

SCHEDULE 3

Regulation 22(5)

Amendments to the Merchant Shipping (Safety of Navigation) Regulations 2002

1. The Merchant Shipping (Safety of Navigation) Regulations 2002 shall be amended in accordance with the provisions of this Schedule.

2. In regulation 2(1)—

- (a) in the definition of “Contracting Government”, after the word “State” there shall be inserted “other than an EEA State ”;
- (b) the definition of “EEA Agreement” shall be omitted; and
- (c) for the definition of EEA State there shall be substituted the following—

““EEA State” means a member State, Norway, Iceland or Liechtenstein;”.

3. In regulation 4(2)(b), for the words “a Contracting Government” there shall be substituted “an EEA State”.

4. After regulation 4(2), there shall be inserted the following—

“(2A) Subject to paragraph (2B), these Regulations do not apply to ships, other than United Kingdom ships, which are owned or operated by a Contracting Government and used only on government non-commercial service.

(2B) The requirement in regulation 5, so far as it relates to paragraph 2.4 of regulation 19 in Chapter V, shall apply to ships which are owned or operated by a Contracting Government and used only on government non-commercial service.”.

5. At the beginning of regulation 4(5), there shall be inserted “Subject to paragraph 5(A),”.

6. After regulation 4(5), there shall be inserted the following—

“(5A) Paragraph (5) shall not apply to existing ships of Class A, B, C or D of 300 gross tonnage or more in so far as that paragraph relates to paragraph 2.4 of regulation 19 in Chapter V.”.

7. After regulation 4(6), there shall be inserted the following—

“(6A) Paragraph 2.4.3 of Regulation 19 in Chapter V does not apply to a ship of 300 gross tonnage or more built before 1st July 2002 on a domestic voyage.”.