

Council Directive 98/41/EC of 18 June 1998 on the registration  
of persons sailing on board passenger ships operating to  
or from ports of the Member States of the Community

*Article 2*

For the purposes of this Directive:

- ‘persons’ shall mean all people on board irrespective of age,
- ‘passenger ship’ shall mean a sea-going ship or a sea-going high-speed craft which carries more than twelve passengers,
- ‘high-speed craft’ shall mean a high-speed craft as defined in Regulation 1 of Chapter X of the 1974 SOLAS Convention, [<sup>F1</sup>in its up-to-date version],
- ‘company’ shall mean the owner of a passenger ship or any other organisation or person such as the manager or the bareboat charterer, who has assumed responsibility for operating the passenger ship from the owner,
- ‘ISM Code’ shall mean the International Management Code for the Safe Operation of Ships and for Pollution Prevention adopted by the International Maritime Organization (IMO) through Assembly Resolution A.741(18) of 4 November 1993,
- ‘passenger registrar’ shall mean the responsible shore-based person designated by a company to fulfil the ISM Code obligations or a shore-based person designated by a company as responsible for the keeping of information on persons who have embarked on a company passenger ship,
- ‘designated authority’ shall mean the competent authority of the Member State responsible for search and rescue or concerned with the aftermath of an accident,
- ‘a mile’ is 1 852 metres,
- ‘protected sea area’ shall mean a sea area sheltered from open sea effects where a ship is at no time more than six miles from a place of refuge where shipwrecked persons can land and in which the proximity of search and rescue facilities is ensured,
- ‘regular service’ shall mean a series of ship crossings operated so as to serve traffic between the same two or more ports, either:
  - (a) according to a published timetable, or
  - (b) with crossings so regular or frequent that they constitute a recognizable systematic series,
- ‘third country’ shall mean any country which is not a Member State.

**Textual Amendments**

- F1** Substituted by [Directive 2002/84/EC of the European Parliament and of the Council of 5 November 2002 amending the Directives on maritime safety and the prevention of pollution from ships \(Text with EEA relevance\)](#).