
STATUTORY INSTRUMENTS

2020 No. 620

**The Merchant Shipping (Prevention of Pollution
by Sewage from Ships) Regulations 2020**

PART 4

Survey and Certification of Ships

Procedure to be adopted when a ship is deficient

- 22.**—(1) This regulation applies where a surveyor determines that—
- (a) the condition of a ship or its equipment does not correspond substantially with the particulars of the Sewage Certificate, if any, issued in respect of that ship; or
 - (b) a ship is not fit to proceed to sea without presenting an unreasonable threat of harm to the marine environment.
- (2) In the circumstances described in paragraph (1) the surveyor must—
- (a) immediately advise the owner or master of the corrective action which, in the opinion of the surveyor, is required; and
 - (b) where the ship has a valid Sewage Certificate, notify the Certifying Authority that issued the Certificate—
 - (i) that the surveyor has so advised the owner or master as the case may be; and
 - (ii) if that corrective action is not taken.
- (3) Where—
- (a) a Sewage Certificate has been issued in respect of a United Kingdom ship and is still valid; and
 - (b) the corrective action advised in accordance with paragraph (2)(a) is not taken within the time specified by the surveyor,

the Certifying Authority may suspend the validity of that Certificate until the corrective action has been taken.

(4) Where a Certifying Authority suspends the validity of a Sewage Certificate issued in respect of a ship, it must immediately give notice in writing of such suspension—

- (a) to the owner of the ship; and
- (b) where the ship is in a port outside the United Kingdom, to the appropriate maritime authorities of the State in which the port is situated.

(5) Where the owner of the ship is given notice of suspension, that owner must notify the master of the ship of the suspension.

- (6) In the application of paragraphs (1) and (2) to a ship which is not a United Kingdom ship—
- (a) “the Certifying Authority” means a diplomatic representative of the ship’s flag State or the appropriate maritime authorities of that State; and

Changes to legislation: *There are currently no known outstanding effects for the The Merchant Shipping (Prevention of Pollution by Sewage from Ships) Regulations 2020, Section 22. (See end of Document for details)*

(b) “surveyor” includes a person authorised by that flag State to survey the ship.

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Commencement Information

II Reg. 22 in force at 22.7.2020, see [reg. 1\(2\)](#)

Changes to legislation:

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