

RESOLUTION MEPC.37(28)

adopted on 17 October 1989

ESTABLISHMENT OF THE DATE OF APPLICATION OF THE PROVISIONS OF REGULATION 5 OF ANNEX V OF THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF POLLUTION FROM SHIPS, 1973 AS MODIFIED BY THE PROTOCOL OF 1978 RELATING THERETO ON THE DISCHARGE OF GARBAGE IN THE NORTH SEA AREA

**ANNEX 3**

**RESOLUTION MEPC.37(28)  
Adopted on 17 October 1989**

**ESTABLISHMENT OF THE DATE OF APPLICATION OF THE PROVISIONS OF  
REGULATION 5 OF ANNEX V OF THE INTERNATIONAL CONVENTION FOR  
THE PREVENTION OF POLLUTION FROM SHIPS, 1973 AS MODIFIED  
BY THE PROTOCOL OF 1978 RELATING THERETO ON THE  
DISCHARGE OF GARBAGE IN THE NORTH SEA AREA**

**THE MARINE ENVIRONMENT PROTECTION COMMITTEE,**

**RECALLING** Article 38 of the Convention on the International Maritime Organization concerning the functions of the Committee,

**NOTING** resolution MEPC.36(28) by which the Committee adopted amendments to regulation 5(1) of Annex V of the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto (MARPOL 73/78), hereinafter referred to as Annex V, to designate the North Sea as a special area,

**NOTING ALSO** the provision of Annex V, designating the North Sea area as a "Special Area", i.e. a sea area where for recognized technical reasons in relation to its oceanographical and ecological condition and to the particular character of its traffic the adoption of special mandatory methods for the prevention of pollution of the sea by garbage is required,

**NOTING FURTHER** the communication received from the Government of the Netherlands in accordance with the provisions of regulation 5(4)(b) of Annex V, notifying on behalf of and with the authorization of all the States bordering the North Sea - Belgium, Denmark, France, the Federal Republic of Germany, the Netherlands, Norway, Sweden, the United Kingdom - that adequate reception facilities are provided in all ports within the North Sea area,

**HAVING CONSIDERED** the request of the North Sea States to establish the date from which the requirements of regulation 5 of Annex V in respect of the North Sea area shall take effect as being the date of entry into force of the amendments to Annex V to designate the North Sea as a "Special Area",

**1** DECIDES that the requirements of regulation 5 of Annex V in respect of the North Sea area shall take effect on the day the amendments to regulation 5(1) of Annex V adopted by resolution MEPC.36(28) enter into force, which is expected to be 18 February 1991,

**2** REQUESTS the Secretary-General to notify, in conformity with regulation 5(4)(b), all Members of the Organization and all Parties of the aforementioned decision.

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