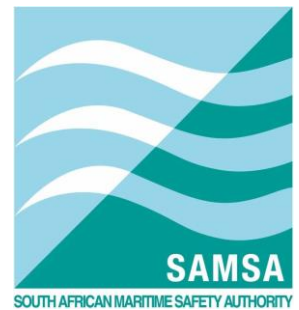


South African Maritime Safety Authority



Marine Notice No. 7 of 2008

Obligation of Masters and Owners to Maintain Crew/passengers/ persons Lists

TO SKIPPERS, OWNERS, MANAGERS AND OPERATORS OF ALL VESSELS AND PRINCIPAL OFFICERS

Marine Notice No. 41 of 1995 is cancelled

Summary

This marine notice advises the industry of the obligation of Masters, Skippers and Owners and/or Managers to maintain a list of crew on board a vessel. It is a mandatory requirement, and the list is vital during Search and Rescue operations.

- 1 The crew/passenger/persons list is vital during Search and Rescue operations as it informs the rescue services exactly how many persons need to be accounted for, and saves both time and resources. It is also of great value when the next of kin either has to be informed of an incident, or counselling has to be arranged in times of bereavement.
- 2 There are a number of regulatory requirements for vessels which are required to maintain a list of crew/passengers/persons on board. These are:

Vessel	Regulatory reference	Regulatory Requirement
Every South African ship and every foreign vessel of 25 or more gross tons.	<i>Life Saving Equipment Regulations</i> Regulation 46(3).	<i>List of persons on board. - The master or owner of every ship, who has not entered onto an agreement with the crew of the ship, shall make out and sign a list setting forth the name and address of each person onboard the ship. The list shall indicate in respect of each person onboard whether he is a member of the crew or a passenger. The said list shall be handed to the proper officer, port authority or person nominated by the proper officer before the ship proceeds to sea.</i>
A foreign-going South African ship; and the master or owner of a coasting ship or a fishing vessel registered in the Republic who has entered into an	<i>The Merchant Shipping Act</i> Section 188 (1)	<i>The master of a foreign-going South African ship who has entered into an agreement with the crew of the ship, and the master or the owner of a coasting ship or a fishing, sealing or shore-based whaling boat registered in the Republic who has entered into an agreement with the crew of the ship, shall, upon the discharge of the crew, whether within or outside the Republic, make out and sign a list (in this Act referred to as the list of the crew) which may be combined in one document with the</i>

Vessel	Regulatory reference	Regulatory Requirement
agreement with the ships crew		<i>agreement with the crew, in the prescribed form.</i>
Small Vessels	<p><i>Merchant Shipping (National Small Vessel Safety) Regulations, 2007.</i></p> <p>Regulation 12</p>	<p>(1) <i>Before a vessel goes to sea from a place in the Republic, the owner and skipper must ensure that there is left behind, particulars in respect of—</i></p> <p>(a) <i>the identity of the vessel, including its name if any; official number, and type or make;</i></p> <p>(b) <i>the names of the occupants; and</i></p> <p>(c) <i>the intended place or places and expected times of departure and arrival.</i></p> <p>(2) <i>Where regulating authorities, authorised agencies or clubs affiliated to a governing body have implemented reporting mechanisms for sheltered waters or at harbours, fishing harbours and approved launch sites, owners and skippers must comply with those mechanisms instead of the requirements under sub regulation (1).</i></p> <p>(3) <i>Upon return to a place in the Republic the owner and skipper of the vessel must ensure that the person with whom information has been left in compliance with sub regulation (2) is notified of the vessel's return.</i></p> <p>(4) <i>The owner and skipper of a vessel that goes to sea from a commercial harbour or a fishing harbour must, in addition to meeting the other requirements of this regulation, comply with the reporting requirements in force in that harbour.</i></p>

3 Masters, skippers and owners are reminded that it is an offence to not submit a crew list.

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