

Monitoring of Recognised Organisations

Agreements with ROs

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Lisbon / 19-20 November 2019



- RO Code
- Appendix 3: Elements to be included in an agreement

Appendix 3

ELEMENTS TO BE INCLUDED IN AN AGREEMENT

A formal written agreement or equivalent between the flag State and the RO should, as a minimum, cover the following items:

- 1 Application
- 2 Purpose
- 3 General conditions

RO CODE -Appendix 3- Elements to be included in an Agreement



- 4 The execution of functions under authorization:
 - .1 Functions in accordance with the general authorization
 - .2 Functions in accordance with special (additional) authorization
 - .3 Relationship between the organization's statutory and other related activities
 - .4 Functions to cooperate with port States to facilitate the rectification of reported port State control deficiencies or the discrepancies within the organization's purview
- 5 Legal basis of the functions under authorization:
 - .1 Acts, regulations and supplementary provisions
 - .2 Interpretations
 - .3 Deviations and equivalent solutions

RO CODE -APPENDIX 3- ELEMENTS TO BE INCLUDED IN AN AGREEMENT



- 6 Reporting to the flag State:
 - .1 Procedures for reporting in the case of general authorization
 - .2 Procedures for reporting in the case of special authorization
 - .3 Reporting on classification of ships (assignment of class, alterations and cancellations), as applicable
 - .4 Reporting of cases where a ship did not in all respects remain fit to proceed to sea without danger to the ship or persons on board or presenting unreasonable threat of harm to the environment
 - .5 Other reporting

RO CODE -APPENDIX 3- ELEMENTS TO BE INCLUDED IN AN AGREEMENT



- 7 Development of rules and/or regulations – Information:
 - .1 Cooperation in connection with development of rules and/or regulations – liaison meetings
 - .2 Exchange of rules and/or regulations and information
 - .3 Language and form

RO CODE -APPENDIX 3- ELEMENTS TO BE INCLUDED IN AN AGREEMENT



- 8 Other conditions:
 - .1 Remuneration
 - .2 Rules for administrative proceedings
 - .3 Confidentiality
 - .4 Liability³
 - .5 Financial responsibility
 - .6 Entry into force
 - .7 Termination
 - .8 Breach of agreement
 - .9 Settlement of disputes
 - .10 Use of subcontractors
 - .11 Issue of the agreement
 - .12 Amendments

RO CODE -APPENDIX 3- ELEMENTS TO BE INCLUDED IN AN AGREEMENT



- 9 Specification of the authorization from the flag State to the organization:
 - .1 Ship types and sizes
 - .2 Conventions and other instruments, including relevant national legislation
 - .3 Approval of drawings
 - .4 Approval of material and equipment
 - .5 Surveys
 - .6 Issuance of certificates
 - .7 Corrective actions
 - .8 Withdrawal of certificates
 - .9 Reporting

RO CODE -APPENDIX 3- ELEMENTS TO BE INCLUDED IN AN AGREEMENT



- 10 The flag State's supervision of duties delegated to the organization:
 - .1 Documentation of quality assurance system
 - .2 Access to internal instructions, circulars and guidelines
 - .3 Access by the flag State to the organization's documentation relevant to the flag State's fleet
 - .4 Cooperation with the flag State's inspection and verification work
 - .5 Provision of information and statistics on, e.g. damage and casualties relevant to the flag State's fleet.