

The following articles and paragraphs apply specifically to PASSENGER SHIPS

The following substantial equivalency may apply to passenger ships:

Article 3.6

Article 3.6 Substantially equivalent provision for sleeping rooms on passenger ships and special purpose ships

1. On passenger ships and special purpose ships, sleeping rooms may be situated below the reference load line in accordance with Standard A3.1, paragraph 6(d) of the Maritime Labour Convention. By way of derogation from Standard A3.1, paragraph 6(d) of the Maritime Labour Convention and as a substantially equivalent provision as referred to in Article VI, paragraph 3 of the Maritime Labour Convention, sleeping rooms may be located below working passageways if these rooms are insulated in such a way that they are in compliance with acoustic insulation standards for sleeping rooms and day rooms as defined in the Code on Noise Levels on Board Ships adopted by the General Assembly of the International Maritime Organisation by Resolution A.468(12).
2. The sleeping rooms referred to in paragraph 1 shall comply with the following requirements:
 - a. the sleeping room shall be kept continuously air conditioned to adequately prevent the formation of condensation and damp-related odours; and
 - b. the brightness of the lighting shall be adjustable so that the lack of daylight can be compensated for depending on the seafarer's needs.

The following exemptions may apply to passenger ships:

Article 3.7 (3 and 5)

Article 3.7 Exemptions and derogations with respect to sleeping rooms

3. By way of derogation from Article 3.3, paragraph 1 and in accordance with Standard A3.1, paragraph 8 of the Maritime Labour Convention, sleeping rooms on passenger ships may be located in areas with no natural light if:
 - a. the brightness of the lighting is adjustable so that the lack of daylight can be compensated for depending on the seafarer's needs; and
 - b. materials and colours used for wall and floor coverings are chosen keeping in mind the need to make this a comfortable and pleasant living space.
5. For ships of less than 3000 GT, passenger ships or special purpose ships, the Minister may, in accordance with Standard A3.1, paragraph 9(g), grant exemption from Standard A3.1, paragraph 9(f) of the Maritime Labour Convention relating to the minimum floor area of individual sleeping rooms, if such an exemption can be provided for in individual sleeping rooms. These individual sleeping rooms shall never be smaller than 3.75 m².

Article 3.9 (1)

Article 3.9 Exemptions and derogations with respect to day rooms

1. By way of derogation from Article 3.8, paragraph 1 and in accordance with Standard A3.1, paragraph 8 of the Maritime Labour Convention, day rooms on passenger ships may be located in areas with no natural light if:
 - a. the brightness of the lighting is adjustable so that the lack of daylight can be compensated for depending on the seafarer's needs; and
 - b. materials and colours used for wall and floor coverings are chosen keeping in mind the need to make this a comfortable and pleasant living space.

The following exemption may apply to passenger ships on voyages < 4 hours:

Article 3.11 (2)

Article 3.11 Exemptions and derogations with respect to sanitary facilities

2. For passenger ships not ordinarily engaged in voyages with a duration of more than four hours, by way of derogation from Article 3.10, paragraph 1 and in accordance with Standard A3.1, paragraph 11(e) of the Maritime Labour Convention, the number of sanitary facilities may be limited to a toilet, a washbasin and a bathtub or shower per group of ten seafarers, if there are additional sanitary facilities available onshore and the combined onshore and on-board sanitary facilities comply with Standard A3.1, paragraph 11(c) of the Maritime Labour Convention.

The following exemptions may apply to ALL ships < 3000 GT:

Article 3.7 (5 and 6)

Article 3.7 Exemptions and derogations with respect to sleeping rooms

5. For ships of less than 3000 GT, passenger ships or special purpose ships, the Minister may, in accordance with Standard A3.1, paragraph 9(g), grant exemption from Standard A3.1, paragraph 9(f) of the Maritime Labour Convention relating to the minimum floor area of individual sleeping rooms, if such an exemption can be provided for in individual sleeping rooms. These individual sleeping rooms shall never be smaller than 3.75 m².

6. For ships of less than 3000 GT, the Minister may, after consultation with the relevant shipowners' and seafarers' organisations, grant exemption from the provisions of Standard A3.1, paragraph 9(m) of the Maritime Labour Convention relating to sleeping rooms adjoining individual rooms.

