The Parliament of the Commonwealth of Australia Joint Standing Committee on Treaties

Report 152

Treaty tabled on 16 June 2015

Amendments to the Annexes of the Protocol of 1978 relating to the International Convention for the Prevention of Pollution from Ships, 1973 and Amendments to the Annex of the Protocol of 1997 to Amend the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto. (London, 17 October 2014)

2015 Amendment to Annex G of the Australia-New Zealand Closer Economic Relations Agreement ('ANZCERTA') to effect the HS2012 transposition

Amendments, Adopted at Santa Cruz de Tenerife on 8 May 2015, to Annex I of the Agreement on the Conservation of Albatrosses and Petrels (ACAP) of 19 June 2001

August 2015 Canberra

© Commonwealth of Australia 2015

ISBN 978-1-74366-363-9 (Printed version)

ISBN 978-1-74366-364-6 (HTML version)

This work is licensed under the Creative Commons Attribution-NonCommercial-NoDerivs 3.0 Australia License.



The details of this licence are available on the Creative Commons website: http://creativecommons.org/licenses/by-nc-nd/3.0/au/.

Contents

Me	mbership of the Committee	۰۰۰۰۰۰۰۰۰ ۱
Res	solution of Appointment	vi
List	t of abbreviations	vii
List	t of recommendations	ix
1	Introduction	1
	Purpose of the report	1
	Conduct of the Committee's review	
2	Amendments to the Annexes of Protocols to the International Convent for the Prevention of Pollution from Ships	
	Introduction	3
	Overview and national interest summary	4
	Amendment to Annex I	4
	Amendment to Annex III	5
	Amendments to Annex VI	6
	Reasons for Australia to take the proposed treaty action	7
	Obligations	
	Implementation	8
	Conclusion	8
3	Minor Treaty Actions	11
	Introduction	11
	Minor treaty action	11

2015 Amendment to Annex G of the Australia-New Zealand Closer Economic Relations	
Agreement (ANZCERTA) to effect the HS2012 transposition	11
Amendment to Annex 1 of the Agreement on the Conservation of Albatrosses and Petrels	12
Appendix A - Submissions1	15
Appendix B - Witnesses1	17

Membership of the Committee

Chair Mr Wyatt Roy MP

Deputy Chair The Hon Kelvin Thomson MP

Members Mr Andrew Broad MP Senator Chris Back

Dr Dennis Jensen MP Senator David Fawcett

Mr Ken O'Dowd MP Senator Sue Lines

The Hon Melissa Parke MP Senator the Hon Joe Ludwig

The Hon Dr Sharman Stone MP Senator James McGrath

Mr Tim Watts MP Senator Glenn Sterle

Mr Brett Whiteley MP Senator Peter Whish-Wilson

Committee Secretariat

Secretary Lynley Ducker (From 31/07/15)

Dr Narelle McGlusky (From 18/05/15 to

31/07/15)

Inquiry Secretary Dr Narelle McGlusky

Senior Researcher Kevin Bodel

Researcher Belynda Zolotto

Administrative Officer Cathy Rouland

Resolution of Appointment

The Resolution of Appointment of the Joint Standing Committee on Treaties allows it to inquire into and report on:

- a) matters arising from treaties and related National Interest Analyses and proposed treaty actions and related Explanatory Statements presented or deemed to be presented to the Parliament;
- b) any question relating to a treaty or other international instrument, whether or not negotiated to completion, referred to the committee by:
 - (i) either House of the Parliament;
 - (ii) a Minister; or
 - (iii) such other matters as may be referred to the committee by the Minister for Foreign Affairs and on such conditions as the Minister may prescribe.

List of abbreviations

AMSA Australian Maritime Safety Authority

ANZCERTA Australia-New Zealand Closer Economic Relations

Agreement

DFAT Department of Foreign Affairs and Trade

HGO Heavy Grade Oil

HS Harmonised System

IAPP International Air Pollution Prevention Certificate

IMDG International Maritime Dangerous Goods Code

IMO International Maritime Organisation

JSCOT Joint Standing Committee on Treaties

MARPOL Marine Pollution

MEPC Marine Environment Protection Committee

NIA National Interest Analysis

NO Nitrous Oxide

RIS Regulation Impact Statement

ROO Rules of Origin

WCO The World Customs Organization

List of recommendations

2 Amendments to the Annexes of Protocols to the International Convention for the Prevention of Pollution from Ships

Recommendation 1

The Committee supports the amendments to the *Protocol of 1978 relating* to the International Convention for the Prevention of Pollution from Ships, 1973 and the amendments to the Annex of the Protocol of 1997 to Amend the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto and recommends that binding treaty action be taken.