ANNEX 3

RESOLUTION MSC.438(99)
(adopted on 24 May 2018)

AMENDMENTS TO THE INTERNATIONAL CODE OF SAFETY FOR HIGH-SPEED CRAFT, 1994 (1994 HSC CODE)

THE MARITIME SAFETY COMMITTEE,

RECALLING Article 28(b) of the Convention on the International Maritime Organization concerning the functions of the Committee,

NOTING resolution MSC.36(63), by which it adopted the International Code of Safety for High-Speed Craft ("the 1994 HSC Code"), which has become mandatory under chapter X of the International Convention for the Safety of Life at Sea (SOLAS), 1974 ("the Convention"),

NOTING ALSO article VIII(b) and regulation X/1.1 of the Convention concerning the procedure for amending the 1994 HSC Code,

HAVING CONSIDERED, at its ninety-ninth session, amendments to the 1994 HSC Code, proposed and circulated in accordance with article VIII(b)(i) of the Convention,

1 ADOPTS, in accordance with article VIII(b)(iv) of the Convention, amendments to the 1994 HSC Code, the text of which is set out in the annex to the present resolution;

2 DETERMINES, in accordance with article VIII(b)(vi)(2)(bb) of the Convention, that said amendments shall be deemed to have been accepted on 1 July 2019, unless, prior to that date, more than one third of the Contracting Governments to the Convention or Contracting Governments, the combined merchant fleets of which constitute not less than 50% of the gross tonnage of the world's merchant fleet, have notified their objections to the amendments;

3 INVITES Contracting Governments to the Convention to note that, in accordance with article VIII(b)(vii)(2) of the Convention, the amendments shall enter into force on 1 January 2020 upon their acceptance in accordance with paragraph 2 above;

4 REQUESTS the Secretary-General, for the purposes of article VIII(b)(v) of the Convention, to transmit certified copies of the present resolution and the text of the amendments contained in the annex to all Contracting Governments to the Convention;

5 REQUESTS ALSO the Secretary-General to transmit copies of this resolution and its annex to Members of the Organization which are not Contracting Governments to the Convention.

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CHAPTER 14
RADIOCOMMUNICATIONS

14.2 Terms and definitions

1 In paragraph 14.2.1, the following new sub-paragraph .16 is added after the existing sub-paragraph .15:

".16 *Recognized mobile satellite service* means any service which operates through a satellite system and is recognized by the Organization, for use in the global maritime distress and safety system (GMDSS)."

14.6 Radio equipment: General

2 In paragraph 14.6.1, the existing sub-paragraph .5 is amended to read as follows:

".5 a radio facility for reception of maritime safety information by a recognized mobile satellite service enhanced group calling system if the craft is engaged in voyages in sea area A1, or A2 or A3 but in which an international NAVTEX service is not provided. However, craft engaged exclusively in voyages in areas where an HF direct-printing telegraphy maritime safety information service is provided and fitted with equipment capable of receiving such service, may be exempt from this requirement.*

* Refer to the *Recommendation on promulgation of maritime safety information* adopted by the Organization by resolution A.705(17), as amended."

3 In paragraph 14.6.1, the existing sub-paragraph .6.1 is amended to read as follows:

".6.1 capable of transmitting a distress alert through the polar orbiting satellite service operating in the 406 MHz band;".

14.7 Radio equipment: Sea area A1

4 In paragraph 14.7.1, the existing sub-paragraph .5 is amended to read as follows:

".5 through a recognized mobile satellite service; this requirement may be fulfilled by:

.5.1 a ship earth station;* or

.5.2 the satellite EPIRB, required by 14.6.1.6, either by installing the satellite EPIRB close to, or by remote activation from, the position from which the craft is normally navigated.

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* This requirement can be met by recognized mobile satellite service ship earth stations capable of two-way communications, such as Fleet 77 (resolution A.808(19) and MSC.130(75)) or Inmarsat-C (resolution A.807(19), as amended) ship earth stations. Unless otherwise specified, this footnote applies to all requirements for a recognized mobile satellite service ship earth station prescribed by this chapter."

14.8 Radio equipment: Sea areas A1 and A2

5 In paragraph 14.8.1, the existing sub-paragraph .3.3 is amended to read as follows:

".3.3 through a recognized mobile satellite service by a ship earth station.".

6 In paragraph 14.8.3, the existing sub-paragraph .2 is amended to read as follows:

".2 a recognized mobile satellite service ship earth station."

14.9 Radio equipment: Sea areas A1, A2 and A3

7 In paragraph 14.9.1, the chapeau of existing sub-paragraph .1 is amended to read as follows:

".1 a recognized mobile satellite service ship earth station capable of:".

8 In paragraph 14.9.1, the existing sub-paragraph .4.3 is amended to read as follows:

".4.3 through a recognized mobile satellite service by an additional ship earth station."

9 In paragraph 14.9.2, the existing sub-paragraph .3.2 is amended to read as follows:

".3.2 through a recognized mobile satellite service by a ship earth station; and".

14.11 Watches

10 In paragraph 14.11.1, the existing sub-paragraph .4 is amended to read as follows:

".4 for satellite shore-to-ship distress alerts, if the craft, in accordance with the requirements of 14.9.1.1, is fitted with a recognized mobile satellite service ship earth station."

14.12 Sources of energy

11 In paragraph 14.12.2, the word "Inmarsat" is deleted from the second sentence.

Annex

FORM OF SAFETY CERTIFICATE FOR HIGH-SPEED CRAFT

RECORD OF EQUIPMENT FOR COMPLIANCE WITH THE INTERNATIONAL CODE OF SAFETY FOR HIGH-SPEED CRAFT

12 In section 3, the existing description of item 1.4 is amended to read as follows:

"Recognized mobile satellite service ship earth station".

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