



LAW GOVERNING THE REGISTRATION OF MARINE VESSELS

PREAMBLE

The Reigning Prince of Tartupaluk, desiring to promote an efficient marine transportation system for the Principality; develop a regulatory scheme that encourages viable, effective and economical marine transportation and commerce and the economical use of Tartupalummiut territorial waters by recreational boaters; ensure that the Principality can meet its international obligations under international agreements with respect to navigation and shipping; and encourage the harmonization of marine practices; decides as follows:

ARTICLE 1

There is hereby established an Office of the Greffier of the Principality of Tartupaluk which shall provide administrative support to ensure the effective operation of the Government of the Principality. The Office of the Greffier shall be authorized to establish and maintain a Public Register of the Principality which shall consist of such subsidiary organs, bodies, and Registers as are from time to time established by law or by custom, by the Prince or by the Government of the Principality, for the efficient exercise of its duties under this Law.

ARTICLE 2

There is hereby established a subsidiary register of the Public Register to be known as the International Marine Register of the Principality of Tartupaluk (hereinafter the Marine Register) for the registration under the flag of the Principality of Tartupaluk of vessels of any type, class, size, or weight engaged in any kind of trade, service, or international maritime activity, including pleasure vessels.

The Marine Register shall contain information concerning all vessels registered by the Office of the Greffier and such particulars as the Office of the Greffier may specify from time to time.

ARTICLE 3

Any natural or juridical person of the Principality or elsewhere may apply to register a vessel in the Marine Register by submitting to the Office of the Greffier an Application for Marine Vessel Registration in accordance with regulations or other statutory instruments previously established under this law by the Office of the Greffier.



Such Applications shall normally be accompanied by a fee in accordance with regulations or other statutory instruments previously established under this law by the Office of the Greffier.

ARTICLE 4

Every vessel accepted by the Office of the Greffier for registration in the Marine Register shall first be granted a provisional registration which shall be valid for an appropriate time period in accordance with regulations or other statutory instruments previously established under this Law by the Office of the Greffier.

Prior to the expiration of the period of provisional registration, an applicant shall apply for the permanent registration of the vessel in accordance with the provisions of this Law and any regulations or other statutory instruments established thereunder by the Office of the Greffier.

Notwithstanding the above provisions of this Article, an applicant may apply immediately for permanent registration of a vessel in accordance with the provisions of this Law.

ARTICLE 5

Every Application for Marine Vessel Registration accepted by the Office of the Greffier for registration in the Marine Register shall be duly completed and signed by the shipowner or an authorized representative of the shipowner.

ARTICLE 6

Applications for Marine Vessel Registration shall be accepted by the Office of the Greffier for registration in the Marine Register only for vessels the titles to which have been registered with the Office of the Greffier. Subject to this restriction, every Application submitted to the Office of the Greffier shall be accompanied, where appropriate, by copies of the following documents: a bill of sale, or a builder's certificate if the vessel is a new building; a deletion certificate or extract of registry from a previous flag administration; and a tonnage certificate issued by a survey company authorized by the Office of the Greffier.

Vessels which are subject to a mortgage registered in a previous registry shall deliver the mortgagee's written consent to the transfer of flag within a reasonable time period after receipt of their certificate of registry, as described herein, in accordance with regulations or other statutory instruments previously established under this Law by the Office of the Greffier.

In some cases, in accordance with regulations or other statutory instruments previously established under this Law by the Office of the Greffier, an inspection report may be required to be prepared, by a surveyor authorized by the Office of the Greffier, which states that the vessel has passed an inspection to determine seaworthiness, before an Application will be accepted by the Office of the Greffier.

ARTICLE 7

There shall be paid to the Office of the Greffier appropriate fees in accordance with regulations or other statutory instruments established by it under this Law for the maintenance in good standing of vessels registered by it in the Marine Register under the flag of the Principality of Tartupaluk.

ARTICLE 8

Upon the completion of the registration of a vessel and upon payment of the prescribed fees, the Office of the Greffier shall grant a certificate of registry (provisional or permanent, as the case may be) comprising the particulars respecting the vessel entered in the Marine Register.

ARTICLE 9

The ownership of a registered vessel shall be transferred by bill of sale followed by the delivery of the vessel to the purchaser. The execution by the purchaser of a protocol of delivery and acceptance shall be deemed sufficient evidence that the vessel has been delivered to the purchaser.

Registration of the title to a vessel with the Office of the Greffier shall be necessary for the registration of a mortgage thereon recognized under the law of the Principality.

ARTICLE 10

The owner of a vessel may execute a mortgage as security for a loan or other valuable consideration or to meet any obligation, present or future. Such a mortgage, duly executed by the owner or an authorized representative of the owner, should be registered by the Office of the Greffier in order that general rights against the vessel may be recognized.

For a mortgage to be registered by the Office of the Greffier, its deed must be executed in accordance with regulations or other statutory instruments previously established under this Law by the Office of the Greffier and shall be signed by the owner as mortgagor and shall contain the following information: names and addresses of the mortgagor and the mortgagee; maximum amount secured by the mortgage, including, in addition to all capital secured, all interest accrued, costs, collection expenses, any amounts resulting from currency fluctuations and other sums agreed between the parties; maturity dates of both capital and interest or the manner of determining these dates, unless the mortgage has been executed as security for obligations repayable on demand or as security for future obligations or for obligations which have not arisen at the date of execution of the mortgage; rate of interest payable, in cases where the parties have agreed on the payment of interest, or the manner of determining such rate of interest; full description of the vessel, including its tonnage, dimensions, registration number and radio call sign; and any other provisions that may be agreed between the parties.

