Regulations of 11 August 1989 no. 802 concerning extended Trade Areas for Cargo Ships registered in the Norwegian International Ship Register


§ 1
Application

These regulations are applicable to cargo ships built or equipped to carry special types of cargo, and registered in the Norwegian International Ship Register, except vessels subject to the Regulations of 30 June 1987 (No. 579) concerning Special Trade Areas for Vessels and Mobile Offshore Units engaged in the Petroleum Activity and registered in the Norwegian International Ship Register.

§ 2
Conditions for the carriage of cargo between Norwegian ports

Ships to which these regulations apply, and which have a Norwegian master, may carry such cargo as they are specially built or equipped for, between Norwegian ports when en route to or from a foreign port with cargo and the carriage does not form part of a regular scheduled service. It is a further condition that such carriage leads to a rational utilization of the tonnage available, and does not involve undesirable consequences to ships registered in the ordinary ship register.

A ship is considered to be en route to or from a foreign port also when it carries cargo between Norwegian ports as well as to a port to unload cargo from another country and a port to take aboard cargo for another country.

A ship may not carry cargo between Norwegian ports pursuant to these regulations until the Norwegian Maritime Directorate has announced that the ship has been entered on the list referred to in § 3.

§ 3
List of ships which may carry cargo between Norwegian ports

The Norwegian Maritime Directorate shall keep a list of ships which may carry cargo between Norwegian ports in accordance with § 2.

Entry on the list may be made when

- no substantiated objections have been made within the time-limit set by the Directorate, to the effect that the conditions of § 2 first paragraph last sentence have not been met,
- the ship has not previously, under the same owner, been used in violation of § 4 of the Act or the provisions of these regulations, and
- the Directorate otherwise finds the conditions to be satisfied. The list shall specify the period of time and the ports for loading and unloading in regard to which the ship has a trade area different from that permitted by § 4, first paragraph, of the Act and also the type of cargo the ship carries in this trade area.

Ships entered on the list shall be deleted when a change of ownership takes place or when they no longer meet the conditions for entry, or when they have been used in violation of § 4 of the Act or the provisions of these regulations.

§ 4
Procedure for entry on the list

In order that a ship may be entered on the list referred to in § 3, the Norwegian Maritime Directorate must have received information showing that the conditions of § 2 first paragraph have been met, and such as is required for entry on the list.

Entries on the list shall be submitted to the organizations of the shipping industry for comments. The same applies to subsequent deletion from the list in accordance with the second and third deletion alternatives of § 3 third paragraph.
§ 5

Penalties

Wilful violation of these regulations is punishable by fines pursuant to § 11 of the Act of 12 June 1987 No. 48, unless a more severe penalty is applicable pursuant to other statutory provisions. If the punishable offence is committed by someone acting on behalf of a company or partnership as mentioned in § 1 of the Act, the enterprise as such may be sentenced to a fine.

In the event of any violation the Ministry concerned may order that the ship be deleted from the register, cf. § 12 second paragraph of the Act of 12 June 1987 No. 48.

§ 6

Provisions for the implementation of these regulations

The Ministry of Foreign Affairs will prescribe provisions for the implementation of these regulation.

§ 7

Entry into force

These regulations enter into force immediately.