

REPUBLIC OF THE MARSHALL ISLANDS

MARITIME ADMINISTRATOR

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YACHT TECHNICAL CIRCULAR

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Sea Trials

1.0 Introduction

1.1 The Republic of the Marshall Islands (RMI) Maritime Administrator (the "Administrator") recognizes that it is not always practicable and reasonable for yachts undergoing sea trials to have been issued with all the required statutory certificates that confirm their compliance with international and national requirements.

1.2 This Circular provides:

- .1 the conditions under which an RMI-registered yacht may undertake technical and delivery sea trials, while not fully compliant with RMI Maritime Regulations (MI-108) §2.11.3; and
- .2 the process for obtaining a temporary authorization from the Administrator to proceed to sea for such trials.
- 1.3 The purpose of the Administrator authorizing a yacht to conduct a sea trial is to ensure that it is fit to complete the voyage safely and is in substantial compliance with applicable requirements for foreign-flagged vessels in the local jurisdiction.

2.0 Applicability

This Circular applies only to yachts with a valid RMI Certificate of Registry or RMI Construction Certificate of Registry (Construction CoR, (MI-200C)¹).

3.0 Authorization for Sea Trials

- 3.1 Administrator Authorization
 - .1 Before the intended sea trials, the owner, management, or shipyard must seek authorization from the Administrator to perform the sea trial voyages. Refer to §4.0, below for the information that must be provided to the Administrator.
 - .2 Authorizations are only valid for a limited period and for a single sea trial voyage departing from and directly returning to the shipyard, unless

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^{1.} The owner and shipyard of a yacht without a valid RMI CoR is responsible for undertaking the sea trials and making the necessary arrangements with the local jurisdiction.

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determined otherwise by the Administrator.

.3 A sea trial can only be undertaken by yachts holding a valid Construction CoR. A certificate may contain remarks specifying any imposed restrictions, as determined by the Administrator.

3.2 Manning

Yachts undergoing sea trials must be appropriately manned with qualified crew. RMI endorsements are not required for the sea trial crew; however, they must be issued with the appropriate documentation in accordance with local regulations and the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW), where applicable.

3.3 Insurance

Before undergoing any sea trial, a yacht must have in place insurance or other financial security to cover liabilities under the Nairobi International Convention on the Removal of Wrecks, 2007 (the "Wreck Removal Convention")² and the International Convention on Civil Liability for Bunker Oil Pollution Damage, 2001 (the "Bunker Convention")³, as applicable.

- .1 For a yacht undergoing sea trials and holding a valid RMI Construction CoR where the shipyard is the owner, proof of insurance or other financial security may be provided by the shipyard.
- .2 For a yacht undergoing sea trials and holding a valid RMI Construction CoR where the shipyard is not the owner, the Administrator may accept proof of insurance or other financial security from the registered owner, or from the shipyard on a case-by-case basis, provided that all liabilities under the applicable conventions are covered by the shipyard for that yacht. Refer to §4.5, below.
- .3 Shipyard building contracts or guarantees that clearly cover liabilities under the applicable conventions during sea trials are acceptable forms of financial security for a yacht while it is holding a valid RMI CoR.

^{2.} See RMI Marine Notice (MN) 2-011-45.

^{3.} See RMI MN 2-011-27.

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4.0 Required Information

The following documentation must be emailed to <u>yachttec@register-iri.com</u> for the Administrator to issue a letter of authorization for a sea trial:

- 4.1 A completed report from the Recognized Organization (RO), <u>as per the **Appendix**</u> to this Circular, confirming that a survey, <u>as per the **Appendix** to this Circular</u>, has been carried out and that the yacht is "Fit for Purpose" to undertake the intended sea trials.
- 4.2 A written confirmation from the local coastal State authority, that there is no objection for the yacht to undertake the intended trials, if applicable.
- 4.3 A Letter of Request (e-mail is acceptable) outlining the following:
 - .1 project-built number or name of the yacht;
 - .2 date of the survey carried out;
 - .3 port of departure and arrival;
 - .4 date of departure and arrival; and
 - .5 information on voyage planning.
- 4.4 A copy of the Application for Minimum Safe Manning Certificate (MI-336Y), only if a Minimum Safe Manning Certificate is required by the local coastal State authorities.
- 4.5 Proof of insurance or other financial security to cover liabilities under the Wreck Removal Convention and Bunker Convention, as applicable. The proof must include valid start and end dates for the policy or coverage term and must meet the requirements of the Maritime Regulations §2.23.2.
 - .1 For a yacht over 300 gross tons, proof of insurance or other financial security to cover liabilities under the Wreck Removal Convention. See MN 2-011-45.
 - .2 For a yacht over 1,000 gross tons, proof of insurance or other financial security to cover liabilities under the Bunker Convention. See MN <u>2-011-27</u>.
 - .3 For a pleasure yacht, 4, a copy of third party liability and hull and machinery insurance evidencing coverage of the above, as applicable. See §3.3.2, above.

