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(Acts whose publication is obligatory)

COMMISSION DIRECTIVE 2001/53/EC

of 10 July 2001

amending Council Directive 96/98/EC on marine equipment

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community, and in particular Article 80(2) thereof,

Having regard to Council Directive 96/98/EC of 20 December 1996 on marine equipment [1], as amended by Commission Directive 98/85/EC [2], and in particular Article 17, the first and second indents thereof,

Whereas:

(1) For the purposes of Directive 98/96/EC, the international conventions, including the 1974 SOLAS Convention, and testing standards are those, together with their amendments, in force on the date of the adoption of that Directive.

(2) Amendments to the SOLAS Convention and to other international conventions and new testing standards have entered into force since the adoption of that Directive or will enter into force shortly.

(3) New rules regarding the equipment to be placed on board ships have been laid down by those instruments.

(4) Directive 96/98/EC should be amended accordingly.

(5) The measures provided for in this Directive are in accordance with the opinion of the Committee set up by Article 12 of Council Directive 93/75/EEC [3],

HAS ADOPTED THIS DIRECTIVE:

Article 1

Directive 96/98/EC is hereby amended as follows:

1. Article 2 is amended as follows:

   In points (c), (d) and (n), the words 'on 1 January 1999' are replaced by 'on 1 January 2001'.

2. Annex A is replaced by the text in the Annex to this Directive.

Article 2

Equipment listed as 'new item' under the heading 'item designation' of Annex A.1, and manufactured before the date referred to in Article 3(1), may be placed on the market and on board a Community ship, the certificates of which were issued by or on behalf of a Member State in accordance with international conventions, during the two years following that date if it was manufactured in accordance with procedures for type-approval already in force within the territory of that Member State before the date of the adoption of this Directive.

Article 3

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive not later than six months after its date of entry into force. They shall forthwith notify the Commission thereof.

When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

2. Member States shall communicate to the Commission the provisions of national law, which they adopt in the field covered by this Directive.

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[1] OJ L 46, 17.2.1997, p. 25.
[2] OJ L 315, 25.11.1998, p. 14.
[3] OJ L 247, 5.10.1993, p. 19.

Article 4

This Directive shall enter into force on the 20th day following its publication in the *Official Journal of the European Communities*.

Done at Brussels, 10 July 2001.

For the Commission

Loyola DE PALACIO

Vice-President

ANNEX

'ANNEX A

ANNEX A.1: EQUIPMENT FOR WHICH DETAILED TESTING STANDARDS ALREADY EXIST IN INTERNATIONAL INSTRUMENTS

Notes applicable to the whole of Annex A.1

General: in addition to the testing standards specifically mentioned, a number of provisions, which must be checked during type-examination (type-approval) as referred to in the modules for conformity assessment in Annex B, are to be found in the applicable requirements of the international conventions and the relevant resolutions and circulars of the IMO.

Column 5: where IMO resolutions are cited, only the testing standards contained in relevant parts of the Annexes to the resolutions are applicable and exclude the provisions of the resolutions themselves.

Column 5: for the purpose of identifying correctly the relevant standards, the test reports and the appropriate type-approval certificates shall specify the applied standard and its version as identified in the column.

Column 5: where two sets of testing standards are indicated (separated by a ";"), each set fulfils all the testing requirements to meet IMO performance standards. Thus the testing of an item based on one of the sets is sufficient to demonstrate compliance with the requirements of the relevant international instruments.

Column 6: where module H appears, module H plus design-examination certificate is to be understood.

1. **Life-saving appliances**

Item No	Item designation	Regulation SOLAS 74 as amended where "type-approval" is required	Applicable regulations of SOLAS 74, as amended, and the relevant resolutions and circulars of the IMO	Testing standards	Modules for conformity assessment					
					B + C	B + D	B + E	B + F	G	H
1	2	3	4	5	6					
A.1/1.1	Lifebuoys	Regulation III/4, Regulation X/3	Regulation III/7.1 and III/34, IMO Resolution MSC.48 (66), MSC.36 (63) 8.1.3, 8.3 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X	X	X		
A.1/1.2	Position-indicating lights for life-saving appliances (a) For survival craft and rescue boats (b) For lifebuoys (c) For life jackets	Regulation III/4, Regulation X/3	Regulation III/7.1.3, III/22.1.2, III/22.3.1, III/32.1, III/32.2 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.3 and 8.10 (1994 HSC Code), IMO MSC/Circ. 885	IMO Resolution MSC.81 (70), and, for battery requirements, as specified in EN 394 (1993)		X	X	X		
A.1/1.3	Lifebuoys self-activating smoke signals	Regulation III/4, Regulation X/3	Regulation III/7.1.3 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.3.4 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X	X	X		
A.1/1.4	Life jackets	Regulation III/4, Regulation X/3	Regulation III/7.2 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.3 (1994 HSC Code)	IMO Resolution MSC.81 (70), and, for battery requirements, as specified in EN 394 (1993)		X	X	X		

