



Defence  
Safety Authority

**Defence Maritime  
Regulator (DMR)**

**Regulatory Notice**

## DSA02-DMR Regulations 600 Series – DMR Position on the Compliance Approach for Certain MOD Shipping Types



**DMR Regulatory Notice implementation date:** 17<sup>th</sup> April 2024

**DMR Regulatory Notice expiry date:** 16<sup>th</sup> April 2025

### Summary

This DMR Regulatory Notice states that DMR may make the decision that there are no additional requirements for certain MOD Shipping to demonstrate compliance with some, or all, of the 600 series DSA-02 DMR Regulations, beyond that already in place through civil legislation and/or procedures. The MOD Shipping to which this **may** apply is that which operates under a regime where civilian legislation, procedures and assurances are fully applied, and where there is no requirement to draw on any Defence disapplication from UK Merchant Shipping legislation.

### Scope

To meet the requirements of the Secretary of State's Policy Statement for Health, Safety and the Environment and the DSA Charter, DMR provides regulation for MOD Maritime Activities. These regulations are reviewed annually.

It has been identified that some confusion has arisen around the application of Regulation 607 – Approval to Authorise MOD Shipping to certain types of MOD Shipping. To promote understanding and make clear DMR's position, the following is applicable to the Defence maritime domain with immediate effect:

*“Where MOD Shipping is operating fully in accordance with civilian legislation and procedures and assured accordingly<sup>1</sup> DMR may decide, on a risk basis, that this is sufficient to meet the requirements of some or all of the DSA02-DMR 600 series regulations, with no further action required.”*

It should be noted that any MOD Shipping for which the disapplication in the Merchant Shipping Act 1995 is applicable, or which utilises any other Defence disapplication, exemption or derogation (DED) in its approach to legislative compliance, will not be in-scope for this consideration.

This Notice will be valid until the earlier of 12 months from issue or appropriate amendment of the DSA02-DMR Regulations to incorporate the clarification.

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<sup>1</sup> Examples of MOD Shipping potentially in-scope for this include contracted shipping activity fully under Flag State Control, and small boats operating fully in accordance with recognised civilian procedures.