**南京海事法院诉讼指南（船舶优先权催告申请篇）**

**一、船舶优先权催告申请条件有哪些？**

1、船舶转让时，受让人可以向海事法院申请船舶优先权催告，催促船舶优先权人及时主张权利，消灭该船舶附有的船舶优先权。

2、受让人申请船舶优先权催告的，应当向转让船舶交付地或者受让人所在地海事法院提出。

**二、船舶优先权催告申请应提交哪些材料？**

1、船舶优先权催告申请书

申请事项写明船舶的名称、申请船舶优先权催告的事实和理由。

2、船舶转让、受让的证据材料

包括船舶的权属证书、国籍证书等船舶信息的证据材料及船舶的买卖合同等证据。

3、申请人主体资格材料

申请人是自然人的，提交身份证明复印件；申请人是法人或者非法人组织的，提交营业执照或者组织机构代码证复印件、法定代表人或者主要负责人身份证明书。

4、授权委托书

代理人是律师的，提交授权委托书及律所公函；代理人是公司员工的，提交员工身份证复印件、授权委托书及劳动合同复印件并由公司盖章。

5、法律文书送达地址确认书

**Application guide for publication of a notice for maritime lien**

**I. What are requirements for application for** **publication of a notice for maritime lien?**

1. When a ship is transferred, the transferee may apply to the maritime court for a notice of maritime lien to urge the maritime lien holder to claim the right in time and eliminate the maritime lien attached to the ship.

2. When the transferee applies for a notice of maritime lien, he/she shall apply to the maritime court at the place where the ship is delivered or where the transferee is located.

**II. What are materials to be submitted in the application for** **publication of a notice for maritime lien?**

1. Application for publication of a notice of maritime lien

The application shall specify the name of the ship, the facts and reasons for the application for the notice of maritime lien.

2. Evidence materials of ship transfer and assignment

Including evidence materials of ship information, such as the certificate of ownership, nationality certificate and sales contract of the ship.

3. Documents for the applicant’s subject qualification

If the applicant is a natural person, submit the copy of identification card; if the applicant is a legal person or other organization, submit the copy of business license or organization code certificate and the identity certificate of the legal representative or the person chiefly in charge.

4. Power of attorney

If the agent ad litem is a lawyer, submit the power of attorney and the letter of law firm; if the agent ad litem is a company employee, submit the copy of the employee’s identification card, power of attorney, the copy of labor contract and the aforesaid documents should be affixed with the company’s stamp.

5. Confirmation of service address for legal documents