

Regulation (EC) No 782/2003 of the European Parliament and of the Council of 14 April 2003 on the prohibition of organotin compounds on ships

Article 6

Survey and certification

1 The following shall apply as regards the survey and certification of ships flying the flag of a Member State:

- a Ships of 400 gross tonnage and above, excluding fixed or floating platforms, FSUs and FPSOs, shall be surveyed and certified as from 1 July 2003 in accordance with the requirements laid down in Annex I, before the ship is put into service for the first time, or when the anti-fouling systems are changed or replaced.
- b Ships of 24 metres or more in length, but less than 400 gross tonnage, excluding fixed or floating platforms, FSUs and FPSOs, shall carry an AFS-Declaration to demonstrate compliance with Articles 4 and 5.

[^{F1}If necessary, the Commission may establish a harmonised survey and certification regime for these ships. That measure, designed to amend non-essential elements of this Regulation, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 9(2).]

- c Member States may establish appropriate measures for ships not covered by points (a) and (b) in order to ensure compliance with this Regulation.

2 The following shall apply as regards the recognition of certificates, declarations and statements of compliance:

- a as from 1 July 2003, Member States shall recognise any AFS-Certificate;
- [^{F2}b until a year after the date referred to in point (a), Member States shall recognise any European AFS-Statement of Compliance;]
- c as from 1 July 2003, Member States shall recognise any AFS-Declaration.

These declarations shall be accompanied by appropriate documentation (such as a paint receipt or a contractor invoice) or contain an appropriate endorsement.

[^{F13} If the AFS-Convention has not entered into force by 1 January 2007, the Commission shall adopt appropriate measures in order to allow ships flying the flag of a third State to demonstrate their compliance with Article 5. Those measures, designed to amend non-essential elements of this Regulation, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 9(2).]

Textual Amendments

- F1** Substituted by [Regulation \(EC\) No 219/2009 of the European Parliament and of the Council of 11 March 2009](#) adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468/EC with regard to the regulatory procedure with scrutiny Adaptation to the regulatory procedure with scrutiny — Part Two.
- F2** Substituted by [Commission Regulation \(EC\) No 536/2008 of 13 June 2008](#) giving effect to Article 6(3) and Article 7 of Regulation (EC) No 782/2003 of the European Parliament and of the Council on the prohibition of organotin compounds on ships and amending that Regulation.

Changes to legislation:

There are outstanding changes not yet made to Regulation (EC) No 782/2003 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Art. 6(1) words omitted by [S.I. 2019/311 reg. 8\(5\)\(a\)\(ii\)](#)
- Art. 6(1) words substituted by [S.I. 2019/311 reg. 8\(5\)\(a\)\(i\)](#)
- Art. 6(2) words substituted by [S.I. 2019/311 reg. 8\(5\)\(b\)](#)
- Art. 6(3) omitted by [S.I. 2019/311 reg. 8\(5\)\(c\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Annex 1 para. 1(3) substituted by [S.I. 2019/311 reg. 8\(10\)\(b\)\(i\)](#)
- Annex 1 para. 2(1) substituted by [S.I. 2019/311 reg. 8\(10\)\(c\)\(i\)](#)
- Annex 1 heading words substituted by [S.I. 2019/311 reg. 8\(10\)\(a\)](#)
- Annex 1 para. 1(4) words substituted by [S.I. 2019/311 reg. 8\(10\)\(b\)\(ii\)](#)
- Annex 1 para. 2(2) words substituted by [S.I. 2019/311 reg. 8\(10\)\(c\)\(ii\)](#)
- Annex 1 para. 2(3) words substituted by [S.I. 2019/311 reg. 8\(10\)\(c\)\(iii\)](#)
- Annex 1 para. 2(4) words substituted by [S.I. 2019/311 reg. 8\(10\)\(c\)\(iv\)](#)
- Art. 2(6) words substituted by [S.I. 2019/311 reg. 8\(2\)\(a\)](#)
- Art. 2(7) words inserted by [S.I. 2019/311 reg. 8\(2\)\(b\)\(i\)](#)
- Art. 2(7) words substituted by [S.I. 2019/311 reg. 8\(2\)\(b\)\(ii\)](#)
- Art. 2(9) words inserted by [S.I. 2019/311 reg. 8\(2\)\(c\)\(i\)](#)
- Art. 2(9) words inserted by [S.I. 2019/311 reg. 8\(2\)\(c\)\(ii\)](#)
- Art. 2(11)(12) inserted by [S.I. 2019/311 reg. 8\(2\)\(d\)](#)
- Art. 3(1)(b) words inserted by [S.I. 2019/311 reg. 8\(3\)\(b\)](#)
- Art. 3(1)(c) words inserted by [S.I. 2019/311 reg. 8\(3\)\(c\)](#)
- Art. 3(1)(za) inserted by [S.I. 2019/311 reg. 8\(3\)\(a\)](#)
- Art. 6(1)(c) omitted by [S.I. 2019/311 reg. 8\(5\)\(a\)\(iii\)](#)