



Luxembourg, May 11th 2011

Circular CAM 002/2011

O/Ref.: MPS/85457

Subject: Provisional certificates of registry for small commercial cruise vessels that are still under construction (article 7 of the Luxembourg Maritime Act, 1990 as amended).

To : ALL ACCREDITED SHIPPING MANAGERS, SHIP OWNERS, SHIP OPERATORS

The purpose of this circular is to formalize a recent administrative decision requiring small commercial cruise vessels, which are still "under construction" and intended to be registered in Luxembourg according to article 7 of the Luxembourg Maritime Act (1990) as amended, to have a mandatory pre-visit by the flag state prior to their registration.

According to article 61 and 68 of above-mentioned Act, this pre-visit shall be carried out either by the Commissioner, or by a duly authorised person or legal entity with recognized experience in the maritime field to perform specific controls, inspections or surveys of ships.

It is important to note that such a visit must not be seen as a regular annual flag state inspection, and in no case as a full scale survey in order to issue certificates set up by the various international maritime conventions, as this remains an activity entrusted to the Recognised Organisations (RO) authorised by Luxembourg and whose missions and responsibilities remain unchanged. However, depending on the building progress of the vessel, this administration may decide to validate such a visit as a first annual flag state inspection. Should a vessel remain under construction for more than a year, such visits or "états des lieux" shall have to be organized prior to each renewal of the provisional certificate.

The visits performed under the present Circular will be invoiced by this administration to the companies at regular FSI fees, as approved and published.



(s) Robert BIWER
Government Commissioner
for maritime affairs