

SOLOMON ISLANDS MARITIME AUTHORITY (MODIFICATION OF EXISTING REGULATIONS) MARITIME ORDER 2021

Table of provisions

1	Citation	1
2	Commencement	1
3	Meaning of exiting regulation	1
4	Modification of existing regulations	2

SCHEDULE Modifications

SOLOMON ISLANDS MARITIME AUTHORITY ACT
(No. 9 OF 2018)

**SOLOMON ISLANDS MARITIME AUTHORITY (MODIFICATION OF
EXISTING REGULATIONS) MARITIME ORDER 2021**

The Solomon Islands Maritime Authority, under sections 66 and 68(3) of *Solomon Islands Maritime Authority Act 2018*, makes the following maritime order:

1 Citation

This Maritime Order may be cited as the *Solomon Islands Maritime Authority (Modification of Existing Regulations) Maritime Order 2021*.

2 Commencement

This Maritime Order commences on the day it is published in the Gazette.

3 Meaning of existing regulation

In this Maritime Order:

“**existing regulation**” means a provision of any of the following Regulations:

- (a) the *Shipping (Non-Convention Vessel Safety) Regulations 2006* (Legal Notice 208 of 2007);
- (b) the *Shipping (Pilotage Certification) Regulations 2010* (Legal Notice 66 of 2010);
- (c) the *Maritime Safety Administration (Research Vessels) Regulations 2010* (Legal Notice 67 of 2010);
- (d) the *Shipping (Marine Navigation Aids) Regulations 2010* (Legal Notice 68 of 2010);
- (e) the *Shipping (Registration) Regulations 2010* (Legal Notice No. 69 of 2010);

- (f) the *Shipping (STCW Convention) Regulations 2010* (Legal Notice 147 of 2010);
- (g) the *Shipping (Dangerous goods and IMDG Code) Regulations 2011* (Legal Notice No. 66 of 2011);
- (h) the *Shipping (Marine Pollution) Regulations 2011* (Legal Notice No. 67 of 2011);
- (i) the *Maritime Safety Administration (Ship and Port Security) Regulations 2011* (Legal Notice 68 of 2011);
- (j) the *Shipping (Marine Inquiries and Investigations) Regulations 2011* (Legal Notice No. 69 of 2011).

Note to paragraph 3:

In this Maritime Order:

- (a) *in accordance with section 63(3) of the Interpretation and General Provisions Act (Cap. 85), a reference to “the Act” is a reference to the Solomon Islands Maritime Authority Act 2018; and*
- (b) *in accordance with section 63(4) of the Interpretation and General Provisions Act (Cap. 85), except where the context otherwise requires, words and expressions used in this Maritime Order have the same meaning as they have in the Act.*

4 Modification of existing regulations

The provision specified in Column 2 of the table in the Schedule of the Regulations specified in column 1 is amended as described in column 3, in the same row.

Note to paragraph 4:

Under section 68 of the Act:

- (a) *existing regulations in force under the Maritime Safety Administration Act 2009 or the Shipping Act 1998 immediately before the commencement of the Act are on and from the commencement of the Act taken to be a maritime order made under section 66 of the Act; and*
- (b) *SIMA may, by maritime order, modify or repeal the existing regulations.*

SCHEDULE

(Paragraph 4)

MODIFICATIONS

<i>Column 1 Regulations</i>	<i>Column 2 Provision</i>	<i>Column 3 Amendment</i>
<i>Shipping (Non-Convention Vessel Safety) Regulations 2006</i>	Regulation 3	omit the definition of “ Administration ”, substitute “ “ Administration ” means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018</i> ,”
<i>Shipping (Pilotage Certification) Regulations 2010</i>	regulation 2(1)	omit the definition of “ the Act ”
	regulation 2(1)	omit the definition of “ the Administration ”, substitute “ “ the Administration ” means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018</i> ,”
	regulation 2(1)	omit the definition of “ Director ”, substitute “ “ Director ” means the Director of the Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon Islands Maritime Authority Act 2018</i> ,”

	regulation 3(3)	omit "Minister", substitute "Director"
<i>Maritime Safety Administration (Research Vessels) Regulations 2010</i>	regulation 2(1)	omit the definition of " <i>the Act</i> "
	regulation 2(1)	omit the definition of " <i>the Administration</i> ", substitute " " <i>the Administration</i> " means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act</i> ,"
	regulation 2(1)	omit the definition of " <i>Director</i> ", substitute " " <i>Director</i> " means the Director of the Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon Islands Maritime Authority Act</i> ,"
	regulation 3(3)	omit "Minister", substitute "Director"
	regulation 7(3)	omit "Minister", substitute "Director"
<i>Shipping (Marine Navigation Aids) Regulations 2010</i>	regulation 2(1)	omit the definition of " <i>the Act</i> "
	regulation 2(1)	omit the definition of " <i>the Administration</i> ", substitute " " <i>the Administration</i> " means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands</i>

