Verżjoni Elettronika

L.N. 328 of 2021

AUTHORITY FOR TRANSPORT IN MALTA ACT (CAP. 499)

Vessel Traffic Monitoring and Reporting Requirements (Amendment) Regulations, 2021

IN EXERCISE of the powers conferred by article 43(1) and (3) of the Authority for Transport in Malta Act, the Minister responsible for Transport Infrastructure and Capital Projects, after consultation with the Authority for Transport in Malta, has made the following regulations:-

Citation and commencement. S.L. 499.34.

1. (1) The title of these regulations is the Vessel Traffic Monitoring and Reporting Requirements (Amendment) Regulations, 2021 and they shall be read and construed as one with the Vessel Traffic Monitoring and Reporting Requirements Regulations, hereinafter referred to as "the principal regulations".

(2) These regulations shall come into force on 28th June, 2021.

Amends regulation 2 of the principal regulations.

2. For sub-regulation (1) of regulation 2 of the principal regulations there shall be substituted the following:

"(1) The purpose of these regulations is:

(i) to establish, in accordance with the provisions of Directive 2002/59/EC of the European Parliament and of the Council of 27th June 2002, as subsequently amended by Directive 2009/17/EC of the European Parliament and of the Council of 23rd April 2009 and Directive 2011/15/EU of the European Commission of 23rd February 2011, establishing a Community vessel traffic monitoring and information system with a view to enhancing the safety and efficiency of maritime traffic, improving the response of authorities to incidents, accidents or potentially dangerous situations at sea, including search and rescue operations, and contributing to a better prevention and detection of pollution by ships;

(ii) transpose the provisions of Directive 2010/65/EU of the European Parliament and of the Council of 20th October 2010 on reporting formalities for ships arriving in and/or departing from ports of the Member States and repealing Directive 2002/6/EC;

Verżjoni Elettronika

(iii) transpose the provisions of Directive (EU) 2017/2109 of the European Parliament and of the Council of 15th November 2017 amending Council Directive 98/41/EC on the registration of persons sailing on board passenger ships operating to or from ports of the Member States of the Community and Directive 2010/65/EU of the European Parliament and of the Council on reporting formalities for ships arriving in and/or departing from ports of the Member States; and

(iv) transpose the provisions of Directive (EU) 2019/883 of the European Parliament and of the Council of 17th April 2019 on port reception facilities for the delivery of waste from ships, amending Directive 2010/65/EU and repealing Directive 2000/59/EC.".

Amends regulation 18 of the principal regulations.

3. For sub-regulation (9) of regulation 18 of the principal regulations there shall be substituted the following:

"(9) For the purposes of this regulation and regulation 19, "legal act of the Union" means:

(*a*) Directive 2002/59/EC of the European Parliament and of the Council of 27th June 2002 establishing a Community vessel traffic monitoring and information system, as transposed by these regulations and the Dangerous Cargo Ships, Marine Terminals and Facilities and Bunkering Regulations; S.L. 499.12.

(*b*) Regulation (EC) No 562/2006 of the European Parliament and of the Council of 15th March 2006 establishing a Community Code on the rules governing the movement of persons across borders;

(*c*) Directive (EU) 2019/883 of the European Parliament and of the Council of 17th April 2019 on port reception facilities for the delivery of waste from ships, amending Directive 2010/65/EU and repealing Directive 2000/59/EC, as transposed by the Port Reception Facilities for the Delivery of Waste from Ships Regulations; L.N. 327 of 2021.

(*d*) Regulation (EC) No. 725/2004 of the European Parliament and of the Council of 31st March 2004 on enhancing ship and port facility security, as transposed by the Ports Security Regulations; S.L. 499.35.

(*e*) Regulation (EEC) No. 2913/92 of 12th October, 1992 establishing the Community Customs Code and Regulation (EC) 450/2008 of the European Parliament and of the Council of 23rd

Verżjoni Elettronika

April 2008 laying down the Community Customs Code (Modernised Customs Code); and

(*f*) Council Directive 98/41/EC of 18th June 1998 on the registration of persons sailing on board passenger ships operating to or from ports of the Member States of the Community, as transposed by the Merchant Shipping (Counting and Registration of Persons on Board Passenger Ships) Regulations.". S.L. 234.58.

Ippubblikat mid-Dipartiment tal-Informazzjoni (doi.gov.mt) — Valletta — *Published by the Department of Information (doi.gov.mt) — Valletta*
Mitbugħ fl-Istamperija tal-Gvern fuq karta FSC — *Printed at the Government Printing Press on FSC certified paper*

Prezz/*Price*
€0.27