

AMENDMENTS TO THE UNIFORM SHIPPING LAWS CODE

Amendment List 7 – November 2008

This list contains amendments adopted by the Australian Transport Council on 7 November 2008, to the *Uniform Shipping Laws Code (USL Code)*.

Contents

	Page
1. Commencement	2
2. Application of amendments	2
3. Amendments to Section 1	4
4. Amendments to Section 5	8
5. Amendments to Section 8	10
6. Amendments to Section 12	12
7. Amendments to Section 13	13
8. Amendments to Section 15	18
9. Summary of amended USL Code	20

1. Commencement

- (1) Subject to clauses 1(2) and 1(3) below, for the vessels to which they apply these amendments supersede the parts of the USL Code they amend on [1 July 2009 or 1 October 2009] (the Commencement Date).
- (2) Despite clause 1(1) above, if Part C Section 7B of the National Standard for Commercial Vessels is not, or has not been, adopted by the Council of Ministers and an order declaring that Part C Section 7B is a provision of the National Standard for Commercial Vessels is not, or has not been, published in the Gazette pursuant to the *Navigation Act 1912* (Cth) on or before the Commencement Date, clauses 6, 7(7), 7(9) and 7(14) of this Amendment List 7 apply three months after such an order is published in the Gazette.
- (3) Despite clause 1(1) above, if Part C Section 7C of the National Standard for Commercial Vessels is not, or has not been, adopted by the Council of Ministers and an order declaring that Part C Section 7C is a provision of the National Standard for Commercial Vessels is not, or has not been, published in the Gazette pursuant to the *Navigation Act 1912* (Cth) on or before the Commencement Date, clauses 7(1), 7(2), 7(3), 7(10), 7(11), 7(12), 7(13), 7(15), 7(16) and 7(22) of this Amendment List 7 apply three months after such an order is published in the Gazette.
- (4) A reference in this clause 1 to the Council of Ministers is a reference to the group of Commonwealth, State and Territory Ministers who have responsibility for transport matters or marine safety legislation from time to time.

2. Application of Amendments

- (1) Subject to clauses 2(2), 2(3) and 2(6) below, the amendments contained in this Amendment List 7 shall apply only to:
 - new vessels;
 - existing vessels subject to initial survey (being a vessel which is investigated and verified for the first time as meeting prescribed standards); and
 - existing vessels subject to upgrade in service to the extent that for the upgrade the Authority requires all or part of the ship to be investigated and verified that it meets prescribed standards.
- (2) Despite clause 2(1) above, applicable legislation or an Authority may require existing vessels to comply with the USL Code as amended by Amendment List 5, Amendment List 6 or this Amendment List 7.
- (3) Despite clause 2(1) above, the amendments to Section 15 of the USL Code contained at clause 8 of this Amendment List 7 apply to all vessels.
- (4) For the purposes of this clause 2, a new vessel is one the keel of which is laid, or:

- construction identifiable with the particular vessel has begun; and
 - a portion of the vessel has been fabricated and finally assembled, having a mass of not less than the lesser of—
 - a) 50 tonnes; or
 - b) one per cent (1 per cent) of the estimated mass of all structural material of the vessel as proposed to be completed, on or after the Commencement Date.
- (5) For the purposes of this clause 2, an existing vessel is one which is not a new vessel.
- (6) Despite clause 2(1) above, a vessel:
- for which an application for design approval has been lodged with the Authority prior to the Commencement Date; and
 - the keel of which is laid, or:
 - a) construction identifiable with the particular vessel has begun; and
 - b) a portion of the vessel has been fabricated and finally assembled, having a mass of not less than the lesser of—
 - i. 50 tonnes; or
 - ii. one per cent (1 per cent) of the estimated mass of all structural material of the vessel as proposed to be completed, before the date that is 3 years after the Commencement Date,
- shall have the option of complying with the parts of the USL Code superseded by Amendment List 7.
- (7) For the purposes of this clause 2, an “application for design approval” includes the following:
- an application for vessel design, plans or construction drawings approval;
 - an application for new vessel construction;
 - an application for the examination of vessel plans;
 - an application for initial survey or a vessel survey application; and
 - in Queensland, the completion, by an accredited designer, of a certificate of compliance for design in a form acceptable to Maritime Safety Queensland.
- (8) The amendments contained in this Amendment List 7 apply in all jurisdictions unless otherwise specified to apply in a particular jurisdiction or in particular jurisdictions.

