

Prevention of Pollution of the Sea (Reception Facilities and Garbage Facilities) Regulations

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PREVENTION OF POLLUTION OF THE SEA ACT
(CHAPTER 243, SECTIONS 11(8) AND 34)

PREVENTION OF POLLUTION OF THE SEA
(RECEPTION FACILITIES AND GARBAGE FACILITIES) REGULATIONS

Rg 4

G.N. No. S 61/1991

REVISED EDITION 2001

(31st May 2001)

[1st February 1991]

Citation

1. These Regulations may be cited as the Prevention of Pollution of the Sea (Reception Facilities and Garbage Facilities) Regulations.

Definitions

2. For the purposes of these Regulations, unless the context otherwise requires —

“Annex I” means Annex I to the Convention which contains regulations for the prevention of pollution by oil and which is set out in the First Schedule to the Prevention of Pollution of the Sea (Oil) Regulations 2006 (G.N. No. S 685/2006);

“Annex II” means Annex II to the Convention which contains regulations for the control of noxious liquid substances in bulk and which is set out in the First Schedule to the Prevention of Pollution of the Sea (Noxious Liquid Substances in Bulk) Regulations 2006 (G.N. No. S 686/2006);

“Annex V” means Annex V to the Convention which contains regulations for the prevention of pollution by garbage;

“chemical tanker” means a ship constructed or adapted primarily to carry a cargo of noxious liquid substances in bulk and includes an oil tanker when carrying a cargo or part cargo of noxious liquid substances in bulk;

“combination carrier” means a ship designed to carry either oil or solid cargo in bulk;

“garbage facilities” means facilities which enable ships to discharge or deposit garbage;

“oil tanker” means a ship constructed or adapted primarily to carry oil in bulk in its cargo spaces and includes a combination carrier or a chemical tanker when it is carrying a cargo or part cargo of oil in bulk.

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Application

3.—(1) The provisions of these Regulations in respect of reception facilities apply in relation to the port, or any terminal, if the port or terminal is used —

- (a) by oil tankers, chemical tankers or other ships carrying residues or mixtures which contain oil or noxious liquid substances; or
- (b) by ships carrying sediments.

(2) The provisions of these Regulations in respect of garbage facilities apply in relation to the port, or any terminal, if the port or terminal is used by ships carrying garbage.

(3) In relation to the provision of reception facilities for residues or mixtures containing oil or noxious liquid substances, a ship is taken to use the port or terminal if it undergoes repair or is broken up in the port or terminal.

(4) In relation to the provision of reception facilities for sediments, a ship is taken to use the port or terminal if its ballast tanks are cleaned or repaired in the port or terminal.

[S 502/2017 wef 08/09/2017]

Exemptions

4. The Minister may grant exemptions from all or any of these Regulations to the Authority or a terminal operator on such terms (if any) as may be specified by him.

Provision of reception facilities

5. The Authority in respect of the port and a terminal operator in respect of his terminal shall ensure that —

- (a) if the port or terminal has reception facilities, those facilities are adequate;
or
- (b) if the port or terminal has no reception facilities, such facilities are provided,

in order to comply, for ships which may be expected to use the port or terminal for a primary purpose other than utilising reception facilities, with the requirements of regulation 38 of Annex I or regulation 18 of Annex II, or with the requirements of the Ballast Water Management Convention, as appropriate.

[S 687/2006 wef 01/01/2007]

Provision of garbage facilities

6.—(1) The Authority shall ensure that the port has adequate garbage facilities.

(2) A terminal operator shall ensure that each terminal managed by him has adequate garbage facilities.

(3) Paragraph (2) does not apply to a terminal operator in respect of an oil or chemical terminal operated by him unless the Authority has served on him a notice to provide adequate garbage facilities at the terminal.

(4) For the purposes of this regulation, garbage facilities are considered to be adequate if they are suitable for use by ships using the port or terminal concerned and if the use of the facilities does not cause undue delay to the ships.

Obtaining information

7. The Port Master may by notice require any person whom the Port Master has reason to believe has any information in respect of any garbage facility at the port or any terminal to furnish the information to the Port Master in the manner specified in the notice.

Conditions for use of facilities

8.—(1) The Authority providing reception facilities or garbage facilities, a person providing such facilities by arrangement with the Authority, or a terminal operator providing such facilities may —

(a) impose conditions in respect of the use of the facilities insofar as such conditions are not in conflict with the requirements of these Regulations, the Convention and the Ballast Water Management Convention; and

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(b) levy reasonable charges for the use of the facilities.

(2) Any reception facility or garbage facility provided at the port or any terminal shall be made available for use by any ship which, in the opinion of the Authority or terminal operator (as the case may be), uses the port or terminal for a primary purpose other than the use of those facilities, on payment of all charges levied, and subject to compliance with all of the conditions imposed, under paragraph (1).

(3) The master of any ship which intends to use any reception facility, other than a reception facility for the discharge of sediments, must give advance notice in writing to the Port Master and the person providing the reception facilities of the quantity and content of any substances to be discharged within such time and in such manner and form as the Port Master may determine.