

Circular No. 26/2022

17<sup>th</sup> August 2022

SDM 05.13.002 SDM 12.03.002.042 SDM 04.02.008.001.106

To all Registered owners, Registered bareboat charterers Managers and Representatives of ships flying the Cyprus Flag and Recognised Organisations

To all Managers of European Union ships based in Cyprus

To all Suppliers/Sellers of marine equipment in Cyprus

- Subject: <u>Commission Implementing Regulation (EU) 2022/1157 of 4 July 2022 laying</u> down rules for the application of Directive 2014/90/EU of the European Parliament and of the Council, as regards design, construction and performance requirements and testing standards for marine equipment and repealing Implementing Regulation (EU) 2021/1158 ("Implementing Regulation (EU) 2022/1157")
- The European Commission has adopted on the 4th of July 2022, *Implementing Regulation (EU) 2022/1157*<sup>1</sup> falling within the scope of application of the *Merchant Shipping (Marine Equipment) Law of 2017 (Law 23(I)/2017)* ("Law") and of *Directive 2014/90/EU* as amended<sup>2</sup>.
- 2. By virtue of Article 1 of Implementing Regulation (EU) 2022/1157 the design, construction and performance requirements and the testing standards provided for in the international instruments referred to in the Law and in extent in Article 2(5) of Directive 2014/90/EU shall apply to each item of marine equipment as set out in the Annex therein.
- 3. Implementing Regulation (EU) 2022/1157 repeals Implementing Regulation (EU) 2021/1158.
- 4. This Regulation allows **a transitional period** during which a new item that is in conformity with the national requirements for type-approval in force in a Member State before the entry into force of this Regulation, can continue to be placed on the market and on board an EU ship<sup>3</sup>.

<sup>&</sup>lt;sup>1</sup> <u>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32022R1157&from=EN</u>

<sup>&</sup>lt;sup>2</sup> <u>https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:02014L0090-20210811&from=EN</u>

<sup>&</sup>lt;sup>3</sup> Article 2(2) of Directive 2014/90/EU

Specifically, the following<sup>4</sup> have been adopted:

Note in column 1 of the Annex	Items	Date before which an item was in compliance with the national requirements for type-approval in force in a Member State	Date until which an item may continue to be placed on the market and on board an EU ship
A. New item inserted by Implementing Regulation 2020/1170	<ol> <li>MED/4.60 Radar equipment approved with a chart option, namely: — CAT 3C (page L 180/176)</li> <li>MED/5.16 Aeronautical two- way VHF radio telephone apparatus (page L 180/230)</li> <li>MED/5.22 Ship Earth station for use in the GMDSS (page L 180/235)</li> <li>MED/5.22 Ship Earth station for use in the GMDSS (page L 180/235)</li> <li>MED/5.22 Ship Earth station for use in the GMDSS Inmarsat C equipment (pages L 180/236 and L 180/237)</li> </ol>	1 September 2020	1 September 2023
B. New item inserted by Implementing Regulation (EU) 2021/1158	MED/5.22 Ship Earth station for use in the GMDSS Inmarsat Fleet Broad Band (FBB)equipment and Iridium equipment (pages L 180/236 and L 180/237)	25 August 2021	25 August 2024
C. New item inserted by Implementing Regulation (EU) 2022/1157	<ol> <li>MED/1.17c Davit-launched lifeboats used as a rescue boat: — partially enclosed — totally enclosed (page L 180/22)         </li> <li>MED/1.44a Public Address and General Alarm Systems (PAGA) — Control and distribution system (page L 180/38)         </li> <li>MED/1.44b Public Address and General Alarm Systems (PAGA) — Control and distribution system (page L 180/38)         </li> <li>MED/1.44b Public Address and General Alarm Systems (PAGA) — Speakers (page L 180/39)         </li> <li>MED/3.26c Penetrations through 'A' class divisions: — busbar trunking penetration systems (page L 180/64)         </li> </ol>	15 August 2022	15 August 2025

<sup>4</sup> Article 3 of Implementing Regulation (EU) 2022/1157

5. It is recalled that EU instruments have a direct effect and are binding on shipowners/ ship operators, suppliers/sellers of marine equipment and any violation may expose them to relevant penalties under the Law or the legislation of any other EU Member State.

All recipients of this Circular are invited to take note of its contents.

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Liana Charalambous Tanos Acting Permanent Secretary

CC:

- Permanent Secretary, Ministry of Foreign Affairs
- Maritime Offices of the Shipping Deputy Ministry abroad
- Diplomatic and Consular Missions of the Republic
- Honorary Consular Officers of the Republic
- Cyprus Shipping Chamber
- Cyprus Union of Ship Owners
- Cyprus Bar Association

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