

Regulation (EC) No 725/2004 of the European Parliament and of the Council of 31 March 2004 on enhancing ship and port facility security (Text with EEA relevance)

Article 7

Exemptions from the provision of security information prior to entry into a port

1 ^{F1}The Secretary of State] may exempt scheduled services performed between port facilities located ^{F1}in the United Kingdom] from the requirement laid down in Article 6 where the following conditions are met:

- a the company operating the scheduled services referred to above keeps and updates a list of the ships concerned and sends it to the ^{F2}Secretary of State],
- b for each voyage performed, the information referred to in paragraph 2.1 of regulation 9 of the ^{F3}special maritime security measures] is kept available for the ^{F4}Secretary of State] upon request. The company must establish an internal system to ensure that, upon request 24 hours a day and without delay, the said information can be sent to the ^{F4}Secretary of State].

^{F52} When an international scheduled service is operated between the United Kingdom and one or more EEA States the Secretary of State may, on the request of the company operating the service, grant an exemption to the service in accordance with the conditions laid down in paragraph 1.]

3 ^{F6}The Secretary of State must periodically] check that the conditions laid down in paragraphs 1 and 2 are being met. Where at least one of these conditions is no longer being met, ^{F6}the Secretary of State must immediately] withdraw the privilege of the exemption from the company concerned.

^{F74}

5 Notwithstanding the provisions of paragraphs 1 and 2, ^{F8}the Secretary of State] may, on security grounds and on a case-by-case basis, request the provision of the information referred to in paragraph 2.1 of regulation 9 of the ^{F9}special maritime security measures] prior to entry into a port.

Textual Amendments

- F1** Words in Art. 7(1) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(2)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Art. 7(1)(a) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(2)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 7(1)(b) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(2)(c)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Art. 7(1)(b) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(2)(c)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Art. 7(2) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(3)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in Art. 7(3) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(4)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Art. 7(4) omitted (31.12.2020) by virtue of The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(5)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 725/2004 of the European Parliament and of the Council, Article 7. (See end of Document for details)

- F8** Words in Art. 7(5) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(6)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F9** Words in Art. 7(5) substituted (31.12.2020) by The Ship and Port Security (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/308), regs. 1(2), **8(6)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 725/2004 of the European Parliament and of the Council, Article 7.