

Abstract of law No. 36

If the Vessel was afflicted by a marine disaster inside the port or in the birthing locations, General Directorate of Ports would warn the Vessel's Owner or who has the right therein, in accordance with Article (10), about the necessity to commence eliminating it with its load at his expense within 15 days from the date of notifying him the warning under the penalty of putting the vessel in tender to be eliminated at his expense in accordance with Article (12), then to be sold in public auction in case of tender failure in accordance with Article (13), where the winner of the auction will be committed to eliminate the vessel and its wreckage within a period of time to be determined by the Directorate .

Article -10-

If the Vessel was afflicted by a marine disaster inside the port or in the birthing locations, the Directorate would immediately conduct the necessary investigations mentioned in the previous chapter, and it would warn the owner of the afflicted Vessel or who has the right therein about the about the necessity to commence eliminating the vessel with its load at his expense within fifteen days from the date of notifying him the warning under the penalty of applying the procedures stated in Articles / 11-12-13 / of this law . The Directorate would determine a period of time for him for completing the elimination process under the penalty of imposing daily delay fines on him in favor of the General Directorate of the concerned Port for the various damages as estimated by the Directorate in coordination with the mentioned Company . In case the mentioned person has not commenced the elimination of the

afflicted vessel within fifteen days from date of warning him, the Directorate will eliminate it at the expense of the concerned party after the elapse of this period .

Article -12-

If the Directorate could not perform the elimination process in accordance with the Provisions of Article -10- above, it should immediately call for top urgent tender for this process, and in case of failure, it should conclude a contract by mutual agreement for the elimination of the vessel at the expense of the concerned parties as stated in the enforced Provisions .

Article -13-

A- If the tender failed or the Directorate could not conclude a Contract by mutual agreement for eliminating the vessel, the Directorate initiates after the elapse of two months from the disaster occurrence to sell the afflicted vessel in public auction by its estimated value according to its status quo at surveying it by a Committee to be formed by the General Director for this purpose . The winner of the auction will be committed to eliminate the vessel and its wreckage within a period of time to be determined by the Directorate . The Directorate will be excluded from applying the enforced Provisions related to the contracting procedures except for the Bonds Clause and the Delay Fine Clause .

B- If the existence of the afflicted vessel inside the port hinders its operations or navigation therein, or if the disaster may cause risks to the marine environment due to the leakage of the vessel's stock of fuel or other harmful materials it carries, or other risks, the vessel might be sold by a Decision from the Minister - upon a justified suggestion from the General Director - with a sum less than the estimated value for it or its wreckage against that the buyer eliminates it, after using up all the sale methods stated in Paragraph -A- above .

C- Contrary to the provisions of the two previous paragraphs, the Directorate is permitted to agree with the buyer about restricting his right to the possession of the vessel's wreckage without its load . In such a case, the buyer will have right to collect fees from the loads' owners, to be equivalent to the third of their estimated value after picking them up .