

HELCOM RECOMMENDATION 9/11

Adopted 16 February 1988 having regard to Article 13,
Paragraph b) of the Helsinki Convention

RECOMMENDATION CONCERNING GUIDELINES FOR THE ESTABLISHMENT OF NATIONAL COUNTER POLLUTION MEASURES REGARDING PLEASURE CRAFT

THE COMMISSION,

RECALLING Article 8 of the Convention on the Protection of the Marine Environment of the Baltic Sea Area, 1974, (Helsinki Convention), concerning national counter pollution measures regarding pleasure craft,

RECOGNIZING that an increasing number of pleasure craft operate in the Baltic Sea Area,

EXPRESSING ITS CONCERN of the environmental impact of pleasure craft activities,

BEING CONVINCED of the importance of the early initiation of national counter pollution measures regarding pleasure craft,

RECOMMENDS that Governments of the Contracting Parties to the Helsinki Convention, when elaborating national counter pollution measures regarding pleasure craft, take into consideration such items as listed in the Annex to this Recommendation.

ANNEX

ITEMS TO BE CONSIDERED FOR INCLUSION IN NATIONAL COUNTER POLLUTION MEASURES REGARDING PLEASURE CRAFT

General

When elaborating national counter pollution measures regarding pleasure craft the national regulations applicable to ships of less than 400 GRT (cf. MARPOL 73/78, Annex I) and to ships of less than 200 GRT or without a measured gross tonnage and certified to carry 10 persons or less (cf. Regulation 7 of Annex IV of the Helsinki Convention) should be taken into consideration.

It should be kept in mind that national regulations referred to above may contain limits for application leaving discharge of oil and sewage from certain pleasure craft unregulated and that in these cases there is a need to elaborate special measures for such craft.

MARPOL 73/78, Annex I

The following items could be considered for possible inclusion:

- measures to be taken on board to avoid discharges not in compliance with Regulations 10(2)(b) and 10(4)(a),
- equipment on board for collection of lubricating oil and fuel oil according to Regulation 10(4)(b),
- arrangements for discharge of oily residues to reception facilities if retained on board according to Regulation 10(4)(b),
- guidelines for the establishment of reception facilities according to Regulation 10(7)(a)(i).

Regulation 7 of Annex IV of the Helsinki Convention

The following items could be considered for possible inclusion:

- definitions on new and existing ships if other than in Regulation 7 B of Annex IV of the Helsinki Convention,
- application of the discharge provisions in Regulation 7 C to new and existing ships including any equipment requirements,
- arrangements for discharge of sewage to reception facilities,
- guidelines for the establishment of reception facilities according to Regulation 7 E of Annex IV of the Helsinki Convention.

Regulation 8 of Annex IV of the Helsinki Convention

The following items could be considered for possible inclusion:

- guidelines for the establishment of reception facilities according to Regulation 8 E of Annex IV of the Helsinki Convention including reception arrangements for other wastes, such as paints, detergents etc.

Other measures

It could be considered whether other measures to abate harmful effects from pleasure craft activities should be included, such as measures related to nature conservation aspects.

Attachment

The Attachment identifies those provisions of MARPOL 73/78, Annex I, which are applicable to pleasure craft as well as those provisions of MARPOL 73/78, Annexes IV and V, which would be applicable to pleasure craft if these Annexes were in force. It has been worked out under the assumption that pleasure craft has a tonnage of less than 400 GRT.

The Attachment is intended to serve *only* as a reminder when elaborating national counter pollution measures regarding pleasure craft.

Regulation 3(1)	Surveys - relating to ships under Regulation 2
Regulation 3(2)	Surveys - for other ships. The Administrations shall establish appropriate measures in order to ensure compliance with Annex IV
Regulation 4	Issue of Certificate - if surveyed according to Regulation 3 and the ship is engaged in voyages to ports under the jurisdiction of the Parties to MARPOL 73/78 an ISPPC (1973) should be issued
Regulation 6	Form of Certificate
Regulation 7	Duration of Certificate
Regulation 8	Discharge of Sewage - applicable to ships covered by Regulation 2
Regulation 9	Exceptions - force majeure provisions
Regulation 10	Reception facilities - reception facilities should be provided in ports and should be adequate to meet the needs of ships using them without causing undue delay
Regulation 11	Standard Discharge Connections - for discharge or sewage to a reception facility

Apart from application of Regulations 8 and 11 to small ships certified to carry more than 10 persons the above listed Regulations could appropriately be applied to pleasure craft if covered by Regulation 2, as well as to ports serving pleasure craft.

MARPOL 73/78, Annex V

Regulation 2	Application - all ships
Regulation 5(2)	Disposal of Garbage within Special Areas - disposal provisions applicable to all ships
Regulation 5(4)	Reception Facilities - all ports should be provided with reception facilities according to the needs of ships without causing undue delay
Regulation 6	Exceptions - force majeure provisions

All the above listed provisions could appropriately be applied to pleasure craft and to ports serving pleasure craft.