		<i>Maritime Authority Act 2018;</i>
	regulation 2(1), definition of “ authorised collection officer ”	omit “Minister”, substitute “Director”
	regulation 2(1)	omit the definition of “ Director ”, substitute “ “ Director ” means the Director of the Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon Islands Maritime Authority Act 2018;</i> ”
	regulation 2(1), paragraph (c) of definition of “ port ”	omit “Minister”, substitute “Director”
	regulation 4	omit “Minister” (occurring twice), substitute “Director”
	regulation 5(1)	omit “Minister”, substitute “Director”
<i>Shipping (Registration) Regulations 2010</i>	regulation 2(1)	omit the definition of “ the Act ”
	regulation 2(1)	omit the definition of “ the Administration ”, substitute “ “ the Administration ” means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018;</i> ”

	regulation 2(1)	insert in alphabetical order: “ “ Director ” means the Director of the Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;
	regulation 2(1)	omit the definition of “ registrar ”, substitute “ “ registrar ” means the Director;”
<i>Shipping (STCW Convention) Regulations 2010</i>	regulation 2(1)	omit the definition of “ Act ”
	regulation 2(1)	omit the definition of “ Administration ”, substitute “ “ Administration ” means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;
	regulation 2(1), definition of “ approved ”	omit “Minister responsible for Shipping”, substitute “Director”
	regulation 2(1), paragraph (c) of the definition of “ certificate ”	omit “Minister”, substitute “Director”

	regulation 2(1)	omit the definition of “ Director ”, substitute “ “ Director ” means the Director of Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;”
	regulation 2(1), definition of “ Examiner ”	omit “Minister”, substitute “Director”
	regulation 2(1), definition of “ Maritime Training Institution ”	omit “Minister”, substitute “Director”
	regulation 15(3) and (6)	omit “Minister” (occurring three times), substitute “Director”
	regulation 17(7)	omit “Minister”, substitute “Director”
	regulation 18(1), (3) and (7)	omit “Minister” (occurring four times), substitute “Director”
	regulation 48(2)	omit “Minister”, substitute “Director”
	regulation 49	omit “Minister”, substitute “Director”
<i>Shipping (Dangerous Goods and IMDG Code) Regulations 2011</i>	regulation 2(1)	omit the definition of “ the Act ”
	regulation 2(1)	omit the definition of “ the Administration ”, substitute “ “ the

		Administration means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;
	regulation 2(1)	omit the definition of “ Director ”, substitute “ “ Director ” means the Director of the Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;
	regulation 28(1) and (3)	omit “Minister”, substitute “Director”
	regulation 30(3)	omit “Minister”, substitute “Director”
<i>Shipping (Marine Pollution) Regulations 2011</i>	regulation 2(1)	omit the definition of “ Administration ”, substitute “ “ Administration ” means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;
	regulation 2(1)	omit the definition of “ Director ”, substitute “ “ Director ” means the Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon</i>

		<i>Islands Maritime Authority Act 2018;</i>
	regulation 4(4)	omit “Minister”, substitute “Director”
	regulation 15(3)(b)	omit “Minister”, substitute “Director”
	regulation 24(4)	omit “Minister”, substitute “Director”
	regulation 31(1)(d)	omit “Minister”, substitute “Director”
	regulation 39(1)	omit “Minister”, substitute “Director”
<i>Maritime Safety Administration (Ship and Port Security) Regulations 2011</i>	regulation 2(1)	insert in alphabetical order: “ “ <i>the Administration</i> ” means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018;</i> ”
	regulation 2(1), definition of “ <i>approved</i> ”	omit “Minister”, substitute “Director”
	regulation 2(1),	omit the definition of “ <i>Director</i> ”, substitute “ “ <i>Director</i> ” means the Director of Solomon Islands Maritime Authority appointed under section 22 of the <i>Solomon Islands Maritime Authority Act 2018;</i> ”

	regulation 39(1)	omit “Minister”, substitute “Director”
<i>Shipping (Marine Inquiries and Investigations) Regulations 2011</i>	regulation 2(1)	insert in alphabetical order: “ “ <i>the Administration</i> ” means the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;
	regulation 2(1)	omit the definition of “ <i>Director</i> ”, substitute “ “ <i>Director</i> ” means the Director of the Solomon Islands Maritime Authority established by section 6 of the <i>Solomon Islands Maritime Authority Act 2018</i> ;
	regulation 12(1)	omit “Minister”, substitute “Director”
	regulation 16(3)	omit “Minister”, substitute “Director”
	regulation 17(1) and (2)	omit “Minister”, substitute “Director”
	regulation 19	omit “or the Minister ma”, substitute “may”
	regulation 21(1)	omit “or the Minister”

MADE by the Board of the Solomon Islands Maritime Authority on
..... 2021.

.....
ROBERT BOKELEMA
CHAIRPERSON OF THE BOARD