3. Amendments to Section 1: Introduction, Definitions and General Requirements

(1) Part 1, clause 2

Omit the text of clause 2. Insert instead:

Part B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**), applies to all vessels and to the application and interpretation of Sections of the USL Code, unless the contrary intention appears.

The following transitional provisions to apply:

- a. Where Parts, Sections, Subsections and Chapters of the NSCV
 - have been adopted by amendments to the USL Code; and
 - reference Parts, Sections, Subsections and Chapters of the NSCV which have not been adopted by amendments to the USL Code,such references should be replaced by the equivalent Sections, Sub-Sections, Parts and Clauses of the USL Code.
- b. Where Sections, Sub-Sections, Parts and Clauses of the USL Code
 - have not been replaced by amendments to the USL Code, and
 - reference Sub-Sections, Parts and Clauses which have been replaced by reference to the NSCV,such references should be replaced by the equivalent Parts, Sections, Subsections and Chapters of the NSCV.
- c. Where two or more Sections of the USL Code impose duplicate, overlapping or conflicting requirements which are inconsistent, the requirements contained in the Section (as amended) most recently adopted by the Council of Ministers prevail.
- d. A reference in this USL Code to the Council of Ministers is a reference to the group of Commonwealth, State and Territory Ministers who have responsibility for transport matters or marine safety legislation from time to time.

(2) Part 2

Omit the text of Part 2. Insert instead:

The definitions contained in Part B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers, apply to all sections of the USL Code, unless the contrary intention appears therein.

(3) Part 3

Omit the text of Part 3, excluding clauses 5.2 and 6. Insert instead:

All vessels shall be classified in accordance with Part B Chapter 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

A reference to a USL Code vessel classification will be deemed to be reference to the equivalent NSCV vessel classification in accordance with the following table:

NSCV Part B, Section 3.5: Service Categories		Equivalent USL Code Vessel Classification Categories	
Class 1A	Seagoing passenger vessel for use in all operational areas up to and including unlimited domestic operations.	Class 1A	Seagoing passenger vessel for use in all operational areas up to and including unlimited operations.
Class 1B	Seagoing passenger vessel for use in all operational areas up to and including offshore operations.	Class 1B	Seagoing passenger vessel for use in all operational areas up to and including offshore operations.
Class 1C	Seagoing passenger vessel for use in all operational areas up to and including restricted offshore operations.	Class 1C	Seagoing passenger vessel for use in all operational areas up to and including restricted offshore operations.
Class 1D	Sheltered waters passenger vessel for operations in partially smooth and smooth waters only.	Class 1D	Sheltered waters passenger vessel for operations in partially smooth and smooth waters only.
Class 1E	Sheltered waters passenger vessel for use in smooth waters only.	Class 1E	Sheltered waters passenger vessel for use in smooth waters only.
Class 2A	Seagoing non-passenger vessel for use in all operational areas up to and including unlimited domestic operations.	Class 2A	Seagoing non-passenger vessel for use in all operational areas up to and including unlimited operations.
Class 2B	Seagoing non-passenger vessel for use in all operational areas up to and including offshore operations.	Class 2B	Seagoing non-passenger vessel for use in all operational areas up to and including offshore operations.
Class 2C	Seagoing non-passenger vessel for use in all operational areas up to and including restricted offshore operations.	Class 2C	Seagoing non-passenger vessel for use in all operational areas up to and including restricted offshore operations.
Class 2D	Sheltered waters non-passenger vessel for operations in partially smooth and smooth waters only.	Class 2D	Sheltered waters non-passenger vessel for operations in partially smooth and smooth waters only.

