



Ref. T4/4.01

MSC.1/Circ.1313
10 June 2009

**GUIDANCE FOR APPLICATION OF CHAPTERS 4 TO 7 AND 9 OF THE FSS CODE,
AS AMENDED BY RESOLUTIONS MSC.206(81) AND MSC.217(82)**

1 The Maritime Safety Committee, at its eighty-sixth session (27 May to 5 June 2009), having considered the proposal by the Sub-Committee on Fire Protection, at its fifty-third session, agreed that chapter 5 of the FSS Code, as amended by resolution MSC.206(81), should apply only to ships constructed on or after 1 July 2010 but not to ships constructed before 1 July 2010, taking into account SOLAS article VIII(e) and the following proposed amendment to paragraph 1.2 of chapter 1 of the FSS Code approved at this session, with a view to subsequent adoption:

“1 Application

The following new sentence is added to the end of paragraph 1.2:

“However, amendments to the Code adopted after 1 July 2002 shall apply only to ships the keels of which are laid or which are at a similar stage of construction, on or after the date on which the amendments enter into force, unless expressly provided otherwise.”

2 Considering the aforementioned proposal in paragraph 1 and having recognized that it would be of benefit to the industry and other interested parties that the same action be taken with regard to resolution MSC.217(82), the Committee agreed to the proposal and invited Contracting Governments to the 1974 SOLAS Convention to:

- .1 apply chapters 4, 6, 7 and 9 of the FSS Code, as amended by annex 1 to resolution MSC.217(82), only to ships constructed on or after 1 July 2008 flying their flags;
- .2 apply the revised chapter 5 of the FSS Code, as amended by resolution MSC.206(81), and chapter 9 of the FSS Code, as amended by annex 2 to resolution MSC.217(82), only to ships constructed on or after 1 July 2010 flying their flags; and
- .3 accept ships flying the flags of other Contracting Governments to the 1974 SOLAS Convention, constructed and equipped in accordance with the relevant requirements of the 1974 SOLAS Convention and chapters 4 to 7 and 9 of the FSS Code, as amended by resolutions MSC.206(81) and MSC.217(82).

3 Member Governments are invited to bring the above information to the attention of all parties concerned.