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INLAND TRANSPORT COMMITTEE

Working Party on Inland Water Transport

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

Thirty-sixth session
Geneva, 10-12 February 2010
Item 4 of the provisional agenda

EUROPEAN CODE FOR INLAND WATERWAYS

Reporting on the special national and regional requirements deviating from or complementing
the provisions of the European Code for Inland Waterways

Note by the secretariat

I. INTRODUCTION

1. At its thirty-fourth session, the Working Party considered a proposal of the informal working group on European Code for Inland Waterways (CEVNI) to delete, as much as possible, footnotes to the CEVNI provisions (ECE/TRANS/SC.3/WP.3/2009/2, paragraphs 3-6). The informal group proposed to reserve the right of national and regional authorities to adopt different rules, if required by the local navigation conditions, in a separate chapter on special regional and national requirements, which would list all articles to which derogations are permitted. To provide an adequate reporting mechanism, the informal group also proposed to establish and maintain on a yearly basis a CEVNI status document containing information on the national and regional derogations to the articles listed in the new chapter 9. The Working Party approved the proposal of the informal working group (ECE/TRANS/SC.3/WP.3/68, paragraph 8 (a)) and, at its thirty-fifth session finalized the text of the new chapter 9 (ECE/TRANS/SC.3/WP.3/70, paragraph 16).

2. At its fifty-third session, the Working Party on Inland Water Transport in its Resolution No. 66 adopted a new chapter 9 on “Regional and National Special Requirements” (ECE/TRANS/SC.3/115/Rev.4). The new article 9.01 of CEVNI stipulates that:

1. The competent authorities may omit, complement or modify the provisions of Chapters 1-8 and, in particular, the provisions listed in this Chapter, when this is required by the conditions of navigation. In this case, they shall report on these differences to the Working Party on Inland Water Transport (SC.3);

2. The competent authorities shall also report to the Working Party on the additional local requirements existing in their region.

3. At its fifty-third session, the Working Party on Inland Water Transport also stressed the importance of an appropriate mechanism for dealing with the exceptions to the CEVNI rules, established by Governments and River Commissions in accordance with the new Chapter 9. The Working Party agreed that the secretariat would contact the delegations in advance of the next SC.3 session in 2010 with a special questionnaire aimed at collecting the information on the implementation process (ECE/TRANS/SC.3/183, paragraphs 12-13).

4. In accordance with the decisions of the Working Party on Inland Water Transport, the secretariat prepared an initial proposal on the format of the special questionnaire, presented below, as well as the status document on CEVNI to be prepared for the 2010 session of SC.3.

II. DRAFT QUESTIONNAIRE ON REGIONAL AND NATIONAL SPECIAL REQUIREMENTS

5. The draft questionnaire on regional and national special requirements to be filled by Governments and River Commissions includes three sections:

- (a) Information on special requirements deviating from CEVNI in accordance with Chapter 9 “Regional and National Special Requirements”;
- (b) Information on other deviations from articles of Chapters 1-8 of CEVNI, if any;
- (c) Information on the additional requirements complementing Chapters 1-8 of CEVNI, if any.

6. Part I on special requirements deviating from CEVNI in accordance with chapter 9 will include the following table:

Article	Yes/No	Additional information
Chapter 1, “General provisions”		
With respect to Article 1.01 a) 5, does your Administration state in the ship’s certificate that the vessel is a high-speed vessel?		
With respect to Article 1.01 a) 9, does your Administration use the term “small size craft” as a subcategory of “small craft”?		

