

NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS

34TH CONSTITUTIONAL REGULAR SESSION, 2013

BILL NO.:24

P.L. 2013-9

1 AN
2 ACT

3 to amend Chapter 8 of Title 47 of the Marshall Islands Revised Code by amending Sections 820
4 and 822 of the Republic of the Marshall Islands Maritime Act 1990, to allow the Republic of the
5 Marshall Islands Maritime Administrator the authority to exempt certain vessels and persons
6 from the requirement to enter into Shipping Articles.

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8 **BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL**
9 **ISLANDS:**
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11 Section 1. **Short Title**

12 This Act may be cited as the Merchant Seafarers (Amendment) Act (No.4), 2013.

13 Section 2. **Amendments**

14 (1) Section 820 of the Principal Act is amended as follows:

15 **§ 820. Shipping Articles required.**

16 (a) Before the Master of any vessel of the Republic engaged in foreign trade shall sail
17 from any port, there shall be in force Shipping Articles (sometimes referred to as Articles) with
18 every seafarer on board his vessel. The Shipping Articles shall be written or printed and shall be
19 subscribed by every seafarer on the vessel and shall state the period of engagement or voyage or
20 voyages and the term or terms for which each seafarer shall serve, the rate of pay for each, and
21 such other items as may be required by Regulation.

22 (b) Notwithstanding anything contained in this section, the Administrator may exempt
23 any vessel; any category, type, or class of vessel; or any person or category of persons aboard the
24 vessel from the requirements of subsection (a).

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1 (2) Section 822 of the Principal Act is amended as follows:

2 **§ 822. Penalty for shipment without Shipping Articles.**

3 If any person shall be carried to sea as an officer or one of the crew on board any vessel
4 making a voyage as hereinbefore specified, without entering into Shipping Articles with the
5 Master of such vessel in the form and manner and at the place and times in such cases required,
6 the vessel shall be held liable for such offense to a penalty of not more than two hundred dollars
7 (US\$200). The vessel shall not be subject to a penalty for failure to enter into Shipping Articles:
8 (i) where the vessel or person is exempt from the requirement to enter into Shipping Articles or
9 (ii) where a person has secretly stowed himself away without the knowledge of the Master, mate,
10 or of any of the officers of the vessel, or who shall have falsely represented himself to the Master
11 or officers of the vessel, for the purpose of being carried to sea.

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13 **Section 3. Effective Date**

14 This Act shall take effect in accordance with the Constitution and the Rules of Procedures
15 of the Nitijela.

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CERTIFICATE

I hereby certify:

1. That Nitijela Bill No.24 was passed by the Nitijela of the Republic of the Marshall Islands on the 6th day of March, 2013; and
2. That I am satisfied that Nitijela Bill No.24 was passed in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk this 5th day of April 2013.

Attest:


Hon. Donald F. Capelle

Speaker
Nitijela of the Marshall Island



Tadashi Lometo
Clerk
Nitijela of the Marshall Islands