

Order on ship's log books and radio log books

The following shall be laid down pursuant to section 3, no. 2, section 17(5) and section 32 of the Safety at Sea Act (*lov om sikkerhed til søs*), cf. Consolidated Act no. 903 of 12 July 2007, and pursuant to section 471(1), section 507 and section 514a of the Merchant Shipping Act (*søloven*), cf. Consolidated Act no. 538 of 15 June 2004, as well as pursuant to Decree no. 607 of 25 June 2001 on entry into force for Greenland of the Safety at Sea Act and Decree no. 609 of 25 June 2001 on entry into force for Greenland of the Act amending the Merchant Shipping Act and repealing the Registration of Vessels, etc. Act (*lov om skibsregistrering mv.*), in consultation with the Greenland Home Rule and after authority from the Minister for Economic and Business Affairs:

Ship's log books and radio log books

Section 1. Ship's log books shall be kept by the following ships:

- 1) Ships with a gross tonnage of or above 150 engaged in international voyages.
- 2) Any ship, irrespective of size, whose trade area, according to the trading permit, includes navigation outside the following area: North Sea east of 3⁰ E longitude and south of 62⁰ N latitude, trade in the Baltic Sea as well as trade along the coasts of Greenland at a distance of 30 nautical miles from the coast or less (the base line).
- 3) Ships with a gross tonnage of or above 300 engaged in domestic voyages between Danish ports.
- 4) All passenger ships, irrespective of size, engaged on domestic voyages between Danish ports of more than four hours' duration.

Subsection 2. Notwithstanding the provisions of subsection (1), a ship's log book shall not be required for:

- 1) Ships with a gross tonnage of less than 300, whose trade area is limited to navigation between ports in Greenland.
- 2) Fishing vessels, whose trade area, according to the trading permit, includes navigation south of 62⁰ N latitude, north of 48⁰ N latitude, and east of 12⁰ W longitude, trade in the Baltic Sea; navigation along the coasts of Greenland at a distance of 200 nautical miles from the coast or less (the base line).

Section 2. Radio log books shall be kept by any cargo ship and passenger ship engaged in international voyages. The book may be in the form of a GMDSS radio log. On all other ships which shall be equipped with radio equipment, registration shall be in the ship's log book if such a log book shall be kept, cf. section 1(1), in a GMDSS radio log or similar.

Section 3. Ship's log books, cf. section 1(1), shall be printed and issued upon the initiative of the Danish Maritime Authority.

Subsection 2. The Danish Maritime Authority may approve electronic ship's log books, and permit that entries in the ship's log book or radio log book in full or in part may be replaced by records made by electronic means.

Subsection 3. Mechanical and electronic records shall be of such a nature that they cannot be changed later. Electronic input may only take place using a personal code.

Subsection 4. Electronically stored records shall be secured by taking a daily security copy.

Keeping and storing ship's log books and radio log books

Section 4. The ship's log book shall be kept by the master or, under the supervision of and with joint responsibility of the master, a ship's mate.

Subsection 2. The radio log book shall be kept by the radio operators under the supervision of and with joint responsibility of the master.

Subsection 3. Any person who keeps a ship's log book or a radio log book shall be responsible for the correctness of the information entered by him or her.

Subsection 4. The master shall check that the ship's log book and – where relevant – the radio log book are kept accurately and as required, and shall at least once every month inspect the log books accordingly. The master shall register his inspection as a note in the books.

Section 5. The ship's log book shall be kept according to the following timetable:

- 1) In port for each day.
- 2) At sea for each watch.

Subsection 2. Incidents taking place on the individual watch may temporarily be recorded in a draft, however as soon as possible after the end of the watch, they shall be entered in the ship's log book.

Section 6. The radio log book shall be kept on an on-going basis together with a time for the incident and the initials of the relevant radio operator.

Section 7. Ship's and radio log books shall be kept properly and clearly. Once an entry has been made, it shall not be erased, crossed out or otherwise made illegible. If it becomes necessary to make a correction, this correction shall be added as a note.

Subsection 2. Ship's and radio log books shall be kept in Danish or English.

Subsection 3. The ship's log book shall be kept in accordance with the instructions in the book.

Subsection 4. The Danish Maritime Authority may allow the ship's log book to be kept in some other way than specified in subsection (3).

Subsection 5. On Greenland fishing vessels with a length of less than 24 metres the master's entries may be made in Greenlandic, provided that the entries are translated into Danish in connection with surveys.

Section 8. Any incident and circumstance occurring during the voyage about which knowledge may be important for shipowners, cargo owners, insurers or others who may be interested in the voyage shall be recorded accurately in the ship's log book. Information about any accident that may happen to the ship or cargo shall be entered accurately and accompanied by an account of the reason for the circumstances and the measures taken. The same shall apply to any accident of significance happening to persons on board.

Subsection 9. The following shall be entered in the radio log book:

- 1) A summary of communication regarding distress, urgency and safety messages.
- 2) A reference to important incidents relating to the radio service.
- 3) Position of the ship at least once per day. However, this may be omitted if the position is entered in the ship's log book.
- 4) Tests and checks of radio equipment performed, including aeriels and energy sources as well as the result of these.

Subsection 2. The name of the radio operator appointed by the master to have the primary responsibility for radio communication in emergency situations shall be entered in the radio log book.

Section 10. When a ship's log book or radio log book is full or otherwise cannot be used any longer, the master shall be responsible for providing a new log book.

Subsection 2. Any log book and related draft and electronic records shall be stored for no less than 3 years after the date of the last entry. If a case is brought before the courts regarding the voyages of the ship in the period covered by the log, the log shall be kept until the final decision on the case.

Annex binder

Section 11. All ships subject to surveys shall have an annex binder.

Subsection 2 The Danish Maritime Authority's survey reports shall be inserted in the annex binder as well as subsequent reports documenting how any defects and deficiencies have been rectified. The annex binder shall also include a table of contents where the ship surveyor records date, references of survey reports, survey types and initials.

Subsection 3. The exemptions and special decisions issued for the ship shall be entered in the annex binder.

Subsection 4. If exemptions, special decisions and information on previous surveys, etc. only appear in the previously required survey book, this shall be kept on board until the Danish Maritime Authority states in writing that this is no longer necessary.

Penalties and entry into force, etc.

Section 12. If the master, a ship's mate or a radio operator neglects to fulfil his obligations in accordance with sections 1-2, section 3(3) and (4), or sections 4-11, he shall be liable to a fine or imprisonment of up to four months.

Subsection 2. Companies, etc. (legal persons) may incur criminal liability according to the regulations in chapter 5 of the Criminal Code (*straffeloven*).

Section 13. If negligence pursuant to section 12(1) takes place on a ship with home port in Greenland, penalties under criminal law may be imposed.

Subsection 2. Companies, etc. (legal persons) may incur penalties taken under the criminal law code (fines).

Subsection 3. If the violation has been committed by the state; the Greenland Home Rule; a municipality or municipalities jointly covered by section 64 of Greenland Home Rule Parliament Act on local councils and settlement councils, etc. (*landstingslov om kommunalbestyrelser og bygdebestyrelser mv.*) fines may be imposed on said public authority.

Section 14. This Order shall enter into force on 1 August 2007.

Subsection 2. Order no. 99 of 15 February 2005 on ship's log books and survey book shall be repealed (*bekendtgørelse om skibsbøger og tilsynsbøger*).

The Danish Maritime Authority, 20 July 2007

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