



IMCO

INTERNATIONAL CONFERENCE ON
MARINE POLLUTION, 1973
Committee I

DRAFT TEXT OF THE POLLUTION CONVENTION

Text of Article 4 as agreed by the Committee

Article 4

Violation

- (1) Any violation of the requirements of the present Convention shall be prohibited under the law of the Administration of the ship concerned wherever the violation occurs. If the Administration is informed of such a violation and is satisfied that sufficient evidence is available to enable proceedings to be brought in respect of the alleged violation, it shall cause, in accordance with its laws, such proceedings to be taken as soon as possible.
- (2) Any violation of the requirements of the present Convention within the jurisdiction of any Contracting State shall be prohibited under the law of that State. Whenever such a violation occurs, that State shall either:
 - (a) cause proceedings to be taken in accordance with its law, with respect to such violation, or
 - (b) furnish to the Administration of the ship such information and evidence as may be in its possession that a violation has occurred.
- (3) Where information or evidence with respect to any violation of the Convention by a ship is furnished to the Administration of that ship, the Administration shall promptly inform the State which has furnished the information or evidence and the Organization, of the action taken.

(4) The penalties specified under the law of a Contracting State pursuant to this Article shall be adequate in severity to discourage violations of this Convention and shall be equally severe irrespective of where the violations occur.
