IMO INSTRUMENTS IMPLEMENTATION CODE
- The Triple “I” Code

What it is, What it does, How it works

Captain Hartmut G. Hesse
Former Special Representative of the S-G
(Maritime Security & Counter-Piracy Programmes)
hartmut.hesse@marisafsec.com
www.marisafsec.com
IMO developed initially:

- A.973(24) - Code for implementation of mandatory IMO instruments in 2005, as revised by
- A.1054(27) in 2011, as Audit Standard for VIMSAS, and again by
- A.1070(28) in 2013 and made mandatory, as Audit Standard for IMSAS
IMO INSTRUMENTS
IMPLEMENTATION CODE
(III Code)

Resolution A.1070(28)
Objective

Enhance global maritime safety and protection of the marine environment and assist States to implement the instruments of the Organization.

Different States will view this Code according to their own circumstances and are bound only to implement those instruments to which they are Contracting Governments or Parties.

By virtue of geography and circumstances, some States may have a greater role as a flag State than as a port State or as a coastal State, whilst others may have a greater role as a coastal State or a port State than as a flag State.
The code was developed to form the basis of the audit standard and has identified all relevant obligations of Parties to IMO instruments.

SCOPE:

- 1974 SOLAS and 1978 Protocol, as amended
- MARPOL 73/78, as amended
- STCW 1978, as amended
- LOADLINES 1966, as modified by the 1988 Protocol
- TONNAGE 1969
- COLREG 1972
III Code

- THE FOLLOWING CODES AND RESOLUTIONS MADE MANDATORY BY THE ABOVE INSTRUMENTS ALSO COME UNDER THE SCOPE OF THE CODE

- SOLAS
  - Res MSC 133 (76) Reg. 3.6.2.1
  - FSS Code 11-2/3.22
  - FTP Code 11-2/3.23
  - LSA Code 111/3.10
  - CSS Code Sub chapter 19, V1/2.2.1
III Code

- SOLAS CONTINUED:
  - Grain Code V1/8.1
  - IMDG Code V11/1.1
  - IGC Code V11/11-1
  - INF Code V11/14.1
  - ISM Code IX/1.1
  - 1994 HSC Code X/1.1
  - 2000 HSC Code X/1.2
III Code

SOLAS CONTINUED:

- Res A 739 (18) X1-1/1
- Res A 789 (19) X1-1/1
- Res A744 (18) as amended X1-1/2
- Res 4 SOLAS CONF.1997 X11/1.7
- Res MSC 169(79) X11/7.2
- Res MSC 168 (79) X11/14
III Code

- **MARPOL:**
  - Res MEPC 94 (46) as amended
    - annex I reg 13G & 13H
  - BCH Code annex II, reg 1(11)
  - Nox Tech code

- **STCW:**
  - STCW Code Part A Reg 1/1.2.3
III Code

- MEPC 66 adopted amendments to MARPOL to make III Code mandatory as from 1/1/2016

- MSC 93 adopted amendments to SOLAS, STCW, LL, and just mentioned relevant mandatory instruments to make III Code applicable and mandatory as from 1/1/2016
Areas to be addressed when developing policies, legislation, associated rules and regulations and administrative procedures to implement and enforce State obligations and responsibilities

- Jurisdiction
- Organization and authority
- Legislation, rules and regulations
- Promulgation of the applicable international mandatory instruments, rules and regulations
- Enforcement arrangements
- Control, survey, inspection, audit, verification, approval and certification functions
- Selection, recognition, authorization, empowerment and monitoring of R/Os and nominated surveyors
- Investigations required to be reported to IMO
- Reporting to IMO and other Administrations
III Code

The Approach

- Part 1 – Common Areas
- Part 2 – Flag State
- Part 2 – Coastal State
- Part 4 – Port State
III Code

- The code is supported by Resolution A.1077(28) on the 2013 Non-Exhaustive list of obligations under instruments relevant to the III Code.

- This list will need to be reviewed and updated on a regular basis.
Resolution A.1077 - Obligations under III Code

- Obligations of Contracting Governments/Parties
- Specific Flag State Obligations
- Specific Coastal State Obligations
- Specific Port State Obligations
Common Areas

- RECORDS - ADMINISTRATIONS SHOULD:
  - Establish and maintain records as evidence of conformity with requirements and effective operation
  - Establish procedures to define controls and responsibilities within departments
Common Areas

- IMPROVEMENT - ADMINISTRATIONS SHOULD:
  - Introduce a culture of continually improving measures to give effect to conventions and other mandatory instruments
  - Detect and eliminate causes for non-conformities through regular quality audits of departments concerned
ADMINISTRATIONS SHOULD:

- Provide adequate resources in numbers, qualifications and experience of personnel to carry out their control functions.
- Ensure that timely investigations are carried out into accidents involving their flag ships.
Rights, obligations and responsibilities of Flag States

- [Registration of ships]
- Setting maritime safety, security and environmental protection standards
- Regulation of Shipping (construction, equipment, navigation, loading, etc.)
- Maritime training and certification of seafarers
- Ship inspection, survey and certification
- Casualty Investigation
Rights, obligations and responsibilities of Coastal States

- Implementation
- Delegation of authority
- Enforcement
  - Flag State surveyors
  - Flag State investigations
- Evaluation and review
Rights, obligations and responsibilities of Coastal States

- Radiocommunication services
- Meteorological services and warnings
- Search and rescue services
- Hydrographic services
- Ships' routeing
- Ship reporting systems
- Vessel traffic services
- Aids to navigation
Rights, obligations and responsibilities of Port States

- Provision of appropriate reception facilities or capability to accept all waste streams regulated under the instruments of the Organization
- Port State control
- Keeping a register of fuel oil suppliers
# TIME FRAME TO MAKE III CODE AND AUDITING MANDATORY BASED ON THE AMENDMENT PROVISIONS OF THE MANDATORY INSTRUMENTS

<table>
<thead>
<tr>
<th>III Code</th>
<th>APPROVAL</th>
<th>ADOPTION</th>
<th>ACCEPTANCE</th>
<th>ENTRY INTO FORCE</th>
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<tbody>
<tr>
<td>MEPC 64 (10/2012)</td>
<td>A 28 (12/2013)</td>
<td>1/7/2015 (Not less than one year after adoption by MSC [93])</td>
<td>1/1/2016 (Six months after acceptance)</td>
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<tr>
<td>MSC 91 (11/2012)</td>
<td>MSC 93 (05/2014)</td>
<td>After adoption of III Code by Assembly – first possible regular session for adoption of amendments</td>
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<tr>
<td>(Adoption)</td>
<td>(Adoption)</td>
<td>After adoption of III Code by Assembly – first possible regular session for adoption of amendments</td>
<td>(Not less than 10 months after adoption by MEPC [66])</td>
<td>(Six months after acceptance)</td>
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<td>LL 1966</td>
<td>MSC 91 (11/2012)</td>
<td>A 28 (12/2013)</td>
<td>1) 1/1/2017 (Unanimous acceptance - 3 years from circulation after adoption be A 28) 2) Based on the attainment of the number of explicit acceptances</td>
<td>1) 1/1/2018 (12 months after unanimous acceptance) 2) on a date 12 months after the number of explicit acceptances have been received</td>
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<td>(Adoption)</td>
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<td>Adoption and circulation for unanimous acceptance and explicit acceptance</td>
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<td>Tonnage 1969</td>
<td>MSC 91 (11/2012)</td>
<td>A 28 (12/2013)</td>
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¹ Dates in square brackets are for harmonization with SOLAS 1974, LL PROT 1988 and STCW.
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