



MARITIME TRANSPORT (MARINE PROTECTION CONVENTIONS) ORDER 1999

SIAN ELIAS, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 9th day of August 1999

Present:

HER EXCELLENCY THE ADMINISTRATOR OF THE GOVERNMENT IN COUNCIL PURSUANT to section 222 (4) of the Maritime Transport Act 1994, Her Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, makes the following order.

ANALYSIS

- 1. Title and commencement
2. Interpretation
3. Certain international conventions declared to be marine protection conventions
4. Certain international conventions declared no longer to be marine protection conventions
5. Saving
6. Revocation

ORDER

1. Title and commencement—(1) This order may be cited as the Maritime Transport (Marine Protection Conventions) Order 1999.

(2) This order comes into force on the 28th day after the date of its notification in the Gazette.

2. Interpretation—In this order, “the implementation provisions” means Parts XVIII to XXVII of the Maritime Transport Act 1994.

3. Certain international conventions declared to be marine protection conventions—Each of the following conventions is a marine protection convention for the purposes of the implementation provisions:

- (a) International Convention Relating to Intervention on the High Seas in Cases of Oil Pollution Casualties, 1969:
- (b) International Convention for the Prevention of Pollution from Ships, 1973:
- (c) International Convention on Civil Liability for Oil Pollution Damage, 1992:
- (d) International Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage, 1992:
- (e) The United Nations Convention on the Law of the Sea.

4. Certain international conventions declared no longer to be marine protection conventions—On and after the commencement of this order, each of the following conventions is no longer a marine protection convention for the purposes of the implementation provisions:

- (a) International Convention on Civil Liability for Oil Pollution Damage, 1969:
- (b) International Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage, 1971.

5. Saving—Nothing in clause 4 affects the application of the implementation provisions to circumstances arising before the commencement of this order.

6. Revocation—The Maritime Transport (Marine Protection Conventions) Order 1998* is revoked.

MARIE SHROFF,
Clerk of the Executive Council.

*S.R. 1998/207

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force 28 days after notification in the *Gazette*, recognises 5 international conventions to which New Zealand is a party as marine protection conventions for the purposes of Parts XVIII to XXVII of the Maritime Transport Act 1994, thus enabling New Zealand to use the provisions of those Parts to implement its obligations under the conventions. One of the conventions was recognised by an order made in 1998. The other 4 are not at present recognised.

Elements of the newly recognised conventions replace 2 older conventions recognised by the 1998 order. In the course of becoming a party to the newly recognised conventions, New Zealand has denounced the 2 older conventions; and this order also withdraws their recognition as marine protection conventions.

The 1998 order is consequentially revoked.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 12 August 1999.
This order is administered in the Ministry of Transport