



№ 30/CIRC/FSI

2019 / 12 /05

To: Shipowners, shipmanagers, operators, masters, crew members,  
recognized organizations, agents, insurers and the shipping  
community

**SUBJECT: Approval of Insurance companies and clubs outside the International Group of P&I Associations and Issuance of certificates of insurance or other financial security**

**Legal basis:**

- **The International Convention on Civil Liability for Bunker Oil Pollution Damage, 2011(Bunker Convention)**
- **Athens Convention relating to the Carriage of Passengers and their Luggage by Sea, 1974 and the Protocol of 2002 to the Convention (PAL 2002)**
- **The International Convention on Civil Liability for Oil Pollution Damage (CLC 1992)**
- **Maritime Code of Georgia**
- **MTA Director Order N09, dated November 28, 2019 on the Approval of Rules and Provisions for Issuing and Monitoring of Certificates of Insurance for Ships Flying the Georgian Flag and Standards of Recognition for Insurance Companies**

**NOTE: This circular withdraws and replaces following MTA Circulars: Circular № 7/CIRC/FSI from January 30, 2015, Circular № 8/CIRC/FSI from January 30, 2015 and Circular № 8/CIRC/FSI from March 14, 2019.**

**1. Background & Introduction**

1.1 Maritime Transport Agency of the Ministry of Economy of Sustainable Development of Georgia (MTA) hereby informs you that Georgia became a member of International Conventions on Civil Liability for Bunker Oil Pollution Damage, 2001 and 2002 Athens Convention relating to the Carriage of Passengers and their Luggage by Sea.

1.2 Subsequently amendments were adopted to Maritime Code of Georgia, according to which MTA Director issued Order N09, dated November 28, 2019 on the Approval of Rules and Provisions for Issuing and Monitoring of Certificates of Insurance for Ships Flying the Georgian Flag and Standards of Recognition for Insurance Companies.

1.3 In accordance with National legislation all Georgian flagged ships 1000 GT and above and engaged in international navigation are obliged to have the certificate to maintain insurance or other financial security, such as the guarantee of a bank or similar financial institution, to cover the liability of the registered owner for pollution damage in an amount equal to the limits of liability under the applicable national or international limitation regime, but in all cases, not exceeding an amount calculated in accordance with the Convention on Limitation of Liability for Maritime Claims, 1976, as amended.

1.4 In accordance with national legislation all Georgian Flagged ships carrying passengers and their luggage engaged in international navigation are obliged to carry on board the certificate to maintain insurance or to maintain other financial security, such as the guarantee of a bank or similar financial institution, to cover liability under PAL 2002 Convention in respect of the death of and personal injury to passengers.

1.5 In accordance with national legislation all Georgian Flagged tankers engaged in international navigation carrying 2,000 tons or more of oil in bulk as cargo are obliged to carry on board the certificate to maintain insurance or other financial security, such as the guarantee of a bank or a certificate delivered by an international compensation fund.

1.6 The Blue Card shall confirm that insurance has been taken out for particular ship to cover liability pursuant to the International Convention on Bunker, 2001, CLC 1992, and PAL 2002.

## 2. Acceptance of P&I Clubs

2.1 Maritime Transport Agency of Georgia automatically accepts Blue Cards issued by a member of the International Group of P&I Associations (hereinafter "P&I Clubs") when it is possible to verify the Blue Card from the P&I Clubs website <http://www.igpandi.org>.

## 3. Insurance Companies & Clubs outside the International Group of P&I Associations

3.1 Insurance companies that are not member of the International Group of P&I Clubs may be approved by the Maritime Transport Agency of Georgia on case by case principle.

3.2 The insurance companies not member of P&I International Club must submit the following documentations in order to gain recognition of MTA:

- a. Document of the company financial standing and hence solvency. Document could be in the form of audited financial statements from the past one year, duly authenticated and signed by the auditor;
- b. Documentation on approval by the relevant authority that the insurance company is eligible to carry out insurance business in the country of the authority (License / permission);
- c. Adequate documentation on reinsurance coverage on claims met by the company for liability incurred under bunker 2001, CLC 1992 and PAL 2002 Conventions;
- d. A written statement attesting that liability has been fulfilled as a result of the damage caused by the terrorist act;
- e. The rating of the insurance company and/or its reinsurers, which are issued by independent, internationally recognized rating/auditor companies;
- f. A guarantee by the company and its parent company, if one exists, that it will cover liability incurred under the Bunker 2001 and PAL 2002 Conventions and up to the limits of liability according to the International Convention on Limitation of Liability for Maritime Claims 1976, as amended.

3.3 The insurance companies shall submit required documents under paragraph 3.2, as hard copy or via e-mail.

3.4 MTA publishes the list of the recognized insurance companies, on website [www.mta.gov.ge](http://www.mta.gov.ge).

## 4. Procedures & Rules for Issuance of Certificate

4.1 Ship-owner or authorized person submits application form (see annex) to MTA in hard copy or electronic version with the following documents attached:

- a. Blue card
- b. Payment order

4.2 The fee and procedure of the issuing certificate is determined in accordance with the Order of the Minister of Economy and Sustainable Development of Georgia №1-1/592 dated 15 April 2011 on Rules and Conditions on the Types, Terms, the Amount of Fees, also Method of Payment and Refund of Fees for the Services Rendered by Legal Entity of Public Law – Maritime Transport Agency, publicly available on official web-page of MTA: [www.mta.gov.ge](http://www.mta.gov.ge).

4.3 Period of validity of certificates shall not exceed the period of validity of the Blue Card.

4.4 The Application for issuing Bunker 2001, CLC 1992 and PAL 2002 Convention Certificates, applicable Blue Cards and statement with requested documents for approval of Insurance Company shall be duly provided to MTA on the following address:

LEPL "Maritime Transport Agency"  
Ships Registration and Flag Control Department  
E-mail: [info@mta.gov.ge](mailto:info@mta.gov.ge); [fsi@mta.gov.ge](mailto:fsi@mta.gov.ge)  
Work Phone: +995 422 274925; +995 422 274926 (Ext. 24)  
Fax: +995 422 273929  
Mobile (AOH): +995 577 22 16 22

## ANNEX : Application of certificates of insurance or other financial security.

Agency Director

SIGNED/SEALED  
ELECTRONICALLY 

Tamar Ioseliani