

**THE INTERNATIONAL CONVENTION ON TONNAGE MEASUREMENT OF SHIPS
1969 (RATIFICATION) AND FOR MATTERS CONNECTED THEREWITH LAW,
1986¹**

LAW NO. 11 OF 1986

**A LAW TO PROVIDE FOR THE RATIFICATION OF THE INTERNATIONAL
CONVENTION ON TONNAGE MEASUREMENT
OF SHIPS, 1969**

(14th February. 1986)

WHEREAS the International Convention on the Tonnage Measurement of Ships was signed at London on the 23rd June 1969, and came into force on the 18th July 1982.

AND WHEREAS Article 16 of the Convention provides for a State which has not initially signed the Convention to accede to it by the deposit of an instrument of accession with the International Maritime Organization,

AND WHEREAS the provisions of the Convention prescribe the procedure and methods with respect to the determination of the gross and net tonnage of ships in a uniform and internationally acceptable manner and, in addition, the certificates issued in respect of each ship shall be internationally recognized,

AND WHEREAS by virtue of a Decision of the Council of Ministers No. 25.984, dated 27th June 1985, the Government of the Republic has decided to accede to the Convention and has authorized the Minister of Foreign Affairs to deposit the relevant instrument of accession with the International Maritime Organization,

Therefore, the House of Representatives enacts as follows:

¹ Editorial Note: This Law was published in the Greek language in the Official Gazette of the Republic of Cyprus. This is an “unofficial” consolidated translation into English prepared by the Department of Merchant Shipping and does not intend to replace any translation prepared by the Law Commissioner’s Office.

*According to Article 3 of the Constitution of the Republic of Cyprus, the official languages of the Republic of Cyprus are Greek and Turkish and therefore the present translation into English is **not the authentic version. The authentic and therefore legally binding version, is the Greek version of this Law.***

It is recalled that relevant to this Ratification Law, are also the provisions of Part XII Measurement of the Tonnage of Ships (sections 60-61) of the Merchant Shipping (Registration of Ships, Sales and Mortgages) Laws of 1963 to 2005 (Law 45/1963 as amended).

<i>Short title.</i>	1. This Law shall be cited as the International Convention on Tonnage Measurement of Ships, 1969 (Ratification) and for Matters Connected Therewith Law of 1986.
<i>Interpretation.</i>	<p>2. —(1) In this Law –</p> <p>“Convention” means the International Convention on Tonnage Measurement of Ships, 1969, and the Annexes and Appendices attached thereto.</p> <p>“Minister” means the Minister of Communications and Works.</p> <p>“Republic” means the Republic of Cyprus.</p> <p>(2) Expressions used in this Law and not otherwise defined, shall have the meaning assigned to them by the Convention.</p>
<i>Ratification of the Convention.</i>	<p>3. —(1) The Convention is hereby ratified.</p> <p>(2) The text of the Convention is set out in the English original in Part I of the Schedule and in translation in Greek in Part II of the Schedule²:</p> <p>Provided that in case of conflict between the English original text and the text translated in Greek, the English original shall prevail.</p>
<i>Competent Authority.</i>	4. The “Administration” (Authority), within the meaning of Article 2 of the Convention, competent within the Republic for, the determination of - the tonnage of ships, the issue of the certificates provided for in the Convention, the exercise of the inspection of ships, regardless of flag, calling at a port of the Republic, as provided under Article 12 of the Convention and generally for the application of the provisions of this Law and the Convention, shall be the Minister and the persons specially authorized by the Minister for each case.
<i>Registration of a ship having an International Tonnage Certificate (1969).</i>	5. —(1) A ship registered under the Cyprus flag and having an International Tonnage Certificate (1969), issued by a foreign competent administration in accordance with the provisions of the Convention, shall not be subjected to a new tonnage measurement, if, according to the relevant written statement of the shipowner there have been no alterations or repairs, since the last measurement, altering her tonnage. In such a case there shall be issued a Cyprus International Tonnage Certificate (1969)

² Editorial Note: The present consolidation does not include the *Schedule*, i.e. the full text of the Convention, obtainable from the International Maritime Organization (IMO) publications.

which shall be drawn up on the basis of the particulars contained in the foreign Tonnage Certificate.

(2) In this case, for the issue of the Cyprus International Tonnage Certificate (1969), there shall be paid reduced measurement fees amounting to one fourth of the normal measurement fees corresponding to ships of the same tonnage, under Part IV of the Third Schedule to the Merchant Shipping (Registration of Ships, Sales and Mortgages) Laws or any other Law amending, or substituting, the same³.

45 of 1963
32 of 1965
82 of 1968
62 of 1973
102 of 1973
42 of 1979
25 of 1980
14 of 1982.

Regulations.

6. —(1) For the better carrying out of the provisions of this Law and the Convention, the Council of Ministers has power to make Regulations for prescribing any matter, which, under this Law or the Convention is required to be or may be prescribed⁴.

(2) In particular and without prejudice to the generality of the power of the Council of Ministers to make Regulations under subsection (1), the Regulations made under this Law may provide for the following matters:

- (a) For the carrying out of the measurement and remeasurement, the conditions and prerequisites for authorizing classification societies and technical companies⁵, the issue and form of certificates;
- (b) for the tonnage measurement of ballast spaces of tankers with ballast;
- (c) for the calculation of volumes from the upper deck;
- (d) for offences and the imposition of fines, criminal or

³ Editorial Note: The Third Schedule to the *Merchant Shipping (Registration of Ships, Sales and Mortgages) Laws*, was repealed by section 14 of the *Merchant Shipping (Fees and Taxing Provisions) Law of 1992 (Law 38 (I)/1992)* .The relevant fees are now provided by Chapters E and I of the First Schedule to the *Merchant Shipping (Fees and Taxing Provisions) Laws of 1992 to 2004 (Law 38(I)/1992 as amended)* .

⁴ Editorial Note: It is recalled that the Regulations presently in force , issued under this section are the following:

The Tonnage Measurement of Ships Regulations, 1987. (Gazette No. 2241, Supplement III(I), dated 10.7.87, P.I. No. 213/87).

⁵ Editorial Note: With regard to classification societies and relevant authorisations, the matter is governed by the *Merchant Shipping(Recognition and Authorization of Organizations) Laws of 2001 and 2004 (Law 46(I)/ 2001 as amended).*

administrative sanctions up to the amount of one thousand pounds (£1.000) for omission of acts relating to measurement or remeasurement or for other contraventions relating to the determination of tonnage; and

- (c) for the prohibition of sailing of Cyprus ships until the omissions- deficiencies are rectified.

(3) Regulations made under this Law shall be laid before the House of Representatives, which has power to approve or reject them within thirty days of their laying. If the House of Representatives approves the Regulations or the thirty-days period lapses without any action being taken, the Regulations shall be published in the Official Gazette of the Republic and shall come into force, unless otherwise provided therein, as from such publication.

*Repeal.
Official
Gazette
Suppl.
III (I):
25.1.74.*

7. On the day of the coming into force of the Convention the provisions of the Merchant Shipping (Tonnage of Ships) Regulations, 1974 shall be repealed in relation to ships falling under the provisions of the Convention, in so far as they are inconsistent with the provisions of the Convention.

**DMS Version
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