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## Economic Commission for Europe

### Inland Transport Committee

#### Working Party on Inland Water Transport

##### Fifty-sixth session

Geneva, 10–12 October 2012

Item 9 (a) of the provisional agenda

##### Recreational navigation

## National legal acts governing navigation of recreational craft

### Note by the secretariat

#### I. Mandate

1. At its thirty-seventh session, the Working Party on the Standardization of Technical and Safety Requirements in Inland Navigation (SC.3/WP.3) asked the secretariat to collect information on the national rules governing access to inland waterways by recreational craft and where these acts could be found (ECE/TRANS/SC.3/WP.3/74, para. 11). Following a request circulated to member Governments, the secretariat issued a list of legal acts governing navigation of recreational craft in the ECE region (ECE/TRANS/SC.3/WP.3/2011/17, paras. 5–19).
2. The secretariat reproduces below updated information on national rules governing access to inland waterways by recreational craft in the ECE region received by 23 July 2012.
3. The Working Party may wish to consider this information and invite Governments which have not yet done so<sup>1</sup> to submit this information to the secretariat by 5 December 2012.

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<sup>1</sup> The Governments concerned are Austria, Belgium, Bosnia and Herzegovina, Croatia, France, Germany, Hungary, Italy, Luxembourg, Poland, Republic of Moldova, Romania, Slovakia, Switzerland and Ukraine.

## **II. National legal acts governing navigation of recreational craft on national waterways of the UNECE member States**

### **A. Belarus**

4. Recreational navigation on inland waterways of the Republic of Belarus is regulated by the following legal acts:

(a) Rules of the Road on Inland Waterways of the Republic of Belarus (Decree No. 60 of 25 October 2005 of the Ministry of Transport and Communications of the Republic of Belarus, National Register of Regulations of the Republic of Belarus No. 61, 8/14238 of 7 April 2006);

(b) Rules on the Use of Small-Sized Craft, Water Bikes and Vessels Fitted with Outboard Engines, and their Berthing Areas (Decision No. 812 of the Council of Ministers of the Republic of Belarus on 20 June 2007, National Register of Regulations of the Republic of Belarus No. 157, 5/25408 of 22 June 2007).

5. These documents can be found in the National Register of Regulations of the Republic of Belarus, Belarus State Inspection for Inland Navigation, State Inspectorate for Small Craft. They may be downloaded in Russian from:

(a) [www.pravo.by/pdf/2006-61/2006-61%28017-079%29.pdf](http://www.pravo.by/pdf/2006-61/2006-61%28017-079%29.pdf)

(b) [www.pravo.by/pdf/2007-157/2007-157%28043-088%29.pdf](http://www.pravo.by/pdf/2007-157/2007-157%28043-088%29.pdf)

### **B. Bulgaria**

6. In Bulgaria, certificates for recreational navigation are regulated by Ordinance No. 6 on Seafarers' Competence in the Republic of Bulgaria of the Minister of Transport, issued in SG No. 101 of 4 December 2007.

7. The text of the ordinance is available in Bulgarian and English at: [www.marad.bg](http://www.marad.bg). Annex 24 to the ordinance contains a model of the international certificate for operators of pleasure craft in accordance with Resolution No. 40.

### **C. Czech Republic**

8. The Czech Act No. 114/1995 Coll., "On Inland Navigation" and Decree No. 224/1995 Coll. "On Operators' Qualification" may be downloaded in Czech from:

[www.mdcz.cz/cs/Legislativa/Legislativa/Legislativa+CR+-+vodni/](http://www.mdcz.cz/cs/Legislativa/Legislativa/Legislativa+CR+-+vodni/).

### **D. Lithuania**

9. The navigation of recreational craft on the inland waterways of Lithuania is governed by the UNECE European Code for Inland Waterways (CEVNI) (Order No. 3-451 of 19 July 2010 of the Minister of Transport of Lithuania).

10. This legal act may be downloaded in Lithuanian from:

[www3.lrs.lt/pls/inter3/dokpaieska.showdoc\\_l?p\\_id=378584&p\\_query=&p\\_tr2=2](http://www3.lrs.lt/pls/inter3/dokpaieska.showdoc_l?p_id=378584&p_query=&p_tr2=2).

## **E. The Netherlands**

11. In the Netherlands the applicable legislation depends on the geographical area. The Dutch authorities publish a special leaflet describing the geographical scope of their different regulations.

12. The main regulations for recreational craft are as follows:

(a) Regulations concerning recreational craft that apply in most areas in the Netherlands are included in the Dutch Police Regulation (Binnenvaartpolitiereglement (BPR));

(b) The main provisions are contained in article 1.09 and chapter 8 of BPR;

(c) Article 8.06 of BPR regulates the navigation by small craft capable of travelling at a speed greater than 20 km/h in relation to water. In general it is prohibited to travel faster than 20 km/h on all fairways except those indicated in a special regulation for high-speed vessels (“Regeling snelle motorboten”).

13. These regulations may be found at: [www.wetten.nl](http://www.wetten.nl).

## **F. Russian Federation**

14. Recreational navigation on inland waterways of the Russian Federation is regulated by the Rules of Navigation on Inland Waterways of the Russian Federation for Sport Sail Vessels and Pleasure Craft Under Flags of Foreign States (Governmental Decree of the Russian Federation No. 472 of 12 May 2012).

15. This legal act is available in Russian at: [www.consultant.ru](http://www.consultant.ru).

## **G. Serbia**

16. The Law on Navigation and Ports on Inland Waters (“Official Gazette RS”, No. 73/10) gives the legal basis for regulating navigation of recreational craft on the inland waterways of the Republic of Serbia. The Law stipulates that the Ministry in charge of transport issues will adopt a by-law which will promulgate provisions of the UNECE Resolution No. 40 into the national legislation. The time limit stipulated by the Law for adoption of the above mentioned by-law is the first half of 2012.

## **H. United Kingdom of Great Britain and Northern Ireland**

17. Information on the Regulations Applicable to Pleasure Vessels is published by the Maritime and Coastguard Agency (MCA) is available at the following address: [www.dft.gov.uk/mca/mcga07-home/shipsandcargoes/mcga-shiptype/mcga-pleasurecraftand smallships/pleasurevessel.htm](http://www.dft.gov.uk/mca/mcga07-home/shipsandcargoes/mcga-shiptype/mcga-pleasurecraftand smallships/pleasurevessel.htm).

18. Craft which come under the European Union (EU) Directive 94/25/EC on the approximation of the laws, regulations and administrative provisions of the member States relating to recreational craft (as amended by Directive 2003/44/EC) are subject to the Recreational Craft Regulations 2004. These regulations are not within the MCA’s, or Department for Transport’s responsibility. The text of the regulations is available at: [www.legislation.gov.uk/ukxi/2004/1464/contents/made](http://www.legislation.gov.uk/ukxi/2004/1464/contents/made).

## **I. Turkey**

19. The navigation of recreational craft on the inland waterways of Turkey is governed by the following legal acts:

(a) Regulation on Recreational Craft (Order No. 26390 of 28 December 2006);

(b) Regulation on Water Vehicles and Vessels of Navigation on the Inland Waterways (Order No. 27745 31 October 2010).

20. These legal acts can be found on the website of the Republic of Turkey Ministry of Transport, Maritime and Communications (<https://atlantis.denizcilik.gov.tr/mevzuat/>) and Official Gazette ([www.resmigazete.gov.tr/default.aspx](http://www.resmigazete.gov.tr/default.aspx)).

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