Class 2E	Sheltered waters non-passenger vessel for use in smooth waters only.	Class 2E	Sheltered waters non-passenger vessel for use in smooth waters only.
Class 3A	Seagoing fishing vessel for use in all operational areas up to and including unlimited domestic operations.	Class 3A	Seagoing fishing vessel for use in all operational areas up to and including unlimited operations.
Class 3B	Seagoing fishing vessel for use in all operational areas up to and including offshore operations.	Class 3B	Seagoing fishing vessel for use in all operational areas up to and including offshore operations.
Class 3C	Seagoing fishing vessel for use in all operational areas up to and including restricted offshore operations.	Class 3C	Seagoing fishing vessel for use in all operational areas up to and including restricted offshore operations.
Class 3D	Sheltered waters fishing vessel for operations in partially smooth and smooth waters only.	Class 3D	Sheltered waters fishing vessel for operations in partially smooth and smooth waters only.
Class 3E	Sheltered waters fishing vessel for use in smooth waters only.	Class 3E	Sheltered waters fishing vessel for use in smooth waters only.
Class 4C	Seagoing hire and drive vessel for use in all operational areas up to and including restricted offshore operations.	Class 1F	'Hire and Drive' Vessels
Class 4D	Sheltered waters hire and drive vessel for operations in partially smooth and smooth waters only.	Class 1F	'Hire and Drive' Vessels
Class 4E	Sheltered waters hire and drive vessel for use in smooth waters only.	Class 1F	'Hire and Drive' Vessels

(4) Part 3, clause 5.2

Omit the text of clause 5.2. Insert instead:

The definition of Sheltered Waters is replaced by the definition contained in Part B Chapter 1, Clause 1.8 of the National Standard for Commercial Vessels as adopted by the Council of Ministers.

(5) Part 3, clause 6

Omit the text of clause 6. Insert instead:

Vessel classifications are replaced by the service categories contained in Part B Chapter 3 of the National Standard for Commercial Vessels as adopted by the Council of Ministers.

(6) Part 4

Omit the text of Part 4. Insert instead:

Vessels must comply with the requirements contained in Part B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

Where provisions of the USL Code allow exemptions to be issued, to meet the exemption provision a vessel must comply with the equivalent solutions criteria set out in Part B of the NSCV.

(7) Part 5

Omit the text of Part 5. Insert instead:

The requirements of Part 5 are replaced by Part B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers. Annex D of Part B contains guidance as to the basic information necessary for assessment of new, upgraded and altered vessels.

(8) Part 6 – Queensland

For Queensland, insert after “Sections 5 to 9 inclusive” in Clause 15:

, 12 and 13

4. Amendments to Section 5: Construction

- (1) Sub-Section A, Preliminary

Insert after A.1:

A.1.1 Application of NSCV provisions in Queensland

Where requirements of the National Standard for Commercial Vessels (**NSCV**) have been incorporated into this Section 5 of the USL Code, vessels in Queensland must comply with those provisions of the NSCV which:

- set out a required outcome;
- set out a deemed-to-satisfy solution for a required outcome; or
- provide guidance as to the interpretation of these applicable clauses.

- (2) Sub-Section B, Construction – Structural Strength

Omit the text of SubSection B. Insert instead:

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (3) Sub-Section G, Construction – Design Loading

Omit the text of SubSection G. Insert instead:

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (4) Sub-Section H, Construction – Aluminium

Omit the text of SubSection H. Insert instead:

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (5) Sub-Section I, Construction – Copper Nickel

Omit the text of SubSection I. Insert instead:

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (6) Sub-Section J, Construction – Ferro-cement

Omit the text of SubSection J. Insert instead:

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (7) Sub-Section K, Construction – Glass Reinforced Plastic, Fibre Reinforced Plastic

Omit the text of SubSection K. Insert instead:

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (8) Sub-Section L, Construction – Steel

Omit the text of SubSection L. Insert instead:

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (9) Sub-Section M, Construction – Timber

- a. Part 1

Insert after M.1:

M.1.0 Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

Section M Parts 1, 2, 3, 6 and 7 apply as specified in Part C, Section 3 of the NSCV.

- b. Part 4

Omit the text of Part 4. Insert instead

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- c. Part 5

Omit the text of Part 5. Insert instead

Vessels must comply with Part C, Section 3 of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

There is no deemed-to-satisfy solution for sawn frame construction. Proposed scantlings and construction details for vessels of sawn frame construction shall be submitted as a proposal for an equivalent solution in accordance with Part C, Section 3 and Part B of the NSCV.

5. Amendments to Section 8: Stability

(1) Sub-section A

Omit the text of Sub-section A, excluding clause A.4. Insert instead:

Vessels must comply with Part C, Sections 6A and 6C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

Where requirements of the NSCV have been incorporated into this Section 8 of the USL Code, vessels in Queensland must comply with those provisions which:

- set out a required outcome;
- set out a deemed-to-satisfy solution for a required outcome; or
- provide guidance as to the interpretation of these applicable clauses.

