

## SCHEDULE

Regulation 31

### Amendment of Regulations

#### **The Merchant Shipping (Prevention of Oil Pollution) Regulations 1996**

1. In regulation 1 of the Merchant Shipping (Prevention of Oil Pollution) Regulations 1996 (interpretation)(1), for the definition of “approved”, substitute—

““approved” means, in relation to any equipment or arrangement, approved under the Merchant Shipping (Marine Equipment) Regulations 2016;”.

#### **The Merchant Shipping (Crew Accommodation) Regulations 1997**

2. In regulation 36 of the Merchant Shipping (Crew Accommodation) Regulations 1997 (equipment to be of an approved type)(2), for paragraph (2), substitute—

“(2) In this regulation—

“approved” means, in relation to an item of equipment, approved under the Merchant Shipping (Marine Equipment) Regulations 2016.”.

#### **The Merchant Shipping (Fire Protection: Small Ships) Regulations 1998**

3. In regulation 1 of the Merchant Shipping (Fire Protection: Small Ships) Regulations 1998 (Interpretation)(3), for the definition of “approved”, substitute—

““approved” means, in relation to any equipment or arrangement, approved under the Merchant Shipping (Marine Equipment) Regulations 2016;”.

#### **The Merchant Shipping (Fire Protection: Large Ships) Regulations 1998**

4. In regulation 1 of the Merchant Shipping (Fire Protection: Large Ships) Regulations 1998 (Interpretation)(4), for the definition of “approved”, substitute—

““approved” means, in relation to any equipment or arrangement, approved under the Merchant Shipping (Marine Equipment) Regulations 2016;”.

#### **The Merchant Shipping (Radio Installations) Regulations 1998**

5. In regulation 6(4) of the Merchant Shipping (Radio Installations) Regulation 1998 (performance standards)(5), for “the Merchant Shipping (Marine Equipment) Regulations 1999” substitute “the Merchant Shipping (Marine Equipment) Regulations 2016”.

#### **The Merchant Shipping (Life-Saving Appliances for Passenger Ships other than Ships of Classes III to VI(A)) Regulations 1999**

6. In regulation 83 of the Merchant Shipping (Life-Saving Appliances for Passenger Ships other than Ships of Classes III to VI(A)) Regulations 1999(6), for paragraph (1), substitute—

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(1) S.I. 1996/2154. The definition of “approved” was substituted by S.I. 1999/1957, regulation 3, Schedule 1, paragraph 5.

(2) S.I. 1997/1508.

(3) S.I. 1998/1011. The definition of “approved” was substituted by S.I. 1999/1957, regulation 3, Schedule 1, paragraph 3.

(4) S.I. 1998/1012. The definition of “approved” was substituted by S.I. 1999/1957, regulation 3, Schedule 1, paragraph 2.

(5) S.I. 1998/2070. Regulation 6(4) was inserted by S.I. 1999/1957, regulation 3, Schedule 1, paragraph 1.

(6) S.I. 1999/2721.

*Status: This is the original version (as it was originally made).*

“(1) Life-saving appliances and arrangements required by these Regulations shall be of a type which has been approved under the Merchant Shipping (Marine Equipment) Regulations 2016.”.

#### **The Merchant Shipping (Life-Saving Appliances for Passenger Ships of Classes III to VI(A)) Regulations 1999**

7. In regulation 10 of the Merchant Shipping (Life-Saving Appliances for Passenger Ships of Classes III to VI(A)) Regulations 1999 (approval and replacement of appliances and arrangements)(7), for paragraph (1), substitute—

“(1) Life-saving appliances and arrangements required by these Regulations shall be of a type which has been approved under the Merchant Shipping (Marine Equipment) Regulations 2016.”.

#### **The Fishing Vessels (EC Directive on Harmonised Safety Regime) Regulations 1999**

8. In Schedule 4 to the Fishing Vessels (EC Directive on Harmonised Safety Regime) Regulations 1999(8)—

- (a) in paragraph 39, for “the Merchant Shipping (Marine Equipment) Regulations 1999” substitute “the Merchant Shipping (Marine Equipment) Regulations 2016”; and
- (b) in paragraph 59, for “Council [Directive 96/98/EC](#) on marine equipment, as amended by Commission Directives [98/35/EC](#), [2001/53/EC](#) and [2002/75/EC](#)”, substitute “[Directive 2014/90/EU](#) of the European Parliament and of the Council of 23 July 2014 on marine equipment and repealing Council [Directive 96/98/EC](#)(9)”.

