

# **Regulations for Organizing and Practicing Maritime Mediation in the Hashemite Kingdom of Jordan**

**Issued by the Board of Directors of Jordan Maritime Commission pursuant to Paragraph (k) of Article (9) of the Jordan Maritime Commission Law No. (46) for the year 2006 and its Amendments**

## **Article (1)**

These regulations shall be called (Regulations for organizing and practicing Maritime Mediation in the Hashemite Kingdom of Jordan)

## **Article (2)**

The following words and phrases wherever stated in these regulations shall have the meanings assigned to them hereunder unless the context indicates otherwise:

<b>The Ministry:</b>	The Ministry of Transport
<b>The Minister:</b>	The Minister of Transport
<b>The Commission:</b>	The Jordan Maritime Commission
<b>Director General:</b>	Director General of Jordan Maritime Commission
<b>Maritime Mediator:</b>	The company or institution licensed to practice the maritime mediation, which provides a service of approximation between the parties in maritime contracts at their request.
<b>Maritime Mediation:</b>	is a non-binding negotiation process performed by the maritime mediator as a neutral party to assist the parties in reaching a maritime contractual agreement, while maintaining the mediator's responsibilities as a maritime mediator only.

## **Article (3)**

It is permitted to practice maritime mediation in the Kingdom through a company or institution licensed by the following authorities:

- a) The Commission if the Company's Headquarter is beyond the boundaries of Aqaba Special Economic Zone Authority (ASEZA)

- b) Aqaba Special Economic Zone Authority (ASEZA), in coordination with the Commission, if the Company's Headquarter is within the boundaries of ASEZA, in accordance with the ASEZA Law and its amendments No. 22 of 2000 and the regulations and instructions issued pursuant thereto.

#### **Article (4)**

The Director General shall form a committee of the Commission's staff to do the following:

- a) Study the papers and documents submitted for the purpose of licensing.  
The Commission may request to be provided with any papers or documents deemed necessary for approving the license.
- b) Check the companies and organizations practicing Maritime Mediation services and follow up on their compliance with the licensing conditions and the provisions of these Regulations.

#### **Article (5)**

Maritime mediation business includes:

- Chartering Ships
- Sale and purchase of ships
- Inspection and evaluation of ships
- Contracts for the construction and modification of ships
- Ship financing projects

#### **Article (6)**

Maritime mediation is conducted through a separate license from any other maritime business.

#### **Article (7)**

The conditions for granting a license for the provision of a maritime mediation service are as follows:

- a) The service provider shall be registered in the Hashemite Kingdom of Jordan as a company or an institution at the Controller of Companies in the Ministry of Industry and Trade.
- b) The capital of the company / institution shall not be less than (30,000) thirty thousand Jordanian Dinars
- c) The Director General of the company / institution must be a Jordanian national.
- d) The company / institution shall have qualified and specialized personnel who have a certificate of high seas captain or a certificate of chief marine engineer officer with at least three years' experience. The company / institution may employ experts to carry out the above functions.
- e) The company / institution shall perform its activities through an independent site composed of offices with an area not less than (50) square meters equipped with fax, telephone and computer connected to the Internet.

#### **Article (8)**

The procedures for granting a license to practice maritime mediation shall be as follows:

- a) Submitting a registration application to the Ministry of Industry and Trade specifying the objectives of the company / institution in accordance with Article (4) of these Regulations.
- b) The application shall be considered upon submission to Jordan Maritime Commission and the issuance of the initial approval.
- c) If the Company's offices are located within the boundaries of Aqaba Special Economic Zone Authority (ASEZA), the application for registration must be submitted to ASEZA Authority, and it shall be accompanied by the following documents:
  - 1. License Application.
  - 2. A copy of the Contract of Association of the company / institution outlining the names of the partners, the objectives of the company, and those who are duly authorized to act on behalf of the company / institution and sign its relevant documents.
  - 3. A certified copy of the title deed or lease contract for the office of the company / institution.
  - 4. A certified copy of the profession license.
  - 5. A copy of the employment contract of each employee and certificate issued by the Social Security.

#### **Article (9)**

The Director shall issue a license to practice maritime mediation after paying the annual fees prescribed for one year and it shall be renewed annually after being inspected.

#### **Article (10)**

The Commission shall, in the manner it deems appropriate, ensure that the Licensee complies with the provisions of these Regulations and the Director may suspend or permanently revoke the license in case of violation of the conditions of granting the license and if the violation was not removed within a specified period as the Director deems appropriate for removal of the violation.

#### **Article (11)**

All parties conducting maritime mediation shall adjust their conditions in accordance with these Regulations within a period not exceeding three months from the date of publication of these Regulations in the Official Gazette.

#### **Article (12)**

All previous Regulations on these matters shall be cancelled as of the date of publication of these regulations in the Official Gazette.