



PARLIAMENT OF THE COOK ISLANDS

PARLIAMENT PAPER NO. 56

Rarotonga.

Sir,

Pursuant to Sections 51 and 52 of the Shipping Act 1998, the Regulations Act 1971-72 and the Legislative Service Act 1968-69, I have the honour to submit the Shipping (Registration) Regulations 2001, Serial No. 2001/07

I have the honour to be,

Sir,

Your obedient servant,

Mr A. Tairea
Secretary of Transport

The **HON. DR T. MAOATE**, Minister of Transport

Price \$12.00



PARLIAMENT OF THE COOK ISLANDS

PARLIAMENT PAPER NO. 40 (Re-numbered)

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2001/07



SHIPPING (REGISTRATION) REGULATIONS 2001

F. Goodwin

Queen's Representative

ORDER IN EXECUTIVE COUNCIL

At Avarua, Rarotonga this 17th day of

July

2001

Present:

HIS EXCELLENCY THE QUEEN'S REPRESENTATIVE IN EXECUTIVE COUNCIL

PURSUANT to Section 51 and 52 of the Shipping Act 1998 the Queen's Representative, acting by and with the advice and consent of the Executive Council, hereby makes the following Order.

ANALYSIS

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Price \$12.00

26. Extinction of Maritime Liens
by lapse of time

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ORDER

1. Title - These Regulations may be cited as the Shipping (Registration) Regulations 2001.

2. Commencement - These Regulations shall come into force on the date they are assented to by the Queen's Representative.

3. Interpretation - (1) In these Regulations, unless the context otherwise requires -

"Act" means the Shipping Act 1998;

(2) Words and phrases used in these Regulations have the same meaning ascribed to them in the Act.

(3) In these Regulations a reference to a Form by number is a reference to the Form so numbered in the Second Schedule of these Regulations.

4. Application for Registration - (1) A vessel shall not be registered unless and until there has been filed with the Registrar -

(a) the International Tonnage Measurement Certificate of the vessel;

(b) (i) in the case of vessels over 500 gross tonnage or more, a Certificate of Survey providing evidence that the vessel is currently in class with one of the classification societies contained in the First Schedule;

(ii) in the case of vessels under 500 gross tonnage, a current survey from a surveyor acceptable to the Registrar, providing evidence that the vessel is in a seaworthy condition for the intended use.

(c) a Certificate of Survey providing evidence of compliance with the international maritime conventions contained in section 3 of the Act; or

(d) the equivalent to the above documentation as approved by the Registrar;

(2) An Application for Registration of a vessel shall be made on Form No.1.

(3) Subject to clause (4), an application must contain or be accompanied by -

(a) (i) particulars and a description of the vessel;

(ii) the tonnage of the vessel;

(iii) particulars of previous registration, if an existing vessel;

(iv) the name of the owners of the vessel proposed to be registered;

(v) a Notice of Appointment of Agent on Form 2;

(vi) a certificate signed by the builder of the vessel containing information listed in Regulation 9;

(b) a list of not less than 3 alternative names, on Form No.3, numbered in order of preference, under which the vessel is sought to be registered;

(c) a Declaration of Ownership on Form No. 4 together with evidence by Bill of Sale that the Applicant is the owner of the vessel or such other

- evidence as the Registrar may require
- (d) evidence that the vessel is in a seaworthy condition;
 - (e) if the vessel has been registered under a law of a country other than the Cook Islands, evidence that registration in that country has ceased; and
 - (f) a Notice of Appointment of Manager on Form No.5;
 - (g) such other documentation as the Registrar may require.
- (4) If a certificate referred to in subclause (3)(a)(vi) cannot be obtained the Applicant must -
- (a) make a declaration to that effect; and
 - (b) attach the declaration to the application.

5. **Tonnage Measurement** - (1) Where applicable, the tonnage of a vessel to be registered shall be ascertained in accordance with the Tonnage Measurement Convention 1969, as amended from time to time.

(2) The owner or master of a vessel to be measured shall -

- (a) make the vessel available for measurement by an approved surveyor; and
- (b) afford all necessary facilities for its inspection and measurement by that surveyor.

(3) The owner or master of a vessel shall produce for a surveyor's use and retention any plans, drawings, specifications and other documents the surveyor may require.

6. **Tonnage Certificates** - (1) In the case of a vessel to which the Tonnage Measurement Convention 1969 applies, a tonnage certificate shall be in the Form No. 6, complying with Annex II to the Tonnage Measurement Convention.

(2) In any other case, a tonnage certificate shall be on Form No. 7.

7. **Marking of vessel** - (1) A vessel shall be marked in accordance with the Carving and Marking Note issued by the Registrar on Form No. 8 -

- (a) on each side of its stem with its name; and
- (b) on its stern with the name of the Port of Registry below its name; and
- (c) on each side of its stem and on each side of its stern by a scale of decimeters, or of metres and decimeters, denoting its draught; and
- (d) on its main beam with its official number and gross tonnage.

(2) The marking referred to in subclause (1)(a) and (b) must be in white or yellow letters on a dark ground, or black letters on a light ground, being letters of a height of not less than 10 centimeters and of proportionate breadth, and of 2 centimeters in thickness.

(3) The marking referred to in subclause (1)(c) must be in white or yellow figures on a dark ground, or black figures on a light ground, being figures that are -

- (a) welded on or cut into the vessel; and
- (b) of a length of 120 centimeters and of proportionate breadth; and
- (c) in metres and centimeters - at each metre interval and at each intervening 20-centimeter interval.

(4) In the case of a figure denoting the scale of draught of a vessel -

- (a) the capital letter "M" must be placed after each metre figure; and
- (b) the top most figure of the scale must show -
 - (i) the metres; and
 - (ii) except where that figure marks a full metre interval - the 10 centimeter intervals denoted by the figure; and

- (c) the lower line of each figure must coincide with the draught line denoted by each figure.

(5) An approved surveyor shall inspect the vessel and complete the Carving and Marking Note, certifying that the official number and registered tonnage have been permanently and conspicuously cut in the vessel's main beam and that the vessel's name and port of registry and draft marks have been marked in the manner prescribed by these Regulations, and the owner of the vessel shall return the certified Carving and Marking Note to the Registrar.

8. Application for registration of bareboat charter - (1) An application for registration of a bareboat charter shall be on Form No.9.

- (2) Regulation 4 shall apply to an application under this Regulation.

