ANNEX 12

RESOLUTION MSC.465(101)
(adopted on 14 June 2019)

RECOMMENDED INTERIM MEASURES TO ENHANCE THE SAFETY OF SHIPS RELATING TO THE USE OF OIL FUEL

THE MARITIME SAFETY COMMITTEE,

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

RECALLING ALSO resolution A.886(21), by which the Assembly resolved that the function of adopting performance standards and technical specifications, as well as amendments thereto, shall be performed by the Maritime Safety Committee and/or the Marine Environment Protection Committee, as appropriate, on behalf of the Organization,

RECALLING FURTHER resolution A.947(23), by which the Assembly acknowledged the need for increased focus on human-related activities in the safe operation of ships, and the need to achieve and maintain high standards of safety and environmental protection for the purpose of significantly reducing maritime casualties,

NOTING that, while SOLAS regulation II-2/4.2.1 contains provisions related specifically to the minimum flashpoint requirement for marine oil fuel, other aspects relating to fuel oil safety are specified in regulation 18 of MARPOL Annex VI,

NOTING ALSO that regulation 18.9.6 of MARPOL Annex VI provides that Parties to MARPOL Annex VI undertake to inform the Organization, for transmission to Parties and Member States of the Organization, of all cases where fuel oil suppliers have failed to meet the requirements specified in regulations 14 or 18 of the Annex,

NOTING FURTHER that regulation 18.9.4 of MARPOL Annex VI provides that Parties to MARPOL Annex VI undertake to take action as appropriate against fuel oil suppliers that have been found to deliver fuel oil that does not comply with that stated on the bunker delivery note (BDN) and that Appendix V of MARPOL Annex VI contains the minimum mandatory information to be included in the BDN,

MINDFUL that flashpoint is not part of the minimum mandatory information to be included in the BDN,

MINDFUL ALSO that SOLAS regulation VI/5-1 requires that ships are provided with a material safety data sheet (MSDS) prior to the bunkering of oil fuel, where the flashpoint of the oil fuel should be reported (resolution MSC.286(86)),

RECALLING MSC-MEPC.5/Circ.15 on *Delivery of compliant fuel oil by suppliers*, approved by the Marine Environment Protection Committee, at its seventy-fourth session, and the Maritime Safety Committee, at its 101st session,

RECOGNIZING the overall objectives of enhancing the safety of ships relating to use of oil fuel and ensuring that only safe and compliant oil fuel is delivered to ships,

RECOGNIZING ALSO the need to further consider oil fuel safety issues, not limited to the flashpoint, and the need to enhance the Global Integrated Shipping Information System (GISIS) to facilitate reporting of oil fuel safety issues,

HAVING CONSIDERED interim measures to enhance the safety of ships relating to the use of oil fuel at its 101st session,

RECOMMENDS SOLAS Contracting Governments to:

1   INFORM the Organization, for transmission to Parties and Member States of the Organization, of all confirmed cases where oil fuel suppliers delivered oil fuel failing to meet the requirements specified in SOLAS regulation II-2/4.2.1, taking into account regulation 18.9.6 of MARPOL Annex VI;

2   TAKE ACTION as appropriate against oil fuel suppliers in confirmed cases of deliveries of oil fuel that does not comply with the requirements specified in SOLAS regulation II-2/4.2.1, taking into account regulation 18.9.4 of MARPOL Annex VI;

3   ENCOURAGE the widest possible application of the latest edition of relevant industry standards* and guidance to enhance the safety of ships related to supply and use of oil fuel;

4   INFORM the Organization, for transmission to Parties and Member States of the Organization, of confirmed cases where oil fuel suppliers had delivered fuel that jeopardized the safety of ships or personnel; or adversely affected the performance of the machinery.

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*   ISO 8217:2017 and any subsequent revision thereof, and ISO/PAS 23263 (currently under development).

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