

Reg. 9(1)(c)	Failure to ensure that the vessel is seaworthy and is in compliance with the provisions of the Ballast Water Management Convention	Ability to demonstrate that all reasonable precautions were taken and that due diligence was exercised to avoid commission of the offence	<p>Liability is borne by the Ship owner and Master of the Vessel jointly and severally</p> <p>Ten Million Naira (N10, 000,000) or Imprisonment for a period not exceeding two years or both.</p> <p>Additionally, NIMASA may see Reg. 20</p> <ul style="list-style-type: none"> (i) issue a warning to the Ship owner or Master (ii) Detain the Vessel until it complies with the relevant laws and is rendered safe/seaworthy (iii) Order the exclusion of the vessel from Nigerian waters (iv) Permit the Vessel to leave the port/offshore terminal for discharging ballast water, repair subject to such a move to posing a threat to the impairment of the marine environment nor human health or property.
Reg. 9(1)(d)	Deliberate alteration/replacement of equipment in the Ship's Ballast tank after survey without approval from the Agency ⁴	<p>Ability to demonstrate that all reasonable precautions were taken and that due diligence was exercised to avoid commission of the offence</p> <p>Where replacement of such equipment is done with identical equipment</p>	<p>Liability is borne by the Ship owner and Master of the Vessel jointly and severally</p> <p>Ten Million Naira (N10, 000,000) or Imprisonment for a period not exceeding two years or both.</p> <p>Additionally, NIMASA may see Reg. 20</p> <ul style="list-style-type: none"> (i) issue a warning to the Ship owner or

⁴ Nigerian Maritime Administration and Safety Agency (NIMASA)