

Regulations for conducting marine Surveys in the Hashemite Kingdom of Jordan

**Issued by the Board of Directors of Jordan Maritime Commission by virtue of
Paragraph (k) of Article 9 of Jordan Maritime Commission Law No. (47) for the
year 2002**

Article (1)

These regulations shall be named (Regulations for conducting marine Surveys in the Hashemite Kingdom of Jordan for the year 2003) and shall come into force as of the date of publication in the Official Gazette.

Article (2)

The following words and phrases wherever stated in these regulations shall have the meanings assigned thereto hereunder unless the context expressly provides otherwise:

The Ministry:	The Ministry of Transport
The Minister:	The Minister of Transport
The Commission:	Jordan Maritime Commission
Director General:	Director General of Jordan Maritime Commission
The Marine surveyor:	The normal or nominal person registered as a company or an organization licensed by the competent authority to practice marine surveys or accredited by an international classification society to conduct works of marine surveys.
License:	A document issued by the Maritime Commission to the Marine surveyor authorizing him to practice works of marine surveys.

Article (3)

Marine survey activities are allowed to be practiced in the Hashemite Kingdom of Jordan through a company or an establishment, which is registered and licensed by the following authorities :

- a) Jordan Maritime Commission if its office is located outside the borderlines of Aqaba Special Economic Zone Authority (ASEZA) under the provisions of these Regulations.

- b) ASEZ A Authority in coordination with the Commission if its office is located within the borderlines of ASEZ A in accordance with ASEZA Law No. (32) Of 2000 and the regulations and instructions issued pursuant thereto.

Article (4)

The Director shall form a committee from the Commission's staff to Perform the following functions:

- a) Study the submitted instruments and documents of license applications, and the committee is entitled to acquire any instruments or documents it sees necessary for approving granting the license.
- b) Check on the companies and the establishments who practice marine survey works and follow-up their compliance with the license terms, conditions and provisions of these regulations.

Article (5)

The marine surveyor activities shall be defined as follows:

- a) Conducting ship surveys, on condition that an authorization for the surveyor should be presented stating that he is approved by one of the classification societies approved by the Commission, or present an official authorization issued by the flag state of the ship. These surveys shall include:
 - 1- Ship surveys for the purpose of granting or renewing the ship's statutory certificates in accordance with the requirements of the flag state of the ship.
 - 2- Ship surveys for the purpose of meeting the requirements of the classification societies which include:
 - 2.1 Ship's main engines, its electrical generators, the machines, the auxiliary equipment, all electrical and electronic equipment, navigation equipment, the loading and unloading gear, the winches and ship's mooring outfits.
 - 2.2 The ship's hull and the submerged parts of the ship's hull under sea water level.
 - 2.3 Survey of the dry-dock and the like.
 - 3- Ship surveys other than the surveys mentioned in items (1) and (2) above including ship surveys for damages, emergency repairs, ship leasing or ending the lease and rescue survey.

- b) Cargo surveys of all kinds and ship fitness for carriage of cargo surveys, which should be conducted only by a licensed marine surveyor in Jordan or in co-operation with him.

Article (6)

Marine surveys shall be conducted by a separate license distinct from any other marine services, including shipping agents or marine maintenance or freight forwarders or representing protection clubs.

Article (7)

The marine surveyor shall, while performing the surveys onboard ships, abide by the technical requirements mentioned in the relevant International Maritime Conventions, Codes and Protocols. The surveyor and his employees shall be held responsible for the performing the surveys and the subsequent reporting.

Article (8)

The Marine surveyor shall notify the Commission of any performed surveys within (48) hours of completing them stating the party who asked for the survey and the kind of that survey.

Article (9)

Survey procedures on goods or vessels shall be carried out as follows:

- a) Surveying the goods onboard the ship and during unloading, storage and shipping.
- b) Surveying bulk goods prior and after unloading from ship.
- c) Survey of goods transported in containers on vessels, in port yards or warehouses or during the process of customs survey, with the consent or presence of the vessel's maritime agent.
- d) The marine surveyor is entitled to take photos for the ship or any of its sections, or the cargo, and take necessary samples of the cargo or the ship materials, for inspection purposes. For taking pictures of classified cargo, he shall take the approval of The Ports Corporation

Article (10)

