

24th May 1973

TO ALL MEMBERS

The Britannia Steam Ship
Insurance Association Limited

Canadian Arctic Waters Pollution Prevention Act

This Act came into force on 2nd August 1972 but the form of the regulations relating to evidence of financial responsibility have only recently been agreed after lengthy discussions between the P&I Clubs and the Canadian Government.

Now that these regulations are effective you should note:

- 1 The provisions of the Act are restricted to Canadian Arctic Waters north of the 60th parallel.
- 2 An owner of a ship will be liable for the deposit of 'waste' in Canadian Arctic Waters subject to the limits of liability provided in the 1969 International Convention on Civil Liability for Oil Pollution Damage. The definition of 'waste' is the same as that of 'oil' in the Convention, i.e. persistent oil such as crude oil, fuel oil, heavy diesel oil, lubricating oil and whale oil, whether carried on board a ship as cargo or in the bunkers of such a ship.
- 3 All owners whose vessels carry 'waste' in bulk into Canadian Arctic Waters must present a sworn declaration to the Canadian Minister of Transport.
- 4 If a vessel carries as **cargo** more than 2,000 tons of 'waste' in bulk the owner must produce a duplicate original of a special policy endorsement together with the sworn declaration. This Special Endorsement may be obtained from us but we must point out that we have the right to give 30 days' notice of cancellation to the Minister.

If you are proposing to trade your vessel or vessels to Canadian Arctic Waters covered by this Act, you should apply to us for a copy of the Instructions to Shipowners which set out the regulations relating to evidence of financial responsibility and the information to be included in the declaration to the Minister of Transport referred to in (3) or (4) above.

You are strongly recommended to advise us without delay if you require a Special Endorsement.