53. Regulations 31 to 40 inclusive shall”
   Substitute
   “53. Regulations 31 to 40 apply to ships of Class VIII of 500 tons or over
   Regulations 31 to 40”.

17. Regulation 54 amended
   Regulation 54—
   Repeal
   “54. Regulation 41 shall apply”
   Substitute
   “54. Regulation 41 applies to ships of Class VIII of 150 tons or over but under 500 tons
   Regulation 41 applies”.

18. Regulation 55 amended
   Regulation 55—
   Repeal
   “55. (1) This”
   Substitute
   “55. Fire appliances for ships of Class VIII of under 150 tons
   (1) This”.

Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) (Amendment) Regulation 2018
19. Regulation 56 amended
Regulation 56—
Repeal

“56. (1) Regulations 53 to 55 inclusive shall”
Substitute

“56. Regulations 53, 54 and 55 apply to ships of Classes VIII(A), IX and IX(A)
(1) Regulations 53, 54 and 55”.

20. Regulation 57 amended
Regulation 57—
Repeal

“57. (1) Regulation 53 shall apply to tankers of Class VIII(T) of 500 tons or over as they apply”
Substitute

“57. Certain regulations apply to tankers of Class VIII(T) of 500 tons or over
(1) Regulation 53 applies to tankers of Class VIII(T) of 500 tons or over as it applies”.

21. Regulation 58 amended
Regulation 58—
Repeal

“58. Regulation 54 shall apply”
代以

“58. 某些條文適用於屬第 VIII(T) 類的液貨船
第 54 條”。

22. 修訂第 59 條
第 59 條——
廢除

“59. 第 55 條”
代以

“59. 某些條文適用於 150 吨以下並屬第 VIII(T) 類的液貨船
第 55 條”。

23. 修訂在第 60 條之前的小標題 ( 屬第 VIII(A)(I) 及 IX(A)(T) 類
的液貨船 )
在第 60 條之前的小標題——
廢除

“第 VIII(A)(I)”
代以

“第 VIII(A)(T)”。

24. 修訂第 60 條
第 60 條——
廢除

“60. （1）除”

Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) (Amendment) Regulation 2018

58. Certain regulations apply to tankers of Class VIII(T)
Regulation 54 applies”.

22. Regulation 59 amended
Regulation 59—
Repeal

“59. Regulation 55 shall apply”
Substitute

“59. Certain regulations apply to tankers of Class VIII(T) of under 150 tons
Regulation 55 applies”.

23. Cross-heading before regulation 60 amended (tankers of Class
VIII(A)(I) and IX(A)(T))
Cross-heading before regulation 60—
Repeal

“Class VIII(A)(I)”
Substitute

“Classes VIII(A)(T)”.

24. Regulation 60 amended
Regulation 60—
Repeal

“60. (1) Subject”
Section 25

Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) (Amendment) Regulation 2018

B6642

2018年第253号立法公告

L.N. 253 of 2018

25.

Regulation 62 amended

Regulation 62—

Repeal

“62. Regulations 53 to 55 inclusive shall”

Substitute

“62. Regulations 53, 54 and 55 apply to ships of Class XI”

26.

Regulation 64 amended (additional requirements for ships carrying explosives)

(1) Regulation 64(1)—

Repeal

“regulation 12 of the Merchant Shipping (Safety) (Dangerous Goods) Regulations (Cap. 369 sub. leg.)”

Substitute

“7.1.4.4.5 in Chapter 7.1 of the IMDG Code”.

(2) After regulation 64(2)—

Add

“(3) In this regulation—
27. Regulation 77 substituted
Regulation 77—
Repeal the regulation
Substitute

“77. Offences
If regulation 11(7), (8), (9) or (10)(a) or (d), 12, 39, 41(7), 60(1A) or 71 is contravened, the owner and the master of the ship concerned each commits an offence and is liable to a fine at level 4 and to imprisonment for 2 years.”.

28. Regulation 78 added
After regulation 77—
Add

“78. Several regulations are fire-fighting appliances regulations
Regulations 3, 4, 5, 6, 7, 8, 9, 10, 10A, 11 (except subregulations (7), (8), (9) and (10)(a) and (d)), 13, 14, 15, 16, 17, 18, 19, 31, 32, 33, 34, 35, 36, 37, 37A, 38, 40, 41 (except subregulation (7)), 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 51A, 51B, 52, 53, 54, 55, 56, 57, 58, 59, 60 (except subregulation (1A)), 62, 64, 65, 66, 67, 68, 69, 72, 73, 74 and 75 are fire-fighting appliances regulations for the purposes of section 44 of the Ordinance.”.
Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) (Amendment) Regulation 2018

Frank CHAN Fan
Secretary for Transport and Housing

4 December 2018
Explanatory Note

This Regulation amends the Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) Regulations (Cap. 369 sub. leg. X) to—

(a) amend the definition of dangerous goods;
(b) repeal an obsolete reference to a piece of repealed legislation and replace it with a reference to the relevant provision of the International Maritime Dangerous Goods Code;
(c) revise the offence provision by distinguishing regulations that are fire-fighting appliances regulations for the purposes of section 44 of the Merchant Shipping (Safety) Ordinance (Cap. 369) from other regulations;
(d) add section headings for certain regulations; and
(e) make minor textual amendments.

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This Regulation amends the Merchant Shipping (Safety) (Fire Appliances) (Ships Built On or After 25 May 1980 but Before 1 September 1984) Regulations (Cap. 369 sub. leg. X) to—

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(c) revise the offence provision by distinguishing regulations that are fire-fighting appliances regulations for the purposes of section 44 of the Merchant Shipping (Safety) Ordinance (Cap. 369) from other regulations;
(d) add section headings for certain regulations; and
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