9. Builder's Certificate - (1) Subject to subclause (2), a Builder's Certificate in relation to a vessel shall be on Form No. 10 and be signed by the builder of the vessel and shall specify -

- (a) the name (if any) of the vessel;
 - (b) the builder's identification number of the vessel;
 - (c) the year built;
 - (d) the place of construction of the vessel;
 - (e) the name and address of the builder;
 - (f) the name and address of the person for whom the vessel was built;
 - (g) particulars and characteristics of the vessel; and
 - (h) estimated tonnage.
- (2) Where a vessel has been built in stages by more than one builder -
- (a) a Builder's Certificate in relation to the vessel may consist of several documents in accordance with paragraph (1) of this Regulation, each of which relate to one or more of those stages; and
 - (b) a Builder's Certificate that relates to all of those stages, or a document referred to in paragraph (a) that relates to more than one of those stages, shall be duly signed by all of the builders responsible for the building work carried out in those stages.

(3) Without limiting the generality of subclause (2) of this Regulation, where a vessel that is the subject of an application for registration has been altered (whether by the builder or by another person) after its completion, the vessel shall be taken, for the purposes of that subclause, to have been built in stages by more than one builder.

10. Manager and Agent - (1) The Owner of a vessel in respect of which a certificate of Registry has issued shall appoint for the vessel a Manager who in the absence of the Owner and on the Owner's behalf is authorized to make decisions in relation to the vessel and its operation.

(2) The Owner of or the Manager for a vessel in respect of which a Certificate of Registry has issued shall appoint for the vessel an Agent being an individual domiciled in the Cook Islands who on behalf of the Owner is authorized to accept service of all documentation and accounts in relation to the vessel, owner, operator or manager.

11. Registration of vessels - (1) If the application for Registration and all other requirements have been complied with, the Registrar shall upon payment of the fee prescribed enter in the Register the following particulars -

- (a) official number;
- (b) name of vessel;
- (c) number and year of registry;

- (d) port of registry;
- (e) call sign (if any);
- (f) date and time of registration;
- (g) place of construction;
- (h) year of completion;
- (h) particulars of the vessel; and
- (i) the gross tonnage and the net tonnage or any alternative tonnages as shown on the tonnage certificate; and
- (k) the owner and if more than one, the extent of their respective ownership;
- (l) the name and address of the person who is the owner's Manager;
- (m) the name and address of the person who is the Owner's Agent.

(2) The Registrar shall, on completing the required entries, append his signature and designation and affix the seal.

(3) The Registrar shall retain on the Register in relation to a vessel that is registered such documents and certificates as the Registrar considers necessary to demonstrate compliances by that vessel with the international maritime conventions set out in section 3 of the Act.

12. Registration of Government Vessels - (1) An Application for Registration of a Government vessel shall be made in writing to the Registrar and signed either by the Head of the Ministry or Department, or by the head of the authority, or corporation with responsibility for the vessel.

(2) An Application for Registration of a Government vessel must contain -

- (a) the name of the vessel; and
- (b) a description of the vessel; and
- (c) if the date and place of construction of the vessel -
 - (i) are known - a statement of that date and of that place;
 - (ii) are not known - a statement to that effect giving such particulars relating to the construction of the vessel as are known; and
- (d) particulars of title to the vessel; and
- (e) a statement that the vessel -
 - (i) belongs to the Government; or
 - (ii) is held on behalf of or for the benefit of the Government.

(3) An application for Registration of a Government vessel shall be on Form No. I and shall have attached to it -

- (a) the Bill of Sale or Builder's Certificate; and
- (b) the Tonnage Certificate of the vessel;
- (c) the completed Carving and Marking Note.

(4) If the Registrar is satisfied that the Government vessel may be registered and that all requirements relating to registration have been complied with, he shall register the vessel by entering in the Register -

- (a) the vessel's name and official number; and
- (b) the registry number allotted to the vessel; and
- (c) the name of the vessel's owner, and the particulars contained in -
 - (i) the application for registration; and
 - (ii) the vessel's Tonnage Certificate.

(5) On the registration of a Government vessel the Registrar shall retain -

- (a) the Application for Registration; and
- (b) the Bill of Sale or Builder's Certificate or a certified copy thereof;

- (c) the Tonnage Certificate of the vessel; and
- (d) the completed Carving and Marking Note.

13. Certificate of Registry - (1) A Certificate of Registry of a registered vessel shall be in accordance with Form No. 11.

(2) A registered vessel shall have endorsed on the Certificate of Registry -

- (a) the name of the master of the vessel; and
- (b) where, the person is required to be the holder of a Certificate of Competency, the number of that certificate.

(3) A Certificate of Registry of Bareboat Charter shall be in accordance with Form No.12.

14. Provisional Certificate of Registry - (1) Where the Registrar has received an application for registration and the tonnage certificate for the vessel and the Registrar is satisfied that the vessel is seaworthy, the Registrar may issue a Provisional Certificate of Registry pending compliance with the requirements for issue of a Permanent Certificate of Registry.

(2) A Provisional Certificate of Registry of a vessel shall be in accordance with Form No. 13.

15. Change of ownership - (1) Where a change occurs in the ownership of a registered vessel, the Registrar shall -

- (a) enter details of the change in the Register; and
- (b) endorse details of the change on the Certificate of Registry of the vessel; and
- (c) retain the new Bill of Sale or a certified copy thereof and the Declaration of Change of Ownership on Form 14.

(2) A Bill of Sale for the purposes of section 25 of the Act and this Regulation may be in accordance with Form No. 15 and shall -

- (a) specify -
 - (i) the name and official number of the vessel and its particulars;
 - (ii) the name and address of each transferor;
 - (iii) the name and address of each transferee;
 - (iv) the number of shares in the vessel to which the Bill of Sale relates; and
- (b) be duly signed by each transferor, and in the case of a corporation shall be under the corporate seal.

16. Change of owner's particulars - (1) Where a change occurs in the particulars of the owner, or bareboat or demise charterer of a registered vessel, that person shall, within 14 days after the change occurs, file with the Registrar a notice of change of any relevant particulars.

(2) Where a change occurs in the particulars of the mortgagee of a registered vessel, that person shall within 14 days after the change occurs, file with the Registrar a notice of change of any relevant particulars.

17. Registration of Alterations - (1) Where a registered vessel is altered so as not to correspond with the particulars in the Register or on the Certificate of Registry, the owner shall within 21 days of the alteration being completed, file a notice of particulars of alteration with the Registrar.

