GIBRALTAR MARITIME ADMINISTRATION

(Ministry of Maritime Affairs)

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Local Maritime Direction – 010 revised

This supersedes LMD No 006 which is hereby cancelled
Amendments are underlined

(Issued pursuant to Legal Notice 71 of 2004 - Regulation 4)

To: All local Agents and Operators

SURVEY AND CERTIFICATION OF LOCALLY OPERATED CRAFT

1. Definition of a Harbour Craft

1.1. "Harbour Craft" means a floating craft, with or without its own propulsion, including a structure that may be anchored or permanently moored, that operates on a commercial basis within Gibraltar territorial waters, and has been approved by the Captain of the Port.

2. Operational Categories for Harbour Craft

2.1. The 'Safety Survey Certificate' shall categorise the type of operation each harbour craft is allowed to undertake. These categories will be as follows;

2.1.1. Dive Boat
2.1.2. Angling Boat
2.1.3. Daytrip boat (excluding dolphin watching)
2.1.4. Dolphin watching boat
2.1.5. Agency boat for transfer of passengers and cargo up to a combined weight of 1000 kg
2.1.6. Agency boat for transfer of passengers and cargo with a combined weight above 1000 kg
2.1.7. Supply boat (covering stores, lubricants, fuel, water etc.)
2.1.8. Tugs
2.1.9. Motherships
2.1.10. Other (to be specified in the SSC, as appropriate)

2.2. The above categories will be further sub-divided, taking into account the number of passengers licensed to be carried, i.e. up to and including 12 passengers, or above.

3. Sea Areas

3.1. The operational sea areas of Gibraltar, for harbour craft, are as follows;

3.1.1.A – within the Gibraltar Port breakwater and to the east of a north/south line between the North Mole and the western end airport runway

3.1.2.B – north of a line between Punta Carnero and Europa Point and to the east of the median line dividing the territorial waters of Gibraltar and Spain

3.1.3.C – areas A and B and up to 3 nautical miles south and east of Gibraltar.

3.1.4.D – International waters beyond those stated above.

4. Harbour Craft Categories and their Areas of Operation

4.1. All harbour craft will be categorised as either less than 24 metres in length as defined by the UK-MCA 'The Small Commercial Vessel and Pilot Boat Code of Practice' (SCV Code), OR

4.2. 24 metres in length or over as defined by the International Convention on Load Lines 1966 as modified by the protocol of 1988 and subsequently amended.

4.3. Annex I details the minimum length requirement and type of construction for each category of harbour craft, in relation to the allowable area of operation.

5. Less than 24 metres in length

5.1. All harbour craft less than 24 meters in length coming into operation for the first time and requesting an operating licence from the Gibraltar Port Authority must be less than 20 years old, fully comply with the requirements of the UK MCA '*Code of Practice for the Safety of Small Workboats and Pilot* Boats'and have a valid SCV Code certificate issued by an approved Certifying Authority. These craft must remain fully compliant with the Code at all times while operating in Gibraltar waters, And must be registered either in the UK or Gibraltar. It should be noted all safety equipment must comply with the Gibraltar Merchant Shipping (Marine Equipment) Regulations 2002 as amended.

5.2. Passenger vessel must comply with the Gibraltar Merchant Shipping (Safety Rules and Standards for Passenger Ships on Domestic Voyages) Regulations 2011 (as amended)

5.3. Craft will be subject to an annual inspection for the issuance of a 'Safety Survey Certificate' and may be subject to an Intermediate inspection after 6 months.

5.4. Existing craft already holding an operating licence issued by the Gibraltar Port Authority will be monitored by the Gibraltar Maritime Administration for suitability to continue operating and will comply with the '*Code of Practice for the Safety of Small Workboats and Pilot Boats'* as deemed practical by the Maritime Administrator.

For the purposes of Section 5 "coming into operation for the first time" means craft which came into operation after October 2006, when LMD No 006 was originally issued. "Existing craft means craft that were in operation prior to October 2006. Existing craft which undergo repairs, alterations and modifications of a major character will be treated as coming into service for the first time vessel and shall meet the requirements for these vessels.

5.5. Any exemptions will be noted in the Safety Survey Certificate that will be issued to each harbour craft. These may restrict the area or the conditions under which the harbour craft may operate.

5.6. Safety Equipment **(including but not limited to LSA, FFE, Radio communications equipment and Navigational equipment)** to be in accordance the requirements of LMD N0 011

5.7. Alternative and/or additional requirements or operational conditions may be necessary as deemed appropriate by the Maritime Administrator.

6. 24 metres in length or over (as defined in the Load Line and SOLAS Conventions)

6.1. All harbour craft 24 metres in length or over, coming into operation for the first time and requesting an operating licence from the Gibraltar Port Authority will have to be registered with Gibraltar or EU member state, be classed with one of the Classification Societies recognised by the Gibraltar Maritime Administration, be less than 20 years old and be fully compliant with all the relevant conventions applicable to the vessel's type and size. Vessels less than convention size are required to comply with IACS Recommendations 99 (as amended)

6.2. Harbour craft will be subject to an annual inspection for the issuance of a 'Safety Survey Certificate' and may be subject to an Intermediate inspection after 6 months.

6.3. Existing harbour craft already holding an operating licence issued by the Gibraltar Port Authority will be monitored by the Gibraltar Maritime Administration for suitability to continue operating. They must fully comply with the relevant conventions applicable to the vessels type and size. Vessels less than convention size must comply with IACS Recommendations 99 (as amended)

For the purposes of Section 6 "coming into operation for the first time" means craft which came into operation after October 2006, when LMD No 006 was originally issued. "Existing craft means harbour craft that were in operation prior to October 2006. Existing craft which undergo repairs, alterations and modifications of a major character will be treated as coming into operation for the first time and shall meet the requirements for these vessels.

