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Working Party on Inland Water Transport

Working Party on the Standardization of Technical and Safety Requirements in Inland Navigation

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Item 11 (b) of the provisional agenda

Recreational Navigation: Activities of the Informal Working Group on Recreational Navigation

Comments to the Draft Second Revision of the Guidelines to Resolution No. 40

Transmitted by Hungary

1. It is proposed to introduce a number of modifications to the annex of document ECE/TRANS/SC.3/WP.3/2023/21 as given below.

2. Definitions

Add

Applicant: a national or resident of the Implementing Government or a national of any North American country or any country that is not a member of the Economic Commission for Europe who has applied for an ICC to be issued in accordance with annex I of resolution No. 40.

3. Paragraph 7, in the end *add*

7. All member States of the Economic Commission for Europe (ECE) are, for this reason, encouraged to accept resolution No. 40 **and issue ICC as set out in the resolution.**

For the next review of the resolution No. 40, Hungary proposes to introduce more specific provisions in annex I. The required competences and the method of assessment and evaluation should be regulated in detail in order to harmonize the procedure as much as possible.

4. Paragraph 8, *modify*

8. **This is determined by the applicable flag state and coastal state legislation. The intention of Resolution No. 40 is to regulate the issue of documents for operators of pleasure craft including bare boat charter vessels in the waters of foreign countries.** A vessel must comply with the regulations of its flag state, wherever it is in the world. ICC ~~complements~~ **supports** rather than replaces any requirement the flag state may impose, **enabling foreign operators of pleasure craft to demonstrate their competence without needing to obtain a national certificate for each country they visit.**

5. *Add a new subtitle after section L and a new paragraph 30*

M. Can the authorities in one ECE member State issue ICC to a person who is national and/or resident of another ECE member State that has accepted resolution No. 40?

30. ECE member States shall take into account the list of implementing governments in annex IV of resolution No. 40. and apply the conditions of nationality and residence set out in paragraph 1 of the resolution.