(2) When the Registrar receives notice of particulars of alteration to a registered vessel, he shall enter in the Register those changes in respect of -

- (a) description of vessel; or
- (b) tonnages of vessel; or
- (c) length of vessel; and
- (d) any other change of the vessel's particulars.

18. Transmission of property in a vessel or interest in a mortgage by operation of

law - (1) If a transmission of property in a vessel, or an interest in a mortgage of a vessel, occurs by operation of law under sections 26 and 33 of the Act, it must be authenticated by a Declaration of Transmission affirming that the transferee is the owner or part owner of the property or interest and must -

- (a) if the transmission is consequent on death, be accompanied -
 - (i) by probate or letters of administration or other instrument constituting a person the executor, administrator or other representative of the deceased person; or
 - (ii) by an official extract of any of those documents; or
- (b) if the transmission is consequent on bankruptcy, be accompanied by such evidence as is for the time being receivable in a Court as proof of title of persons claiming under a bankruptcy.

(2) For the purpose of the transmission of ownership of a vessel under section 26 of the Act, the following documents are evidence of such lawful transmission;

- (a) in the case of transmission upon the death of a joint owner -
 - (i) a Certificate of Death or of burial of the deceased person, or probate or letters of administration of the estate of that person, or a certified copy of any such document; and
 - (ii) a statutory declaration by a person well acquainted with the facts of the case to the effect that the person referred to in subparagraph (2)(a)(i) is the same person as the joint owner named in the Register.
- (b) in the case of transmission upon the death of a sole owner or an owner in common, an instrument constituting a person the legal personal representative of the deceased person, or a certified copy of such an instrument, and the nomination of a person as beneficiary under that instrument as transferee of such property in the vessel;
- (c) in the case of transmission upon the making of an Order by a Court, a certified copy of the Order.

(3) For the purpose of the transmission of a mortgage of a vessel under Section 33 of the Act, the following documents are evidence of such lawful transaction -

- (a) in the case of transmission upon the death of a joint mortgagee -
 - (i) a certificate of death or of burial of the deceased person, or probate or letters of administration of the estate of that person, or a certified copy of any such document; and
 - (ii) a statutory declaration by a person well acquainted with the facts of the case to the effect that the person referred to in subparagraph (3)(a)(i) is the same person as the joint mortgagee named in the Register;
- (b) in the case of transmission upon the death of a sole mortgagee or a mortgagee in common, an instrument constituting a person the legal personal representative of the deceased person or a certified copy of such an instrument and the nomination of a person as beneficiary under that instrument as transferee of such property in the vessel;

- (c) in the case of transmission upon the making of an Order by a Court, a certified copy of the Order.
- (4) A Declaration of Transmission shall -
 - (a) specify -
 - (i) the name and official number of the vessel;
 - (ii) the name and address of each person from whom the interest is transmitted; and
 - (iii) the name, address and nationality of each person to whom the interest is transmitted; and
 - (b) be duly signed by each person to whom the interest is transmitted.

19. Change of name of registered vessels - (1) A person shall not describe a registered vessel by any name other than the name by which the vessel is for the time being registered.

(2) Application may be made to the Registrar for a change in the name of a registered vessel.

(3) An application for a change in the name of registered vessel shall be made on Form No. 3 by submitting to the Registrar a request in writing for approval of the change signed by the owner of the vessel or the owners agent and specifying -

- (a) the present name of the vessel;
- (b) the official number of the vessel; and
- (c) in order of preference, 3 proposed names for the vessel.
- (4) The Registrar shall not approve the following classes of names -
 - (a) names of existing registered vessels;
 - (b) names approved by the Registrar in respect of vessels in the course of registration;
 - (c) names that are likely to be confused with or mistaken for names referred to in paragraphs (a) and (b);
 - (d) names that are blasphemous or likely to be offensive to members of the public;
 - (e) names of, or suggesting connection with, members of the Royal Family or suggesting Royal patronage; and
 - (f) names falsely suggesting connection with -
 - (i) the Crown;
 - (ii) the Commonwealth of Nations;
 - (iii) the Government of the Cook Islands, or any other country or of any legal subdivision of another country;
 - (i) the United Nations;
 - (v) the Defence Forces of any Country or an arm of the Defence Forces of any Country;
 - (vi) a Government department, authority or instrumentality of the Cook Islands; or
 - (vii) a municipal or other local Government authority.
 - (g) names of political parties.
- (5) Where the Registrar grants an application under paragraph (2) -
 - (a) he shall cause the new name to be entered in the Register and endorsed on the vessel's Certificate of Registry; and
 - (b) this section shall apply in relation to the marking of the new name of the vessel under Regulation 7, as if the vessel had been registered by that name.

(6) The prescribed fee for a change of name of a registered vessel is contained in the Second Schedule.

20. Registration of Mortgages - (1) Mortgages shall be in writing and may be in accordance with Form No. 16 and shall include the name of the vessel, official number, name and address of mortgagor and name and address of mortgagee.

(2) The amount and type of consideration shall be inserted in the mortgage noting the principal sum, or account current or line of credit and referencing any co-lateral loan agreement.

(3) The mortgagor shall, in the presence of witness, append his signature and, in the case of a corporation, affix the corporate seal.

(4) Upon presentation to the Registrar and payment of the prescribed fee, the Registrar shall, if the mortgage document contains the prescribed particulars, register the mortgage and enter the date and time.

21. Registration of Maritime Liens - (1) The following categories of maritime lien may be registered -

- (a) claims for wages and other sums due to the master, officers, and other members of the vessel complement in respect of their employment on the vessel, including costs of repatriation and social insurance contributions payable on their behalf;
- (b) claims in respect of loss of life or personal injury occurring, whether on land or on water, in direct connection with the operation of the vessel;
- (c) claims for reward for the salvage of the vessel;
- (d) claims for port, canal, and other waterway dues and pilotage dues;
- (e) claims based on tort arising out of physical loss or damage caused by the operation of the vessel other than loss of or damage to cargo, containers and passengers' effects carried on the vessel.

(2) No maritime lien shall attach to a vessel to secure claims as set out in subparagraphs (b) and (e) of paragraph (1) which arise out of or result from -

- (a) damage in connection with the carriage of oil or other hazardous or noxious substances by sea for which compensation is payable to the claimants pursuant to legislation providing for strict liability and compulsory insurance or other means of securing the claims;
- (b) the radioactive properties or a combination of radioactive properties with toxic explosive or other hazardous properties of nuclear fuel or of radioactive products or waste.