(2) Sub-section A, clause A.4

Omit the text of clause A.4. Insert instead:

Stability documentation must comply with the requirements contained in Part C, Section 6C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(3) Sub-section B

Omit the text of Sub-section B. Insert instead:

Vessels must comply with Part C, Sections 6A and 6C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(4) Sub-section C

Omit the text of Sub-section C, excluding clauses C.12 and C.14. Insert instead:

Vessels must comply with Part C, Sections 6A and 6C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(5) Sub-section C, clause C.12

Omit the text of clause C.12. Insert instead:

Vessels must comply with Part C, Sections 6A and 6C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (6) Sub-section C, clause C.14

Omit the text of clause C.14. Insert instead:

Vessels must comply with Part C, Sections 6A and 6C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

6. Amendments to Section 12: Radio Equipment

- (1) Section 12, excluding clause 7.1, 9.1 and 11.1

Omit the text of Section 12, excluding clauses 7.1, 9.1 and 11.1. Insert instead:

Vessels must comply with Part C, Section 7B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (2) Clause 7.1

Omit the text of clause 7.1. Insert instead:

Vessels must comply with Part C, Section 7B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (3) Clause 9.1

Omit the text of clause 9.1. Insert instead:

Vessels must comply with Part C, Section 7B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (4) Clause 11.1

Omit the text of clause 11.1. Insert instead:

Vessels must maintain a radio watch in accordance with Part C, Section 7B and Part E of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

7. Amendments to Section 13: Miscellaneous Equipment

(1) Part 1

Omit the definitions of navigation lights, steaming lights and special purpose lights.

(2) Part 2 clause 5

Omit clause 5.

(3) Part 2 clause 6

Omit the text of clause 6. Insert instead:

Vessels must comply with Part C, Section 7C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

In South Australia, the following modification applies to the application of Part C, Section 7C Chapter 4 of the NSCV:

- Class 3D vessels are not required to carry a clock, barometer or magnetic compass.

(4) Part 2 – new clauses 8 & 9 in Queensland

For Queensland, insert after clause 7:

8. Medicines and Medical Stores

All vessels must comply with the requirements in respect to Medical Supplies contained the following part of the *National Standard for Commercial Vessels*:

Part C, Design and Construction
Section 7, Equipment
Subsection 7A, Safety Equipment
Chapter 4, Type and Quantity of Safety Equipment
Tables 2, 3 and 4, where the tables reference “Medical Supplies”
Annex H, Requirements for Medical Supplies

9. Emergency Lighting (hand held)

All vessels must comply with the requirements in respect to Emergency Lighting (hand held) contained in the following part of the *National Standard for Commercial Vessels*:

Part C, Design and Construction
Section 7, Equipment
Subsection 7A, Safety Equipment

Chapter 4, Type and Quantity of Safety Equipment
Tables 2, 3 and 4, where the tables reference “Emergency
Lighting (hand held)”

- (5) Part 2 clause 9 – All jurisdictions other than Queensland

For all jurisdictions other than Queensland, delete “Signalling Lights” from the title and insert “Emergency Lighting (hand held)”.

- (6) Part 2 – new clause 10

Insert after clause 9:

10. Anchors

Vessels must comply with Part C Section 7D of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

In South Australia, the following modification applies to the application of Part C, Section 7D Chapter 5 of the NSCV:

- Class 2B and 2C vessels less than 10 m are not required to carry a sea anchor.

- (7) Part 2 – new clause 11

Insert after new clause 10:

11. Signalling lights, lamps and flags

Vessels must comply with the requirements of Part C Section 7B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers, relating to daylight signalling lamps, signalling lights, flags, code flags and the international code of signals.

- (8) Part 3

The requirements of Part 3 in respect to windlass, anchors & cables, sea anchors, and log books and record books, are deleted.

Insert after “Scales of Miscellaneous Equipment”

Vessels must comply with the requirements contained in Part C Section 7D of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(9) Part 3

The requirements of Part 3 in respect to daylight signalling lamps, signalling lights, flags, code flags and the international code of signals, are deleted.

Insert after "Scales of Miscellaneous Equipment"

Vessels must comply with the requirements contained in Part C Section 7B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers, relating to daylight signalling lamps, signalling lights, flags, code flags and the international code of signals.

