Commission Implementing Decision (EU) 2018/1906 of 30 November 2018 amending Implementing Decision (EU) 2016/2323 to update the European List of ship recycling facilities established pursuant to Regulation (EU) No 1257/2013 of the European Parliament and of the Council (Text with EEA relevance)

COMMISSION IMPLEMENTING DECISION (EU) 2018/1906

of 30 November 2018

amending Implementing Decision (EU) 2016/2323 to update the European List of ship recycling facilities established pursuant to Regulation (EU) No 1257/2013 of the European Parliament and of the Council

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 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[(1)], and in particular Article 16 thereof,

Whereas:

(1) Article 6(2) of Regulation (EU) No 1257/2013 requires ship owners to ensure that ships destined to be recycled are only recycled at ship recycling facilities included in the European List of ship recycling facilities published pursuant to Article 16 of that Regulation.

(2) The European List is set out in Commission Implementing Decision (EU) 2016/2323[(2)], as last amended by Commission Implementing Decision (EU) 2018/1478[(3)].

(3) Denmark has informed the Commission that a ship recycling facility[(4)] located in its territory has been authorised by the competent authority in accordance with Article 14 of Regulation (EU) No 1257/2013. Denmark has provided the Commission with all information relevant for that facility to be included in the European List. The European List should therefore be updated to include that facility.

(4) Italy has informed the Commission that a ship recycling facility[(5)] located in its territory has been authorised by the competent authority in accordance with Article 14 of Regulation (EU) No 1257/2013. Italy has provided the Commission with all information relevant for that facility to be included in the European List. The European List should therefore be updated to include that facility.

(5) Finland has informed the Commission that a ship recycling facility[(6)] located in its territory has been authorised by the competent authority in accordance with Article 14 of Regulation (EU) No 1257/2013. Finland has provided the Commission with all information relevant for that facility to be included in the European List. The European List should therefore be updated to include that facility.

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Decision (EU) 2018/1906. (See end of Document for details)*

(6) The Commission has received applications in accordance with Article 15(1) of Regulation (EU) No 1257/2013 for two ship recycling facilities[7] located in Turkey to be included in the European List. Having assessed the information and supporting evidence provided or gathered in accordance with Article 15 of Regulation (EU) No 1257/2013, the Commission considers that the facilities comply with the requirements set out in Articles 13 of that Regulation to conduct ship recycling and to be included in the European List. The European List should therefore be updated to include those facilities.

(7) The Commission has received an application in accordance with Article 15(1) of Regulation (EU) No 1257/2013 for a ship recycling facility[8] located in the United States of America to be included in the European List. Having assessed the information and supporting evidence provided or gathered in accordance with Article 15 of that Regulation, the Commission considers that the facility complies with the requirements set out in Articles 13 of that Regulation to conduct ship recycling and to be included in the European List. The European List should therefore be updated to include that facility.

(8) Moreover, it is necessary to correct a few data errors and inconsistencies detected in the entries of the European List.

(9) Implementing Decision (EU) 2016/2323 should therefore be amended accordingly.

(10) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 25 of Regulation (EU) No 1257/2013,

HAS ADOPTED THIS DECISION:

Article 1

The Annex to Implementing Decision (EU) 2016/2323 is replaced by the text in the Annex to this Decision.

Article 2

This Decision shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

Done at Brussels, 30 November 2018.

For the Commission

The President

Jean-Claude JUNCKER

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Decision (EU) 2018/1906. (See end of Document for details)*

ANNEX

ANNEX

THE EUROPEAN LIST OF SHIP RECYCLING FACILITIES REFERRED TO IN ARTICLE 16 OF REGULATION (EU) No 1257/2013

PART A

Ship recycling facilities located in a Member State

Name of the facility	**Method of recycling**	**Type and size of ships that can be recycled**	**Limitations and conditions under which the ship recycling facility operates, including as regards hazardous waste management**	**Details on the explicit or tacit procedure for the approval of the ship recycling plan by the competent authority[a]**	**Maximum annual ship recycling output, calculated as the sum of the weight of ships expressed in LDT that have been recycled in a given year in that facility[b]**	**Date of expiry of inclusion in the European List[c]**
BELGIUM						
NV Galloo Recycling Ghent Scheepszatestraat 9 9000 Gent BELGIUM Phone: +32 92512521 Email: peter.wyntin@galloo.com	Alongside (wet berth), slope	Ships as defined in point (1) of Article 3(1) of Regulation (EU) No 1257/2013 Maximum ship dimensions: Length: 265 meters Width: 36 meters Draught: 12,5 meters		Tacit approval, with a maximum review period of 30 days	34 000[d]	31 March 2020

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Decision (EU) 2018/1906. (See end of Document for details)*

DENMARK						
Fornæs ApS Rolshøjvej 12-16 8500 Grenå DENMARK www.fornaes.dk	Dismantling by quay and subsequent scrapping on impermeable floors with effective drainage systems	Ships as defined in point (1) of Article 3(1) of Regulation (EU) No 1257/2013 Maximum ship dimensions: Length: 150 meters Width: 25 meters Draught: 6 meters GT: 10 000	The municipality of Norddjurs has the right to allocate Hazardous waste for environmentally approved reception facilities.	Tacit approval, maximum review period of 14 days	30 000[e]	30 June 2021
Modern American Recycling Services Europe (M.A.R.S) Sandholm 60 9900 Frederikshavn DENMARK Website: http://www.modernamericanrecyclingservices.com Email: Kristi@marsrecyclers.com	Clipping and flame cutting after the item for dismantling has been placed in a slipway facility	Ships as defined in point (1) of Article 3(1) of Regulation (EU) No 1257/2013 Maximum ship dimensions: Length: 290 meters Width: 90 meters Draught: 14 meters	The conditions under which the ship recycling facility operates are defined in the Environmental Permit of 9 March 2018 issued by the Municipality of Frederikshavn The Municipality of Frederikshavn has the right to allocate hazardous waste to environmentally approved reception facilities, as set out in the	Tacit approval by the Municipality of Frederikshavn with a review period of 2 weeks.	0[f]	23 August 2023

			Environmental Permit for the ship recycling facility. The facility must not store hazardous waste for more than one year.			
Smedegaarden A/S Vikingkaj 5 6700 Esbjerg DENMARK www.smedegaarden.com	Dismantling by quay and subsequent scrapping on impermeable floors with effective drainage systems	Ships as defined in point (1) of Article 3(1) of Regulation (EU) No 1257/2013 Maximum ship dimensions: Length: 170 meters Width: 40 meters Draught: 7,5 meters		Tacit approval, maximum review period of 14 days	20 000[g]	15 September 2021
ESTONIA						
OÜ BLRT Refonda Baltic	Afloat at the quayside and in the floating dock	Ships as defined in point (1) of Article 3(1) of Regulation (EU) No 1257/2013 Maximum ship dimensions: Length: 197 meters Width: 32 meters Draught: 9,6 meters GT: 28 000	Waste permit No. L.JÄ/327349 Hazardous waste management licence No 0222. Rules of the Vene-Balti Port, Manual on Ships Recycling MSR-Refonda. Environmental Management System, Waste management	Tacit approval, with a maximum review period of 30 days.	21 852[h]	15 February 2021