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^{4.} A pleasure yacht means a private yacht as defined in the Maritime Regulations, §1.03.18.

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5.0 Authorization Letter and Documentation for Sea Trial

If the information required in this Circular is provided, and the underlying requirements are met, the Administrator will issue the following documents to the yacht owner for the intended sea trials:

- 5.1 Authorization letter to undertake sea trials;
- 5.2 Wreck Removal Liability Certificate, if applicable;
- 5.3 Civil Liability Bunker Certificate, if applicable;
- 5.4 Minimum Safe Manning Certificate, if applicable; and
- 5.5 Radio Station License Temporary Authorization (TA).

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APPENDIX

This appendix serves as a minimum survey guidance for the RO surveyor to verify if the yacht has been found to be "Fit for Purpose" to undertake the intended sea trials.

Unless expressly authorized otherwise by the Administrator, the verification will be carried out for each single sea trial voyage only and must contain the following minimum information:

- a. project number or name of the yacht;
- b. shipyard name and location;
- c. date of verification;
- d. date of intended sea trial; and
- e. confirmation that the yacht was found to be fit for the intended voyage after having successfully verified the items listed in this Appendix.

The following items must be verified by and to the satisfaction of the attending RO surveyor. Where the surveyor finds non-conformities or non-compliance during the survey, the RO must contact the Administrator for further guidance.

The completed document must be submitted to the Administrator prior to commencement of the intended sea trials.

Shipyard / builder:	Location:
Project Number or Yacht Name:	IMO Number:
Sea Trial date (dd/mm/yyyy) – Commencing:	Sea Trial date (dd/mm/yyyy) – Concluding:
Number of Crew:	Number of total persons onboard:

Part A:	Check
Fire Safety and Structural Fire Protection:	
Fire and safety plan including muster list are posted in the appropriate locations.	
Operational test of general alarm.	
Visual examination of fixed fire extinguishing system, including service report.	
Availability of sufficient portable fire extinguishers.	
Visual examination and operational test of fire doors.	
Operational test of fire detection and alarm system (at random).	
Availability of sufficient approved firefighters' outfits.	

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Visual examination and operational test of fire mains, pumps and hydrants,	
including emergency fire pump.	
Visual examination of structural fire protection.	
Visual examination and operational test of emergency lighting, emergency exits, escape routes, doors and hatches.	
escape routes, doors and nateries.	
Lifesaving Appliances:	
Examination of sufficient capacity of life saving appliances for all persons	
intended to take part of the sea trials.	
Visual examination and operational test of lifeboats and launching equipment	
(if provided).	
Visual examination and operational test of an approved rescue boat or other	
alternative installed including launching arrangement.	
Visual examination of life rafts, (launching) equipment and hydrostatic release	
systems.	
Availability of a line-throwing appliance and sufficient distress pyrotechnic	
equipment.	
Structural Integrity, Subdivision, and Stability:	
Visual examination and operational test (if applicable) of WT bulkheads and	
doors.	
Lightweight/stability test carried out and stability calculation approved by the RO	
and verified appropriate for the sea trial.	
Visual verification that applicable hull, window and porthole openings are	
properly closed.	
Machinery:	
Operational test of bilge system and pumps (ER/forepeak/alarms).	
Operational test on engine alarms and stops.	
Operational test of emergency source of electrical power.	
Visual examination and operational test of emergency steering gear.	
Operational test of remote control for SOS valves.	
Deck and Navigation Equipment:	
Visual examination of anchor gear.	
Operational test of communication between bridge/ER/emergency steering	
gear/emergency telegraph (telephone lists available).	
Operational test of navigation systems and all associated equipment.	
Availability of sufficient approved and appropriate nautical charts and nautical	
publications for the intended area of sea trial.	
Availability of a SART and properly programmed EPIRB.	
Visual examination and operational test of navigation lights and shapes in accordance with COLREG.	
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Report from an RO-approved radio service provider confirming that the GMDSS radio installation and associated equipment has been tested and is fully operational for the intended sea area.				
Other:				
Availability of sufficient and appropriate medical equipment and medicines for the intended sea trial.				
If overnight sea trials, appropriate accommodation berths, catering, and sanitary services available.				
Sanitary facilities including flushing toilets, hand washing/ drying facilities services (with soap, hot and cold running water).				
Operational limitations imposed by the RO or Administrator as part of meeting the sea trial requirements have been correctly transposed and prominently displayed in appropriate locations.				
Part B:				
Additional remarks by survey	yor:			
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Part C:		Confirmation (SoC)	1,1 1	
found to be*:	ms that, for the	purpose of the intended sea trials, the y	acht has been	
Fit to proceed to sea		Not fit to proceed to sea**		
	Γ	1		
Name RO Surveyor:	Date:	Stamp:		
Signature:	<u> </u>	1		
Signature.				

^{*} Mark as appropriate
** State reason in "Additional remarks by surveyor – Part B"