6.4. Safety Equipment **(including but not limited to LSA, FFE, Radio communications equipment and Navigational equipment)** to be in accordance with IACS Recommendation No 99 (as amended) – Restricted Service and the requirements of LMD N0 011

6.5. Passenger vessels must comply with the Gibraltar Merchant Shipping (Safety Rules and Standards for Passenger Ships on Domestic Voyages) Regulations 2011 (as amended)

6.6. Alternative and/or additional requirements or operational conditions may be necessary as deemed appropriate by the Maritime Administrator

7. Survey Requirement

7.1. In order to obtain a 'Safety Survey Certificate' the owner or operator of a vessel shall apply in writing to the Maritime Administrator with an initial deposit equivalent to 4 hours survey fees, and indicate the time and place where the vessel may be inspected. Survey may be requested up to one (1) month before the date of the survey with a minimum of 7 days notice.

7.2. The Maritime Administrator, or in his absence the Chief Surveyor, will detail a surveyor to undertake the inspection. It shall be the responsibility of the owner or operator to provide the necessary transport, including boats, for inspection at anchor.

7.3. The fees will be adjusted to cover only the actual period of work once the inspection has been completed.

8. Mother Ships

8.1. A "Mother Ship" is a tanker that provides a floating storage facility in support of the Bunkering operation, as such is an integral part of the operation of the Bunker operator. Being consistent with

the bunker barges, the "Mothership" is required to be licensed. More details are available from the Captain of the Port

8.2. The Mothership is to be subject to a pre-license inspection by the GMA and the Bunkering Superintendent prior to commencing operations in Gibraltar waters

8.3. The inspection reports will be considered by the GPA before providing any information to the operator

8.4. An application for this inspection is to be made to the GMA in accordance with 7.1 above and the following information is to be submitted to the GMA and Bunkering Superintendent

8.4.1. Vessel Particulars (please note the vessel must be less than 20 years old)
8.4.2. Classification society which must be one recognised by the GMA
8.4.3. Certificate of Registry.
8.4.4. Copies of Statutory certificates
8.4.5. Copies of Insurance of Vessel
8.4.6. Copies of the charter party if the vessel is not owned by the bunker operator. In the case whereby the vessel is chartered, the charter party must stipulate who the Designated Person Ashore is in Gibraltar and that the Bunker operator manages the ISM system on board.

9. Qualification and Manning

9.1. All vessels are to be operated by a person or persons duly qualified in accordance with the Administrative Instruction relating to such training and qualifications.

9.2. The qualifications required and minimum safe manning levels for harbour craft will be set by the Maritime Administration or in the case of Convention sized vessel, as required by the Flag State

9.3. Personnel in addition to the Flag State Safe Manning Document may be required by the GMA or GPA to ensure safe bunkering operations.

9.4. The Gibraltar Merchant Shipping (Safety etc.) Act 1993 and Regulation 37(1) of the Gibraltar Merchant Shipping (Manning, Training and Certification of Seafarers) Regulations 2006 as amended) and more specifically Administrative Instruction STCW-14 will apply for Boatmasters and Marine Engine Operators.

9.5. All crew are required to have completed the four basic STCW safety courses and be in possession of a valid ENG 1 medical certificate or an acceptable equivalent

10. Granting of a Harbour Craft Licence

10.1 The granting of harbour craft license shall be within the discretion of the Captain of the Port, he will consider the recommendations, if any, of the Maritime Administrator.

Alan Cubbin
Maritime Administrator
September 2012

This copy of the Administrative Instruction has been sent electronically and does not carry a signature or official stamp. A sign and stamped copy will be available upon request.

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SURVEY AND CERTIFICATION OF LOCALLY OPERATED CRAFT

ANNEX I

Area of Operation (Sea Area)	Operation Category	Minimum Length (m)	Minimum Type of Construction
'A'	Dive Boat Angling Boat Daytrip boat (excluding dolphin watching) Dolphin watching boat Agency boat for transfer of pax and cargo up to 1000 kg Agency boat for transfer of pax and cargo over 1000 kg Supply boat (stores, lubricants, fuel, water etc.) Tugs Other	Unrestricted	Open
'B'	Dive Boat Angling Boat Daytrip boat (excluding dolphin watching) Dolphin watching boat Agency boat for transfer of pax and cargo up to 1000 kg Agency boat for transfer of pax and cargo over 1000 kg Supply boat (stores, lubricants*, fuel*, water etc.) Tugs Other	12 12 12 12 12 12 12 12 **	W/T W/T W/T W/T W/T W/T W/T W/T **
'C'	Dive Boat Angling Boat Daytrip boat (excluding dolphin watching) Dolphin watching boat Agency boat for transfer of pax and cargo up to 1000 kg Agency boat for transfer of pax and cargo over 1000 kg Supply boat (stores, lubricants*, fuel*, water etc.) Tugs Other	12 12 12 12 12 12 12 12 **	W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T(s/d) **
'D'	Dive Boat Angling Boat Daytrip boat (excluding dolphin watching) Dolphin watching boat Agency boat for transfer of pax and cargo up to 1000 kg Agency boat for transfer of pax and cargo over 1000 kg Supply boat (stores, lubricants*, fuel*, water etc.)* Tugs Other	12 12 12 12 12 12 12 12 **	W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) W/T (s/d) **

* Does not include lubricants or fuel carried in integral tanks

** - as appropriate for the type of vessel and its operation

W/T - watertight weather deck

s/d - sub- divided (compartmentally)

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