

REGULATIONS FOR CONDUCTING MARINE SURVEYS ACTIVITIES IN THE HASHEMITE KINGDOM OF JORDAN

Issued by the Board of Directors of Jordan Maritime Authority, by virtue of paragraph (K) of Article (9) of Jordan Marine Authority Law No. (47) for the year 2002.

Article 1:

These regulations shall be named (Regulations for conducting marine surveys in the Hashemite Kingdom of Jordan for the year 2003) and shall come into force on the date of publication in the official Gazette).

Article 2:

The following words and terms wherever mentioned in these Regulations shall have the meanings assigned thereto hereunder unless the context expressly provides otherwise:

The Ministry	The Ministry of Transport
The Minister	The Minister of Transport
The Authority	Jordan Marine Authority.
The Director	The Director General of Jordan Marine Authority
The Marine Surveyor	The normal or the nominal person registered as a company or an establishment, who is licensed by the concerned authority to conduct marine surveys activities or the person who is approved by one of the International Classification Societies to conduct works of marine surveys.
The license	A document issued by Jordan Marine Authority to the marine surveyor authorizing him to practice works of marine surveys.

Article 3:

Marine survey activities are allowed to be practiced in the Hashemite Kingdom of Jordan through a company or an establishment, which is registered and licensed by the following authorities:

A- The Authority, if its office is located outside the border of Aqaba Special Economic Zone, pursuant to these regulations.

- B- Aqaba Special Economic Zone Authority, in coordination with the Authority, if its office is located within the border of Aqaba Special Economic Zone, according to Aqaba Special Economic Zone Law No. (32) for the year 2000 and pursuant to the issued regulations by its virtue.

Article 4:

The director shall form a committee from the Authority's employees to perform the following functions:

- A- Study the submitted instruments and documents of license applications, and the committee is entitled to acquire any instruments or documents it sees necessary for approving granting the license.
- B- Checking on the companies and the establishments who practice marine survey works and follow-up their compliance with the license terms, conditions and provisions of these regulations.

Article 5:

The marine surveyor activities shall be defined as follows:

- A- Conducting ship surveys, on condition that an authorization for the surveyor should be presented stating that he is approved by one of the classification societies approved by the Authority, or present an official authorization issued by the flag state of the ship. These surveys shall include:
 - 1- Ship surveys for the purpose of granting or renewing the ship's statutory certificates in accordance with the requirements of the flag state of the ship.
 - 2- Ship surveys for the purpose of meeting the requirements of the classification societies which include:
 - 2-1 Ship's main engines, its electrical generators, the machines, the auxiliary equipment, all electrical and electronic equipment, navigation equipment, the loading and unloading gear, the winches and ship's mooring outfits.
 - 2-2 The ship's hull and the submerged parts of the ship's hull under sea water level.
 - 2-3 Survey of the dry-dock and the like.

3- Ship surveys other than the surveys mentioned in items (1) and (2) above including ship surveys for damages, emergency repairs, ship leasing or ending the lease and rescue survey.

B- Cargo surveys of all kinds and ship fitness for carriage of cargo surveys, which should be conducted only by a licensed marine surveyor in Jordan or in co-operation with him.

Article 6:

Marine surveys shall be conducted by a separate license distinct from any other marine services, including shipping agents or marine maintenance or freight forwarders or representing protection and indemnity clubs.

Article 7:

The marine surveyor shall, while performing the surveys onboard ships, abide by the technical requirements mentioned in the relevant International Maritime Conventions, Codes and Protocols. The surveyor and his employees shall be held responsible for the performing the surveys and the subsequent reporting.

Article 8:

The marine surveyor shall notify the Authority of any performed surveys within (48) hours of completing them stating the party who asked for the survey and the kind of that survey.

Article 9:

Survey procedures for goods or ships shall be conducted as follows:

A- Surveying the goods onboard the ship and during unloading, storage and shipping.

B- Surveying bulk goods prior and after unloading from ship.

C- Surveying goods carried in containers onboard the ship or in port yards or stores or during performing the inspections by the customs with the approval of the ship agent or in his presence.

D- The surveyor is entitled to take photos for the ship or any of its sections, or the cargo, and take necessary samples of the cargo or the ship materials, for inspection purposes. For taking pictures of classified cargo, he shall take the approval of The Ports Corporation.

