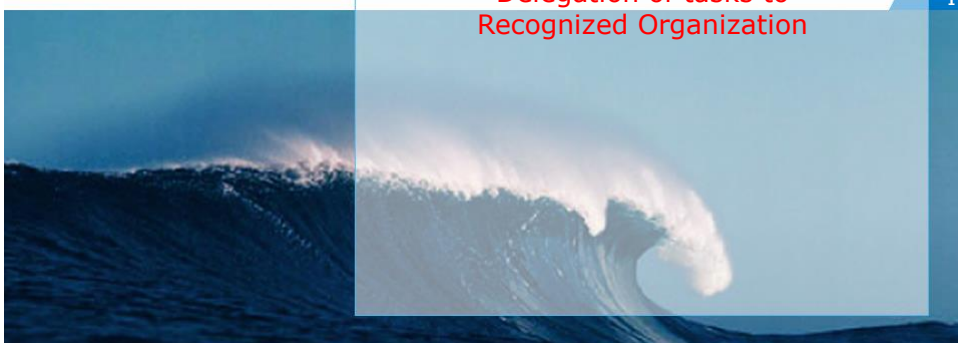


## Training session on Monitoring ROs by Flag State

Delegation of tasks to  
Recognized Organization

1



## Delegation of tasks to Recognized Organizations

### Content

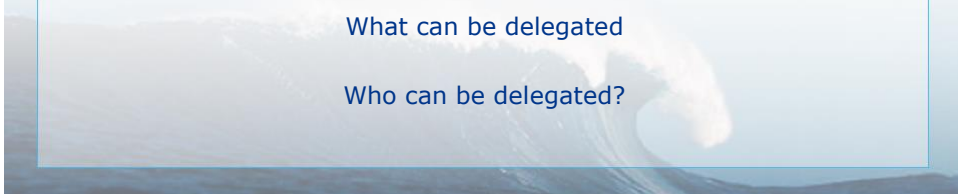
Level of delegation at EU level

Legal basis for delegation (International/EU)

What can be delegated

Who can be delegated?

2



## Delegation of tasks to Recognized Organizations

### Level of delegation

3

Do you have any idea about the number of tasks that EU Member States have delegated to Recognized Organizations?

## Delegation of tasks to Recognized Organizations

### Legal basis for delegation (International)

4

In the IMO conventions except STCW

Maritime Labour Convention

## Delegation of tasks to Recognized Organizations

### Legal basis for delegation (International)

#### Solas Reg. I/6 Inspections and surveys

5

The inspection and survey of ships, so far as regards the enforcement of the provisions of the present regulations and the granting of exemptions therefrom, shall be carried out by officers of the Administration.

The Administration may, however, entrust the inspections and surveys .....to organizations recognized by it.

## Delegation of tasks to Recognized Organizations

### Legal basis for delegation (International)

#### Solas Reg. I/12 Issue or endorsement of certificates

6

The certificates referred to in this regulation shall be issued or endorsed either by the Administration or by .....any organization authorized by it.

In every case, that Administration assumes full responsibility for the certificates

## Delegation of tasks to Recognized Organizations

### Legal basis for delegation (International)

Solas Reg. XI-1/1 Authorization of Recognized Organization

Organization referred to in regulation I/6 shall comply with:

- the Guidelines adopted by the Organization by resolution A.739(18), as may be amended by the Organization and
- the Specifications adopted by the Organization by resolution A.789(19), as may be amended by the Organization .....

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## Delegation of tasks to Recognized Organizations

### Legal basis for delegation (European)

**Regulation EC 391/2009** on common rules and standards for ship inspection and survey organisations

#### **Article 4**

Recognition shall be granted by the Commission in accordance with.....

Recognition shall only be granted to organisations which meet the requirements referred to in Article 3

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## Delegation of tasks to Recognized Organizations

### Legal basis for delegation (European)

**Directive 2009/15/EC** on common rules and standards for ship inspection and survey organizations and for relevant activities of maritime administrations

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#### **Article 3**

Where for the purpose of paragraph 1 a Member State decides with respect to ships flying its flag:

i) to authorise organisations to undertake fully or in part inspections and surveys related to statutory certificates .....

.....

it shall entrust these duties only to recognised organisations

## Delegation of tasks to Recognized Organizations

### Basic principles for delegation

#### Solas Reg. I/6 Inspections and surveys

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An Administration ..... recognizing organizations to conduct inspections and surveys **shall as a minimum empower** any ..... recognized organization to :

- require repairs to a ship
- carry out inspections and surveys if requested by the appropriate authorities of a port state

The Administration **shall notify the Organization of the specific responsibilities and conditions of the authority delegated to** ..... recognized organizations

## Delegation of tasks to Recognized Organizations

### Basic principles for delegation

#### Solas Reg. I/6 Inspections and surveys

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When a ..... recognized organization determines that the condition of the ship or its equipment does not correspond substantially with the particulars of the certificate or is such that the ship is not fit to proceed to sea without danger to the ship, or persons on board, **such organization shall immediately ensure that corrective action is taken and shall in due course notify the Administration**

Which procedures have been established by your administrations for receiving such notifications?

How their follow-up is?

## Delegation of tasks to Recognized Organizations

### What can be delegated

#### Surveys

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Occasional surveys included?

What about port State control inspections?

## Delegation of tasks to Recognized Organizations

### What can be delegated

Repairs?

A RO has to be empowered to require repairs

The RO? On which basis?

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## Delegation of tasks to Recognized Organizations

### What can be delegated

Decisions?

If no repairs are needed but the ship is still not in compliance with the relevant instrument because of less serious deficiencies who will take a decision?

The RO? On which basis?

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## Delegation of tasks to Recognized Organizations

### What can be delegated

Issuing and endorsement of certificates

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Flag State has to specify which ones and eventual surveys additional to those established by the conventions

What about the exemption certificates?

**Directive 2009/15/EC art.3 .....**

## Delegation of tasks to Recognized Organizations

### What can be delegated

Approval of manuals?

SOLAS Reg VII/5

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#### **Cargo Securing Manual**

Cargo, cargo units\* and cargo transport units, shall be loaded, stowed and secured throughout the voyage **in accordance with the Cargo Securing Manual approved by the Administration**. The Cargo Securing Manual shall be drawn up to a standard at least equivalent to the guidelines developed by the Organization.\*\*

\* As defined in the Code of Safe Practice for Cargo Stowage and Securing, adopted by the Organization by resolution A.714(17), as amended.

\*\*Refer to the Guidelines for the preparation of the cargo securing manual (MSC/Circ.745)



## Delegation of tasks to Recognized Organizations

### What can be delegated

Approval of plans?

MARPOL I/37

#### **Shipboard Oil Pollution Emergency (SOPE) Plan**

**Every oil tanker of 150 gross tonnage and above and every ship other than an oil tanker of 400 gross tonnage and above** shall carry on board a shipboard oil pollution emergency plan **approved by the Administration**

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## Delegation of tasks to Recognized Organizations

### What can be delegated

Approval of plans?

MARPOL Amendments 2009 Reg I/41

#### **General Rules on safety and environmental protection**

Any oil tanker involved in STS operations shall carry on board a Plan prescribing how to conduct STS operations (STS operations Plan) not later than the date of the first annual, intermediate or renewal survey of the ship to be carried out on or after 1 January 2011. **Each oil tanker's STS operations Plan shall be approved by the Administration**

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## Delegation of tasks to ROs

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**ANY QUESTION?**

**THANK YOU FOR  
LISTENING**



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