
STATUTORY INSTRUMENTS

2019 No. 311

The Merchant Shipping and Other Transport (Environmental Protection) (Amendment) (EU Exit) Regulations 2019

PART 4

Amendment of subordinate legislation for EU Exit purposes

Amendment of the Merchant Shipping (Anti-Fouling Systems) Regulations 2009

7.—(1) The Merchant Shipping (Anti-Fouling Systems) Regulations 2009⁽¹⁾ are amended as follows.

- (2) In regulation 2(2) (interpretation) for the definition of “Certifying Authority” substitute—
““Certifying Authority” means the Secretary of State or any person authorised by the Secretary of State in accordance with regulation 4 (certifying authorities) of the Merchant Shipping (Survey and Certification) Regulations 2015;”.
- (3) In regulation 3(1)(b) (application) for “another” substitute “an”.
- (4) In regulation 4 (surveyors and the issue of certificates)—
 - (a) in paragraph (1)—
 - (i) in the opening words for “ships flying the flag of a Member State” substitute “United Kingdom ships”;
 - (ii) in sub-paragraph (a) for “the administration of the Member State” substitute “the Secretary of State or the administration of a Member State”;
 - (iii) in sub-paragraph (b) for “a surveyor nominated for the purpose by one of those administrations, or by a recognised organisation acting on behalf of the administration” substitute “a surveyor nominated for the purpose by the Secretary of State or the administration of a Member State, or by a recognised organisation acting on behalf of the Secretary of State or the administration of a Member State”;
 - (b) in paragraph (2) after “carried out by” insert “the Secretary of State or”.

(1) [S.I. 2009/2796](#), amended by [S.I. 2011/3056](#) and [S.I. 2013/3306](#).
(2) Definition substituted by [S.I. 2011/3056](#).