



Luxembourg, 1 March 2019

Circular CAM 012/2018 Rev 1

Subject: Entry into force of [Regulation \(EU\) N° 1257/2013](#) of the European Parliament and of the Council of 20 November 2013 on ship recycling and amending Regulation (EC) No 1013/2006 and Directive 2009/16/EC

To: All Accredited Shipping Managers, ship owners, ship operators, Masters, designated persons of Luxembourg flagged ships, RO's

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The aim of the present circular is to draw your attention to the entry into force of the above mentioned EU regulation on 31 December 2018.

The objective of the Regulation is to improve environmental and social standards and practices for the recycling of ships flying the flag of Member States of the European Union by bringing forward the requirements of the 2009 Hong Kong Convention for the Safe and Environmentally Sound Recycling of Ships, therefore contributing to setting up a global level playing field on this issue. The Commissariat aux affaires maritimes (CAM) is presently preparing the ratification instruments of the said Convention.

From 31 December 2018, large commercial seagoing vessels flying the Luxembourg flag may only be recycled in safe and sound ship recycling facilities included in the European List of ship recycling facilities. The latest version of the List, which includes a total of 26 ship recycling facilities, has been published on 6 December 2018 ([Commission implementing decision \(EU\) 2018/1906 of 30 November 2018](#)). Further updates of the list are also expected to be adopted during the course of 2019.

The new obligation for ship owners to get their vessels dismantled only in these facilities will represent a major change compared to current practices. Moreover, ship owners will have to ensure, among other things, that ships destined to be recycled in these facilities hold a ready-for-recycling certificate. This task has been delegated by CAM to the recognised organisations (RO) authorized by Luxembourg and the certificate has to be issued prior to any recycling of the ship and after the receipt of a ship recycling plan developed by the concerned ship recycling facility and approved by the authorized RO.

As there are no prescriptions to the contrary in Regulation (EU) 1257/2013, authorized ROs can offer related certification services on behalf of Luxembourg flagged vessels even for vessels that are not classed with the said RO.

Furthermore, with the new Regulation, the installation or use of certain hazardous materials on Luxembourg flagged ships will also be prohibited or restricted. These hazardous materials include, for instance, asbestos and ozone depleting substances.

From 31 December 2018, each new Luxembourg flagged ship will be required to have on board an inventory of hazardous materials (IHM) verified by the authorized RO and specifying the location and approximate quantities of those materials.

Shipowners are reminded that EU Member States' port authorities are therefore likely to control Luxembourg flagged ships to verify whether they have on board a ready-for-recycling certificate and/or a valid IHM.

Shipowners are invited to consult the [Best Practice Guidance on the Inventory of Hazardous Materials for practitioners](#) published in November 2016 by the European Maritime Safety Agency (EMSA).

Adequate dissemination of this information within your company is requested.



(s) Robert BIWER
Government Commissioner
for maritime affairs