Regulations of 15 February 1977 No. 2 on special trade passenger ships

Legal basis: Laid down by the Norwegian Maritime Authority on 15 February 1977 under the Act of 9 June 1903 No. 7 relating to Public Control of the Seaworthiness of Ships, etc. Legal basis amended to Act of 16 February 2007 No. 9 relating to ship safety and security (Ship Safety and Security Act) sections 2, 9, 11 and 12, cf. Formal Delegation of 16 February 2007 No. 171 and Formal Delegation of 31 May 2007 No. 590.
Amendments: Amended by Regulations of 10 June 1986 No. 1275, 4 June 2002 No. 1004 and 29 June 2007 No. 1006 (i.a. legal basis), 26 June 2025 No. 1372.

Section 1

Scope of application

These Regulations shall apply to all new and existing Norwegian ships which are surveyed for a Special Trade Passenger Ship Safety Certificate, and for a Certificate for Space Requirements for Special Trade Passenger Ships.

Section 2

Definitions

For the purpose of these Regulations, the following definitions shall apply:

a) "*Existing special trade passenger ship*": A special trade passenger ship which is not a new special trade passenger ship. Ships purchased from abroad shall be considered to be existing special trade passenger ships.

b) "*International voyage*": A voyage from a country to which the SOLAS Convention applies to a port outside that country or conversely and in this connection, any territory for whose international relations a Contracting Government is responsible, or for which the United Nations is the executive authority, shall be regarded as a separate country.

c) "*Load Line Convention*": International Convention on Load Lines, signed in London on 5 April 1966, as amended, including amendments made by the 1988 Protocol to the International Convention on Load Lines, 1966.

d) "*New special trade passenger ship*": A special trade passenger ship the keel of which is laid or which is at a similar stage of construction on or after the date on which these Regulations enter into force, or a ship carrying passengers in special trade for the first time on or after that date. Ships which are rebuilt as special trade passenger ships on or after said date shall be considered to be new ships.

e) "*Oil Pollution Convention*": International Convention on the Prevention of Pollution of the Sea by Oil, signed in London on 12 May 1954, as amended.

f) "*The Agreement*": International Agreement on Special Trade Passenger Ships, 1971, which was signed in London on 6 October 1971 and entered into force on 2 January 1974. The Agreement, with Annexes, is included as Appendix 1 to these Regulations.[1]

g) "*Passenger*": Every person on board other than:
   1. the master and the members of the crew or other persons employed or engaged in any capacity on board a ship on the business of that ship; and
   2. a child under one year of age.
   3. The expression "other persons employed or engaged in any capacity on board a ship on the business of that ship" refers to personnel engaged in
      3.1. research and scientific work such as ocean research, seismic measurements and similar work;
      3.2. real occupational training in the maritime fields or fishing;
      3.3. training organized as a subject in the primary or secondary school curricula; and
      3.4. rehabilitation measures approved by a public authority.

h) "*Passenger in special trade*": A passenger carried in special trade on a weather deck, upper deck and/or 'tween deck with space for more than eight passengers.

i) "*Passenger ship*": A ship that can carry more than 12 passengers or which is required to have official permission to carry passengers.

j) "*Special trade passenger ship*": A mechanically propelled passenger ship which carries a large number of passengers in special trade.

k) "*The Protocol*": The Protocol on Space Requirements for Special Trade Passenger Ships, 1973, signed in London on 13 October 1973. The Protocol, with annexes, is included as Appendix 3 to these Regulations.[2]

l) "*Regulations*": The regulations related to the SOLAS Convention; reference to such regulations shall be understood as a reference to said regulations as modified in the present Regulations.

m) "*SOLAS Convention*": International Convention for the Safety of Life at Sea, 1974, as amended.[3]

n) "*Special trade*": The transport by sea of a large number of passengers in special trade on an international voyage in an area as defined in regulation 2(6) of the Agreement.

Amended by Regulation of 29 June 2007 No. 1006 (in force on 1 July 2007).

[1] Not included here, but may be obtained from the Norwegian Maritime Authority.
[2] Not included here, but may be obtained from the Norwegian Maritime Authority.
[3] For a ship the keel of which is laid or which is at a similar stage of construction on or after 26 May 1965 but before 25 May 1980, the expression 'SOLAS Convention' refers to the International Convention for the Safety of Life at Sea, 1960.

Section 3
Duties

The company, master and other persons working on board shall perform their duties in accordance with the Ship Safety and Security Act and the supplementary provisions laid down in these Regulations.

Amended by Regulation of 29 June 2007 No. 1006 (in force on 1 July 2007).

Section 4
Exemptions

The Norwegian Maritime Authority may, in individual cases and upon written application, grant exemption from the requirements of these Regulations. There must be special reasons that make the exemption necessary and it must be justifiable in terms of safety. Exemptions can only be granted where they do not contravene international agreements to which Norway has acceded.

Section 5
Requirements

In addition to the requirements stipulated in these Regulations, the requirements laid down in Norwegian acts and regulations applying to the type of ship and the trade area in question, as well as the requirements of the Oil Pollution Convention, the SOLAS Convention and the Load Line Convention, as modified by the Agreement and the Protocol, shall be complied with.

Section 6
Survey

Survey of special trade passenger ships shall be conducted in accordance with the requirements specified in Norwegian acts and regulations applying to the type of ship and trade area in question.

Section 7
Construction

Special trade passenger ships shall be constructed in accordance with the requirements stipulated in Norwegian acts and regulations applicable to the type of ship and trade area in question. In addition, the ship shall comply with the requirements stipulated in Part II of the Agreement and the requirements stipulated in the Protocol.

Section 8
Life-saving appliances, etc.

For new and existing special trade passenger ships which do not already satisfy the requirements for life-saving appliances, etc. for special trade passenger ships, the requirements stipulated in Part III of the Agreement shall apply.

Section 9
Carriage of dangerous goods

Notwithstanding the requirements in Chapter VII of the SOLAS Convention, special trade passenger ships shall not carry such dangerous goods as are specified in regulation 2 of said Chapter, with the exception of the provisions in regulation 7 of the same Chapter.

Section 10
International quarantine regulations

The ships to which these Regulations apply shall be subject to international legislation on quarantine to the extent that the conditions and nature of the individual voyage falls within the framework of the quarantine regulations in force.

Section 11

Issue of certificates

A Special Trade Passenger Ship Safety Certificate and a Space Requirement Certificate for Special Trade Passenger Ships shall be issued to special trade passenger ships which satisfy the requirements of these Regulations, after a survey has been conducted.

The certificates shall be issued for a period not exceeding twelve months. The formats of the certificates shall be in accordance with the pattern shown in Appendices 2 and 4[1] to these Regulations.

The Special Trade Passenger Ship Safety Certificate and the Space Requirement Certificate for Special Trade Passenger Ships are issued by the Norwegian Maritime Authority or whoever is authorized by the Norwegian Maritime Authority.

[1] Appendices not included here, but may be obtained from the Norwegian Maritime Authority.

Section 12

Posting of certificates

The certificates or certified copies of these issued in accordance with these Regulations, shall be posted in a conspicuous and readily accessible place on the ship.

Section 13

Entry into force, etc.

These Regulations enter into force immediately.

From the same date, the following Regulations are repealed:

Regulations of 3 September 1974 on special trade passenger ships, laid down by the Norwegian Maritime Authority.