#### **The Merchant Shipping (Radio) (Fishing Vessels) Regulations 1999**

9. In regulation 7(1) of the Merchant Shipping (Radio) (Fishing Vessels) Regulations 1999 (performance standards)(10), for paragraph (c), substitute—

“(c) in either case, be of a type approved under the Merchant Shipping (Marine Equipment) Regulations 2016;”.

#### **The Merchant Shipping (Fire Protection) Regulations 2003**

10. In regulation 7 of the Merchant Shipping (Fire Protection) Regulations 2003 (approvals)(11), after paragraph (4), add—

“(5) For equipment, approval must be granted by a notified or nominated body under the Merchant Shipping (Marine Equipment) Regulations 2016.”.

#### **The Merchant Shipping (High Speed Craft) Regulations 2004**

11. In regulation 6(4) of the Merchant Shipping (High Speed Craft) Regulations 2004 (high speed craft code)(12), for “the Merchant Shipping (Marine Equipment) Regulations 1999” substitute “the Merchant Shipping (Marine Equipment) Regulations 2016”.

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(7) [S.I. 1999/2723](#).

(8) [S.I. 1999/2998](#).

(9) O.J. L 257, 28.8.2014, p.146.

(10) [S.I. 1999/3210](#).

(11) [S.I. 2003/2950](#).

(12) [S.I. 2004/302](#).

### **The Merchant Shipping (Fees) Regulations 2006**

12. In the Table in Schedule 1 to the Merchant Shipping (Fees) Regulations 2006 (fees under the Merchant Shipping Act 1995)(13), for the entry relating to the Merchant Shipping (Marine Equipment) Regulations 1999, substitute—

- (a) in column 1, “the Merchant Shipping (Marine Equipment) Regulations 2016”; and
- (b) in column 2, “[S.I. 2016/1025](#)”.

### **The Merchant Shipping and Fishing Vessels (Provision and Use of Work Equipment) Regulations 2006**

13. In the Table in Schedule 1 of the Merchant Shipping and Fishing Vessels (Provision and Use of Work Equipment) Regulations 2006 (instruments which give effect to Community Directives concerning the safety of products)(14), omit the entry for the Merchant Shipping (Marine Equipment) Regulations 1999 and, in the appropriate place, add—

- (a) in column 1, “The Merchant Shipping (Marine Equipment) Regulations 2016”, and
- (b) in column 2, “[S.I. 2016/1025](#)”.

### **The Legislation and Regulatory Reform (Regulatory Functions) Order 2007**

14. In Part 2 of the Schedule to the Legislation and Regulatory Reform (Regulatory Functions) Order 2007 (regulatory functions)(15), under the heading “Marine Transport”, omit “Merchant Shipping (Marine Equipment) Regulations 1999 and, in the appropriate place, add “Merchant Shipping (Marine Equipment) Regulations 2016”.

### **The Merchant Shipping (Prevention of Pollution by Sewage and Garbage from Ships) Regulations 2008**

15. In regulation 21(1)(a) of the Merchant Shipping (Prevention of Pollution by Sewage and Garbage from Ships) Regulations 2008 (sewage systems)(16), for “the Merchant Shipping (Marine Equipment) Regulations 1999” substitute “the Merchant Shipping (Marine Equipment) Regulations 2016”.

### **The Merchant Shipping (Prevention of Air Pollution from Ships) Regulations 2008**

16.—(1) The Merchant Shipping (Prevention of Air Pollution from Ships) Regulations 2008(17) are amended as follows.

(2) In regulation 21(7) (nitrogen oxides), for “Merchant Shipping Notice 1734(M + F) or Merchant Shipping Notice 1735 (M + F) as appropriate”, substitute “the Merchant Shipping (Marine Equipment) Regulations 2016”.

(3) In regulation 24 (shipboard incineration), for “Merchant Shipping Notice 1734 (M + F)”, wherever occurring, substitute “the Merchant Shipping (Marine Equipment) Regulations 2016”.

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(13) [S.I. 2006/2055](#). There are amendments to these Regulations, but none is relevant.

(14) [S.I. 2006/2183](#).

(15) [S.I. 2007/3544](#). There are amendments to his Order, but none is relevant.

(16) [S.I. 2008/3257](#).

(17) [S.I. 2008/2924](#).