Article	Yes/No	Additional information
With respect to Article 1.01 a) 10, does your administration use a different definition of “water bike”?		
With respect to Article 1.02, does your administration waive the provisions of article 1.02 in case of certain assemblies of floating material and non-motorized vessels in certain side-by-side formations?		
With respect to Article 1.09, does your administration prescribe other provisions concerning age for steering small craft?		
<p>With respect to Article 1.10 paragraph 1, does your administration require other documents to be on board of the vessel, including but not limited to:</p> <ul style="list-style-type: none"> (a) Certificate on the release of the logbooks; (b) Certificate of installation and functioning of tachograph and its records as required; (c) Radar certificate; (d) Certificate confirming installation and functioning of radar device and turn-and-bank indicator; (e) Radiotelephone certificate delivered according to the relevant international and regional agreements; (f) Certificate on frequency allocation; (g) Handbook on radiotelephony in inland navigation, (general part and regional part); (h) A duly completed book of oil control; (i) Certificate for boilers and auxiliaries for vessels; (j) Certificate for liquefied gas installations; (k) Certificate for electrical equipment; (l) Verification certificate for portable fire extinguishers and fixed fire extinguisher installations; (m) Verification certificate for cranes; (n) The certificate referred to in sections 8.1.2.1, 8.1.2.2 and 8.1.2.3 of ADN; (o) Certificate confirming stability for the transport of containers; (p) Certificate on duration and local boundary of the construction site, where the worksite craft is 		

Article	Yes/No	Additional information
<p>allowed to be used;</p> <p>(q) Copies of certificates for engines, including the type-approval document and the engine parameter protocol;</p> <p>(r) Certificates for mooring cables;</p> <p>(s) Certificate confirming installation and functioning of the inland AIS equipment.</p>		
Chapter 2, “Marks and Draught Scales on Vessels; Tonnage Measurement”		
With respect to Article 2.02, does your administration prescribe other provisions for small craft which are neither motorized nor sailing craft and for sailboards or small sailing craft less than 7 m long?		
Chapter 3, “Visual Signals (Marking) on Vessels”		
With respect to section II of Chapter 3, does your administration waive the requirements for require vessels under way to carry day markings?		
<p>With respect to Article 3.08 paragraph 1, does your administration:</p> <p>(a) Prescribe other stern lights?</p> <p>(b) Prescribe a height of less than 5 meters prescribed in paragraph (a)?</p>		
With respect to Article 3.09 paragraph 1 (a), does your administration prescribe a height of less than 5 meters?		
<p>With respect to Article 3.10 paragraph 1, does your Administration:</p> <p>(a) Prescribe the use of bright lights on narrow waterways?</p> <p>(b) Authorize the pusher to carry the masthead lights and the side lights?</p>		
With respect to Article 3.11, does your Administration consider a side-by-side formation whose greatest dimensions do not exceed 110 m in length and 23 m in width as single motorized vessels?		
<p>With respect to Article 3.14 paragraph 1, does your Administration:</p> <p>(a) In the case of seagoing vessels operating only temporarily in inland navigation areas, authorize the use of the day and night signals prescribed in the Recommendations on the Safe</p>		

Article	Yes/No	Additional information
<p>Transport of Dangerous Cargoes and Related Activities in Port Areas adopted by the Maritime Safety Committee of the International Maritime Organization (by night an all-round fixed red light and by day flag “B” of the International Code of Signals), instead of the signals prescribed in paragraphs 1, 2 and 3 of the article?</p> <p>(b) Prescribe red lights instead of blue lights?</p>		
<p>With respect to Article 3.16, does your Administration prescribe another marking?</p>		
<p>With respect to Article 3.20 paragraph 4, does your Administration prescribe that small craft other than ship’s boats does not need to carry the black ball by day?</p>		
<p>With respect to Article 3.27, does your Administration prescribe a yellow scintillating light instead of the blue for fire-fighting and rescue vessels?</p>		
<p>Chapter 4, “Sound Signals; Radiotelephony; Navigation Devices”</p>		
<p>With respect to Article 4.01, does your Administration apply the harmonized national technical and operational requirements for radiotelephone installations on board inland navigation vessels in the framework of a Regional Arrangement based on the Radio Regulations of the International Telecommunication Union (ITU)?</p>		
<p>With respect to Article 4.06, does your Administration allow on certain inland waterways high-speed vessels to operate in daytime and at a visibility of 1km and more without being fitted with radar equipment and a rate-of-turn indicator?</p>		
<p>Chapter 5, “Waterway Signs and Marking”</p>		
<p>With respect to article 5.01 paragraph 2, does your Administration regulate navigation on certain sections by also using special signs at control posts?</p>		
<p>Chapter 6, “Rules of the Road”</p>		
<p>With respect to Article 6.02, does your Administration prescribe specific rules applicable to small size craft?</p>		