The conditions for the granting a license to practice maritime survey services for companies or organizations outside the boundaries of ASEZA shall be as follows, the offices of international classification societies that are members of the International Association of Classification Societies (IACS) shall be exempted from these conditions:

- a) The Marine surveyor shall be registered in the Kingdom as a company or organization at the Directorate of Companies Control in the Ministry of Industry and Trade.
- b) The company's paid-up and registered capital shall not be less than (30,000) thirty thousand Jordanian Dinars.
- c) Have a full-time Director General who fulfils the following conditions:
 1. He must hold a Jordanian nationality.
 2. He must have the following qualifications and practical experience:
 - 2.1 Certificate of First Marine Engineer with experience of not less than (4) four years as an engineer responsible for vessels with an engine capacity not less than (3000 kW).
 - 2.2 Certificate of a high seas Master with an experience of not less than (4) years as a marine officer responsible for vessels with a total tonnage of not less than 3000 tons.
 - 2.3 Certificate of Second Engineer Officer with an experience of not less than (6) years as an engineer responsible for vessels with an engine capacity not less than (3000 kW).
 - 2.4 Certificate of First Marine Officer with an experience of not less than (6) years as a marine officer responsible for vessels with a total tonnage of not less than (3000 tons).
 - 2.5 Bachelor's Degree in Marine Engineering (Shipbuilding) with at least 4 years of experience in ship building or construction, ship maintenance and repair.
 - 2.6 One of the above scientific qualifications with experience in the field of marine consultations and marine/port experience in the field of marine maintenance or dry ponds, so that the total of his experience is not less than (6) years.
- d) The number of employees working for the Marine surveyor shall not be less than 3 persons, including the Director General.
- e) The Marine surveyor shall carry out its work in a separate location consisting of offices of an area not less than 50 m² equipped with telephone, fax and computer connected to the Internet.

Article (11)

The procedures for granting a license to practice maritime survey services outside the boundaries of ASEZA are as follows:

- a) Submit a maritime survey registration application to the Ministry of Industry and Trade specifying the objectives of the company/organization in accordance with Article (5) of these regulations.
- b) The application for registration shall be forwarded to the Commission for consideration and issuance of the preliminary approval. The license applicant shall be given the form of the license conditions to complete the registration procedures. The Commission may send the license form and issue the initial approval by fax or e-mail.
- c) The license applicant shall submit the duly filled license application form accompanied by the following documents:
 1. A certified copy of the Contract of Association stating the names of the partners or the name of the owner of the organization, the objectives of the company/organization, the certificate of registration and a certificate showing the commissioners of the management of the company or organization who are authorized to sign on the administrative, financial and judicial matters. It should be duly certified by the Ministry of Industry and Trade.
 2. A certified copy of the title deed or lease contract for the Marine surveyor's offices.
 3. A certified copy of the profession license.
 4. A copy of the employment contract of each employee working for the Marine surveyor certified by the Ministry of Labor and a certificate issued by the Social Security Corporation including the names of employees who are under the employer's social security.
 5. The Marine surveyor's number at the Income Tax Department.
 6. Qualifications and experience documents of the General Manager of the Marine surveyor.
- d) The committee formed by the virtue of these regulations shall check on the premises of the marine surveyor to make sure that the conditions of Article (10) of these regulations are duly met and in conformity with the conditions listed in the license granting Form.

- a) The Committee shall recommend to the Director General to issue a work license for the Marine surveyor.
- b) The Director General shall issue the work license for the Marine surveyor after paying the annual fees prescribed for one year and it shall be renewed annually by a recommendation from the Committee, and the concerned parties related to the Marine surveyor's services shall be communicated to issue the necessary entry permits.

Article (12)

The Commission is entitled at any time and with any means to make sure that the marine surveyor is abiding by the provisions of these regulations. The Director General shall freeze the license temporarily or completely cancel it, in case, a violation to the license terms is committed and that violation is not eliminated, after the marine surveyor has been notified within a certain period of time decided by the Director General to eliminate the violation.

Article (13)

All the parties who are licensed to conduct Marine activities in The Hashemite Kingdom of Jordan shall adjust their status to meet the requirements and conditions of these regulations within no more than six months commencing the date of publication in the Official Gazette.

Article (14)

All previous regulations issued in these matters shall be canceled as of the date of publication of these regulations in the Official Gazette.