(10) Part 3

The requirements relating to chronometers, watches, timepieces, clocks, sextants, binoculars, barometers, barographs, depth sounding devices, lead lines, charts and nautical publications, and electronic navigational aids are deleted.

Insert after "Scales of Miscellaneous Equipment"

Vessels must comply with the requirements contained in Part C Section 7C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(11) Part 4, Appendix A

Omit the text of Appendix A. Insert instead:

Navigation equipment must comply with the requirements contained in Part C Section 7C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(12) Part 4, Appendix B

Omit the text of Appendix B. Insert instead:

Navigation equipment must comply with the requirements contained in Part C Section 7C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(13) Part 4, Appendix C

Omit the text of Appendix C. Insert instead:

Navigation equipment must comply with the requirements contained in Part C Section 7C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (14) Part 4, Appendix D

Omit the text of Appendix D. Insert instead:

Signalling equipment must comply with the requirements contained in Part C Section 7B of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (15) Part 4, Appendix E

Omit the text of Appendix E. Insert instead:

Navigation equipment must comply with the requirements contained in Part C Section 7C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (16) Part 4, Appendix G

Omit the text of Appendix G. Insert instead:

Navigation equipment must comply with the requirements contained in Part C Section 7C of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (17) Part 4, Appendix H

Omit the text of Appendix H. Insert instead:

Anchors and cables must comply with the requirements contained in Part C Section 7D of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

- (18) Part 4, Appendix I

Omit the text of Appendix I. Insert instead:

Sea anchors must comply with the requirements contained in Part C Section 7D of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

(19) Part 4, Appendix L – Queensland

For Queensland, omit the text of Appendix L. Insert instead:

The requirements of Appendix L, including Scales D, E, F and G, are replaced by the requirements contained in the following Part of the *National Standard for Commercial Vessels*:

Part C, Design and Construction
Section 7, Equipment
Subsection 7A, Safety Equipment
Annex H, Requirements for Medical Supplies

(20) Part 4, Appendix M

Omit the text of Appendix M. Insert instead:

Vessels must maintain records in accordance with Part E of the *National Standard for Commercial Vessels*, as adopted by the Council of Ministers.

(21) Part 4, Appendix N

Omit the text of Appendix N. Insert instead:

Vessels must maintain records in accordance with Part E of the *National Standard for Commercial Vessels*, as adopted by the Council of Ministers.

(22) Part 4, Appendix O

Omit the text of Appendix O. Insert instead:

Navigation equipment must comply with the requirements contained in Part C Section 7C of the *National Standard for Commercial Vessels*, as adopted by the Council of Ministers.

8. Amendments to Section 15: Emergency Procedures and Safety of Navigation

(1) Part I

Omit the text of Part I. Insert instead:

1. Preliminary

Vessels must comply with Part E of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

A vessel is obliged to maintain a safety management system in accordance with Part E Chapter 4 of the NSCV only if required to do so in legislation.

1A. Application of NSCV provisions in Queensland waters

1A.1

Subject to clause 1A.2, vessels in Queensland waters must comply with those provisions of Part E of the NSCV called up by this Amendment List 7 which set out a deemed-to-satisfy solution for a required outcome.

In interpreting a provision which sets out a deemed-to-satisfy solution regard may be had to those provisions of the NSCV which:

- set out a required outcome; or
- provide guidance as to the interpretation of deemed to satisfy solutions or required outcomes.

1A.2

A provision of Part E of the NSCV called up by this Amendment List 7 applies to vessels in Queensland waters only to the extent that it imposes requirements additional to those that would apply under Queensland legislation but for this Amendment List 7.

(2) Part II (clauses 2 – 12)

Omit the text and headings of Part II, clauses 2 – 13.5, Appendixes A – B, and Schedules I – IV inclusive. Insert instead:

2 – 12.1

Vessels must comply with Part E of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

A vessel is obliged to maintain a safety management system in accordance with Part E Chapter 4 of the NSCV only if required to do so in legislation.

12.2

Vessels must comply with Part E of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

A vessel is obliged to maintain a safety management system in accordance with Part E Chapter 4 of the NSCV only if required to do so in legislation.

12.3

Vessels must comply with Part E of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

A vessel is obliged to maintain a safety management system in accordance with Part E Chapter 4 of the NSCV only if required to do so in legislation.

