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Your ref: Our ref:

11 September 2015

Dear Consultee

STATUTORY CONSULTATION – UPDATING OF SCHEDULES IN TWO MERCHANT SHIPPING REGULATIONS

This consultation seeks your views on the updates to the list of statutory instruments in the schedules in:

- Merchant Shipping (Vessels in Commercial Use for Sport or Pleasure) (Amendment) Regulations
- Merchant Shipping (Small Workboats and Pilot Boats) (Amendment) Regulations

The two existing Regulations (the Merchant Shipping (Vessels in Commercial Use for Sport or Pleasure) Regulations 1998 and the Merchant Shipping (Small Workboats and Pilot Boats) Regulations 1998) implement four Codes of Practice for the construction and safe operation of small commercial vessels (motor and sailing), large yachts, workboats and pilot boats. They dis-apply the requirements of a number of other Regulations listed in the schedules if owners follow the relevant Codes of Practice.

The schedules have become out of date due to the introduction of newer legislation such as the crew accommodation standards of the Maritime Labour Convention, 2006. The updates will show amendments to some of the existing Regulations already listed, remove Regulations which are no longer relevant and include some additional Regulations which have been introduced since the schedules were compiled.

This is a simple updating exercise which does not make any substantive changes to the current regime. Owners of any vessels not certificated under the Codes of Practice are already required to comply with the most up-to-date requirements therefore an impact assessment has not been undertaken.







Please provide any comments and feedback to Alison Leighton (Alison, Leighton@mcga.gov.uk) at the above address by 9 October 2015.

The consultation is available on-line at www.gov.uk > consultations > Maritime and Coastguard Agency. Hard copies are available upon request.

Freedom of Information Act

Information provided in response to this consultation, including personal information, may be published or disclosed in accordance with the access to information regimes (these are primarily the Freedom of Information Act 2000 (FOIA), the Data Protection Act 1998 (DPA) and the Environmental Information Regulations 2004).

If you want the information that you provide to be treated as confidential, please be aware that under the FOIA, there is a statutory Code of Practice with which public authorities must comply and which deals with, amongst other things, with obligations of confidence. In view of this it would be helpful if you could explain to us why you regard the information you have provided as confidential. If we receive a request for disclosure of the information we will take full account of your explanation, but we cannot give an assurance that confidentiality can be maintained in all circumstances. An automatic confidentiality disclaimer generated by your IT system will not, of itself, be regarded as binding on the Department.

The Department will process your personal data in accordance with the DPA and in the majority of circumstances; this will mean that your personal data will not disclosed to third parties.

Consultation Criteria

This consultation has been conducted in accordance with the <u>Cabinet Office</u> <u>Consultation Principles Guidance</u>.

Feedback

If you have any comments regarding the conduct of this consultation please contact the Consultation Co-ordinator at consultation.coordinator@mcga.gov.uk. We are continually trying to improve the way in which we conduct consultations and appreciate your views, so we would also be grateful if you could complete and return the attached feedback form. These should be submitted to the Consultation Coordinator and are not affected by the deadline for this consultation.

Alison Leighton

Deputy Legal Services Manager





MCA CONSULTATION FEEDBACK FORM

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Yourself as an Individual	A Trade Association	A Company	H KSC	A Government Organisation	t
A Trade Union	Other (please specify)				
b. Please indicate	e whether you acces	sed this consultat	on pac	ckage through:	
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8. Please let us have a to make about this cor	any suggestions for sultation below:	improvement	or other comments you wish
Thank you for your time	e. Please return this	s form to:	
Consultation Coordinal Office of the Chief Exe Maritime and Coastgu Bay 3/29, Spring Place 105 Commercial Rd Southampton	ecutive ard Agency		c district our party
SO15 1EG			
Tel: +44 (0) 2380 3294	469		
Fax: +44 (0) 2380 329	105	and,	
Email: consultation.co	ordinator@mcga.gc	v.uk	
If you are happy to su views further, please taken into account if y	enter it below (this	is optional a	to contact you to discuss your nd your feedback will still be
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List of Consultees

Angling Trust

Association of Sail Training Organisations

British Marine Federation

BMT Group

British Sub Aqua Club

Canal River Trust

Dart Boats

Holyhead Towing

International Jack up Barge Operators Association

International Marine Contractors Association

Institute of Marine Engineering, Science and Technology

MA Marine Services

Maritime Craft Services

McGruer Boats

Hook Marine

David Greening Naval Architects

Spheredawn Ltd

RJ Marine Surveys Ltd

Euromarine Surveys

Moray Firth Marine Surveys Ltd

Noble Marine

National Workboat Association

UK Chamber of Shipping

Padstow Harbour

National Harbour Masters Association

Professional Boatman's Association

Port of London Authority

Rossiter Yachts

Torbay Council

Torridge Council

Trinity House

Northern Lighthouse Board

Commissioners of Irish Lights

UK Maritime Pilots Association

National Federation of Fishermen's Organisations

Scottish Fishermen's Federation

Northern Ireland Fishermen's Organisation

Welsh Fishermen's Federation

Shipbuilder and Ship Repariers Association

Renewables UK

Southboats IOW

Damen Group

Sail Training International

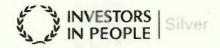
American Bureau of Shipping

Registro Italiano Navale

Bureau Veritas

Det Norske Veritas - Germanischer Lloyd

Lloyds Register of Shipping





Seafish Industry Authority

Royal Institute of Naval Architects

Associated British Ports

British Ports Association

Royal National Lifeboat Institute

Burness Corlett Three Quays (Southampton) Ltd

International Institute of Marine Surveying

MECAL Ltd

Royal Yachting Association

Society of Consulting Marine Engineers and Ship Surveyors

Yacht Designers and Surveyors Association

Department of Environment, Food and Rural Affairs

Marine Management Organisation

Welsh Assembly Government

Marine Scotland

Department of Agriculture and Rural Development - Northern Ireland

Marine Accident Investigation Branch

British Marine Mutual

Sunderland Marine Mutual Insurance

Scottish Boatowners Mutual Insurance Association

The Shipowners Club

Government of Jersey

Government of Guernsey

Government of Isle of Man

Government of Gibraltar

Government of Cayman Islands

Government of Bermuda

Government of British Virgin Islands

Falkland Islands Government

Nautilus

Railway, Maritime & Transport Workers Union, RMT

Transport and General Workers Union, TGWU