(3) The registrar shall register a maritime lien on payment of the fee as prescribed.

22. Priority of Maritime Liens - (1) The maritime liens set out in paragraph (1) of Regulation 21 shall rank in the order listed, provided that maritime liens securing claims for reward for the salvage of the vessel shall take priority over all other maritime liens which have attached to the vessel prior to the time when the operations giving rise to the liens for reward for the salvage of the vessel were performed.

(2) The maritime liens set out in each of the categories described in subparagraphs (a), (b), (d) and (e) of paragraph (1) of Regulation 2 shall rank equally as between themselves.

(3) The maritime liens securing claims for reward for the salvage of the vessel shall rank in the inverse order of the time when the claims secured thereby accrued. Such claim shall be deemed to have accrued on the date on which each salvage operation was terminated.

(4) The maritime liens set out in Regulation 21(1) shall take priority over registered mortgages and other registered charges, and no other claim shall take priority over such maritime liens or mortgages or charges except in the event of a forced sale of a stranded or sunken vessel following, its removal in the interest of safe navigation or the protection of the marine environment, the costs of such removal shall be paid out of the proceeds of the sale before all other claims secured by a maritime lien on the vessel;

23. Statutory Liens - (1) The following statutory liens may be registered in the same manner as a maritime lien -

- (a) claims for work carried out at any port, harbour, roadstead or anchorage in connection with the loading or discharging of cargo, or fuel, or the embarkation or disembarkation of passengers on or from a vessel; or
- (b) claims for the provision of bunkers claims for the provision of stores, victuals, fuel, towage, claims for goods materials or services rendered in respect of the vessel; or
- (c) claims for the construction, repair, maintenance of, or alteration of a vessel; or to any part thereof or of the equipment, or equipping a vessel; or
- (d) claims for the enforcement of arbitral awards in respect of maritime claims, or claims for the enforcement of local or foreign admiralty judgements in rem;

24. Priority of statutory liens - A statutory lien -

- (a) shall be subject to the maritime liens set forth in Regulation 21(1) that have been registered, assigned or subrogated, or exist at the time of a forced sale;
- (b) shall be extinguished upon which ever period expires first;
 - (i) after a period of 6 months, from the time when the claims secured thereby arose unless, prior to the expiry of such period, the vessel has been arrested or seized, such arrest or seizure leading to a forced sale; or
 - (ii) at the end of a period of 60 days following a sale to a bona fide purchaser of the vessel, such period to commence on the date on which the sale is registered in accordance with Section 35 of the Act in which the vessel is registered following the sale,
- (c) shall rank after the maritime liens set out in Regulation 21(1), and also after registered mortgages, or charges which have been registered.

25. Discharge of maritime Liens - Upon being notified by the lien holder in writing that a lien has been satisfied, the Registrar shall make an entry in the Register that the maritime lien has been discharged in the prescribed form.

26. Extinction of Maritime Liens by lapse of time - (1) The maritime liens set out in Regulation 21(1) shall be extinguished after a period of one year unless, prior to the expiry of such period, the vessel has been arrested or seized, and such arrest or seizure leading to a forced sale.

(2) The one-year period referred to in paragraph (1) shall commence -

- (a) with respect to the maritime lien set out in Regulation 21(1)(a), upon the claimant's discharge from the vessel;

- (b) with respect to the maritime liens set out in Regulation 21(1)(b) to (e),
when the claims secured thereby arise;

and shall not be subject to suspension, or interruption, provided, however, that time shall not run during the period that the arrest or seizure of the vessel is not permitted by law.

- (3) The Registrar shall, when the lien is extinguished by lapse of time, strike out the registered lien.

A. Taripo
Acting Clerk of the Executive Council

These Regulations are administered by the Office of the Registrar of Vessels

BY AUTHORITY:
COOK ISLANDS GOVERNMENT - 2001

FIRST SCHEDULE**List of Approved Classification Societies**

No vessel shall be registered or re-registered under Part III of the Act unless at the time of application for registration or re-registration, such vessel is classed by one of the following classifications societies:

American Bureau of Shipping	(ABS)
Bureau Veritas	(BV)
China Classification Society	(CCS)
Det Norske Veritas	(DNV)
Germanischer Lloyd	(GL)
Korean Register of Shipping	(KRS)
Lloyd's Register of Shipping	(LRS)
Nippon Kaiji Kyokai	(NKK)
Registro Italiano Navale	(RINA)
Russian Maritime Register of Shipping	(RS)

SECOND SCHEDULE**FORMS**

COOK ISLANDS
APPLICATION FOR VESSEL OFFICAL NUMBER,
CALL SIGN AND REGISTRATION

FORM NO. 1

For Registry Office Use*PART 1**

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO. YEAR PORT OF REGISTRY
*	*		* RAROTONGA

PART 2

The Ship is recorded as being under construction.

ASSIGNED NUMBER	PROPOSED NAME	PORT OF RECORD	IMO NUMBER
NAME/ADDRESS OF BUILDER		DATE OF DELIVERY	

PART 3

The Ship is registered at:

PORT OF REGISTRY	OFFICIAL NUMBER	REGISTERED NAME	IMO NUMBER

PART 4

The Particulars of the Ship are:

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____			
NUMBER OF MASTS:		NUMBER OF DECKS:				
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
GROSS TONNAGE >	Tons	Cubic Metres	Tons		Cubic Metres	
NET TONNAGE >						
TYPE OF SHIP		TYPE OF CONSTRUCTION		CONSTRUCTION MATERIALS		
NAME/ADDRESS OF BUILDER		HULL NO.	YEAR BUILT	PLACE BUILT		

2001/07



COOK ISLANDS
APPOINTMENT OF AGENT

Ship Registration

FORM NO. 2

To the Registrar of Ships

_____ 20 ____

The Owner(s)

(1) _____

of the ship _____ (2) _____
(name of ship)

the Official Number of which is _____ and of _____ gross tons

hereby appoint (3) _____

to act as Agent of the Owner(s).

(4) (Owner(s) or Owners' Authorised Signatory)

(Name and Title (please print))

I hereby accept the appointment as Agent and agree to accept service of any legal process and to meet the Owners' responsibilities in accordance with the laws and regulations of the Cook Islands.

