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INTERIM GUIDELINES FOR THE APPLICATION OF THE NO_x TECHNICAL CODE

1 The Conference of Parties to the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto, held from 15 to 26 September 1997 in conjunction with the Marine Environment Protection Committee's fortieth session, adopted, in Conference Resolution 2, the Technical Code on Control of Emission of Nitrogen Oxides from Marine Diesel Engines (The NO_x Technical Code).

2 The purpose of the NO_x Technical Code is to establish mandatory procedures for the testing, survey and certification of marine diesel engines which will enable engine manufacturers, shipowners and Administrations to ensure that all applicable marine diesel engines comply with the relevant limits for emission values of NO_x as specified in regulation 13 of Annex VI to MARPOL 73/78.

3 It is noted that regulation 13 of MARPOL Annex VI is intended to be applied to diesel engines installed on ships constructed on or after 1 January 2000. While the requirements of the regulation could not be enforced before the entry into force of the Protocol of 1997, it should be clearly understood that engines installed on ships constructed on or after 1 January 2000 or engines which undergo a major conversion on or after 1 January 2000 will have to meet these requirements once the Protocol enters into force.

4 To allow uniform application of the Code, and to assist Administrations in certifying engines in accordance with it, prior to the date of entry into force of Annex VI, the guidelines attached at annex to this Circular are recommended to be used.

ANNEX**INTERIM GUIDELINES FOR THE APPLICATION OF THE NO_x TECHNICAL CODE**

1 Each engine which will become, retrospectively, subject to the provisions of regulation 13 of Annex VI of MARPOL 73/78 upon its entry into force, should be certified in accordance with the requirements of the NO_x Technical Code.

2 Pending entry into force of Annex VI and upon satisfactory compliance with the Code requirements, a "Statement of Compliance" with the NO_x Technical Code should be issued by the flag State Administration, or an organization acting on behalf of that Administration. Such a Statement of Compliance should contain as a minimum the information as required by appendix 1 of the NO_x Technical Code.

3 The Statement of Compliance is intended as an interim measure pending issuance of the Engine International Air Pollution Prevention (EIAPP) and/or International Air Pollution Prevention (IAPP) Certificate upon entry into force of Annex VI.

4 Administrations are urged to take into consideration the Statement of Compliance when issuing certificates in accordance with Annex VI, whether or not the Statement of Compliance was issued by their Administration, or organizations acting on their behalf, or by other Governments.
