

Regulation (EU) 2016/1035 of the European Parliament and of the Council of 8 June 2016 on protection against injurious pricing of vessels (codification)

*Article 9*

**Countermeasures — denial of loading and unloading rights**

1 If the shipbuilder concerned does not pay the injurious pricing charge imposed under Article 7, countermeasures under the form of denial of loading and unloading rights shall be imposed by the Commission on the vessels built by the shipbuilder in question.

The Commission shall provide information to the Member States once the grounds for countermeasures referred to in the first subparagraph arise.

2 The decision imposing the countermeasures shall enter into force 30 days after its publication in the *Official Journal of the European Union* and shall be repealed on full payment of the injurious pricing charge by the shipbuilder. The countermeasure shall cover all vessels contracted for during a period of 4 years from the date of entry into force of the decision. Each vessel shall be subject to the countermeasure for a period of 4 years after its delivery. Such periods may be reduced only following and in accordance with the outcome of an international dispute settlement procedure concerning the countermeasures imposed.

The vessels subject to the denial of loading and unloading rights shall be specified by decision to be adopted by the Commission and published in the *Official Journal of the European Union*.

3 The Member States' customs authorities shall not grant permission to load or unload to vessels subject to the denial of loading and unloading rights.

**Changes to legislation:**

There are currently no known outstanding effects for the Regulation (EU) 2016/1035 of the European Parliament and of the Council, Article 9.