(Signature of Agent)

(Name please print)

Date: _____

(Postal Address)

(Facsimile)

(Email)

- (1) Owner(s)
- (2) Port of Registry
- (3) Name, address and occupation of person domiciled in the Cook Islands
- (4) If the appointment is to be made on behalf of the Owner by an authorized signatory, attach authority e.g. if the Owner is a corporation and the appointment is by an officer, attach the officer's authority from the corporation.

2001/07

The Owners are:

PART 5

Name and Postal Address	Shares	Telephone:	
		Telefax	
		E-mail	

The Manager is:

PART 6

Name and Postal Address	Shares	Telephone:	
		Telefax:	
		Email	

The Agent is:

PART 7

Name and Postal Address	Telephone:	
	Telefax:	
	Email	

The details of mortgages (if any) are:

PART 8

Name and Postal Address of Mortgagee	Telephone:	
	Telefax:	
	Email	

The Operator (if not the Owner) is:

PART 9

Name and Postal Address of Operator	Telephone:	
	Telefax:	
	Email	

The Master is:

PART 10

Name	Certificate of Competency No.



COOK ISLANDS

2001/07

NOTICE OF NAME OR CHANGE OF NAME OF A SHIP

Ship Registration

FORM NO. 3

Port of _____

NOTICE OF NAME FOR A SHIP TO BE REGISTERED IN

It is proposed to register at the Port of (1) _____

*the (2) _____ ship now being built for me/us by (3) _____

*the (2) _____ ship (4) _____

purchased by me/us from (5) _____

by the name (1st choice) _____

(2nd choice) _____

(3rd choice) _____

NOTICE OF CHANGE OF NAME

It is proposed to change the name of the (2) _____ ship

(4) _____ registered at the port of (1) _____

Official Number _____ to (6) _____

(1st choice) _____

(2nd choice) _____

(3rd choice) _____

Signature _____

Address _____

Forwarded by:

The proposed name _____
is hereby approved.

Registrar of Ships _____

For the Minister _____

Date _____

Date _____

Notes:

- (1) Intended Port of Registry.
- (2) Non-Propelled, sail, motor or auxiliary motor-screw.
- (3) Name of builder if new ship.
- (4) Present name of registered ship.
- (5) Name of person or company from whom purchased.
- (6) New name of ship requested.

*Delete as appropriate.



COOK ISLANDS

DECLARATION OF OWNERSHIP

2001/07

Ship Registration

FORM NO. 4

**For Registry Office Use*

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY
*	*		*		RAROTONGA

PARTICULARS OF SHIP

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____			
NUMBER OF MASTS:		NUMBER OF DECKS:				
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
Tons		Cubic Metres	Tons		Cubic Metres	
GROSS TONNAGE >		NET TONNAGE >				

The above ship is described in more detail in the certificate of survey.

PARTICULARS OF OWNER

Name: _____

Address/Registered Office: _____

: Phone - _____

: Facsimile - _____

: Email - _____

Interest in Ship: _____

If a Corporation:

: Place and date of incorporation - _____

: Principal place of business - _____

: Name and address of officers: _____

DECLARATION BY OWNER (1)

I, (full name) _____

Of (address) _____

(occupation) _____

Declare:

- I am the Owner referred to above/an officer of the Owner referred to above and duly authorized to make this declaration (2).
- The above particulars of the ship are correct.
- The ownership in the ship is evidenced by a Bill of Sale/other document, the original/certified copy of which is attached.
- The Owner referred to above is/is not (3) the only person entitled to the legal and beneficial interest in the ship.
- The Owner is entitled to be registered as the Owner of the interest in the ship referred to above.

Declared Before me:

(Signature of Declarant)

(Date)

(4) _____
(Signature of Witness)

(Occupation)

(Address)

NOTES:

- If there is more than one Transferee Owner (including joint ownership), a separate declaration must be completed by each Transferee Owner.
- If declarant is an authorized officer, attach authority.
- If there are persons other than the Transferee who are entitled to a legal or beneficial interest in the ship (e.g. a mortgagee), attach details.
- Declarations shall be made before a Registrar or Justice of the Peace, or a Commissioner for Oaths, Solicitors, Notary Public or a Consular Officer or before any person authorized by law to administer oaths in the country where the declaration is made.

2001/07



COOK ISLANDS
APPOINTMENT OF MANAGER

Ship Registration

FORM NO. 5

To the Registrar of Ships

_____ 20 ____

The Owner(s)

(Owners)

of the ship _____ registered at
(name of ship)

_____ the Official Number of which is _____ and of _____ gross tons

hereby appoint _____
(Name of Manager)

to act as Manager for the ship and on behalf of the Owner(s).

(4) (Owner(s) or Owners' Authorised Signatory)*

(Name and Title (please print))

I hereby accept the appointment as Manager and confirm that I have full authority to act on behalf of the Owners in relation to the abovenamed ship.

(Signature of Manager)

(Name please print)

Date: _____

(Postal Address)

(Facsimile)

(Email)

(Telephone)

* If the appointment is to be made on behalf of the Owner by an authorized signatory, attach authority e.g. if the Owner is a corporation and the appointment is by an officer, attach the officer's authority from the corporation.



COOK ISLANDS
TONNAGE CERTIFICATE (CONVENTION SHIP)

2001/07

Ship Registration

FORM NO. 6

Issued under the provisions of the International Convention on Tonnage Measurement of Ships, 1969, under the authority of the Government of

(full official designation of country)

for which the Convention came into force on 19

by

(full official designation of the competent person or organisation recognised under the provisions of the International Convention on Tonnage Measurement of Ships, 1969)

Name of Ship	Distinctive Number or Letters	Port of Registry	*Date

*Date on which the keel was laid or the ship was at a similar stage of construction (Article 2(6), or date on which the ship underwent alterations or modifications of a major character (Article 3(2)(b)), as appropriate.

MAIN DIMENSIONS

Length (Article 2(8))	Breadth (Regulation 2(3))	Moulded Depth amidships to Upper Deck (Regulation 2(2))

THE TONNAGES OF THE SHIP ARE:

GROSS TONNAGE

NET TONNAGE

This is to certify that the tonnages of this ship have been determined in accordance with the provisions of the International Convention of Tonnage Measurement of Ships, 1969.

