

ASSEMBLY
28th session
Agenda item 15(a)

A 28/Res.1083
10 December 2013
Original: ENGLISH

Resolution A.1083(28)

**Adopted on 4 December 2013
(Agenda item 15(a))**

AMENDMENTS TO THE INTERNATIONAL CONVENTION ON LOAD LINES, 1966

THE ASSEMBLY,

RECALLING Article 15(j) of the Convention on the International Maritime Organization concerning the functions of the Assembly in relation to regulations and guidelines concerning maritime safety,

RECALLING ALSO that, by resolution A.1070(28), it adopted the IMO Instruments Implementation Code (III Code),

NOTING proposed amendments to the International Convention on Load Lines, 1966 (1966 LL Convention) to make the use of the III Code mandatory,

NOTING ALSO that the Maritime Safety Committee, at its ninety-first session, adopted the proposed amendments in accordance with article 29(3)(a) of the 1966 LL Convention,

HAVING CONSIDERED the proposed amendments to the 1966 LL Convention,

1 ADOPTS, in accordance with article 29(3)(b) of the 1966 LL Convention, the amendments, set out in the annex to the present resolution;

2 DETERMINES that, pursuant to new regulation 53 of annex IV, whenever the word "should" is used in the III Code (annex to resolution A.1070(28)), it is to be read as being "shall", except for paragraphs 29, 30,31 and 32;

3 REQUESTS the Secretary-General, in accordance with article 29(3)(b) of the 1966 LL Convention, to transmit certified copies of the present resolution and its annex to all Contracting Governments to the said Convention, for consideration and acceptance, and also to transmit copies to all Members of the Organization;

4 URGES all Governments concerned to accept the amendments at the earliest possible date;

5 RESOLVES that, should entry into force of the aforementioned amendments take place following their unanimous acceptance in accordance with article 29(2) of the 1966 LL Convention, prior to entry into force based on their acceptance as requested by this resolution, this resolution shall become invalid.

Annex

**AMENDMENTS TO ANNEXES I AND IV TO
THE INTERNATIONAL CONVENTION ON LOAD LINES, 1966, AS AMENDED**

ANNEX I

Regulations for determining load lines

Chapter I

General

Regulation 3 – Definitions of terms used in the annexes

1 The following new definitions are added after definition (12):

"(13) *Audit* means a systematic, independent and documented process for obtaining audit evidence and evaluating it objectively to determine the extent to which audit criteria are fulfilled.

(14) *Audit Scheme* means the IMO Member State Audit Scheme established by the Organization and taking into account the guidelines developed by the Organization*.

(15) *Code for Implementation* means the IMO Instruments Implementation Code (III Code) adopted by the Organization by resolution A.1070(28).

(16) *Audit Standard* means the Code for Implementation.

* Refer to the Framework and Procedures for the IMO Member State Audit Scheme, adopted by the Organization by resolution A.1067(28)."

2 A new Annex IV is added after Annex III, to read as follows:

"ANNEX IV

Verification of compliance with the provisions of this Convention

Regulation 53

Application

Contracting Governments shall use the provisions of the Code for Implementation in the execution of their obligations and responsibilities contained in the present Convention.

Regulation 54*Verification of compliance*

- (1) Every Contracting Government shall be subject to periodic audits by the Organization in accordance with the audit standard to verify compliance with and implementation of the present Convention.
- (2) The Secretary-General of the Organization shall have responsibility for administering the Audit Scheme, based on the guidelines developed by the Organization.
- (3) Every Contracting Government shall have responsibility for facilitating the conduct of the audit and implementation of a programme of actions to address the findings, based on the guidelines developed by the Organization*.
- (4) Audit of all Contracting Governments shall be:
 - (a) based on an overall schedule developed by the Secretary-General of the Organization, taking into account the guidelines developed by the Organization; and
 - (b) conducted at periodic intervals, taking into account the guidelines developed by the Organization.

* Refer to the Framework and Procedures for the IMO Member State Audit Scheme, adopted by the Organization by resolution A.1067(28)."