1	2	3	4	5	6					
A.1/1.5	Immersion suits and anti-exposure suits — insulated or not insulated	Regulation III/4, Regulation X/3	Regulation III/7.3, III/22.4, III/32.3 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.3 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X	X	X		
A.1/1.6	Immersion suits and anti-exposure suits classified as life jackets	Regulation III/4, Regulation X/3	Regulation III/7.3, III/22.4, III/32.3 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.3 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X	X	X		
A.1/1.7	Thermal protective aids	Regulation III/4	Regulation III/7.3, III/22.4, III/32.3 and III/34, IMO Resolution MSC.48 (66)	IMO Resolution MSC.81 (70)		X	X	X		
A.1/1.8	Rocket parachute flares (pyrotechnics)	Regulation III/4, Regulation X/3	Regulation III/6.3 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.2.3 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X		X		
A.1/1.9	Hand flares (pyrotechnics)	Regulation III/4	Regulation III/34, IMO Resolution MSC.48 (66)	IMO Resolution MSC.81 (70)		X		X		
A.1/1.10	Buoyant smoke signals (pyrotechnics)	Regulation III/4	Regulation III/34, IMO Resolution MSC.48 (66)	IMO Resolution MSC.81 (70)		X		X		
A.1/1.11	Line-throwing appliances (pyrotechnics)	Regulation III/4, Regulation X/3	Regulation III/18 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.8 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X		X		
A.1/1.12	Inflatable life-rafts	Regulation III/4, Regulation X/3	Regulation III/21.1, III/31.1 and III/34, IMO Resolution MSC.48 (66), IMO MSC/Circ. 811, IMO Resolution MSC.36 (63) 8.1, 8.5 and 8.10 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X				
A.1/1.13	Rigid life-rafts	Regulation III/4, Regulation X/3	Regulation III/21.1, III/31.1.1.2 and III/34, IMO Resolution MSC.48 (66), IMO MSC/Circ. 811, IMO Resolution MSC.36 (63) 8.1, 8.5 and 8.10 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X				

1	2	3	4	5	6					
A.1/1.14	Automatically self-righting life-rafts	Regulation III/4, Regulation X/3	Regulation III/26.2.4 and III/34, IMO Resolution MSC.48 (66), IMO MSC/Circ. 809 [1], IMO MSC/Circ. 811, IMO Resolution MSC.36 (63) 8.1, 8.5 and 8.10 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X				
A.1/1.15	Canopied reversible life-rafts	Regulation III/4, Regulation X/3	Regulation III/26.2.4 and III/34, IMO Resolution MSC.48 (66), IMO MSC/Circ. 809 [1], IMO MSC/Circ. 811, IMO Resolution MSC.36 (63) 8.1, 8.5 and 8.10 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X				
A.1/1.16	Float-free arrangements for life-rafts (hydrostatic release units)	Regulation III/4, Regulation X/3	Regulation III/13.4.2, III/26.2.2 and III/34, IMO Resolution MSC.48 (66), IMO MSC/Circ. 811, IMO Resolution MSC.36 (63) 8.1 and 8.6 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X	X	X		
A.1/1.17	Lifeboats	Regulation III/4, Regulation X/3	Regulation III/21.1, III/31.1.1.1, III/31.1.2.1, III/31.1.6, III/31.1.7 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1 and 8.10 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X			X	
A.1/1.18	Rigid rescue boats	Regulation III/4, Regulation X/3	Regulation III/21.2, III/31.2 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X			X	
A.1/1.19	Inflated rescue boats	Regulation III/4, Regulation X/3	Regulation III/21.2, III/31.2 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.5, 8.7 and 8.10 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X			X	
A.1/1.20	Fast rescue boats	Regulation III/4, Regulation X/3	Regulation III/26.3 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1 (1994 HSC Code), IMO MSC/Circ. 809 [1]	IMO Resolution MSC.81 (70)		X			X	
A.1/1.21	Launching appliances using fall and winch (davits)	Regulation III/4, Regulation X/3	Regulation III/23, III/33 and III/34, IMO Resolution MSC.48 (66), IMO Resolution MSC.36 (63) 8.1, 8.5 and 8.7 (1994 HSC Code)	IMO Resolution MSC.81 (70)		X	X	X	X	