Article 10:

The terms of granting license for conducting marine surveys to companies or establishments based outside the borders of Aqaba Special Economic Zone are set as follows, with the exception of international classification societies who are members of the International Association of Classification Societies:

A- The surveyor is registered as a company or an establishment in the Hashemite Kingdom of Jordan, at the Companies Controller Department in the Ministry of Industry and Commerce.

B- The paid-up and registered company capital shall not be less than (30000) Thirty Thousand JDs.

A- He must have a full time General Manger, who shall meet the following conditions:

1- Hold Jordanian Nationality.

2- He must hold one of the following qualifications and practical experiences:

2-1 Certificate of First Marine Engineer, of experience not less than (4) four years as an in-charge marine engineer on ships of engine power capacity not less than (3000) Kilo Watts.

2-2 Certificate of high seas master, of experience not less than (4) four years, as an in-charge marine officer on ships of total gross tonnage not less than (3000) Tons.

2-3 Certificate of Second marine engineer of experience not less than (6) six years as an in-charge engineer on ships of engine power capacity not less than (3000) Kilo Watt.

2-4 First Marine Officer certificate of an experience, not less than (6) six years as an in-charge marine officer on ships of total load capacity not less than (3000) tons.

2-5 B.Sc. Certificate in Marine Engineering (Ship building) of experience not less than (4) four years, in the filed of shipbuilding, shipyards or ship repair and maintenance.

2-6 One of the above qualifications, with experience in marine survey and the marine experience and/or in ports in the area of marine maintenance or the dry ducks, where the total experience, is not less than (6) six years.

D- The marine surveyor employees must not be less than (3) persons, including the General Manager.

E- The marine surveyor shall practice his works at an independent office premises, of an area not less than (50) square meters, equipped with a telephone, fax and a connected computer with the internet.

Article 11:

Procedures of granting the license for conducting marine surveys, outside the borders of Aqaba Special Economic Zone, shall be defined as follows:

A- Submitting the application for the registration of the marine surveyor to Ministry of Industry and Commerce, specifying in it the aims of the company/establishment, in pursuance with Article (5) of these Regulations.

B- The application shall be presented to the Authority, to review and issue the initial approval for it, and hand over to the license applicant the form of the license terms to complete the registration procedures. The Authority may send the license terms form and the initial approval by fax or e-mail.

C- The applicant of the license shall submit back the form of the license terms after duly filling it and attaching the following documents:

- 1- Certified copies of the Establishment Contract listing down in it the shareholders names, the aims of the company, the registration certificate and a statement duly certified from the Ministry of Industry and Trade listing the persons authorized to sign on behalf of the company in the administrative, financial and judicial issues.
- 2- A certified copy of the property title deed policy or the lease contract for the offices of the Marine surveyor.
- 3- A certified copy of the profession license.
- 4- A copy of the employment contract of the employees certified by Ministry of Labor along with a certificate issued by the Social Security Corporation containing the names of the company's employees under the Social Security Corporation's system.
- 5- The Marine scrutinizer number at income tax department.
- 6- Qualification and past experience of the Marine surveyor General Manager.

D- The committee formed by the virtue of these regulations shall check on the premises of the marine surveyor to make sure that the conditions of Article (10) of these regulations are duly met and in conformity with the conditions listed in the license granting Form.

- E- The committee shall recommend to the Director General to issue the license, of practicing marine survey works.
- F- The Director General shall issue the license of conducting the Marine surveyor activities after the applicant has paid the annual -required fees. The license shall valid for one year and shall be renewed annually upon the recommendation of the Committee. The concerned parties shall be notified in order to the needed entry permits to the company.

Article 12:

The Authority is entitled at any time and with any means to make sure that the marine surveyor is abiding by the provisions of these regulations. The Director General shall freeze the license temporarily or completely cancel it, in case, a violation to the license terms is committed and that violation is not eliminated, after the marine surveyor has been notified within a certain period of time decided by the Director General to eliminate the violation.

Article 13:

All the parties who are licensed to conduct Marine activities in The Hashemite Kingdom of Jordan shall adjust their status to meet the requirements and conditions of these regulations within no more than six months commencing the date of publication in the Official Gazette.

Article 14:

All previous Regulations in these matters shall be cancelled as of the date of publication of these regulations in the Official Gazette.