

1974 Denizde Can Emniyeti Uluslararası Sözleşmesine İlişkin 1988 Protokolü ile ilgili Gelişmeler Hakkında

Yayıma Hazırlayan:

Ar. Gör. Güneş Karol Işıklar¹

13/12/2022 tarihli Resmî Gazete’de (“RG”)² 12/12/2022 tarihli ve 6536 sayılı “1974 Denizde Can Emniyeti Uluslararası Sözleşmesine İlişkin 1988 Protokolünün Eklerinde Yapılan İlişik Değişikliklerin Onaylanması Hakkında Karar” (“6536 sayılı Karar”) yayımlanmıştır. 6536 sayılı Karar’ın Eki’nde, Değişiklikler’in İngilizce metninin yanı sıra Türkçe çevirisi yer almaktadır.

Protokol ile ilgili bir diğer gelişme, 1974 Denizde Can Emniyeti Uluslararası Sözleşmesine İlişkin 1988 Protokolü’nün (“1988 Protokolü”)³ Türkiye Cumhuriyeti hakkında yürürlük kazandığının 15/12/2022 tarihli RG’de⁴ yayımlanan 14/12/2022 tarihli ve 6561 sayılı “Bazı Anlaşmaların Yürürlüğe Girdiği Tarihlerin Tespit Edilmesi Hakkında Karar” (“6561 sayılı Karar”) uyarınca tespit edilmesidir⁵. 6561 sayılı Karar’ın Eki’nde yer alan listede; “1974, Denizde Can Emniyeti Uluslararası Sözleşmesine İlişkin 1988 Protokolü’nün yürürlük tarihi 16/9/2022 olarak ilan edilmiştir.

6536 sayılı Karar’ın Eki’nde yer alan Kararlar aşağıdakilerdir:

1. 26/5/2000 tarihinde kabul edilen MSC.92(72) Sayılı Karar⁶;
2. 5/12/2000 tarihinde kabul edilen MSC.100(73) Sayılı Karar⁷;
3. 24/5/2002 tarihinde kabul MSC.124(75) Sayılı Karar⁸;

¹ İstanbul Bilgi Üniversitesi Deniz Ticareti ve Sigorta Bilim Dalı Araştırma Görevlisi.

² RG Sayısı: 32042.

³ *Protocol of 1988 Relating to The International Convention for the Safety of Life at Sea, 1974.*

⁴ RG Sayısı: 32044.

⁵ Türkiye’nin 1988 Protokolü’ne taraf olması ile ilgili bkz. Merkezimiz tarafından yayımlanan 7/10/2022 tarihli Bilgi Notu.

⁶ **IMO**, Resolution MSC.92(72), adopted on 26 May 2000, Adoption of Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.92\(72\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.92(72).pdf)

⁷ **IMO**, Resolution MSC.100(73), adopted on 5 December 2000, Adoption of Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974, as amended,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.100\(73\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.100(73).pdf)

⁸ **IMO**, Resolution MSC.124(75), adopted on 24 May 2002, Adoption of Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.124\(75\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.124(75).pdf)

4. 20/5/2004 tarihinde kabul MSC.154(78) Sayılı Karar⁹;
5. 9/12/2004 tarihinde kabul MSC.171(79) Sayılı Karar¹⁰;
6. 18/5/2006 tarihinde kabul MSC.204(81) Sayılı Karar¹¹;
7. 8/12/2006 tarihinde kabul MSC.227(82) Sayılı Karar¹²;
8. 12/10/2007 tarihinde kabul edilen MSC.240(83) Sayılı Karar¹³;
9. 16/5/2008 tarihinde kabul MSC.258(84) Sayılı Karar¹⁴;
10. 5/6/2009 tarihinde kabul MSC.283(86) Sayılı Karar¹⁵;
11. 3/12/2010 tarihinde kabul MSC.309(88) Sayılı Karar¹⁶;
12. 30/11/2012 tarihinde kabul MSC.344(91) Sayılı Karar¹⁷;
13. 11/6/2015 tarihinde kabul edilen MSC.395(95) Sayılı Karar¹⁸.

⁹ IMO, Resolution MSC.154(78), adopted on 20 May 2004, Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.154\(78\)%20Last%20page%20session%20numbers%20not%20the%20same.pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.154(78)%20Last%20page%20session%20numbers%20not%20the%20same.pdf)

¹⁰ IMO, Resolution MSC.171(79), adopted on 9 December 2004, Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.171\(79\)%20back%20page%20the%20same%20as%20MSC%20170%2079%20signed%20by%20the%20same%20person.%20different%20signature.pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.171(79)%20back%20page%20the%20same%20as%20MSC%20170%2079%20signed%20by%20the%20same%20person.%20different%20signature.pdf)

¹¹ IMO, Resolution MSC.204(81), adopted on 18 May 2006, Adoption of Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.204\(81\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.204(81).pdf)

¹² IMO, Resolution MSC.227(82), adopted on 8 December 2006, Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.227\(82\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.227(82).pdf)

¹³ IMO, Resolution MSC.240(83), Adopted on 12 October 2007, Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974, as amended,

https://www.dco.uscg.mil/Portals/9/DCO%20Documents/Marine%20Safety%20Center/Tonnage/Committee%20Docs/MSC_83-28_Report_of_the_MSC.pdf?ver=2017-06-20-121135-260

¹⁴ IMO, Resolution MSC.258(84), adopted on 16 May 2008, Adoption of Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.258\(84\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.258(84).pdf)

¹⁵ IMO, Resolution MSC.283(86), adopted on 5 June 2009, Adoption of Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.283\(86\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.283(86).pdf)

¹⁶ IMO, Resolution MSC.309(88), adopted on 3 December 2010, Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.309\(88\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.309(88).pdf)

¹⁷ IMO, Resolution MSC.344(91), adopted on 30 November 2012, Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.344\(91\).pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.344(91).pdf)

¹⁸ IMO, Resolution MSC.395(95), adopted on 11 June 2015, Amendments to the Protocol of 1988 Relating to the International Convention for the Safety of Life at Sea, 1974,

[https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.395\(95\)NotyetavailableonIMODOCS.pdf](https://wwwcdn.imo.org/localresources/en/KnowledgeCentre/IndexofIMOResolutions/MSCResolutions/MSC.395(95)NotyetavailableonIMODOCS.pdf)