ANNEX 10

RESOLUTION MEPC.189(60)
Adopted on 26 March 2010

AMENDMENTS TO THE ANNEX OF THE PROTOCOL OF 1978 RELATING TO
THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF
POLLUTION FROM SHIPS, 1973

(Addition of a new chapter 9 to MARPOL Annex I)

THE MARINE ENVIRONMENT PROTECTION COMMITTEE,

RECALLING Article 38(a) of the Convention on the International Maritime
Organization concerning the functions of the Marine Environment Protection Committee
(the Committee) conferred upon it by international conventions for the prevention and control
of marine pollution,

NOTING Article 16 of the International Convention for the Prevention of Pollution
from Ships, 1973 (hereinafter referred to as the "1973 Convention") and article VI of the
Protocol of 1978 relating to the International Convention for the Prevention of Pollution from
Ships, 1973 (hereinafter referred to as the "1978 Protocol") which together specify the
amendment procedure of the 1978 Protocol and confer upon the appropriate body of the
Organization the function of considering and adopting amendments to the 1973 Convention,
as modified by the 1978 Protocol (MARPOL 73/78),

HAVING CONSIDERED draft amendments to Annex I of MARPOL 73/78,

1. ADOPTS, in accordance with Article 16(2)(d) of the 1973 Convention, the
amendments to Annex I of MARPOL 73/78 concerning the addition of a new chapter 9 on
Special requirements for the use or carriage of oils in the Antarctic area;

2. DETERMINES, in accordance with Article 16(2)(f)(iii) of the 1973 Convention, that
the amendments shall be deemed to have been accepted on 1 February 2011 unless, prior
to that date, not less than one third of the Parties or Parties the combined merchant fleets of
which constitute not less than 50 per cent of the gross tonnage of the world's merchant fleet,
have communicated to the Organization their objection to the amendments;

3. INVITES the Parties to note that, in accordance with Article 16(2)(g)(ii) of
the 1973 Convention, the said amendments shall enter into force on 1 August 2011 upon
their acceptance in accordance with paragraph 2 above;

4. REQUESTS the Secretary-General, in conformity with Article 16(2)(e) of
the 1973 Convention, to transmit to all Parties to MARPOL 73/78 certified copies of the
present resolution and the text of the amendments contained in the annex; and

5. REQUESTS FURTHER the Secretary-General to transmit to the Members of the
Organization which are not Parties to MARPOL 73/78 copies of the present resolution and
its annex.
ANNEX

AMENDMENTS TO MARPOL ANNEX I TO ADD
CHAPTER 9 – SPECIAL REQUIREMENTS FOR THE USE OR
CARRIAGE OF OILS IN THE ANTARCTIC AREA

A new chapter 9 is added as follows:

"CHAPTER 9 – SPECIAL REQUIREMENTS FOR THE USE OR CARRIAGE OF OILS IN
THE ANTARCTIC AREA

Regulation 43
Special requirements for the use or carriage of oils in the Antarctic area

1 With the exception of vessels engaged in securing the safety of ships or in a search
and rescue operation, the carriage in bulk as cargo or carriage and use as fuel of the
following:

   .1 crude oils having a density at 15°C higher than 900 kg/m³;
   .2 oils, other than crude oils, having a density at 15°C higher than 900 kg/m³ or
   a kinematic viscosity at 50°C higher than 180 mm²/s; or
   .3 bitumen, tar and their emulsions,

   shall be prohibited in the Antarctic area, as defined in Annex I, regulation 1.11.7.

2 When prior operations have included the carriage or use of oils listed in
paragraphs 1.1 to 1.3 of this regulation, the cleaning or flushing of tanks or pipelines is not
required."

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