Issued at

(place of issue of certificate)

..... 20

(date of issue)

.....
(signature of official issuing the certificate)

and/or

(seal of issuing authority)

If signed, the following paragraph is to be added:

The undersigned declares that he is duly authorised by the said Government to issue this certificate.

.....

(Signature)



SPACES INCLUDED IN TONNAGE					
GROSS TONNAGE			NET TONNAGE		
Name of Space	Location	Length	Name of Space	Location	Length
EXCLUDED SPACES An asterisk (*) should be added to those spaces listed above which comprise both enclosed and excluded spaces.			NUMBER OF PASSENGERS (Regulation 4(1))		
			Number of passengers in cabins with not more than 8 berths		
			Number of other passengers		
			MOULDED DRAUGHT		
Date and place of original measurement					
Date and place of last previous remeasurement					
REMARKS:					

[illegible]



COOK ISLANDS

2001/07

TONNAGE CERTIFICATE (NON-CONVENTION VESSEL) Ship Registration FORM NO. 7

Issued under the provisions of the internationally accepted method, under the authority of the Government of

.....
(full official designation of country)

by
(full official designation of the competent person or recognised organisation)

Name of Ship	Distinctive Number or Letters	Port of Registry	*Date

*Date on which the keel was laid or the ship was at a similar stage of construction, or date on which the ship underwent alterations or modifications of a major character

MAIN DIMENSIONS

Length (Article 2(8))	Breadth (Regulation 2(3))	Moulded Depth amidships to Upper Deck (Regulation 2(2))

THE TONNAGES OF THE SHIP ARE:

GROSS TONNAGE
NET TONNAGE

This is to certify that the tonnages of this ship have been determined in accordance with the internationally accepted method.

Issued at 20
(place of issue of certificate) (date of issue)

.....
(signature of official issuing the certificate)
and/or
(seal of issuing authority)

If signed, the following paragraph is to be added:

The undersigned declares that he is duly authorised by the said Government to issue this certificate.

.....
(Signature)





COOK ISLANDS

CARVING AND MARKING NOTES

2001/07

Ship Registration
FORM NO. 8

**For Registry Office Use*

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY
*	*		*		

The Particulars of the Ship are:

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____			
NUMBER OF MASTS:		NUMBER OF DECKS:				
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
	Tons	Cubic Metres	Tons		Cubic Metres	
GROSS TONNAGE >			NET TONNAGE >			
TYPE OF SHIP		TYPE OF CONSTRUCTION	CONSTRUCTION MATERIALS			
NAME/ADDRESS OF BUILDER		HULL NO.	YEAR BUILT		PLACE BUILT	

The above ship is described in more detail in the certificate of survey and the register book.

The official number and register tonnage as stated above, are to be permanently and conspicuously cut in on the main-beam of the vessel; and the name of the ship is to be marked on each of her bows and on her stern along with the name of her port of registry, in the manner directed by the Shipping Act.		
DATE	REGISTRAR OF SHIPS	PORT OF
I hereby certify that I have inspected the above-named vessel and find that the official number and register tonnage as stated above are permanently and conspicuously cut in on her main-beam that her name is marked on each of her bows and her name and the name of her port of registry are marked on her stern in the manner directed by the Shipping Act.		
DATED	AT	
SIGNATURE	NAME AND TITLE	
NOTE: This form is to be signed by a ship surveyor or a Consular Officer or an acceptable official.		

Every ship shall before permanent registration be marked permanently and conspicuously to the satisfaction of the Registrar as follows:

- The name shall be marked on each of her bows, and her name and the name of her port of registry shall be marked on her stern, on a dark ground in white or yellow letters, or on a light ground in black letters, such letters to be of a length not less than four inches, and of proportionate breadth.
- The official number and the number denoting her register tonnage shall be cut in on her main beam.
- The marks required by this section shall be permanently continued, and no alteration shall be made therein, except the event of any of the particulars thereby denoted being altered in the manner provided by the Act.
- On a certificate from a surveyor of ships or a steamship inspector that a ship is insufficiently or inaccurately marked the ship may be detained until the insufficiency or inaccuracy has been remedied to the satisfaction of the Registrar.



COOK ISLANDS
APPLICATION FOR DEMISE/BAREBOAT
CHARTER REGISTRATION

2001/07

Ship Registration
FORM NO. 9

**For Registry Office Use*

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY
*	*		*		

The Particulars of the Ship are:

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____			
NUMBER OF MASTS:		NUMBER OF DECKS:				
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
Tons		Cubic Metres	Tons		Cubic Metres	
GROSS TONNAGE >		NET TONNAGE >				
TYPE OF SHIP		TYPE OF CONSTRUCTION		CONSTRUCTION MATERIALS		
NAME/ADDRESS OF BUILDER		HULL NO.	YEAR BUILT		PLACE BUILT	

DETAILS OF UNDERLYING REGISTRATION

OFFICIAL NUMBER	REGISTERED NAME	PORT OF REGISTRY

DETAILS OF MORTGAGES


MORTGAGEE NAME	MORTGAGEE ADDRESS	PLACE AND DATE OF REGISTRATION

DETAILS OF OWNERS

FULL NAME	ADDRESS	OCCUPATION	NO. OF SHARES

DETAILS OF CHARTERER AND CHARTER PERIOD

FULL NAME	ADDRESS	OCCUPATION	CHARTER PERIOD

<div style="text-align: right;"></div>			
Date: _____ 20 ____		(signature of charterer)	
		(name) (please print)	



COOK ISLANDS

BUILDER'S CERTIFICATE

2001/07

Ship Registration
FORM NO. 10

*For Registry Office Use

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY
*	*		*		

PARTICULARS OF SHIP

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____			
NUMBER OF MASTS:		NUMBER OF DECKS:				
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
GROSS TONNAGE >	Tons	Cubic Metres	Tons		Cubic Metres	
TYPE OF SHIP		TYPE OF CONSTRUCTION	CONSTRUCTION MATERIALS			
NAME/ADDRESS OF BUILDER		HULL NO.	YEAR BUILT	PLACE BUILT		

FOR WHOM BUILT

FULL NAME	ADDRESS	OCCUPATION	NO. OF SHARES

I, the undersigned, builder of the ship described above hereby certify that the dimensions and tonnage, as estimated by me, and the other particulars are correct.

.....
(signature)

Date _____ 20____

.....
(name) (please print)

NOTE: 1. If the builder is a corporation the certificate shall be signed on behalf of the corporation by an officer of the corporation authorised for that purpose and under the seal of the corporation.