Article	Yes/No	Additional information
With respect to Article 6.04, does your Administration prescribe special exceptions to the rules on the meeting of the vessels?		
With respect to Article 6.05, does your Administration prescribe special rules for the meeting of the vessels?		
With respect to Article 6.08, does your Administration prescribe that, if the signs referred to in paragraph 2 above cannot be displayed, vessels shall stop and wait until authorization to proceed is given by representatives of the competent authorities?		
With respect to Article 6.11 paragraph (b), does your Administration stipulate an exception for the situation when one of the convoys is a side-by-side formation whose maximum dimensions do not exceed 110 m x 23 m?		
With respect to Article 6.22 bis, does your Administration prescribe special rules for navigation when passing floating equipment at work or grounded or sunken vessels, and vessels whose ability to manoeuvre is limited?		
With respect to Article 6.23 paragraph 2 (b), does your Administration prohibit the use of longitudinal cable?		
With respect to Article 6.24-6.26, does your Administration prescribe special rules for the passage under bridges?		
With respect to Article 6.27, does your Administration prescribe special rules for the passage through weirs?		
With respect to Article 6.28, does your Administration prescribe special rules for the passage through locks?		
With respect to Article 6.28 bis, does your Administration prescribe special rules for entering and leaving locks?		
With respect to Article 6.30, does your Administration prescribe other general rules for navigation in visibility of less than 1 km?		
<p>With respect to Article 6.32, does your Administration:</p> <ul style="list-style-type: none"> a) Waive the provision on giving the three-tone signal or apply it only on certain waterways? b) Prescribe additional provisions for vessels navigating by radar? 		

Article	Yes/No	Additional information
With respect to Article 6.33, does your Administration prescribe that a vessel carrying the boatmaster of a convoy shall sound two long blasts?		
Chapter 8, “Signalling and reporting requirements”		
With respect to Article 8.02 paragraph 4, does your Administration require that, if the vessel has stopped, all engines and auxiliary machinery must be stopped or unplugged?		

7. In part II of the questionnaire, the administrations will be invited to list other existing deviations, if any, from the provisions of Chapters 1-8 of CEVNI, other than those listed in Chapter 9. This information will be used to update Chapter 9 in the future.

8. In Part III of the questionnaire, the administrations will be invited to list and provide a reference to the additional requirements complementing the provisions of CEVNI Chapters 1-8.

III. CEVNI STATUS DOCUMENT FOR THE 2010 SESSION OF THE WORKING PARTY ON INLAND WATER TRANSPORT

9. Based on the information received, the secretariat will prepare regular reports on the CEVNI implementation by Governments and River Commissions in the following format proposed in document ECE/TRANS/SC.3/WP.3/2009/2, Annex II:

CEVNI provisions	Regional and National Special Requirements
Article 1.01 a) 5	In accordance with article 9.02 paragraph 1, the following administrations state in the ship’s certificate that the vessel is a high-speed vessel:
Article 1.01 a) 9	In accordance with article 9.02 paragraph 2, the following administrations use the term “small size craft” as a subcategory of “small craft” to designate all vessels with a hull less than 7 m long, including rowing boats of any length: (a) Belarus; (b) Kazakhstan; (c) Republic of Moldova; (d) Russian Federation; and (e) Ukraine.
Article 1.01 a) 10	In accordance with article 9.02 paragraph 3, the following administrations use a different definition of “water bike”: (a) Austria

CEVNI provisions	Regional and National Special Requirements
Article 1.02	In accordance with article 9.02 paragraph 4, the following administrations waive the provisions of article 1.02 in case of certain assemblies of floating material and non-motorized vessels in certain side-by-side formations:
Article 1.09	In accordance with article 9.02 paragraph 5, the following administrations prescribe other provisions concerning age for steering small craft:
	Etc.

10. The report will include the information available from the existing supplement to CEVNI “Specific Requirements in the National Regulations of Belarus, Kazakhstan, the Republic of Moldova, the Russian Federation and Ukraine that Differ at Present from the Provisions of CEVNI” (ECE/TRANS/SC.3/115/Rev.3).