(3) Part III

Omit the text of Part III, excluding clause 18. Insert instead:

Vessels must comply with Part E of the National Standard for Commercial Vessels, as adopted by the Council of Ministers (the **NSCV**).

A vessel is obliged to maintain a safety management system in accordance with Part E Chapter 4 of the NSCV only if required to do so in legislation.

(4) Part III, clause 18

Omit the text of clause 18. Insert instead:

Information required to be contained in danger messages is that information stated in Part E Annex D of the National Standard for Commercial Vessels, as adopted by the Council of Ministers.

9. Summary of the amended USL Code

This table has been prepared to assist users in identifying changes incorporated into the Uniform Shipping Laws Code as a result of Amendment Lists 5, 6 and 7.

USL Code Reference	Changes & Commentary	Inserted by
Section 1: Introduction, Definitions and General Requirements	<p>Replaced by Part B of the NSCV [Section 1 clause 1 retained].</p> <p>The provisions specified below are transitional provisions applying under Section 1 of the USL Code.</p>	<p>Amendment List 5 & 6</p> <p>Updated by Amendment List 7</p>
Part 1 Preliminary	<p>Where Parts, Sections, Subsections and Chapters of the NSCV</p> <ul style="list-style-type: none"> • have been adopted by amendments to the USL Code; and • reference Parts, Sections, Subsections and Chapters of the NSCV which have not been adopted by amendments to the USL Code, <p>such references should be replaced by the equivalent Sections, Sub-Sections, Parts and Clauses of the USL Code.</p>	
	<p>Where Sections, Sub-Sections, Parts and Clauses of the USL Code</p> <ul style="list-style-type: none"> • have not been replaced by amendments to the USL Code, and • reference Sub-Sections, Parts and Clauses which have been replaced by reference to the NSCV, <p>such references should be replaced by the equivalent Parts, Sections, Subsections and Chapters of the NSCV.</p>	
	<p>Where two or more Sections of the USL Code impose duplicate, overlapping or conflicting requirements which are inconsistent, the requirements contained in the Section (as amended) most</p>	

	recently adopted by the Council of Ministers prevail.	
	A reference in this USL Code to the Council of Ministers is a reference to the group of Commonwealth, State and Territory Ministers who have responsibility for marine safety legislation from time to time.	
Part 2 Definitions	The Definitions contained in Part B apply, unless the contrary intention appears in a section of the USL Code.	
Part 3 Operational Areas and Classification of Vessels	All vessels shall be classified in accordance with Part B.	
	A reference to a USL Code vessel classification will be deemed to be reference to the equivalent NSCV vessel classification.	
Part 4 General	Where provisions of the USL Code allow exemptions to be issued, to meet the exemption provision a vessel must comply with the equivalent solutions criteria set out in Part B.	
Part 5 Submission of Information	Information must be submitted to the Authority in accordance with Part B.	
Part 6 Fast Craft	<p>A vessel that is a fast craft shall comply with the requirements of the USL Code as modified by Part F Section 1A, 1B and 1C of the NSCV, as applicable.</p> <p>In Queensland, Part F applies only to the extent it modifies the requirements of sections 5 – 9 inclusive, 12 and 13 of the USL Code (or equivalent NSCV requirements).</p>	

Appendix A	Measured length shall be determined in accordance with Part B, Annex A of the NSCV.	
Section 2: Qualifications and Manning, Trading Vessels	No change	
Section 3: Qualifications and Manning, Fishing Vessels	No change	
Section 4 (Void)	Not applicable	
Section 5: Construction	Specified sections replaced by Part C, Sections 3 and 4 of the NSCV, as outlined below.	
Sub-Section A: Preliminary	No change	
Sub-Section B: Structural Strength	Replaced by Part C, Section 3 of the NSCV In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.	Amendment List 7
Sub-Section C: Watertight Sub-division of Passenger Vessels	No change, except the requirements for stern tubes replaced by those contained in the Part C Section 5A of the NSCV.	Amendment List 6
Sub-Section D: Watertight Sub-division of Class 2 and Class 3 Vessels	No change	

