

**NOTICE 1303 OF 2007****SOUTH AFRICAN MARITIME SAFETY AUTHORITY****SOUTH AFRICAN MARITIME SAFETY AUTHORITY ACT, 1998  
(ACT No. 5 OF 1998)****DRAFT DETERMINATION OF CHARGES**

The South African Maritime Safety Authority has, under section 44 of the South African Maritime Safety Authority Act, 1998 (Act No. 5 of 1998), revokes and replaces the determination published by General Notice 734 of 20 May 2005 and has, under that section, made the determination in the accompanying Schedule, with effect in each case from \*\*\*2007.

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## PART 1

### GENERAL

#### Definitions

1. (1) In this determination any word or expression given a meaning in the Act has the given meaning and, unless the context indicates otherwise—

**"BCH Code certificate"** means a Certificate of Fitness for the Carriage of Dangerous Chemicals in Bulk as defined in regulation 1(1) of the Marine Pollution (BCH Code) Regulations, 1998;

**"cargo ship safety construction certificate", "cargo ship safety equipment certificate" and "cargo ship safety radio certificate"** have the same meanings as in section 2(1) of the Merchant Shipping Act, 1951 (Act No. 57 of 1951);

**"certificate of fitness"** has the same meaning as in regulation 2(1) of the Merchant Shipping (Small Vessel Safety) Regulations, 2002;

**"charge"** means a charge imposed by this determination;

**"chemical tanker"** has the same meaning as in regulation 1(1) of Annex II to MARPOL 73/78;

**"continuous synopsis record"** means a continuous synopsis record within the meaning of the Merchant Shipping (Continuous Synopsis Record) Regulations, 2004;

**"document of compliance"** has the same meaning as in regulation 3(1) of the Merchant Shipping (Safety Management) Regulations, 2003;

**"exemption certificate"** has the same meaning as in section 2(1) of the Merchant Shipping Act, 1951;

**"IBC Code certificate"** means an International Certificate of Fitness for the Carriage of Dangerous Chemicals in Bulk as defined in regulation 1(1) of the Merchant Shipping/Marine Pollution (IBC Code) Regulations, 1998;

**"IGC Code certificate"** means an International Certificate of Fitness for the Carriage of Liquefied Gases in Bulk as defined in regulation 1(1) of the Merchant Shipping (IGC Code) Regulations, 1998;

**"INLS certificate"** means an International Pollution Prevention Certificate for the Carriage of Noxious Liquid Substances in Bulk issued in conformity with Annex II to MARPOL 1973/78;

**"interim ISSC"** has the same meaning as in regulation 3(1) of the Merchant Shipping (Maritime Security) Regulations, 2004;

**"IOPP certificate"** means an International Oil Pollution Prevention Certificate issued in conformity with Annex I to MARPOL 1973/78;

**"ISM Code certificate"** means a document of compliance or a safety management certificate;

**"ISSC"** means an International Ship Security Certificate within the meaning of the Merchant Shipping (Maritime Security) Regulations, 2004;

**"ISSC verification"** means determining whether a ship is ISSC verified in terms of regulation 79(1) of the Merchant Shipping (Maritime Security) Regulations, 2004;

**"length"** means—

- (a) in the case of a registered ship, the length shown in the certificate of registry;
- (b) in the case of a ship that is licensed under section 68 of the Merchant Shipping Act, 1951, the length shown in the licence; and
- (c) in the case of a ship that is neither registered nor licensed, the horizontal distance measured between perpendiculars erected at the extreme ends of the outside of the hull;

**"load line certificate"** and **"load line exemption certificate"** have the same meanings as in section 2(1) of the Merchant Shipping Act, 1951;

**"local general safety certificate"** has the same meaning as in section 2(1) of the Merchant Shipping Act, 1951;

**"local safety certificate"** and **"local safety exemption certificate"** have the same meanings as in section 2(1) of the Merchant Shipping Act, 1951;

**"MARPOL 1973/78"** means the International Convention for the Prevention of Pollution from Ships, 1973, as amended by the 1978 Protocol;

**"master"** means the person having command or charge of a ship, excluding a pilot;

**"oil tanker"** has the same meaning as in regulation 1(4) of Annex I to MARPOL 73/78;

**"owner"**, in relation to a ship, means the person to whom the ship or a share in the ship belongs;

**"passenger ship"** has the same meaning as in section 2(1) of the Merchant Shipping Act, 1951;

**"passenger ship safety certificate"** has the same meaning as in section 2(1) of the Merchant Shipping Act, 1951;

**"pilot"** means a person, not belonging to a ship, who has the conduct thereof;

**"pollution safety certificate"** means a certificate referred to in section 24 of the Marine Pollution (Control and Civil Liability) Act, 1981 (Act No. 6 of 1981);

**"port"** has the same meaning as in section 2(1) of the Merchant Shipping Act, 1951;

**"principal officer"** has the same meaning as in section 2(1) of the Merchant Shipping Act, 1951;

**"register"** means the South African Ships Register established by section 33 of the Ship Registration Act, 1998 (Act No. 58 of 1998); and **"registered"** has a corresponding meaning;

**"safety certificate"** means a passenger ship safety certificate, a cargo ship safety construction certificate, a cargo ship safety equipment certificate, a cargo ship safety radio certificate, an exemption certificate, a local general safety certificate, a local safety exemption certificate or a certificate of fitness;

**"safety management certificate"** has the same meaning as in regulation 3(1) of the Merchant Shipping (Safety Management) Regulations, 2003;

**"service"** means any service or facility provided by the Authority, and includes any inspection or survey and the issue of any certificate or other document;

**"ship security plan"** has the same meaning as in regulation 3(1) of the Merchant Shipping (Maritime Security) Regulations, 2004;

**"small vessel"** has the same meaning as in section 2(1) of the Merchant Shipping Act, 1951;

**"ton"**, in relation to a ship, means its gross tonnage as calculated in accordance with the tonnage measurement rules contained in Annex I of the International Convention on Tonnage Measurement of Ships, 1969;

**"tonnage certificate"** means a certificate referred to in regulation 11 of the Tonnage Regulations, 1986.

(2) In this determination the expression, in relation to a service, of a charge in rand per hour or part thereof is taken to include an officer's time spent travelling for the purpose of providing the service.

### **Application**

2. This determination applies to the specified services, wherever provided.

### **By whom charges payable**

3. Except where otherwise expressly provided, charges are payable by the person requesting the service, whether or not for another.

### **When charges payable, etc**

4. (1) Charges are payable either before or after provision of the relative service, as the Chief Executive Officer may determine. The Chief Executive Officer or the principal officer concerned may direct that the issue of any certificate or other document be refused unless the relative charge has been paid or satisfactory arrangements for the payment thereof have been made.

(2) Notice of cancellation of any pre-arranged service, or of any change thereto, must be given not later than 24 hours before the date or time appointed for the service in question, failing which the full charge for that service is payable.

(3) The following provisions have effect in relation to Part 4 [Certification of seafarers, etc]:

- (a) If, through circumstances beyond his or her control, a candidate is unable to sit or complete an examination for which a charge has been paid, the candidate is entitled to the refund of the charge.
- (b) If a candidate has already paid the charge for an examination for a certificate of competency or an endorsement thereto and fails in either or both parts of the colour and form vision tests and elects not to complete the rest of the examination, the candidate is entitled to the refund of the examination charge.
- (c) Subject to subparagraph (c), a candidate who fails in any part of an examination is not entitled to the refund of any relative charge.
- (d) Where a candidate is assessed by an examiner to have insufficient sea service to attempt an examination for which a charge has been paid, the candidate is entitled to the refund of half the charge.
- (e) An applicant for dispensation is not entitled to the refund of any relative charge if the application is unsuccessful.
- (f) A candidate who submits false or misleading documentation in an application for certification or examination is not entitled to the refund of any relative charge.

(4) Any charge paid in advance to the Authority is taken to be forfeited to the Authority if, without fault of the Authority, the relative service is not completed within the period expiring six months after the date of payment. In such a case, continuation of the service is subject to the further payment of the full charge.

#### **To whom charges payable**

5. All charges are payable to the Authority, who must issue to the payer a receipt for the amount paid stating the reason for payment.

#### **Value-added tax**

6. Charges do not include value-added tax.

#### **Certificates and other documents**

7. (1) Except where otherwise expressly provided, these charges cover the issue, alteration or endorsement of any relative certificate or other document.

(1A) A charge of R135 is payable for the issue of a safe manning document under regulation 24 of the Merchant Shipping (Safe Manning) Regulations, 1999. However, there is no charge for the document if it is issued together with a local general safety certificate for the same vessel.

(2) (a) Except where otherwise expressly provided, a charge of R740 is payable for the issue of any of the following certificates on the strength of a survey report or calculation provided by a person other than an officer: safety certificate; IGC Code certificate; IBC Code certificate; BCH Code certificate; ISM Code certificate; load line certificate; load line exemption certificate; IOPP certificate; INLS certificate; tonnage certificate; pollution safety certificate; or any other statutory or non-statutory certificate.

(b) Where a safety certificate is issued for a small vessel in circumstances described in item (a), a charge of R72 is payable.

(3) Except where otherwise expressly provided, the following charges are payable for the replacement of or for a copy of—

- (a) a lost, mutilated or damaged certificate of competency, certificate of service or licence as compass adjuster—R225;
- (b) a lost, mutilated or damaged certificate of competence as skipper (small vessels) or certificate of qualification—R72;
- (c) any other statutory certificate or document—R105.

## PART 2

### SHIP REGISTRATION, LICENSING AND TONNAGE MEASUREMENT

#### Ship registration, etc

8. The following charges are payable for the specified services:

- (a) (i) issuing a carving and marking note—R370, which covers one visit to the ship. If additional visits are required to complete the inspection, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit;
- (ii) renewing a ship's registration—R370 (if registration particulars are to be amended, the applicable charges specified in subparagraphs (b) and (c) are also payable);
- (b) (i) registering a ship in the Republic for the first time (excluding ships on bareboat charter);
- (ii) changing a ship's home port;
- (iii) registering a ship anew upon change of ownership;
- (iv) registering a ship anew upon sale under a certificate of sale;
- (v) registering a ship anew as a result of alterations to the ship;
- (vi) registering a ship on bareboat charter:

Item	Tonnage of ship	Charge
1	# 25 tons	R790
2	> 25 but # 200 tons	R1 485
3	> 200 but # 1 000 tons	R2 970

Item	Tonnage of ship	Charge
4	> 1 000 tons	R2 970 plus R300 for every 500 tons or part thereof over 1 000 tons, subject to a maximum of R14 820

- (c) (i) granting a new registration certificate where the original has been mislaid, lost or destroyed;
- (ii) registering alterations to a ship;
- (iii) registering the transfer or transmission of ownership of a ship or of a share in a ship;
- (iv) registering a mortgage instrument;
- (v) registering the transfer of a mortgage;
- (vi) registering the transmission of an interest in a mortgage;
- (vii) registering the discharge of mortgage;
- (viii) (*Not used.*)
- (ix) issuing a deletion certificate,

according to the gross tonnage of the ship transferred or mortgaged or for which a certificate is to be issued:

Item	Tonnage of ship	Charge
1	# 500 tons	R370
2	> 500 tons	R740

- (d) the survey of a ship to determine its suitability to be registered in the Republic, including verifying the ship's particulars:

Item	Tonnage of ship	Charge
1	# 50 tons (ships other than passenger ships)	R740
2	# 50 tons (passenger ships)	R1 470
3	> 50 but # 100 tons	R2 204
4	> 100 but # 300 tons	R2 940
5	> 300 but # 500 tons	R4 410
6	> 500 tons	R4 410 plus R1,80 for every ton or part thereof over 500 tons, subject to a maximum of R21 000

- (e) granting a temporary pass in the place of a registration certificate—R440;
- (f) (*Not used.*)
- (fA) issuing a continuous synopsis record, or any amendment or revision of the record, for a ship—R370;
- (g) certifying a copy of an extract from the register at time of registration—R225;



- (h) certifying a copy of the particulars of transactions recorded in the register after registration—R225.

### Ship licensing

**8A.** (1) The following charges are payable for the issue or renewal of a licence in terms of sections 68 and 69, respectively, of the Merchant Shipping Act, 1951 (Act No. 57 of 1951):

Item	Tonnage of ship	Charge	
		Issue	Renewal
1	≥ 25 but < 500 tons	R740	R185
2	> 500 tons	R1 105	R185

(2) For a ship of less than 25 tons contemplated in the Merchant Shipping (Small Vessel Safety) Regulations 2002, the charge for the survey of the ship for a local safety certificate also covers the issue or renewal of a licence for the ship.

### Tonnage measurement

**9.** (1) Subject to subparagraph (2), the following charges are payable for the tonnage measurement of a ship in terms of the Tonnage Regulations, 1986.

Item	Registered length of ship	Charge
1	< 24 metres	R2 185
2	≥ 24 but < 36 metres	R4 405
3	> 36 but < 55 metres	R5 800
4	> 55 but < 68 metres	R11 600
5	> 68 metres	R14 530

(2) The charges in subparagraph (1), divided by a factor of two, apply to the checking of a tonnage computation where—

- the ship has been measured by a competent person recognised by the Authority;
- in consequence of any alteration in the form or capacity of the ship, not being an alteration affecting the volume of the hull below the upper deck, the ship is only partially re-measured; or
- the ship is of equal dimensions (sister ship) to a ship already measured in terms of the Tonnage Regulations, 1986.

(3) Where an officer finds it necessary to visit a ship because the ship's plans are inadequate, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable.

(4) A charge of R370 is payable for providing particulars of a tonnage computation.

**PART 3****SHIP SAFETY AND SECURITY, AND POLLUTION PREVENTION***Division 1—Ship safety services***Survey of passenger ship for safety certificate**

10. (1) (a) Subject to subparagraphs (2) and (3), the following charges are payable for the survey of a passenger ship for a passenger ship safety certificate, with or without an exemption certificate, or a local general safety certificate, with or without a local safety exemption certificate:

Item	Tonnage of ship	Charge
1	< 25 tons	R740
2	≥ 25 but < 50 tons	R1 470
3	> 50 but < 100 tons	R2 205
4	> 100 but < 300 tons	R2 940
5	> 300 but < 500 tons	R5 145
6	> 500 tons	R5 815 plus R1,80 per ton or part thereof over 500 tons, subject to a maximum of R21 000

(b) The charges in item (a) cover—

- (i) two visits to the ship; and
- (ii) the survey of all parts of the ship, except the hull [paragraph 19] where the survey thereof requires the ship to be dry-docked, slipped or lifted by a synchro-lift or crane, and the ship's radio installations [paragraph 18],

but do not cover the scrutiny of plans or stability books [paragraph 25].

(2) Subparagraph (1) (a) does not apply to ships under construction or undergoing rebuilding or refurbishment. Visits to such a ship are to be charged at the hourly rate plus travel and subsistence expenses, as specified in subparagraph (3), until such time as the ship is ready for final survey and certification, whereupon the charges in subparagraph (1)(a) become applicable.

(3) If visits in addition to those referred to in subparagraph (1)(b)(i) are required to complete the survey, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

**Survey of ship for cargo ship safety construction certificate**

11. (1) (a) Subject to subparagraph (2), the following charges are payable for the survey of a ship for a cargo ship safety construction certificate, with or without an exemption certificate:

Tonnage of ship	Charge
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	(1)	(2)	(3)
	Initial survey	Renewal survey	Intermediate or annual survey
≥ 500 tons	R14 520 plus R5 per ton or part thereof over 500 tons, subject to a maximum of R63 000	R2 970 plus R3 per ton or part thereof over 500 tons, subject to a maximum of R31 500	R1 480 plus R3 per ton or part thereof over 500 tons, subject to a maximum of R21 000

(b) The charges in column (1) of the table in item (a) cover—

- (i) any number of visits to the ship for the purpose of completing the survey;
- (ii) the survey of all parts of the ship, including the hull when the survey thereof and of the other parts of the ship are conducted at the same time; and
- (iii) the scrutiny of plans.

(c) The charges in columns (2) and (3) of the table in item (a) cover—

- (i) two visits to the ship; and
- (ii) the survey of all parts of the ship, including the hull when the survey thereof and of the other parts of the ship are conducted at the same time.

(2) If visits in addition to those referred to in subparagraph (1)(c)(i) are required to complete the survey, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

#### Survey of ship for cargo ship safety equipment certificate

12. (1) (a) Subject to subparagraphs (2) and (3), the following charges are payable for the survey of a ship for a cargo ship safety equipment certificate, with or without an exemption certificate:

Item	Tonnage of ship	Charge	
		Initial or renewal survey	Intermediate or annual survey
1	≥ 500 but # 1 600 tons	R 7235	R3 620
2	> 1 600 but # 3 000 tons	R8 710	R4 353
3	> 3 000 but # 10 000 tons	R10 135	R5 070
4	> 10 000 but # 20 000 tons	R11 580	R5 790
5	> 20 000 but # 50 000 tons	R13 040	R6 520
6	> 50 000 tons	R15 120	R7 560

(b) The charges in item (a) cover—

- (i) two visits to the ship; and
- (ii) the survey of all parts of the ship, except the ship's radio installations [paragraph 18],

(c) The charges in item (a) do not cover the scrutiny of plans or stability books [paragraph 25].

(2) Subparagraph (1)(a) does not apply to ships under construction or undergoing rebuilding or refurbishment. Visits to such a ship are to be charged at the hourly rate plus travel and subsistence expenses, as specified in subparagraph (3), until such time as the ship is ready for final survey and certification, whereupon the charges in subparagraph (1)(a) become applicable.

(3) If visits in addition to those referred to in subparagraph (1)(b)(i) are required to complete the survey, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

### **Survey of ship (other than passenger ship) for local safety certificate or certificate of fitness**

13. (1) (a) Subject to subparagraphs (2), (3) and (4), the following charges are payable for the survey of a ship (other than a passenger ship) for a local general safety certificate, with or without a local safety exemption certificate, or a certificate of fitness:

Item	Description of ship	Charge
1	Rowing boats	R105
2	Mechanically propelled ships and sailing ships # 6 metres in length	R165
3	Ships > 6 but # 9 metres in length	R260
4	Ships > 9 metres in length but < 25 tons	R525
5	Ships ≥ 25 but # 100 tons	R1 100
6	Ships > 100 but # 500 tons	R1 815
7	Ships > 500 but # 1 600 tons	R2 910
8	Ships > 1 600 but # 3 000 tons	R4 350
9	Ships > 3 000 tons	R5 815

(b) The charges in item (a) cover—

- (i) two visits to the ship; and
- (ii) the survey of all parts of the ship, except the hull [paragraph 19], where the survey thereof requires the ship to be dry-docked, slipped or lifted by a synchro-lift or crane, and the ship's radio installations [paragraph 18],

but do not cover the scrutiny of plans or stability books [paragraph 25].

(2) Where the period of validity of the local safety certificate or certificate of fitness to be issued for a ship referred to in item 1, 2, 3 or 4 of the table in subparagraph (1)(a) is less than 12 months, one twelfth of the charge in that subparagraph is payable for each month or part thereof of the certificate's period of validity, subject to a minimum of one half of the full charge.

(3) Subparagraphs (1) (a) and (2) do not apply to ships under construction or undergoing rebuilding or refurbishment. Visits to such a ship are to be charged at the hourly rate plus travel and subsistence expenses, as specified in subparagraph (4), until

such time as the ship is ready for final survey and certification, whereupon the charges in subparagraph (1) (a) or (2), as the case may be, become applicable.

(4) If visits in addition to those referred to in subparagraph (1) (b) (i) or (2) are required to complete the survey, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

#### **Survey of ship for IGC Code certificate**

14. The following charges are payable for the survey of a ship for an IGC Code certificate:

- (a) initial or renewal survey—R10 145;
- (b) intermediate, annual or additional survey—R5 070.

#### **Survey of ship for IBC Code certificate**

15. The following charges are payable for the survey of a ship for an IBC Code certificate:

- (a) initial or renewal survey—R7 245;
- (b) intermediate, annual or additional survey—R3 622.

#### **ISM Code certificates**

16. (1) The following charges are payable for the specified verification audits for the specified ISM Code certificates:

- (a) document of compliance:
  - (i) initial verification—R17 170;
  - (ii) renewal verification—R11 585;
  - (iii) annual or additional verification—R5 800;
- (b) safety management certificate:
  - (i) initial verification—R7 245;
  - (ii) renewal verification—R5 075;
  - (iii) intermediate verification—R3 630.

(2) (a) The charges in subparagraph (1) (b) cover two visits to the ship. If additional visits are required to complete the verification, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

#### **Survey of a ship for load line certificate**

17. (1) Subject to subparagraphs (2) and (3), the following charges are payable for the survey of a ship for a load line certificate or a load line exemption certificate, and for the calculation and assignment of a load line:

Item	Tonnage of ship	Charge	
		(1)	(2)
		Initial or renewal survey, and calculation and assignment of load line	Intermediate, partial or annual survey and renewal of load line exemption
1	< 100 tons	R1 165	R370
2	≥ 100 but < 300 tons	R2 030	R740
3	≥ 300 but < 500 tons	R3 475	R1 740
4	≥ 500 but < 1 600 tons	R5 765	R2 945
5	≥ 1 600 but < 10 000 tons	R8 690	R4 350
6	≥ 10 000 tons	R11 035	R5 790

(2) The charges in column (1) of the table in subparagraph (1) apply to the provisional assignment of freeboard, in which case no charge is payable for a subsequent initial survey for a load line certificate.

(3) The charges in column (2) of the table in subparagraph (1) apply to the partial survey of a ship for a change of freeboard in consequence of minor alterations to the ship.

(4) The charges in this paragraph cover two visits to the ship. If additional visits are required to complete the survey or calculation, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

### Inspection of radio installations

18. (1) (a) Subject to item (b), the following charges are payable for the inspection of the radio installation(s) on a ship:

Item	Description of ship	Charge
	<i>GMDSS ships</i>	
1	Ships ≥ 25 tons	R2 190
	<i>Non-GMDSS ships</i>	
2	Ships ≥ 25 but < 100 tons	R250
3	Ships ≥ 100 but < 300 tons	R360
4	Ships ≥ 300 but < 1 600 tons	R1 095
5	Ships ≥ 1 600 tons	R2 170
<i>Note</i> CA GMDSS ship is a ship that is fitted with radio equipment operating in the Global Maritime Distress and Safety System.		

(b) The charges in item (a) cover two visits to the ship. If additional visits are required to complete the inspection, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

(2) A charge of R370 is payable for the issue of a cargo ship safety radio certificate, with or without an exemption certificate, including a record of radio equipment (if any).

(3) A charge of R370 is payable for the issue of a total radio installation exemption certificate.

### Hull surveys

19. (1) (a) Subject to item (b) and subparagraph (2), the following charges are payable for the survey of the hull of a ship:

Item	Length or tonnage of ship	Charge
1	# 9 metres	R165
2	> 9 metres but # 25 tons	R370
3	> 25 but # 100 tons	R740
4	> 100 but # 500 tons	R1 095
5	> 500 but # 5 000 tons	R2 185
6	> 5 000 but # 10 000 tons	R2 910
7	> 10 000 but # 20 000 tons	R4 350
8	> 20 000 but # 50 000 tons	R7 245
9	> 50 000 tons	R8 690

(b) The charges in item (a) cover two visits to the ship. If additional visits are required to complete the inspection, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for each such visit.

(2) Where a dry-docking certificate is issued for a period exceeding 12 months, an additional charge of one twelfth of the applicable charge specified in subparagraph (1)(a) is payable for each month or part thereof of the period exceeding 12 months.

### Approval of safety appliances, etc

20. (1) A charge of R370 per hour or part thereof, subject to a minimum charge of R740, is payable for any work carried out in relation to the approval of any safety appliance or the inspection of any premises used for the servicing or manufacturing thereof, and includes the issue of any relative report or certificate.

(2) Where lifejackets require individual approval and are not manufactured in the Republic (that is, they have not been type-approved and charged under subparagraph (1)), the following charges are payable, subject to a minimum charge of R740 per visit:

- (a) inspection and stamping, per lifejacket—R5,50;
- (b) *(Not used.)*
- (3) to (5) *(Not used.)*

21. *(Not used.)*

### Dangerous goods cargoes

22. A charge of R370 per hour or part thereof, subject to a minimum charge of R740, is payable for services in terms of the Merchant Shipping (Dangerous Goods) Regulations, 1997.

#### Grain cargoes

23. A charge of R370 per hour or part thereof, subject to a minimum charge of R740, is payable for grain cargo services in terms of the Merchant Shipping (Carriage of Cargoes) Regulations, 2004.

#### Timber deck cargoes

24. A charge of R370 per hour or part thereof, subject to a minimum charge of R740, is payable for the inspection of stowage plans, fittings, and stowage and securing arrangements for timber deck cargoes.

#### Approval of plans and stability books

25. (1) A charge of R370 per hour or part thereof is payable for the scrutiny and approval of plans for any new construction, alteration, rebuilding, registration or refurbishment of a ship.

(2) (a) Subject to this subparagraph, the following charges are payable for the inspection and approval of a ship's stability book or stability statement:

Item	Tonnage of ship	Charge	
		Passenger ships	Other ships
1	# 100 tons	R1 460	R725
2	> 100 tons but # 500 tons	R1 835	R1 095
3	> 500 tons but # 1 600 tons	R2 185	R1 445
4	> 1 600 tons but # 10 000 tons	R3 645	R2 910
5	> 10 000 tons	R15 210	R14 470

(b) The charges in item (a) cover the initial submission and inspection of a stability book or statement and one re-submission and inspection. If further re-submissions and inspections are required to complete the approval, an additional charge of R740 is payable for each re-submission or inspection.

(3) A charge of R370 per hour or part thereof, subject to a minimum charge of R740, is payable for the witnessing and verification of an inclining experiment.

(4) Double the charges specified in subparagraphs (1), (2) and (3) apply in respect of services performed at the request of a foreign flag state.

#### *Division 1A—Ship security services*



**Ship security plans**

**25A.** A charge of R370 per hour or part thereof, subject to a minimum charge of R740 and a maximum charge of R2 940, is payable for the approval of a ship security plan, or any variation or revision of the plan, for a ship.

**ISSCs**

**25B.** (1) A charge of R370 per hour or part thereof, subject to a minimum charge of R740 and a maximum charge of R2 940, is payable for the ISSC verification of a ship for the issue, maintenance or renewal of an ISSC for the ship.

(2) A charge of R370 is payable for the issue of an interim ISSC for a ship.

**Approved ISSC equivalents**

**25C.** A charge of R370 per hour or part thereof is payable for the approval of an ISSC equivalent under regulation 85(3) of the Merchant Shipping (Maritime Security) Regulations, 2004.

***Division 2—Pollution prevention services*****Survey of ship for IOPP certificate**

**26.** The following charges are payable for the survey of a ship for an IOPP certificate:

(a) initial or renewal survey:

- (i) oil tanker not exceeding 4 000 DW—R4 350;
- (ii) oil tanker of more than 4 000 DW—R5 795;
- (iii) any other ship—
  - (aa) of 400 tons or more but not exceeding 1 000 tons—R740;
  - (bb) of more than 1 000 tons but not exceeding 3 000 tons—R2 000;
  - (cc) of more than 3 000 tons—R1 800.

(b) annual survey:

- (i) oil tanker—R1 165;
- (ii) any other ship—
  - (aa) of 400 tons or more but not exceeding 1 000 tons—R370;
  - (bb) of more than 1 000 tons but not exceeding 3 000 tons—R550;
  - (cc) of more than 3 000 tons—R890;

(c) intermediate or additional survey—R1 485.

**Survey of ship for INLS certificate**

27. The following charges are payable for the survey of a ship for an INLS certificate:

- (a) initial or renewal survey:
  - (i) chemical tanker (all ship-types)—R7 245;
  - (ii) oil tanker capable of carrying specified noxious liquid substances in bulk in designated cargo tanks, per tank—R740;
- (b) annual survey:
  - (i) chemical tanker—R2 970;
  - (ii) oil tanker capable of carrying specified noxious liquid substances in bulk in designated cargo tanks, per tank—R370;
- (c) intermediate or additional survey:
  - (i) chemical tanker—R3 620;
  - (ii) oil tanker capable of carrying specified noxious liquid substances in bulk in designated cargo tanks, per tank—R370.

**Survey of ship for BCH Code certificate**

28. The following charges are payable for the survey of a ship for a BCH Code certificate:

- (a) initial or renewal survey—R7 245;
- (b) intermediate, annual or additional survey—R370 per hour or part thereof.

**Survey of offshore installation for pollution safety certificate**

29. (1) A charge of R3700 per hour or part thereof, subject to a minimum charge of R5 300 is payable for any work relating to the initial issue of a pollution safety certificate for an offshore installation.

(2) A charge of R370 per hour or part thereof is payable for any subsequent audit, inspection, survey or other work undertaken in connection with the offshore installation.

**CLC insurance certificates**

30. A charge of R3 630 is payable for the issue of a certificate of insurance or other financial security referred to in section 14 of the Marine Pollution (Control and Civil Liability) Act, 1981 (Act No. 6 of 1981).

**Inspection of equipment and documents under MARPOL 1973/78**

31. (1) Where an officer conducts an inspection to determine whether certain equipment or documents comply with the applicable requirements of MARPOL 1973/78, a charge of R370 per hour or part thereof, subject to a minimum charge of R740 is payable.

(2) Where a certificate of inspection is issued, an additional charge of R370 is payable.

(3) A charge of R370 per hour or part thereof, subject to a minimum charge of R740 is payable for the approval of any item of equipment required by MARPOL 1973/78 on the strength of an approval issued by another competent authority.

**Inspection of cargo spaces under Annex II to MARPOL 1973/78**

32. (1) Where an officer conducts an inspection of cargo spaces to determine whether the provisions of Annex II to MARPOL 1973/78 have been complied with, a charge of R370 per cargo space inspected is payable.

(2) Where a certificate of inspection is issued, an additional charge of R370 is payable.

**Provisional assessment of noxious liquid substances**

33. A charge of R3 630 is payable for each noxious liquid substance provisionally assessed in terms of regulation 3(4) of Annex II to MARPOL 1973/78.

**Transshipment of oil**

34. A charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable for attendance by a representing officer referred to in regulation 17 of the Prevention and Combating of Pollution of the Sea by Oil Regulations, 1984.

***Division 3—Miscellaneous*****Partial surveys**

35. (1) A charge of R370 per hour or part thereof is payable for any partial survey or survey for the issue of an optional alternative certificate, not otherwise provided for in this Part.

(2) Where a ship is surveyed for the purposes of the alteration of any statutory certificate, a charge of R370 per hour or part thereof is payable.

(3) Travel and subsistence expenses are payable in addition to the charges referred to in subparagraphs (1) and (2).

**Detained ships**

36. (1) (a) Subject to item (b), the following charges are payable for a ship that is detained:

Item	Tonnage of ship	Charge
1	< 25 tons	R1 045
2	≥ 25 but # 500 tons	R1 960
3	> 500 but # 750 tons	R3 260
4	> 750 but # 1 000 tons	R7 825
5	> 1 000 but # 3 000 tons	R15 465
6	> 3 000 tons	R23 470

(b) The charges in item (a) cover two visits to the ship. If additional visits are required before the ship can be released from detention, an additional charge of R370 per hour or part thereof is payable for each such visit.

(2) Travel and subsistence expenses are payable in addition to the charges specified in subparagraph (1).

**PART 4****CERTIFICATION OF SEAFARERS, etc****Certificates of competency as fisherman or marine motorman**

37. (1) (a) Subject to item (b), the following charges are payable for full or partial examination for the specified certificates of competency:

- (i) Fisherman Grade 4 (Skipper or Watchkeeper)—R225;
- (ii) Fisherman Grade 3—R370;
- (iii) Fisherman Grade 2—R510;
- (iv) Fisherman High Seas Command Endorsement—R510.

(b) If a candidate is examined or re-examined separately in the signalling part of the examination for a certificate referred to in item (a), a charge of R150 is payable for each examination or re-examination.

(2) The following charges are payable for examination for the specified certificates of competency:

- (a) Marine Motorman Grade 3—R150;
- (b) Marine Motorman Grade 2—R225;
- (c) Marine Motorman Grade 1—R370;
- (d) Marine Motorman Higher Grade—R510.

(3) A charge of R150 is payable for exchanging an existing certificate of competency for a new format certificate or revalidating an existing certificate.

(4) A charge of R115 is payable where an examiner is requested to assess a candidate's sea service or eligibility to attempt an examination for a certificate of competency referred to in subparagraphs (1) or (2).

### **Certificates of competency for engineer officers**

**38.** (1) The following charges are payable for examination for the specified certificates of competency:

- (a) Second Engineer Officer (Port Operations) / Marine Engineer Officer Class 4 (non-STCW) / Engineer Officer (STCW):
  - (i) full examination or level 3 assessment—R580;
  - (ii) partial examination—R295;
- (b) Chief Engineer Officer (Port Operations) / Marine Engineer Officer Class 3 (non-STCW) / Endorsement as chief engineer officer of a ship operating within a port operations area:
  - (i) full examination or level 3 assessment—R655;
  - (ii) partial examination—R330;
- (c) Second Engineer Officer of a ship of 3 000 kW propulsion power or more / Second Engineer Officer of a ship of less than 3 000 kW propulsion power / Endorsement as Chief Engineer officer of a ship of less than 750 kW propulsion power—R740;
- (d) Chief Engineer Officer of a ship of 3 000 kW propulsion power or more / Chief Engineer Officer of a ship of less than 3 000 kW propulsion power / Endorsement as chief engineer officer of a ship of less than 3 000 kW propulsion power—R1 165;
- (e) Chief Engineer Officer Special Grade—R2 910.

(2) A charge of R150 is payable for the exchange of an existing certificate of competency for a new format certificate.

(3) A charge of R225 is payable for the revalidation of a certificate referred to in subparagraph (1).

(4) A charge of R115 is payable where an examiner is requested to assess a candidate's sea service or eligibility to attempt an examination for a certificate of competency referred to in subparagraphs (1) or (2).

### **Certificates of competency for deck officers**

**39.** (1) (a) Subject to item (b), the following charges are payable for examination for the specified certificates of competency:

- (i) Skipper (Port Operations, Coastal or Unlimited)—R300;
- (ii) Mate (Coastal), with or without the mining operations limitation—R445;
- (iii) Master (Coastal), with or without the mining operations limitation / Master (Port Operations)—R510;
- (iv) Deck Officer, with or without the mining operations limitation—R580;

- (v) Chief Mate, with or without the mining operations limitation / Endorsement as chief mate of a ship of less than 3 000 GT on unlimited voyages—R740;
  - (vi) Master, with or without the mining operations limitation / Endorsement as master of a ship of less than 500 GT, or of less than 3 000 GT, on unlimited voyages—R1 165;
  - (vii) to (viii) (*Not used.*)
  - (ix) Master Special Grade:
    - (aa) full examination—R2 910;
    - (bb) partial examination—R1 450.
  - (x) to (xi) (*Not used.*)
- (2) A charge of R150 is payable for exchanging an existing certificate of competency for a new format certificate.
- (3) A charge of R225 is payable for the revalidation of a certificate referred to in subparagraph (1)(a).
- (4) A charge of R115 is payable where an examiner is requested to assess a candidate's sea service or eligibility to attempt an examination for a certificate of competency referred to in subparagraphs (1) or (2).

40. (*Not used.*)

#### **Certificate of competence as skipper (small vessels)**

41. (1) The following charges are payable for a certificate of competence as skipper (small vessels):

- (a) if the candidate is examined by an officer:
  - (i) for a vessel more than 9 metres in length—R225;
  - (ii) for a vessel of 9 metres or less in length—R145;
- (b) if the candidate holds a valid certificate of competence as skipper (small vessels) that was issued before 1 April 2004 and that is evaluated for conversion to the new national certificate—R145;
- (c) if the candidate has been examined at an authorised agency or accredited institution or by an authorised examiner (other than an officer)—R75.

(2) The following charges are payable for a subsequent endorsement to a certificate of competence as skipper (small vessels):

- (a) if the candidate is examined by an officer—R145;
- (b) if the candidate has been examined at an authorised agency or accredited institution or by an authorised examiner (other than an officer)—R75.

#### **Certificates of qualification and additional qualification**

42. (1) (*Not used.*)

(2) A charge of R170 is payable for the issue of any certificate of qualification.

(2A) *(Not used.)*

(2B) A charge of R170 is payable for exchanging an existing certificate of qualification for a new format certificate.

(2C) A charge of R115 is payable for the issue or re-issue of a certificate of additional qualification for insertion into the sleeve of a certificate of competency or qualification, irrespective of the number of additional qualifications processed per application.

### **Licences for compass adjusters**

43. The following charges are payable for the examination and licensing of compass adjusters:

- (a) Compass Adjuster (Restricted):
  - (i) full examination—R740;
  - (ii) partial examination—R370;
- (b) Compass Adjuster (Unrestricted):
  - (i) full examination—R1 100;
  - (ii) partial examination—R550.

### **Moderation, etc, of examination papers and scripts, and accreditation of training institutions**

44. (1) A charge of R370 is payable for the moderation of any examination paper, and includes the moderation, and one re-mark, of any examination scripts relating to that paper.

(2) A charge of R370 per hour or part thereof is payable for the setting of an examination paper.

(3) A charge of R370 per hour or part thereof is payable for services relating to the accreditation of a training institution or the approval of any training programme.