ARTICLE 11

A mortgage deed registered by the Office of the Greffier may stipulate that the mortgagee may proceed to the private sale of the vessel in the event of default by the mortgagor.

ARTICLE 12

The written consent of mortgagees whose mortgages are registered by the Office of the Greffier shall be required for the issue of new navigation licences by the Government of the Principality due to transfer of ownership, or the change of name of the vessel or the shipowner, as well as for the vessel's deregistration.

ARTICLE 13

Any natural or juridical person of the Principality or elsewhere may apply to register titles, mortgages, assignments, or other documents relating to marine vessels in the Marine Register by submitting to the Office of the Greffier copies of the documents together with an application for registration in accordance with regulations or other statutory instruments previously established under this Law by the Office of the Greffier.

Such Applications shall normally be accompanied by a fee in accordance with regulations or other statutory instruments previously established under this Law by the Office of the Greffier.

In cases in which a document desired by an applicant to be registered is written in a foreign language, an accurate translation of the document into at least one official language of the Principality must be submitted by the applicant before its application will be accepted by the Office of the Greffier.

The documents shall be officially filed by the Office of the Greffier and shall be registered in the Marine Register, provided that they comply with all the requirements of this Law and any regulations or other statutory instruments established thereunder.

After registration has been completed, one registered certified true copy of the file documents together with a certificate of permanent registration containing the official date and time of permanent registration, shall be delivered to the applicant, and the documents used for permanent registration shall be kept on file by the Office of the Greffier.

ARTICLE 14

The vessels registered in the Marine Register may, in order to comply with the terms of a charter contract or for other reason, obtain an additional registration at the registry of another country without affecting their registration at the International Marine Register of the Principality of Tartupaluk.

In every case of multiple registration, it shall be the responsibility of the applicant to obtain the necessary approval of the competent authority of the country in which the additional registration is being sought.

For the duration of a multiple registration provided for by this Article, the vessel shall continue to make all the relevant annual payments and other dues to the Office of the Greffier of the Principality of Tartupaluk in order to maintain in good standing.

ARTICLE 15

Foreign vessels may be registered in the International Marine Register of the Principality of Tartupaluk. During a period of multiple registration of a vessel at the International Marine Register of the Principality of Tartupaluk under this Article, no title, deed, mortgage, or other document relating to the vessel shall be registered at the International Marine Register of the Principality of Tartupaluk.

ARTICLE 16

The several sums and credits set out below shall, in the order of priority shown herein, constitute maritime liens against the vessel: judicial costs and other similar collection expenses; salaries and any other labour payments owed to the crew members for the last voyage of the vessel; all amounts owed for the docking of the vessel and for its loading and unloading; indemnifications owed by reason of damages caused during the operation of the vessel due to negligence or other causes attributable to any member of the crew; registered ship mortgages; amounts owed by reason of obligations incurred to supply, maintain and operate the vessel; amounts owed under the terms of any charter or cargo contracts; and the unpaid price of the last purchase of the vessel and interest owed thereon during the last two years.

ARTICLE 17

All all maritime liens against a vessel shall be extinguished by the judicial sale of the vessel or after a reasonable period of time following the permanent registration of a change of ownership of the vessel, as previously established by regulations or other statutory instruments under this Law by the Office of the Greffier.

Notwithstanding the above provision, the registered ship mortgage shall continue in full force and effect until such time as the discharge has been duly executed by the mortgage and registered at the Marine Register or the mortgage is cancelled as a result of the sale of the vessel pursuant to an order of the Reigning Prince or the Judicature of the Principality of Tartupaluk.

ARTICLE 18

For the more efficient operation of the Marine Register, the Office of the Greffier may engage the services of a natural or juridical person possessing the qualifications and expertise necessary to manage the Marine Register's business abroad.

Any such engagement as is referred to in the above provision may authorise the person with whom it is made to do all things necessary for the Marine Register's operations, including the designation of representatives of the Marine Register, approval of classification societies and radio accounting authorities, appointment and approval of inspectors, and establishment of offices of the Marine Register abroad.

Every such engagement as is referred to in this section shall contain a provision that the Government of the Principality of Tartupaluk shall be entitled to audit the accounts of the person whose services are engaged to manage the Marine Register's operations.

ARTICLE 19

The Office of the Greffier may make regulations or other statutory instruments for the better carrying out of the provisions of this Law, including the prescribing of forms and other things that need to be prescribed.

The offence of Breach of Marine Regulations shall consist of any act or omission which contravenes or breaches one or more previously established regulations or other statutory instruments of the Office of the Greffier of the Principality of Tartupaluk or of any resolutions or circular notes or letters made or issued thereunder.

Signed at Ottawa, Ontario, Canada on 12 December 2006
by order and in behalf of the people of the Principality.

[Signed]

His Serene Highness Prince Cavan of Tartupaluk, van Uift