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ACTS SUPPLEMENT

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The following Act was passed by Parliament on 14 January 2019 and assented to by the President on 11 February 2019:—

REPUBLIC OF SINGAPORE

No. 3 of 2019.

I assent.

HALIMAH YACOB,

President.

11 February 2019.



An Act to amend the Merchant Shipping (Maritime Labour Convention) Act 2014 (Act 6 of 2014) and the Merchant Shipping Act (Chapter 179 of the 1996 Revised Edition) to implement the International Convention on Salvage, 1989 and amendments to other maritime conventions, to make miscellaneous amendments relating to merchant shipping, and to make related amendments to the Maritime Conventions Act, 1911 (2004 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act is the Merchant Shipping (Miscellaneous Amendments) Act 2019 and comes into operation on a date that the Minister appoints by notification in the *Gazette*.

PART 1

AMENDMENTS TO MERCHANT SHIPPING
(MARITIME LABOUR CONVENTION) ACT 2014

Amendment of section 2

2. Section 2(1) of the Merchant Shipping (Maritime Labour Convention) Act 2014 (Act 6 of 2014) is amended by deleting the definition of “Convention” and substituting the following definition:

““Convention” means the Maritime Labour Convention, 2006 adopted by the International Labour Organization at Geneva on 23 February 2006 and —

- (a) includes any amendment to the Convention which has come into force and has been accepted by the Government; and
- (b) where the context admits or requires, includes the Regulations, and the Standards in Part A of the Code, of the Convention;”.

Amendment of section 53

3. Section 53 of the Merchant Shipping (Maritime Labour Convention) Act 2014 is amended —

- (a) by deleting the words “subsection (6)” in subsection (1) and substituting the words “subsections (6) and (7A)”;
- (b) by deleting the word “When” in subsections (6) and (7) and substituting in each case the words “Subject to subsections (7A) and (7B), when”; and
- (c) by inserting, immediately after subsection (7), the following subsections:

“(7A) Where the renewal inspection in respect of a ship is completed before the expiry of the existing Maritime Labour Certificate, but the new Maritime Labour Certificate cannot immediately be issued and made available on board that ship, the Director or a Recognised Organisation may extend the validity of the existing Maritime Labour Certificate for a period not more than 5 months after the date the existing Maritime Labour Certificate would otherwise expire.

(7B) Where the validity of the existing Maritime Labour Certificate is extended under subsection (7A), the new Maritime Labour Certificate is valid for a period not exceeding 5 years after the date of expiry of the existing Maritime Labour Certificate after the extension is granted under that subsection.”.

PART 2

AMENDMENTS TO MERCHANT SHIPPING ACT

Amendment of section 14

4. Section 14 of the Merchant Shipping Act (Cap. 179) is amended by inserting, immediately after subsection (5), the following subsection:

“(6) Any person authorised by the Minister for the purposes of this subsection may, either generally or on specific occasions, reduce the fee prescribed under subsection (1).”.

Amendment of section 134

5. Section 134 of the Merchant Shipping Act is amended —

- (a) by inserting, immediately after the word “as” in the definition of “Convention”, the words “amended by the Protocol of 1996 to Amend the Convention on Limitation of Liability for Maritime Claims and”; and
- (b) by deleting the word “Schedule” in the definition of “Convention” and substituting the words “First Schedule”.

Amendment of section 136

6. Section 136 of the Merchant Shipping Act is amended by inserting, immediately after subsection (1), the following subsection:

“(1A) In paragraph 2 of Article 2 of the Convention —

- (a) the reference to paragraph 1 is a reference to paragraph 1(a), (b), (c) and (f) of that Article; and
- (b) the reference to paragraph 1(d), (e) and (f) is a reference to paragraph 1(f) of that Article.”.

Amendment of section 143

7. Section 143 of the Merchant Shipping Act is amended —

- (a) by deleting the word “Schedule” and substituting the words “First Schedule”; and
- (b) by deleting the word “Schedule” in the section heading and substituting the words “First Schedule”.

Repeal and re-enactment of section 144

8. Section 144 of the Merchant Shipping Act is repealed and the following section substituted therefor:

“Saving

144. Nothing in section 5(a) or 16(a), (b) or (c) of the Merchant Shipping (Miscellaneous Amendments) Act 2019 applies in relation to any liability arising out of an occurrence which took place before the date of commencement of that provision, and the Merchant Shipping Act as in force immediately before that date continues to apply in relation to such an occurrence as if that provision had not been enacted.”.

Amendment of section 145

9. Section 145 of the Merchant Shipping Act is amended —

- (a) by inserting, immediately before the definition of “receiver”, the following definitions: