EXEMPTION FROM THE REQUIREMENTS IN MARITIME RULE 40D.68, APPENDIX 3.3 AND 43.15

PURSUANT TO Section 47 of the Maritime Transport Act 1994,

I, SHARYN FORSYTH, General Manager Maritime Standards, acting under delegated authority, being satisfied that –

(a) the granting of the exemption will not breach New Zealand’s obligations under any convention; and
(b) the prescribed requirements are clearly unreasonable or inappropriate in the particular case; and
(ba) the risk of harm to the marine environment will not be significantly increased by the granting of the exemption; and
(c) the risk to safety will not be significantly increased by the granting of the exemption,

HEREBY EXEMPT:

THE OWNER AND MASTER OF ANY FISHING SHIP THAT PROCEEDS BEYOND OFFSHORE LIMITS

FROM:

The requirements in Maritime Rule 40D.68, Appendix 3.3 and 43.15 only in respect to Narrow-band Direct Printing

40D.68 General

(1) Subject to rules 40D.68(2) and 40D.68(6) the owner and the master of any ship must ensure that radiocommunications equipment is provided in accordance with the requirements of Appendix 3.

Appendix 3.3

Ships that proceed beyond offshore limits

The requirements in Appendix 3.3 apply to ships that proceed beyond offshore limits.

Item: MF/HF Radiotelephone – Requirements: A ship must be provided with a MF/HF radiotelephone that complies with rule 43.15.

43.15 MF/HF radio (voice communication, narrow-band direct printing and DSC)

An MF/HF radio installation used for radiotelephony, narrow-band direct printing and DSC and capable of transmitting and receiving for distress and safety purposes on all distress and safety frequencies in the bands between 1605 kHz and 4000 kHz and between 4000 kHz and 27500 kHz must comply with the Performance Standards for Shipborne MF/HF Radio Installations Capable of Voice Communication, Narrow-Band Direct Printing and Digital Selective Calling adopted by the International Maritime Organization by Resolution A.613(15) if installed before 23 November 1996 and the document of the same name adopted by Resolution A.806(19) if installed on or after 23 November 1996.

PROVIDED THAT:

1. With the exception of Narrow-band Direct Printing, all other requirements of MR 43.15 are met; and
2. All ships must operate between latitudes 76 degrees south and 76 degrees north and must not proceed into the IMO defined Sea Area “A4”; and
3. No ship may proceed into navigational areas (NAVAREAs) where an operational HF-NBDP MSI broadcast service is provided by a country as indicated in the IMO GMDSS master plan.

265-EX-15
This exemption shall be valid until 11th November 2020, unless withdrawn earlier in writing by the Director.

**SIGNED** at Wellington on this 2nd day of November 2015.

[Signature]

Sharyn Forsyth,
General Manager Maritime Standards,
Maritime New Zealand,
Acting Under Delegated Authority