

INTERNATIONAL MARITIME ORGANIZATION  
4 ALBERT EMBANKMENT  
LONDON SE1 7SR

Telephone: 020 7735 7611  
Fax: 020 7587 3210



IMO

*E*

Ref. T5/1.22

BWM.2/Circ.19  
21 July 2009

**INTERNATIONAL CONVENTION FOR THE CONTROL AND  
MANAGEMENT OF SHIPS' BALLAST WATER AND  
SEDIMENTS, 2004**

**Clarification regarding the application dates contained in regulation B-3.1  
of the BWM Convention**

1 The Marine Environment Protection Committee, at its fifty-ninth session (13 to 17 July 2009), concurred with the conclusion of BLG Sub-Committee at its thirteenth session (2 to 6 March 2009) regarding the clarification on the application dates of the ballast water performance standard contained in regulation B-3.1 of the BWM Convention and, with a view to facilitating its broad dissemination approved the clarification as set out in the annex.

2 Member Governments are invited to bring this circular to the attention of all parties concerned.

\*\*\*

**ANNEX**

**CLARIFICATION REGARDING THE APPLICATION DATES CONTAINED  
IN REGULATION B-3.1 OF THE BWM CONVENTION**

1 Regulation B-3.1 of the Ballast Water Management Convention provides:

“A ship constructed before 2009:

- .1 with a Ballast Water Capacity of between 1,500 and 5,000 cubic metres, inclusive, shall conduct Ballast Water Management that at least meets the standard described in regulation D-1 or regulation D-2 until 2014, after which time it shall at least meet the standard described in regulation D-2;
- .2 with a Ballast Water Capacity of less than 1,500 or greater than 5,000 cubic metres shall conduct Ballast Water Management that at least meets the standard described in regulation D-1 or regulation D-2 until 2016, after which time it shall at least meet the standard described in regulation D-2.”

2 Regulation B-3.2 of the Ballast Water Management Convention provides:

“A ship to which paragraph 1 applies shall comply with paragraph 1 not later than the first intermediate or renewal survey, whichever occurs first, after the anniversary date of delivery of the ship in the year of compliance with the standard applicable to the ship.”

3 The “anniversary date of delivery of the ship in the year of compliance” specified in regulation B-3.2, refers to years 2014 and 2016 indicated in regulation B-3.1. Consequently, ships with a ballast water capacity between 1,500 m<sup>3</sup> and 5,000 m<sup>3</sup>, inclusive, are required to comply with the D-2 standard not later than the first intermediate or renewal survey, whichever occurs first, after the anniversary date of the ship in 2014 under regulation B-3.1.1; and ships with a ballast water capacity of less than 1,500 or greater than 5,000 m<sup>3</sup> are required to comply with D-2 standard not later than the first intermediate or renewal survey, whichever occurs first, after the anniversary date of the ship in 2016 under regulation B-3.1.2.