



# NIUE SHIP REGISTRY

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## NAIROBI INTERNATIONAL CONVENTION ON THE REMOVAL OF WRECKS, 2007 (NAIROBI WRC 2007) (Circular NMC2.2015 (rev4))

**PURPOSE:** Provide ship owners/managers/operators on the requirements for the entry into force of the International Wreck Removal Convention on 14<sup>th</sup> April 2015

### RELATED DOCUMENTS:

1. The Nairobi International Convention on the Removal of Wrecks, 2007 (Nairobi WRC 2007)

### DEFINITIONS:

The following abbreviations stand for:

- "EEZ" – Exclusive Economic Zone
- "GT" – Gross Tonnage in accordance to ITC 69
- "IG" – International Group of P&I Clubs
- "IMO" – International Maritime Organization
- "PSC" – Port State Control
- "WRC" – Nairobi International Convention on the Removal of Wrecks, 2007
- "WRCC" – Nairobi International Convention on the Removal of Wrecks, 2007 Certificate

The following terms shall mean:

- "Administration" shall mean the Niue Ship Registry;
- "Convention" shall mean the Nairobi International Convention on the Removal of Wrecks, 2007 (Wreck Removal Convention);
- "Convention area" means the exclusive economic zone of a State Party, established in accordance with international law or, if a State Party has not established such a zone, an area beyond and adjacent to the territorial sea of that State determined by that State in accordance with international law and extending not more than 200 nautical miles from the baselines from which the breadth of its territorial sea is measured.
- "Registered owner" means the person or persons registered as the owner of the ship or, in the absence of registration, the person or persons owning the ship at the time of the maritime casualty. However, in the case of a ship owned by a State and operated by a company which in that State is registered as the operator of the ship, "registered owner" shall mean such company.
- "Ship" means a seagoing vessel of any type whatsoever and includes hydrofoil boats, air-cushion vehicles, submersibles, floating craft and floating platforms, except when such platforms are on location engaged in the exploration, exploitation or production of seabed mineral resources.
- "State Party" means a country who has ratified to the Convention.

## **APPLICATION:**

The WRC has entered into force on 14 April 2015 and requires all ships of 300 GT and above flying the flag of a State Party or performing voyages to the Convention Area of a State Party to hold a WRCC attesting that the ship has the necessary insurance or financial security in force in accordance with the provision of the Convention.

Niue has acceded to the WRC and has entered into for Niue on 27<sup>th</sup> July 2015. Niue has declared in the instrument of accession, the application of this Convention shall extend to wrecks located within Niue territory, including the territorial sea. From 27 July 2015 onwards, all Niue Flagged ship of 300 GT and above are required to carry on board a WRCC in accordance with the provision of the Convention

## **CONTENTS:**

### **A. PROCEDURE FOR CERTIFICATION**

#### **1. For Niue Flagged Ships**

- 1.1. In accordance to Article 12 of the Convention, the registered owner is required to obtain a WRC "Blue Card" from their insurers (P&I club), evidencing that there is in place insurance meeting the liability requirements of the Convention, and submit this to the Administration in order to apply for a WRCC.
- 1.2. WRC "Blue Cards" are to be submitted by email to this Administration at [operations@niueship.com](mailto:operations@niueship.com)
- 1.3. This Administration shall then verify the WRC "Blue Card(s)" with the P&I Club and issue the WRCC if all is in order.
- 1.4. This Administration accepts WRC "Blue Cards" as proof of insurance or financial security issued by the International Group of P&I Clubs (IG Group) and some Non-IG Group P&I Clubs. Blue Cards issued by insurers that are not a member of the IG group will be evaluated on a case by case basis. Please refer to NMC3.2016 for full list of recognised P&I Clubs.
- 1.5. The period of validity of the WRCC is in principle the same as that of the insurance in place or financial security provided i.e. as stated on the WRC "Blue Card".

#### **2. For non-Niue Flagged Ships who wishes to apply for a WRCC as their flag under a non-State Party, the same procedures above will apply. However, in addition to submitting a copy of the WRC "Blue Card", the following are required:**

- 2.1. WRC "Blue Cards" must be issued by a member of the IG; and
- 2.2. Submission of a copy of the ship's Certificate of Registry which clearly states the information of Registered Owner

This Administration shall not issue WRCCs for ships that are already flagged under a State Party.

Please do not hesitate to contact the Registry at [operations@niueship.com](mailto:operations@niueship.com) or call: +65 6226-2001 for further assistance.