

## **RESOLUTION MSC.394(95)**

**(adopted on 11 June 2015)**

### **AMENDMENTS TO THE PROTOCOL OF 1978 RELATING TO THE INTERNATIONAL CONVENTION FOR THE SAFETY OF LIFE AT SEA, 1974**

THE MARITIME SAFETY COMMITTEE,

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

RECALLING ALSO article VIII(b) of the International Convention for the Safety of Life at Sea, 1974 ("the Convention") and article II of the Protocol of 1978 relating to the International Convention for the Safety of Life at Sea, 1974 (1978 SOLAS Protocol) concerning the amendments procedure applicable to the 1978 SOLAS Protocol,

HAVING CONSIDERED, at its ninety-fifth session, amendments to the 1978 SOLAS Protocol proposed and circulated in accordance with article VIII(b)(i) of the Convention and article II of the 1978 SOLAS Protocol,

1 ADOPTS, in accordance with article VIII(b)(iv) of the Convention and article II of the 1978 SOLAS Protocol, amendments to the appendix to the annex to the 1978 SOLAS Protocol, 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 and article II of the 1978 SOLAS Protocol, that the said amendments shall be deemed to have been accepted on 1 July 2016, unless, prior to that date, more than one third of the Parties to the 1978 SOLAS Protocol or Parties the combined merchant fleets of which constitute not less than 50% of the gross tonnage of the world's merchant fleet, have notified to the Secretary-General their objections to the amendments;

3 INVITES Parties concerned to note that, in accordance with article VIII(b)(vii)(2) of the Convention and article II of the 1978 SOLAS Protocol, the amendments shall enter into force on 1 January 2017, 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 and article II of the 1978 SOLAS Protocol, to transmit certified copies of the present resolution and the text of the amendments contained in the annex to all Parties to the 1978 SOLAS Protocol; and

5 REQUESTS ALSO the Secretary-General to transmit copies of this resolution and its annex to Members of the Organization, which are not Parties to the 1978 SOLAS Protocol.

#### **ANNEX**

### **AMENDMENTS TO THE PROTOCOL OF 1978 RELATING TO THE INTERNATIONAL CONVENTION FOR THE SAFETY OF LIFE AT SEA, 1974, AS AMENDED**

#### **ANNEX**

### **MODIFICATIONS AND ADDITIONS TO THE ANNEX TO THE INTERNATIONAL CONVENTION FOR THE SAFETY OF LIFE AT SEA, 1974**

#### **APPENDIX**

### **FORM OF SAFETY CONSTRUCTION CERTIFICATE FOR CARGO SHIPS**

#### **CARGO SHIP SAFETY CONSTRUCTION CERTIFICATE**

The existing paragraph 2 is replaced with the following:

"2 That the survey showed that:

.1 the condition of the structure, machinery and equipment as defined in the above regulation was satisfactory and the ship complied with the relevant requirements of chapters II-1 and II-2 of the Convention (other than those relating to fire safety systems and appliances and fire control plans); and

.2 the ship complied with part G of chapter II-1 of the Convention using ..... as fuel/N.A.<sup>4</sup>"

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