

# INLAND WATERS SHIPPING (SURVEY AND REGISTRATION) REGULATIONS

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INLAND WATERS SHIPPING (SURVEY AND REGISTRATION) REGULATIONS

under s. 37

1. Citation

These Regulations may be cited as the Inland Waters Shipping (Survey and Registration) Regulations.

2. Interpretation

In these Regulations, unless the context otherwise requires—

“appropriate fee” means the appropriate fee prescribed in the First Schedule;

“appropriate form” means the appropriate form prescribed in the Second Schedule;

“buoyant apparatus” means floatation equipment other than lifebuoys or life-jackets designed to support persons who are in the water;

“identity mark” means the number allocated to a vessel by the registrar of vessels under regulation 7.

## PART I

### EXEMPTED VESSELS

#### 3. Application of Part I of Act

Life-boats or tenders which are carried in or attached to a registered vessel and which are surveyed during the course of the survey of such vessel and are specified in the survey certificate of such vessels shall be exempted from separate registration. G.N. 126/1977

## PART II

### SURVEY AND REGISTRATION OF VESSELS

#### 4. Application for survey and registration

(1) An application for—

(a) the initial survey and registration of a vessel;

(b) the annual survey of a vessel; or

(c) the survey of a vessel where an amendment in the certificate of registration of such vessel is required and the application is required to be accompanied by a valid surveyor's certificate under section 9 (2) of the Act,

shall be made by the owner of such vessel on form A to the Surveyor of Vessels, Ministry of Transport and Communications, Lilongwe, stating where the vessel is or is to be situated:

Provided that an application for the annual survey of a vessel shall be made not more than four months nor less than one month before each anniversary of the date of issue of the certificate of registration.

(2) Application under subregulation (1) shall be accompanied by the appropriate fee.

#### 5. Periods for surveys

(1) Each year the surveyor shall, by notice published in the Gazette, specify the dates and times when he will be present at the places specified in such notice for the purpose of surveying vessels.

(2) Surveys carried out at a place or at a time other than a place or time specified by the surveyor shall be at the expense of the applicant who shall pay all costs incurred by the surveyor in carrying out such survey.

#### 6. Surveyor's certificate

(1) If the surveyor is satisfied that the vessel is seaworthy and is equipped in accordance with the Act, he shall issue a surveyor's certificate by completing the reverse side of form A.

(2) The surveyor shall forward the surveyor's certificate and in the case of a first registration, four copies of form B duly completed on the obverse side to the registrar of vessels at the nearest port of registry and shall retain a fifth copy of form B for his records.

(3) A surveyor's certificate shall be valid for one year from the date of survey.

#### 7. Registration of vessels

(1) Upon receipt of the surveyor's certificate and the four copies of form B the registrar of vessels shall issue the owner with a certificate of registration by completing the reverse side of form B.

(2) The registrar of vessels shall, on first issuing a certificate of registration, allocate to the vessel an identity mark.

(3) The continued validity of a certificate of registration shall be subject to the production to the registrar of vessels of a valid surveyor's certificate on or before each anniversary of the date of issue of such certificate of registration.

(4) One copy of the certificate of registration shall be displayed in the vessel in respect of which such certificate was issued and the original shall be kept by the owner.

#### 8. Register of vessels

The register of vessels referred to in section 6 of the Act shall consist of the copy of form A sent to the registrar of vessels by the surveyor and one copy of form B duly completed by such registrar on the reverse side.

#### 9. Central registry of vessels

(1) A central registry of vessels shall be established and maintained at the Ministry.

(2) The central registry shall retain the third copy of form B sent to the registrar of vessels by the surveyor, duly completed by such registrar and sent by him to the Ministry.

(3) The central registry shall also record such statistics of other vessels operating on inland waters as the Secretary may consider necessary.

### PART III

#### IDENTITY MARKS AND NAMES

#### 10. Identity marks

(1) The identity mark allocated to a vessel shall not be required to be exhibited by a vessel of over fifty tons. G.N. 5/1982

(2) The identity mark allocated to a vessel of fifty tons or less shall be clearly and legibly exhibited by such vessel upon each side of her bows so that there shall be not less than 75 millimetres

and not more than 125 millimetres between the top of the identity mark and the top of the uppermost continuous strake, and—

(a) in the case of a vessel of between fifty metric tons and fifteen metric tons, the identity mark shall be 225 millimetres in height;

(b) in the case of a vessel of less than fifteen tonnes but more than five tonnes, the identity mark shall be 150 millimetres in height;

(c) in the case of a vessel of five tonnes or less, the identity mark shall be 75 millimetres in height;

(d) in the case of a sailing vessel, the identity mark shall, in addition, be exhibited upon each side of the mainsail of such vessel;

(e) in no case shall the width of the stroke be less than 13 millimetres.