2. If the certificate is given by an unincorporated partnership, the certificate shall be signed for the partnership by one of the partners.



COOK ISLANDS CERTIFICATE OF REGISTRY

2001/07

Ship Registration
FORM NO. 11

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY
					RAROTONGA

The Particulars of the Ship are:

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____			
NUMBER OF MASTS:		NUMBER OF DECKS:				
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
Tons		Cubic Metres	Tons		Cubic Metres	
GROSS TONNAGE >		NET TONNAGE >				
TYPE OF SHIP		TYPE OF CONSTRUCTION		CONSTRUCTION MATERIALS		
NAME/ADDRESS OF BUILDER		HULL NO.	YEAR BUILT		PLACE BUILT	

FULL NAME OF OWNERS	ADDRESS	OCCUPATION	NO. OF SHARES

NAME OF MASTER	CERTIFICATE OF COMPETENCY OR SERVICE NO.
I, the undersigned Registrar of Ships, hereby certify that the above particulars are correct. Dated at _____ on the _____ day of _____ 20____	
_____ (Registrar)	
_____ (name) (please print)	

NOTE: A Certificate of Registry is not a document of title. It does not necessarily contain notice of all changes of ownership and in no case does it contain an official record of any mortgages affecting the ship. In case of any change of ownership, it is important for the change to be registered. Should the vessel be lost, sold to foreigners or broken up, notice thereof, together with the Certificate of Registry, if in existence, should immediately be given to the Registrar of Ships at the ship's Port of Registry.

ENDORSEMENT ON CHANGE OF MASTER**2001/07**

DATE	PORT OF CHANGE	FULL NAME OF MASTER	CERTIFICATE NUMBER

ENDORSEMENT OF CHANGE OF OWNERSHIP

DATE	FULL NAME AND OCCUPATION OF NEW OWNER	ADDRESS	NUMBER OF SHARES	SIGNATURE OF REGISTRAR



COOK ISLANDS
PROVISIONAL CERTIFICATE
FOR DEMISE/BAREBOAT
CHARTER REGISTRATION

2001/07

Ship Registration
FORM NO. 12

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY

PARTICULARS OF SHIP

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____				
NUMBER OF MASTS:		NUMBER OF DECKS:					
			FEET	TENTHS	METRES	CENTIMETRES	
Length from fore part of stem to fore side of head of rudder stock							
Main breadth to outside of plank or plating							
Depth in hold from tonnage deck to ceiling amidships							
Depth from top of deck at side amidships to bottom of keel							
GROSS TONNAGE >	Tons	Cubic Metres	Tons Cubic Metres				
NET TONNAGE >							
TYPE OF SHIP		TYPE OF CONSTRUCTION		CONSTRUCTION MATERIALS			
NAME/ADDRESS OF BUILDER		HULL NO.	YEAR BUILT		PLACE BUILT		

DETAILS OF UNDERLYING REGISTRATION

OFFICIAL NUMBER	REGISTERED NAME	PORT OF REGISTRY

DETAILS OF MORTGAGES

MORTGAGEE NAME	MORTGAGEE ADDRESS	PLACE AND DATE OF REGISTRATION

DETAILS OF OWNERS

FULL NAME	ADDRESS	OCCUPATION	NO. OF SHARES

DETAILS OF CHARTERER AND CHARTER PERIOD

FULL NAME	ADDRESS	OCCUPATION	CHARTER PERIOD

This provisional certificate of registry of the demise/bareboat charter of the ship described above is granted pending full registration and pursuant to the Shipping Act 1998.

(Registrar or Consular Officer)

Date: _____ 20 _____

(name) (please print)



COOK ISLANDS
PROVISIONAL CERTIFICATE OF REGISTRATION

2001/07

Ship Registration

FORM NO. 13

**FOR REGISTRY OFFICE USE*

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY
*	*		*		RAROTONGA

PARTICULARS OF SHIP

PROPULSION POWER	No. AND TYPE OF ENGINES	NAME OF MANUFACTURER	AUTOMATED ENGINE ROOM Yes: _____ No: _____			
NUMBER OF MASTS:		NUMBER OF DECKS:				
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
Tons		Cubic Metres	Tons		Cubic Metres	
GROSS TONNAGE >		NET TONNAGE >				
TYPE OF SHIP		TYPE OF CONSTRUCTION		CONSTRUCTION MATERIALS		
NAME/ADDRESS OF BUILDER		HULL NO.	YEAR BUILT		PLACE BUILT	

1. The certificate of registry of the ship described above has been Lost / Destroyed in the following circumstances: _____
2. The registered owners of the ship are as follows: _____

FULL NAME	ADDRESS	OCCUPATION	NO. OF SHARES
NAME OF MASTER		CERTIFICATE OF COMPETENCY OR SERVICE NO.	

This provisional certificate is granted by me pursuant to subsection of the.....Shipping Act.

Dated at _____ on the _____ day of _____ 20 _____

(registrar or consular officer signature)

(name and title) (please print)

NOTE: State the circumstances under which the Provisional Certificate is granted as set out in the Declaration to obtain a Provisional Certificate of the Registry made by a person having knowledge of the facts.

This Provisional Certificate of Registry must, within ten days after the first subsequent arrival of the ship at a port of Discharge in be delivered up by the Master to the Registrar of ships at its Port of Registry.



COOK ISLANDS

2001/07

DECLARATION ON CHANGE OF OWNERSHIP OF SHIP

Ship Registration
FORM NO. 14

PARTICULARS OF SHIP

* FOR REGISTRY OFFICE USE

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO. YEAR	PORT OF REGISTRY
				RAROTONGA

PARTICULARS OF TRANSFER

Date: _____

Interest in ship transferred to Transferee (1) _____

PARTICULARS OF TRANSFEROR

Name: _____

Address/Registered Office: _____

PARTICULARS OF TRANSFEEE

Name: _____

Address/Registered Office: _____

: Phone - _____

: Facsimile - _____

: Email - _____

If a Corporation:

: Place and date of incorporation - _____

: Principal place of business - _____

: Name and address of officers: _____

DECLARATION BY TRANSFEEE (1)

I, _____
(name of person making declaration)

(address)

(occupation)

Declare:

1. I am the Transferee referred to above/an officer of the Transferee referred to above and duly authorized to make this declaration (2).
2. The above particulars of the ship, transfer and Transferee are correct.
3. The transfer of ownership in the ship is evidenced by a Bill of Sale/other document, the original/certified copy of which is attached.
4. The Transferee referred to above is/is not (3) the only person entitled to the legal and beneficial interest in the ship.

