

ANNEX 5

**RESOLUTION MSC.270(85)
(adopted on 4 December 2008)**

**ADOPTION OF AMENDMENTS TO THE PROTOCOL OF 1988 RELATING TO
THE INTERNATIONAL CONVENTION ON LOAD LINES, 1966, AS AMENDED**

THE MARITIME SAFETY COMMITTEE,

RECALLING Article 28(b) of the Convention on the International Maritime Organization concerning the functions of the Committee,

RECALLING FURTHER article VI of the Protocol of 1988 relating to the International Convention on Load Lines, 1966 (hereinafter referred to as the “1988 Load Lines Protocol”) concerning amendment procedures,

HAVING CONSIDERED, at its eighty-fifth session, amendments to the 1988 Load Lines Protocol proposed and circulated in accordance with paragraph 2(a) of article VI thereof,

1. ADOPTS, in accordance with paragraph 2(d) of article VI of the 1988 Load Lines Protocol, amendments to the 1988 Load Lines Protocol, the text of which is set out in the Annex to the present resolution;
2. DETERMINES, in accordance with paragraph 2(f)(ii)(bb) of article VI of the 1988 Load Lines Protocol, that the said amendments shall be deemed to have been accepted on 1 January 2010, unless, prior to that date, more than one third of the Parties to the 1988 Load Lines Protocol or Parties the combined merchant fleets of which constitute not less than 50% of the gross tonnage of the world’s merchant fleet, have notified their objections to the amendments;
3. INVITES the Parties concerned to note that, in accordance with paragraph 2(g)(ii) of article VI of the 1988 Load Lines Protocol, the amendments shall enter into force on 1 July 2010 upon their acceptance in accordance with paragraph 2 above;
4. REQUESTS the Secretary-General, in conformity with paragraph 2(e) of article VI of the 1988 Load Lines Protocol, to transmit certified copies of the present resolution and the text of the amendments contained in the Annex to all Parties to the 1988 Load Lines Protocol;
5. FURTHER REQUESTS the Secretary-General to transmit copies of this resolution and its Annex to Members of the Organization, which are not Parties to the 1988 Load Lines Protocol.

ANNEX

**AMENDMENTS TO THE PROTOCOL OF 1988 RELATING TO THE
INTERNATIONAL CONVENTION ON LOAD LINES, 1966, AS AMENDED**

**ANNEX B
ANNEXES TO THE CONVENTION AS MODIFIED BY THE PROTOCOL OF 1988
RELATING THERETO**

**ANNEX I
REGULATIONS FOR DETERMINING LOAD LINES**

**CHAPTER I
GENERAL**

Regulation 1 – Strength and intact stability of ships

1 The existing text of paragraph (3) is replaced by the following:

“(3) *Compliance*

- (a) Ships constructed before 1 July 2010 shall comply with an intact stability standard acceptable to the Administration.
- (b) Ships constructed on or after 1 July 2010 shall, as a minimum, comply with the requirements of part A of the 2008 IS Code.”

Regulation 3 – Definitions of terms used in the Annexes

2 The following new paragraph (16) is added after the existing paragraph (15):

“(16) *2008 IS Code* means the International Code on Intact Stability, 2008, consisting of an introduction, part A (the provisions of which shall be treated as mandatory) and part B (the provisions of which shall be treated as recommendatory), as adopted by resolution MSC.267(85), provided that:

- .1 amendments to the introduction and part A of the Code are adopted, brought into force and take effect in accordance with the provisions of article VI of the 1988 Load Lines Protocol concerning the amendment procedure applicable to Annex B to the Protocol; and
- .2 amendments to part B of the Code are adopted by the Maritime Safety Committee in accordance with its Rules of Procedure.”