<p>Sub-Section E: Passengers, Passenger Accommodation, Guard Rails and Bulwarks</p>	<p>No change</p>	
<p>Sub-Section F: Structural Fire Protection</p>	<p>Replaced by those parts of Part C Section 4 of the NSCV covering structural fire protection (passive fire protection measures).</p> <p>In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 4 relating to structural fire protection apply.</p>	<p>Amendment Lists 5 & 6</p>
<p>Sub-Section G: Design Loading</p>	<p>Replaced by Part C, Section 3 of the NSCV.</p> <p>In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.</p>	<p>Amendment List 7</p>
<p>Sub-Section H: Aluminium</p>	<p>Replaced by Part C, Section 3 of the NSCV.</p> <p>In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.</p>	<p>Amendment List 7</p>
<p>Sub-Section I: Copper Nickel</p>	<p>Replaced by Part C, Section 3 of the NSCV.</p> <p>In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.</p>	<p>Amendment List 7</p>
<p>Sub-Section J: Ferro-Cement</p>	<p>Replaced by Part C, Section 3 of the NSCV.</p>	<p>Amendment List 7</p>

	In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.	
Sub-Section K: Fibre Reinforced Plastic	Replaced by Part C, Section 3 of the NSCV. In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.	Amendment List 7
Sub-Section L: Steel	Replaced by Part C, Section 3 of the NSCV. In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.	Amendment List 7
Sub-Section M: Timber	Parts 1, 2, 3, 6 & 7 apply only as specified in Part C, Section 3 of the NSCV. Parts 4 & 5 replaced by Part C, Section 3 of the NSCV. In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Section 3 apply.	Amendment List 7
Section 6: Crew Accommodation	No change	
Section 7: Load Lines	No change	
Section 8: Stability	Replaced by Part C, Sections 6A & 6C of the NSCV. In Queensland, only the required	Amendment List 7

	outcomes, deemed to satisfy solutions and interpretation provisions of Part C Sections 6A & 6C apply.	
Section 9: Engineering	<p>Replaced by Part C, Sections 5A, 5B, 5C & 5D of the NSCV.</p> <p>In Queensland, only the required outcomes, deemed to satisfy solutions and interpretation provisions of Part C Sections 5A, 5B, 5C & 5D apply.</p>	Amendment Lists 5 & 6
Section 10: Life-Saving Appliances	<p>In Queensland, Section 10 applies.</p> <p>In South Australia, the scales of life-saving equipment contained in Section 10 apply (excluding those requirements relating to Emergency Electrical Installations which are contained in the NSCV Section 5, subsection 5B). The installation, servicing, design and construction requirements of Part C, Section 7A of the NSCV apply to the safety equipment a vessel is required to carry.</p> <p>In all other jurisdictions, Part C, Section 7A of the NSCV applies.</p> <p>USL Code Appendices N (Internal Buoyancy in Small Vessels) & O (Testing of Foam Buoyancy Materials) continue to apply in all jurisdictions.</p>	Amendment Lists 5 & 6
Section 11: Fire Appliances	<p>In Queensland and South Australia, Section 11 applies.</p> <p>In all other jurisdictions, those parts of Part C, Section 4 of the NSCV covering fire appliances (active fire protection measures) apply.</p>	Amendment Lists 5 & 6
Section 12: Radio Equipment	<p>Replaced by Part C Section 7B of the NSCV.</p> <p>[Note that until Section 7B of the NSCV is</p>	Amendment List 7

	approved by the Council of Ministers, the equivalent requirements of Section 12 continue to apply]	
Section 13: Miscellaneous Equipment	<p>Most requirements replaced by Part C, Sections 7A, 7B, 7C & 7D, and Part E of the NSCV.</p> <p>[Note that until Sections 7B & 7C of the NSCV are approved by the Council of Ministers, the equivalent requirements of Section 13 continue to apply]</p> <p>Section 13 requirements relating to pilot ladders and hoists; accommodation ladders; safety nets; hawsers and warps; and boat hooks continue to apply.</p>	<p>Part C Section 7A requirements introduced by Amendment Lists 5 & 6 (and in Queensland by Amendment List 7).</p> <p>Part C Section 7B, 7C & 7D and Part E requirements introduced by Amendment List 7.</p>
Section 14: Surveys and Certificates of Survey	No change	
Section 15: Emergency Procedures and Safety of Navigation	<p>Replaced by Part E of the NSCV.</p> <p>For vessels in Queensland waters, only the deemed to satisfy solutions of Part E apply.</p>	Amendment List 7
Section 16: Collision Regulations	No change	
Section 17: River Murray Traffic Regulations	No change	
Section 18: Hire and Drive Vessels	No change	