



Merchant Shipping Directorate



APPLICATION OF REGULATION (EU) 1257/2013 ON SHIP RECYCLING

Merchant Shipping Notice 147

*Notice to Shipowners, Ship Operators, Managers, Masters,
Owners' Representatives and Recognised Organisations*

The Merchant Shipping Directorate reminds all concerned that Regulation (EU) No 1257/2013 of the European Parliament and of the Council of 20 November 2013 on ship recycling and amending Regulation (EC) No 1013/2016 and Directive 2009/16/EC (hereinafter the 'EU Regulation') will become applicable on 31 December 2018.

In terms of the EU Regulation, the installation or use of Hazardous Materials listed in Annex I of such Regulation shall be prohibited and/or restricted in accordance with the definitions and control measures set out in the said Annex I. Each new ship is required to have on board an Inventory of Hazardous Materials (IHM) verified by the recognized organization and identifying at least the hazardous materials referred to in Annex II and contained in the structure or equipment of ship, their location and approximate quantities. Existing ships and ships going for recycling will be required to have on board an IHM which shall identify, at least, the hazardous materials listed in Annex I of the Regulation. Existing ships will be required to have the IHM on board as from the 31 December 2020 while ships that are going for recycling have been required, as far as practicable, to have an IHM on board since the date of publication of the European list (19 December 2016). In all cases, the IHM must be properly maintained and updated throughout the operational life of the ship.

Furthermore, ships covered by the scope of the EU Regulation may only be recycled at facilities that are included in the European List of approved ship recycling facilities (<http://ec.europa.eu/environment/waste/ships/list.htm>). Shipowners must provide the relevant facility with all available information relating to the ship for the development of the Ship Recycling Plan that is required under Article 7 of the Regulation and conduct all other necessary preparations as required under Article 6 of the EU Regulation. When preparing to send a ship for recycling, shipowners must notify this Directorate in writing not less than one month before the intended start of recycling, together with the information indicated in Article 6 (1)(b) of the Regulation.

Maltese-flagged ships will be subject to the following surveys:

- (i) An initial survey which, for new ships, shall be conducted before the ship is put in service, or before the International Certificate on Inventory of Hazardous Materials is issued. For existing ships, an initial survey shall be conducted by 31 December 2020. The initial survey shall verify that Part I of the Inventory complies with the requirements of the Regulation;
- (ii) A renewal survey at intervals not exceeding five years. This survey shall verify that Part I of the Inventory of Hazardous Materials complies with the requirements of the Regulation;

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- (iii) An additional survey may be made at the request of the shipowner after a change, replacement, or significant repair of the structure, equipment, systems, fittings, arrangements and material. The survey shall be such as to ensure that any such change, replacement, or significant repair has been made in the way that the ship continues to comply with the requirements of the Regulation and that Part I of the Inventory is amended as necessary;
- (iv) A final survey prior to the ship being taken out of service and before the recycling of the ship has started. This survey shall verify: (i) that the Inventory is in accordance with the requirements of the Regulation; (ii) that the Ship Recycling Plan reflects the information contained in the inventory of hazardous materials and complies with the requirements of Article 7 of the Regulation; and (iii) that the Ship Recycling Facility (ies) where the ship is to be recycled is included in the European List.

Insofar as existing ships intended for ship recycling are concerned, the initial survey and the final survey may be conducted at the same time.

Ships shall be required to carry on board a valid certificate attesting the inventory of hazardous materials or a valid ready for recycling certificate, as applicable, in accordance with the EU Regulation.

The full text of the EU Regulation may be accessed at:

<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32013R1257&from=EN>

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