

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3564 of 9 November, 2006

LEGAL NOTICE NO. 123 OF 2006.

**GIBRALTAR MERCHANT SHIPPING (SAFETY, ETC.)
ORDINANCE, 1993**

**GIBRALTAR MERCHANT SHIPPING (COMMUNITY VESSEL
TRAFFIC MONITORING AND INFORMATION SYSTEM)
(AMENDMENT) REGULATIONS 2006**

In exercise of the powers conferred on him by section 118 of the Gibraltar Merchant Shipping (Safety, etc.) Ordinance, 1993, the Minister with responsibility for the Port and Shipping has made the following Regulations—

Title.

1. These Regulations may be cited as the Gibraltar Merchant Shipping (Community Vessel Traffic Monitoring and Information System) (Amendment) Regulations 2006.

Amendment to regulation 3.

2. Regulation 3 of the Gibraltar Merchant Shipping (Community Vessel Traffic Monitoring and Information System) Regulations 2004 (“the principal Regulations”) is amended in sub-regulation (2) by substituting the following paragraph for paragraphs (c), (d) and (e)—

“(c) the following vessels having a length of less than 45 metres—

- (i) fishing vessels;
- (ii) traditional ships; and
- (iii) recreational craft.”.

Amendment to regulation 17.

3. Regulation 17 of the principal Regulations is amended by substituting the following sub-regulations for sub-regulations (1) and (2)—

- “(1) A master of a ship to whom these Regulations apply shall inform the company which operates the ship in question by the quickest means available of any accident or incident at sea in which the ship is involved or which affects the ship as soon as possible after the accident or incident occurs.
- (2) The company shall, as soon as it has been informed of the incident or accident referred to in sub-regulation (1), contact the competent coastal authority and place itself at its disposal as necessary.”.

Amendment to regulation 21.

4. Regulation 21 of the principal Regulations is amended in sub-regulation (1)(a) by substituting the following for sub-paragraph (iii)–

- “(iii) has failed to comply with the applicable rules in ships’ routing system and VTS–
- (A) pursuant to regulations 7, 8 and 9; and
- (B) placed under the responsibility of a Member State;”.

Amendment to regulation 23.

5. Regulation 23 of the principal Regulations is amended as follows–

- (a) in sub-regulation (3) by substituting “17(1)” for “17(2); and
- (b) in sub-regulation (7) by adding “17(2) or” after “comply with regulation”.

Dated this 9th day of November, 2006.

J J HOLLIDAY,

Minister with responsibility for the Port and Shipping.

EXPLANATORY MEMORANDUM

These Regulations amend the Gibraltar Merchant Shipping (Community Vessel Traffic Monitoring and Information System) Regulations 2004 in order to complete the transposition of Directive 2002/59/EC of the European Parliament and of the Council establishing a Community vessel traffic monitoring and information system and repealing Council Directive 93/75/EEC.

**Printed by the Gibraltar Chronicle Limited
Printing Office, 2, Library Gardens,
Government Printers for Gibraltar,
Copies may be purchased at 6, Convent Place, Price £2.75p.**