### **Crewing arrangements**

45. (1) *(Not used.)*

(2) The following non-refundable charges are payable for an application for an authorisation under section 83 of the Merchant Shipping Act, 1951 (Act No. 57 of 1951):

- (a) where authorisation is granted for a certificate that has previously been evaluated—R1 190 per month or part thereof, calculated with reference to the desired duration of the authorisation;
- (b) where the certificate concerned has to be evaluated, in addition to the charge specified in item (a)—R370 per hour or part thereof, subject to a minimum charge of R740;

(c) where the application is for an endorsement under regulation 10 of the Merchant Shipping (Safe Manning) Regulations, 1999—the charge specified in paragraph 38 or 39 for the examination or for the relevant equivalent certificate.

(3) (a) Where a candidate is to be evaluated prior to granting permission under section 85 of the Merchant Shipping Act, 1951, a charge of R370 is payable.

(b) A charge of R1 190 per month or part thereof, calculated with reference to the desired duration of the permission, is payable for permission under section 85 of the Merchant Shipping Act, 1951.

#### **Colour and form vision tests**

46. (1) A charge of R85 is payable for colour and form vision tests. The charge is not refundable if the applicant fails the tests or fails to be in attendance at the appointed date and time, unless the applicant produces a medical certificate or other acceptable evidence of his or her inability to attend.

(2) *(Not used.)*

### **PART 5**

#### **MISCELLANEOUS**

#### **Inspection of crew accommodation**

47. (1) A charge of R370 per hour or part thereof is payable for the inspection of compartments in accordance with the Crew Accommodation Regulations, 1961, and for the marking of accommodation prior to registration or re-registration of the ship in the Republic.

(2) A charge of R370 per hour or part thereof is payable by the owner of the ship concerned for any inspection of crew accommodation that is conducted as a result of a reasonable complaint about such accommodation.

#### **Discharge of seamen**

48. (1) Where a seaman is discharged in terms of section 113(1) or (4) of the Merchant Shipping Act, 1951 (Act No. 57 of 1951), at an office of the Authority, a charge of R80 is payable by the master or owner of the ship concerned.

(2) Where a seaman is discharged in terms of section 113(1) or (4) of the Merchant Shipping Act, 1951, on board a ship at a port in the Republic, a charge of R80 plus R370 per hour or part thereof is payable by the master or owner of the ship concerned.

(3) *(Not used.)*



**Extra and special attendance**

49. (1) Subject to subparagraph (2), the Authority's normal business hours are from 08:00 to 16:00 daily, excluding Saturdays, Sundays and public holidays.

(2) The Authority will from time to time determine and publish details of the times and places at which officers will be available to conduct surveys of bottom accessible small vessels. If attendance by an officer is required at another time or place, the charge for the particular service plus an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable.

(3) Where, in relation to any other matter, attendance by an officer is required outside the Authority's normal business hours, the charge for the particular service plus—

- (a) for a charge expressed wholly or partly as an hourly rate, an additional charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable; or
- (b) for any other charge, an additional charge of R740 per hour or part thereof, and travel and subsistence expenses, are payable.

**Services at sea or outside Republic**

50. Where attendance by an officer is required at sea or outside the Republic, the charge for the particular service plus an additional charge of R370 per hour or part thereof, subject to a maximum charge of R2 960 per calendar day, and travel and subsistence expenses, are payable. If attendance includes a Saturday, Sunday or public holiday, the hourly rate for those days is R740 per hour or part thereof, subject to a maximum daily charge of R5 920.

**Inland services**

51. (1) Where attendance by an officer is required at any place in the Republic away from that officer's normal place of work, the charge for the particular service plus an additional charge of R370 per hour or part thereof, subject to a maximum charge of R2 960 per calendar day, and travel and subsistence expenses, are payable. If attendance includes a Saturday, Sunday or public holiday, the hourly rate for those days is R740 per hour or part thereof, subject to a maximum daily charge of R5 920.

(2) In subparagraph (1), "normal place of work" means the area within the jurisdiction of the office of the Authority concerned, extending inland not further than 50 kilometres from the coast.

**Consultancy and other services**

52. (1) A charge of R370 per hour or part thereof is payable for consultancy or other unspecified services. A consultancy or unspecified service is any service for which a charge is not otherwise provided by this determination, and includes the compilation of any repair list for the purpose of assisting compliance with applicable statutory requirements.

(2) Where an officer is requested to provide a written interpretation of any statutory requirement, a charge of R370 per hour or part thereof is payable.

**Travel and subsistence**

53. All travel and subsistence expenses for an officer are to be calculated in accordance with the applicable tariffs determined from time to time by the Chief Executive Officer.

**Miscellaneous charges**

54. The following charges are payable for—

- (a) any code of safe working practice published by the Authority—R60;
- (b) official logbook—R72;
- (c) radio logbook—R72;
- (d) seaman's record book—R150, except if the book was lost through shipwreck or fire aboard ship, in which case it is free of charge;
- (e) photocopies—R0,65 per A4 size page or part thereof;
- (f) training record book for cadets and ratings—R65.

**Refusal, etc, of services**

55. (1) An officer may discontinue or refuse to conduct any survey or inspection if he or she is satisfied on reasonable grounds that the ship, premises or thing to be surveyed or inspected has not been properly prepared for that purpose.

(2) Where an officer discontinues or refuses to conduct a service pursuant to subparagraph (1), a charge of R370 per hour or part thereof, and travel and subsistence expenses, are payable at the discretion of the Chief Executive Officer or the principal officer concerned.

**Overdue charges**

56. Interest at the applicable prime bank overdraft rate charged by the Authority's banker, plus one per cent, compounded monthly, is payable on the outstanding balance of any charge after the due date.

**Variation and waiver of charges**

57. The Chief Executive Officer or the principal officer concerned may in special cases reduce or waive any charge on such conditions (if any) as he or she thinks fit.

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