(3) Life-boats and tenders which have not been registered separately and which are carried in or attached to a vessel shall bear the identity mark allocated to the vessel in which they are carried or to which they are attached. The number of each life-boat shall be painted on each side of the bows, e.g. “starboard life-boat No. 1” and “port side life-boat No. 2;”, etc.

#### 11. Names

(1) A vessel of over fifty tonnes shall have her name on each side of the bows and her name and port of registry on the stern in letters of not less than 150 millimetres in height. G.N. 5/1982

(2) A vessel of fifty metric tons or less which has been registered under Part I of the Act shall have her name, if any, and port of registry on the stern in letters of not less than 75 millimetres in height. (3) life-buoys and buoyant apparatus shall bear the name of the vessel in which they are carried.

#### 12. Manner in which identity mark or name to be exhibited

The identity mark or name to be exhibited on a vessel shall—

(a) be painted in white paint on a dark background; or

(b) be painted in black paint on a light background, and shall not be defaced, covered or concealed in any manner whatsoever.

#### 13. Offences

The owner of any vessel which fails to comply with the requirements of this Part shall be guilty of an offence and shall be liable to a fine of K50.

### PART IV

#### GENERAL

14. Removal of vessels from the water

If, in the opinion of a surveyor, a vessel cannot properly be surveyed without being removed from the water, the surveyor may require the owner to remove such vessel from the water.

15. Duplicate certificate

If any certificate of registration or surveyor's certificate has been lost or destroyed the issuer of such certificate shall issue a duplicate certificate—

(a) if the issuer requires the production of an affidavit setting out the fact of the loss and the circumstances connected therewith, upon receipt of such affidavit; and

(b) upon receipt of the appropriate fee.

16. Amendments of certificate of registration

When a certificate of registration is required to be amended in accordance with section 9 of the Act, such certificate, on being submitted by the owner to the registrar of vessels for amendment, shall be accompanied by the appropriate fee. G.N. 126/1977

FIRST SCHEDULE reg. 2 and 4 (2), G.N. 126/1977, 101/1980, 124/1983, 46/1993, 46/1995, 93/1996, 53/2000, 29/2006

FEES

K t1. For the survey of—(a)a vessel of 100 tonnes or more 70,00000(b)a vessel of less than 100 tonnes but not less than 15 tonnes 60,00000(c)a decked vessel of less than 15 tonnes not, propelled by oars, paddles or poles or an outboard engine20,00000(d)an open or half-decked vessel of less than 15 tonnes not propelled by oars, paddles, or poles or an outboard engine16,00000(e)a vessel of less than 15 tonnes propelled by oars, paddles or poles, or an outboard engine8,000002.For the registration of a vessel3,000003.For the issue of a duplicate certificate1,500004.For the amendment of a Certificate of Registration 1,00000

SECOND SCHEDULE reg. 4

(OBVERSE)

FORM A

INLAND WATERS SHIPPING ACT

(CAP. 71:01)

APPLICATION FOR THE SURVEY AND REGISTRATION OF A VESSEL

(To be completed in triplicate)

To: The Surveyor of Vessels

.....

(Port of registry)

(Delete

where

inapplicable)\*I/We,

.....

(full name in block capitals)

of .....

(business address)

and .....

(residential address)

the owner(s) of the vessel described below, do hereby apply for—

(a) the survey of that vessel for—

(i) first registration;

(ii) an alteration in the dimensions, superstructure or tonnage or a permanent alteration in the method of propulsion of the vessel or the addition of a superstructure to the vessel;

(iii) change of use;

(b) registration of that vessel by the registrar of vessels at

.....

(port of registry)

in accordance with Part I of the Inland Waters Shipping Act.

Description of vessel—

(a) name of vessel .....

(b) location of vessel awaiting survey .....

(c) purpose for which and area in which it is intended to use vessel

.....

