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## **The Carriage of Dangerous Goods and Marine Pollutants in Packaged Form: Amendment 38-16 to the International Maritime Dangerous Goods (IMDG) Code**

**Notice to all Owners, Ship Operators and Managers, Masters and Officers of Merchant Ships, Agents, Charterers, Cargo Packers, Cargo Consolidators, Hauliers, Freight Forwarders, Shippers, Consignors, Training Providers, Inspectors of Cargoes, Port Authorities and Terminal Operators and others involved in the transport of dangerous goods by sea.**

*This notice takes effect from 1st January 2017 and replaces MSN 1854 (M)*

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### **Summary**

- This MSN is for the transport of dangerous goods and marine pollutants in packaged form by sea on ships within United Kingdom waters and on United Kingdom ships wherever they may be. The Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1997 and the Merchant Shipping (Vessel Traffic Monitoring and Reporting Requirements) Regulations 2004 are amended to incorporate the 38<sup>th</sup> Amendment to the IMDG Code in accordance with the internationally agreed date of 1 January 2018.
- This Merchant Shipping Notice is an integral part of the above mentioned Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1997 and the Merchant Shipping (Vessel Traffic Monitoring and Reporting Requirements) Regulations 2004 as amended.

### **1. Introduction**

- 1.1 All persons involved in the transport and preparation for transport of dangerous goods under the provisions of the IMDG Code must comply with the changes brought about by the amendment.

### **2. Transitional Arrangements**



2.1 Amendment 38-16 to the International Maritime Dangerous Goods (IMDG) Code has been approved and adopted by the International Maritime Organization (IMO) and enters into force internationally on 1 January 2017, with a twelve month "transitional period" until 31 December 2017.

2.2 From 1 January 2017 until 31 December 2017 dangerous goods and marine pollutants in packaged form shall be shipped either:

- in accordance with the mandatory IMDG Code 2014 Edition incorporating Amendment 37-14; or
- in accordance with the IMDG Code 2016 Edition incorporating Amendment 38-16.

### **3. Arrangements from 1 January 2018**

3.1 From 1 January 2018 dangerous goods and marine pollutants in packaged form shall be shipped only in accordance with the IMDG Code 2016 Edition incorporating Amendment 38-16.

3.2 The final form of the 2016 Edition comprises two volumes. This edition of the Code incorporates changes made in UN Recommendations on the Transport of Dangerous Goods Model Regulations 19th revised edition.

3.3 The IMDG Code 2016 Edition incorporating Amendment 38 (ISBN 978-92-801-1636-6 (IMO sales number IK200E)) is available from the International Maritime Organization (IMO), 4 Albert Embankment, London SE1 7SR.

3.4 The Secretary of State considers the IMDG Code 2016 Edition incorporating Amendment 38-16 to be relevant for the purpose of the Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1997 and the Merchant Shipping (Vessel Traffic Monitoring and Reporting Requirements) Regulations 2004 as amended. Therefore, the Amendment shall take effect on 1 January 2018. Accordingly, references to the IMDG Code in those regulations on or after that date are construed as references to the Code as so amended.

### **4. Supplement**

4.1 The supplement to the IMDG Code (ISBN 978-92-801-1598-7, Sales number II210E), gives the consequential amendments to the 2012 edition of the IMDG Code Supplement and came into force on the same basis as amendment 37-14 of the IMDG Code.

### **More Information**

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File Ref: MS 116/031/052

Published: Printers to Insert Month Year  
Please note that all addresses and  
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