

Order amending order on Notice A from the Danish Maritime Authority, technical regulation on occupational health in ships

Section 1

In order no. 1246 of 11 December 2009 on Notice A from the Danish Maritime Authority, technical regulation on occupational health in ships, as amended by order no. 817 of 30 June 2011, the following amendments shall be made:

1. The *Introduction* shall be as follows:

“Pursuant to section 1(2) and (3), sections 3-5, sections 20(4), section 27(4) and section 32(8) of the act on safety at sea (*lov om sikkerhed til søs*), cf. consolidated act no. 654 of 15 July 2010, as enacted for Greenland by decree no. 71 of 29 January 2013, the following provisions shall be laid down:”

2. After *section 3*, the following shall be inserted:

“**Section 3a.** The obligations under this regulation shall rest with the shipowners, masters, supervisors and other persons performing work on board. If somebody else than the shipowner is the employer, the obligations imposed on the shipowner pursuant to this regulation shall also rest with the employer.

Subsection 2. If a document of compliance has been issued pursuant to the International Code on the Safe Management of Ships to another organisation or person, the obligations imposed on the shipowner pursuant to this regulation shall also rest with this person.

Subsection 3. If a certificate has been issued pursuant to the Maritime Labour Convention to another organisation or person, the obligations imposed on the shipowner pursuant to this regulation shall also rest with this person.”

3. In *section 8*, “section 3a(3),” shall be inserted after “section 3”.

4. *Chapter I, part A, regulation 1, paragraph 2*, and *part B, regulation 1, paragraph 2*, shall be as follows:

“2. The obligations shall rest with shipowners, masters, supervisors and other persons performing work on board.”

5. *Chapter II, part C, regulation 6, paragraph 17*, shall be as follows:

“17. The list shall be kept for 40 years. If a certificate has been issued pursuant to the International Code on the Safe Management of Ships, the list shall be kept by the one to whom the certificate has been issued. If the shipping company ceases to exist or if the certificate lapses pursuant to the International Code on the Safe Management of Ships, the list shall be submitted to the Danish Maritime Authority.”

6. *Chapter II, part C, annex 2, paragraph 17.3.10*, shall be as follows:
“17.3.10 The notification shall contain the shipping company’s signature. If a certificate has been issued pursuant to the International Code on the Safe Management of Ships, the notification shall be signed by the holder of the certificate.”
7. *Chapter II, part D, regulation 1, paragraph 2*, shall be as follows:
“2. Shipowners, masters, supervisors and other persons working on board shall ensure this.”
8. *Chapter III, part A, regulation 1, paragraph 2*, shall be as follows:
“2. Shipowners, masters, supervisors and other persons working on board shall ensure that the obligations of this part are met.”
9. *Chapter VII, regulation 1, paragraph 2*, shall be as follows:
“2. Shipowners, masters, supervisors and other persons working on board shall ensure that the provisions of this chapter are complied with.”
8. In *chapter XI, part A, regulation 1, paragraph 3*, “(hereinafter referred to as the ship owner)” shall be left out.

Section 2

This order shall enter into force on 20 August 2013.

Danish Maritime Authority, 3 July 2013
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