(d) built by .....

(e) date of construction .....



Date .....(Signature of owner)

(REVERSE)

INLAND WATERS SHIPPING ACT

(CAP. 71:01)

SURVEYOR'S CERTIFICATE

To: The Surveyor of Vessels

.....

(Port of registry)

I certify that the vessel described overleaf and in accordance with form B No. .... has been surveyed by me and found to be seaworthy and in a fit and proper condition to perform the services set out in Part III of that form.

This certificate is valid for a period of one year from .....

(date of survey)

.....

(Signature of Surveyor of Vessels)

(Delete where inapplicable)\*I/We,

.....

(full name in block capitals)

of .....

(business address)

and .....

(residential address)

the owner(s) of the vessel described below, do hereby apply for—

(a) the survey of that vessel for—

(i) first registration;

(ii) an alteration in the dimensions, superstructure or tonnage or a permanent alteration in the method of propulsion of the vessel or the addition of a superstructure to the vessel;

(iii) change of use;

(b) registration of that vessel by the registrar of vessels at

.....

(port of registry)

in accordance with Part I of the Inland Waters Shipping Act.

Description of vessel—

(a) name of vessel .....

(b) location of vessel awaiting survey .....

(c) purpose for which and area in which it is intended to use vessel

.....

(d) built by .....

(e) date of construction .....

Date.....(Signature of owner)

(REVERSE)

INLAND WATERS SHIPPING ACT

(CAP. 71:01)

SURVEYOR'S CERTIFICATE

To: The Registrar of Vessels

.....

(Port of registry)

I certify that the vessel described overleaf and in accordance with form B No. .... has been surveyed by me and found to be seaworthy and in a fit and proper condition to perform the services set out in Part III of that form.

This certificate is valid for a period of one year from .....

(date of survey)

.....

(Signature of Surveyor of Vessels)

(OBVERSE)

FORM B

Number .....

INLAND WATERS SHIPPING ACT

(CAP. 71:01)

DETAILS OF VESSEL

PART I

PURPOSE OF SURVEY

The purpose of this survey is for—

- (a) first registration;
- (b) annual survey;
- (c) alteration in the tonnage, dimensions or method of propulsion of the vessel;
- (d) change of use.

(delete where inapplicable)

PART II

DESCRIPTION OF VESSEL

Name of vessel ..... Date of construction .....

Builders .....

Full name of owner(s) .....

Residential and business addresses of owner(s) .....

.....

Full name, address and details of any other person with an interest in the vessel  
.....

.....

Port of registry ..... Identity mark .....

Type of construction .....

Method of propulsion .....

Tonnage ..... Length overall ..... Breadth .....

Depth ..... Girth ..... Hull condition .....

Freeboard (minimum) when loaded to full permissible capacity  
.....

Hand-pumps (number and type) ..... condition .....

Fire buckets (number) ..... Bailers (number) .....

Sand boxes (number) ..... Fire extinguishers (number and type) ..... Oars  
(number) ..... Anchors (number) ..... Cable (length, condition and cross-sectional  
diameter of links) .....

Navigation lights (number and type) .....

Sound signals (number and type) .....

Life-boats (number and type) ..... to carry  
(number of persons) .....

Life-jackets (number of persons) .....

Buoyant apparatus (number and type) ..... to  
carry (number of persons) .....

Machinery (items and condition) .....  
.....

### PART III

#### SERVICES FOR WHICH VESSEL IS TO BE USED

Nature of services .....

Limits of operations .....

Number of crew .....

Maximum number of passengers .....

Maximum cargo (deadweight tons) .....

Standards of competency: Master .....

Mate

.....

Engineer

.....

..... (Date) (Signature of Surveyor of  
Vessels)

(REVERSE)

INLAND WATERS SHIPPING ACT

(CAP. 71:01)

REGISTRATION CERTIFICATE

I hereby certify that the vessel .....  
(name of vessel)

described overleaf has been registered to perform .....  
(nature of services)

with effect from the ....., 20 .....

The identity mark allocated to the vessel is .....

.....

(Registrar of Vessels)

Place of registry .....

AMENDMENTS

1. Date ..... Port of registry .....

.....

(Registrar of Vessels)

2. Date ..... Port of registry .....

.....

(Registrar of Vessels)

3. Date ..... Port of registry .....

.....

(Registrar of Vessels)