

**SOUTH AFRICAN MARITIME SAFETY AUTHORITY
SUID-AFRIKAANSE MARITIEME VEILIGHEIDSOWERHEID**

No. R. 564

17 June 2005

MERCHANT SHIPPING ACT, 1951 (ACT No. 57 OF 1951)

**MERCHANT SHIPPING (SMALL VESSEL SAFETY)
(AMENDMENT) REGULATIONS, 2005**

The Minister of Transport ~~has~~, under section 356 of the Merchant Shipping Act, 1951 (Act No. 57 of 1951), made the regulations in the Schedule.

SCHEDULE

Title and commencement

1. (1) These regulations are called the Merchant Shipping (Small Vessel Safety) (Amendment) Regulations, **2005**.

(2) These regulations commence **on** publication in the **Gazette**.

Interpretation

2. In these regulations, "the Regulations" means the Merchant Shipping (Small Vessel Safety) Regulations, **2002**, published by Government Notice **No. R. 500** of 26 April 2002, **as** amended by Government Notice **No. R. 545** of 30 April 2004.

Amendment of Annex 2 to Regulations

3. Annex 2 to the Regulations is amended—

(a) by the substitution in paragraph 1 for item 1 of the table of the following item:

Item No.	Description of safety appliance and equipment	Category of vessel					Additional remarks
		A	B	C	D	E	
"1	Approved lifejacket*	X	X	X	—	—	<p>One lifejacket of appropriate size to be provided for each person on board.</p> <p>* Lifejacket to be fitted with a light complying with paragraph 5 of this Annex, and to comply with standard specification SABS 146/1979, published by the South African Bureau of Standards."</p>

- (b) by the substitution in paragraph 1 for item 1A of the table of the following item:

Item No.	Description of safety appliance and equipment	Category of vessel					Additional remarks
		A	B	C	D	E	
"1A	Approved flotation aid*	X†	X†	X†	X†	X†	<p>† One flotation aid of appropriate size to be provided—</p> <p>(a) for the skipper and each member of the crew of a commercial small vessel; and</p> <p>(b) for each person on board a vessel that is launched or operated in the surf.</p> <p>† One flotation aid of appropriate size to be provided for each person on board.</p> <p>* Flotation aid to be fitted with a light complying with paragraph 5 of this Annex, and to comply with standard specification SABS 1417/1987, published by the South African Bureau of Standards."; and</p>

- (c) by the addition of the following paragraph:

"Light for lifejacket and flotation aid

5. Every lifejacket and flotation aid of the kind required by these regulations must **be fitted** with a light that—

- (a) **is secured within a pocket or sleeve, or in** any other acceptable way, to **prevent the light from becoming dislodged** from the lifejacket or flotation aid when it is being donned or worn or when the wearer **has to** drop or jump into water;
- (b) **has** a luminous intensity of not less than 0,75 candela;
- (c) has a source of energy capable of providing **a** luminous intensity of 0,75 candela for a period of at least eight hours;
- (d) is visible over **as** great a segment of the upper hemisphere **as** is practicable when attached to the lifejacket or flotation aid;
- (e) is of a white colour; and
- (f) in the case of a flashing light—
 - (i) is provided with a manually operated switch;
 - (ii) **is** fitted with a lens or curved reflector to concentrate the beam; and
 - (iii) **flashes** at a rate of not less than 50 flashes and not more than 70 flashes per minute with an effective luminous intensity of not less than 0,75 candela."

Transitional arrangements

4. (1) Before the date referred to in subregulation (2), persons may, instead of complying with the provisions of h e x 2 of the Regulations as amended by these regulations, continue to comply with the provisions of that Annex in force immediately before the commencement of these regulations.

(2) The date for the purposes of subregulation (1) is the earlier of the following two dates:

- (a) the date after the commencement of these regulations on which the vessel's initial survey or next renewal survey, as the case may be, falls due;
- (b) the date on which the period of 12 months after the commencement of these regulations expires.

(3) In subregulation(2)—

"initial survey" means an inspection required by regulation 20(1)(a) of the Regulations or a survey required by section 190(1) of the Merchant Shipping Act, 1951 (Act No. 57 of 1951), as the case may be, before the appropriate certificate may be issued for the first time;

"renewal survey" means an inspection required by regulation **20(1)(b)** of the Regulations or a survey required by section 190(2) of the Merchant Shipping Act, 1951 (Act No. 57 of 1951), **as** the case may be, before a further appropriate certificate may be issued.