

**Ministry of Transport Order**  
**No. 367/2022**  
**Establishment of the Marine Investigation Office**

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In order for the Ministry of Transport to have an agency responsible for safety at sea in line with the obligations of the International Maritime Organization (IMO) defined for member States to effectively implement such obligations and prepare for the Member State Audit Scheme (IMSAS) which will be conducted at periodic intervals by the IMO

By virtue of Section 21 of the State Administration Act, B.E. 2534 (1991) as amended, establishing the Marine Investigation Office to be the internal unit under the direct supervision of the Permanent Secretary of the Ministry of Transport, and is an agency responsible for maritime safety of the Ministry of Transport, with its missions, authorities and functions, as well as structures as follows:

**1. Missions**

1) Consider the casualty notification in accordance with Section 102 and Section 173 of Navigation in the Thai Waters Act, B.E. 2456 (1913) in which the marine casualty shall be investigated and reported to the IMO by the Marine Casualty Investigation Committee in accordance with the Casualty Investigation Code of the IMO.

2) Coordinate attendance with the representative, advisor, and specialist assigned by the Flag State, or relevant organization to participate in the marine safety investigation.

3) Prepare the marine safety investigation report of very serious marine casualties, including investigation reports of the casualties that shall be investigated.

4) Coordinate with the relevant agencies responsible for maritime safety and marine investigation to comply with the Casualty Investigation Code and report the final marine safety investigation report to the IMO and publish report.

5) Study, collect, and analyze the information and details regarding marine casualties, including compiling the statistics of the marine casualty under the Casualty Investigation Code.

- 6) Propose the revision of national law of marine casualty investigation in accordance with the relevant IMO conventions or international agreements.
- 7) Prescribe the qualifications for Marine Casualty Investigator.
- 8) Provide training and relevant course of the marine safety investigation for the investigators.
- 9) Cooperate or support the work of relevant or assigned organizations.

## **2. Authorities and functions**

- 1) Perform as the secretariat of the Marine Casualty Investigation Committee.
- 2) Receive notification and inform substantially interested states, and consider the marine casualty occurred to the ship which is a Thai flag, or the foreign ship within limits of the territorial sea of Thailand.
- 3) Collect, record, and analyze the information on the relevant evidence according to the assignment from Marine Casualty Investigation Committee.
- 4) Prepare the technical report and the draft report relevant to the investigation to submit to the Marine Casualty Investigation Committee for its consideration.
- 5) Cooperate, communicate, and coordinate with the relevant organization, both domestically and internationally, in relevant to the investigation.
- 6) Set up follow up procedure for tracking the safety recommendations.
- 7) Study, collect database, and analyze the marine casualty statistics for use by the Marine Casualty Investigation Committee.
- 8) Prepare and publish the investigation; track the implementation of safety recommendations and preventive measures, casualty statistics and analysis, and other safety-related information for public according to the assignment from the Marine Casualty Investigation Committee.
- 9) Study and analyze to draft and develop the national law on the marine casualty investigation.
- 10) Provide relevant training course of the marine safety investigation for Marine Casualty Investigation Committee and relevant officers.
- 11) Arrange the investigation equipment.

12) Investigate the marine casualties, especially the very serious marine casualties that occurred to the ship which is a Thai ship engaged on the international voyage, or the foreign ship within limits of the territorial sea of Thailand.

13) Investigate the very serious marine casualties for domestic passenger ship which carries 100 passengers or more, and domestic cargo ships of 500 gross tonnage or more.

14) Train and provide knowledge on marine casualty investigation to the relevant officers.

15) Cooperate or support the work of the relevant or assigned organizations.

16) Perform other duties specified by law or as assigned by Marine Casualty Investigation Committee

### **3. Structures**

3.1 The marine safety technical section has the function as follows:

- Conduct case study research on the casualties that occurred in and outside Thai territorial waters.

- Develop, study, innovate and analyze the details information on the relevant evidence according to the assignment from Marine Casualty Investigation Committee to establish a guideline for preventive measures.

- Provide advice in preparing the draft technical report and draft report related to the investigation for consideration by the committee.

- Cooperate, communicate and coordinate with the relevant organization both domestically and internationally in relevant to the investigation, and consider and provide comments on the investigation report and research study.

- Follow up on the implementation of safety recommendations and preventive measures to report the progress to the committee.

- Study and analyze the statistics of marine casualties for the benefit of the committee.

- Participate in the study and analysis of drafting and developing the legislation regarding the investigation in order to meet the standards of the IMO.

- Provide comments and suggestions regarding the training of relevant officers to comply with the IMO standards.

- Cooperate or support the work of the relevant or assigned organizations.

3.2 The operational section has the function as follows:

- Receive the notification and consider the casualties that occurred in and outside Thai territorial waters including notifying another substantially interested State.
- Collect, record and analyze the information on the relevant evidence according to the assignment from the Committee.
- Prepare the technical report and the draft report relevant to the investigation, to submit to the Committee for its consideration.
- Cooperate, communicate and coordinate with the relevant organization both domestically and internationally in relevant to the investigation.
- Follow up on the implementation of safety recommendations and preventive measures and report the progress to the committee.
- Provide comments and suggestions regarding the arrangement of tools, equipment, and necessary materials for investigations and preparation for the investigation to be proceeded effectively
- Other operations, working in conjunction with or supporting the operations of other relevant or delegated agencies.

The order is effective from this day onwards.

Ordered on the 28<sup>th</sup> day of March B.E. 2565 (2022)

(Mr. ChayatunPhromsorn)

Permanent Secretary, Ministry of Transport