Article 3.9 (3)

Article 3.9 Exemptions and derogations with respect to day rooms

3. For ships of less than 3000 GT, the Minister may, after consultation with the relevant shipowners' and seafarers' organisations, grant exemption from the provisions of Standard A3.1, paragraph 10(a) of the Maritime Labour Convention relating to the location of day rooms.

Article 3.16 (1)

Article 3.16 Exemptions with respect to offices and laundry facilities

1. For ships of less than 3000 GT, the Minister may, after consultation with the relevant shipowners' and seafarers' organisations, grant exemption from the provisions of Standard A3.1, paragraph 15 of the Maritime Labour Convention relating to offices.

Article 3.11 (1) may apply to ships of less than 1600 GT.

Article 3.16 Exemptions with respect to offices and laundry facilities

1. For ships of less than 3000 GT, the Minister may, after consultation with the relevant shipowners' and seafarers' organisations, grant exemption from the provisions of Standard A3.1, paragraph 15 of the Maritime Labour Convention relating to offices.

Article 3.8, (3) applies to ships of more than 400 GT but less than 1000 GT.

Article 3.8 Day rooms

3. On board ships of more than 400 GT but less than 1000 GT, separate day rooms shall be provided for:

- a. the Master and Officers;
- b. the remaining seafarers.

Article 3.8, (4) applies to ships of 1000 GT or more.

Article 3.8 Day rooms

4. On board ships of 1000 GT or more, separate day rooms shall be provided for:

- a. the Master and Officers;
- b. the Petty Officers;

Article 3.5 may apply to ships of less than 500 GT

Article 3.5 Substantially equivalent provisions for sleeping rooms on ships of less than 500 GT

1. In view of the functionality, stability or otherwise, the safety of ships of less than 500 GT, by way of derogation from Article 3.3, paragraph 1 and as substantially equivalent provisions as referred to in Article VI, paragraph 3 of the Maritime Labour Convention, sleeping rooms may be situated below the load line, provided that paragraph 2 is also complied with.

2. The sleeping rooms referred to in paragraph 1 shall comply with the following requirements:

- a. the upper side of the floor shall lie maximum 2000 mm below the load line;
- b. with respect to headroom, no exemption shall be granted from the requirements referred to in Article 3.2, paragraph 1;
- c. the sleeping room shall be continuously air conditioned to adequately prevent the formation of condensation and damp-related odours;
- d. the sleeping room shall have at least two escape routes;

- e. the watertight compartment of the sleeping room shall have a bilge alarm;
- f. the brightness of the lighting shall be adjustable so that the lack of daylight can be compensated for depending on the seafarer's needs; and
- g. the materials and colours used for wall and floor coverings shall be selected keeping in mind the need to make this a comfortable and pleasant living space.

Articles 3.2 (3), 3.7 (7), 3.11 (3), 3.16 (2) apply to ships of less than 200 GT.

Article 3.2 Exemptions for accommodation

3. For ships of less than 200 GT, the Minister may, after consultation with the relevant shipowners' and seafarers' organisations and taking into account the size of the ship and number of persons on board, grant an exemption from Standard A3.1, paragraph 7(b) relating to the air conditioning.

Article 3.7 Exemptions and derogations with respect to sleeping rooms

7. For ships of less than 200 GT, the Minister may, after consultation with the relevant shipowners' and seafarers' organisations and taking into account the size of the ship and number of people on board, grant exemption from the provisions of Standard A3.1, paragraphs 9(f) and 9(h) to 9(l) of the Maritime Labour Convention relating to the minimum floor area, provided that the floor area of individual sleeping rooms is at least 3 m², the floor area of sleeping rooms for more than one person is at least 2 m² per person and the floor area of sleeping rooms for Officers is at least 4 m².

Article 3.11 Exemptions and derogations with respect to sanitary facilities

3. On ships of less than 200 GT, Standard A.3.1, paragraph 11(d) of the Maritime Labour Convention relating to washbasins in sleeping rooms shall not apply.

Article 3.16 Exemptions with respect to offices and laundry facilities

2. For ships of less than 200 GT, the Minister may, after consultation with the relevant shipowners' and seafarers' organisations and taking into account the size of the ship and number of people on board, grant exemption from Standard A3.1, paragraph 13 of the Maritime Labour Convention relating to laundry facilities, if the seafarers of the ship in question have sufficient access to laundry facilities onshore.