Declared Before me:

(Signature of Declarant)

(4) _____
(Signature of Witness)

(Date)

(Occupation)

(Address)

NOTES:

1. If there is more than one Transferee Owner (including joint ownership), a separate declaration must be completed by each Transferee Owner.
2. If declarant is an authorized officer, attach authority.
3. If there are persons other than the Transferee who are entitled to a legal or beneficial interest in the ship (e.g. a mortgagee), attach details.
4. Declarations shall be made before a Registrar or Justice of the Peace, or a Commissioner for Oaths, Solicitors, Notary Public or a Consular Officer or before any person authorized by law to administer oaths in the country where the declaration is made.



COOK ISLANDS BILL OF SALE

2001/07

Ship Registration
FORM NO. 15

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO. YEAR	PORT OF REGISTRY

For Registry Office Use

PARTICULARS OF SHIP

PROPULSION <input type="checkbox"/> None <input type="checkbox"/> Motor <input type="checkbox"/> Sail <input type="checkbox"/> Steam <input type="checkbox"/> Auxiliary			METHOD OF PROPULSION			
			FEET	TENTHS	METRES	TENTHS
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
GROSS TONNAGE >	Tons	Cubic Metres	NET TONNAGE >		Tons	Cubic Metres

I/We (a) _____
of (address) _____
(hereinafter called the transferor), in consideration of the sum of _____
paid to me/us by (b) _____
of (address) _____
(hereinafter called the transferee) the receipt of which is hereby acknowledged, transfer to the transferee (c) _____
shares in the ship described above, and in its boats and appurtenances. Further, the transferor covenants with the transferee that the transferor has
power to transfer in the manner aforesaid, the premises hereinbefore expressed to be transferred and that the same are free from encumbrances
(d) _____
Dated at _____ on the _____ day of _____ 20 _____

IN THE PRESENCE OF

INDIVIDUAL

(signature)

(signature)

(name and title) (please print)

CORPORATION

(name of corporation)

(address)

Per _____



- (a) Insert the full name of each registered owner.
(b) Insert the full name and address of each transferee. NOTE: Where there is more than one transferee, the transferees are joint owners.
(c) Insert the number of shares.
(d) If there are any subsisting encumbrances, add "save as appears on the register of the said ship."

- NOTES: 1. If the owner is a Corporation the Bill of Sale should be made on behalf of the Corporation by an Officer of the Corporation authorised for the purpose and under the seal of the Corporation.
2. The expression "Transferor" and "Transferee" used in this document shall include their heirs, successors, assigns, executors and administrators or any other legal representative.



2001/07

COOK ISLANDS

MORTGAGE

Ship Registration

FORM NO. 16

OFFICIAL NUMBER	CALL SIGN	NAME OF SHIP	NO.	YEAR	PORT OF REGISTRY

PARTICULARS OF SHIP

PROPULSION <input type="checkbox"/> None <input type="checkbox"/> Motor <input type="checkbox"/> Sail <input type="checkbox"/> Steam <input type="checkbox"/> Auxiliary			METHOD OF PROPULSION			
			FEET	TENTHS	METRES	CENTIMETRES
Length from fore part of stem to fore side of head of rudder stock						
Main breadth to outside of plank or plating						
Depth in hold from tonnage deck to ceiling amidships						
Depth from top of deck at side amidships to bottom of keel						
GROSS TONNAGE >	Tons	Cubic Metres	REGISTER TONNAGE >		Tons	Cubic Metres

I/We (a) _____

(hereinafter called the mortgagor), in consideration of (b) _____

now covenant with (c) _____
(hereinafter called the mortgagee) to pay to the mortgagee the sums for the time being due on this security, whether by way of principal or interest at the times and in the manner aforesaid. For the purpose of better securing to the mortgagee the payment of such sums as last aforesaid, the mortgagor hereby mortgages to the mortgagee (d) _____ shares of which the mortgagor is the owner in the ship above described, and in its boats and appurtenances. Further, the mortgagor covenants with the mortgagee that the mortgagor has the power to mortgage in the manner aforesaid the above-mentioned shares and that the same are free from encumbrances (e) _____

Dated at _____ on the _____ day of _____ 20 _____

IN THE PRESENCE OF

INDIVIDUAL

(signature)

(signature)

(name and title) (please print)

CORPORATION

(address)

(name of corporation) (please print)

Per _____



- (a) Insert the full name and address of each mortgagor.
- (b) Describe the nature of the consideration by:
- (1) entering the principal sum or stating that there is an account current or line of credit and refer to the collateral loan agreement and the date the agreement was executed; or
 - (2) entering the principal sum or stating that there is an account current or line of credit and give details of the interest and method of payment.
- (c) Insert the full name and address of each mortgage.
- (d) Insert the number of shares.
- (e) If any subsisting encumbrances add "save as appears on the register of the said ship".

TRANSFER OF MORTGAGE

2001/07

(Form16 cont)

I/We _____ (mortgagee)	
in consideration of _____	
paid to me/us by _____	
(full address)	

(address)	
hereby transfer the benefit of the within-written security.	
Dated at _____ on the _____ day of _____ 20 _____	
IN THE PRESENCE OF	INDIVIDUAL
_____	_____
(signature)	(signature)
_____	CORPORATION
(name and title) (please print)	

(address)	
_____	_____
	(name of corporation) (please print)
	Per _____

DISCHARGE OF MORTGAGE

Received the sum of _____	
in discharge of the within-written security.	
Dated at _____ on the _____ day of _____ 20 _____	
IN THE PRESENCE OF	INDIVIDUAL
_____	_____
(signature)	(signature)
_____	CORPORATION
(name and title) (please print)	

(address)	
_____	_____
	(name of corporation) (please print)
	Per _____

- NOTES: 1. The expression "mortgagee" and "mortgagor" used in this document shall include their heirs, successors, assigns, executors, administrators or any other legal representative.
2. The prompt registration of a Mortgage Deed at the Port of Registry of the ship is essential to the security of the mortgagee (See Section 47 of the Canada Shipping Act).
3. Registered mortgagees are reminded of the importance of keeping the Registrar of Ships informed of any change of residence on their part.