



Luxembourg, 5<sup>th</sup> July 2017

**Circular**        **CAM 03/2017**  
**O/Ref.:**        **BB/108315**

**Subject:**       **Regulation (EU) 2015/757 of the European Parliament and the Council of 29 April 2015 on the monitoring, reporting and verification of carbon dioxide emission from maritime transport, and amending Directive 2009/16**

**To:**             All Accredited Shipping Managers, ship owners, ship operators, Masters, designated persons of Luxembourg flagged ships, RO's and Flag State Inspectors

**This circular withdraws and replaces circular letter CAM 02/2017 of 19<sup>th</sup> May 2017**

### **Purpose and scope**

The MRV EU regulation (full title in the heading) entered into force on 1 July 2015 and will become fully effective on 1 July 2018. Its purpose is to quantify and to promote the reduction of CO<sub>2</sub> emissions from maritime transport.

It is applicable to ships over 5.000GT that operate from and/or to a port of call falling under the jurisdiction of a Member State of the European Union (EU). The following ships are excluded from the scope: warships, naval auxiliaries, fish-catching and fish-processing ships, wooden ships of a primitive build, ships not propelled by mechanical means or government ships used for non-commercial purposes. Additionally, ships that do not serve the purpose of transporting passengers or cargo for commercial purposes are also excluded from the scope of the regulation (see article 3 (c)).

### **Requirements**

Shipowners and operators (companies) are required to monitor, report, verify CO<sub>2</sub> emissions and to report other relevant information from their ships that fall within the scope of the regulation.

In order to ensure continuous operation of their fleet, **all Luxembourg concerned companies are invited to put in place the necessary procedures to comply as soon as possible.**

### **Verifier**

A legal entity carrying out the verification activities set out in the regulation which is accredited by a (EU) national accreditation body pursuant to Regulation (EC) 765/2008. All Luxembourg authorised Recognized Organizations are already accredited and can therefore be chosen by companies to act as verifier in the sense of the regulation (ABS, BV, DNV-GL, KR, LR, NKK and RINA).

### **Timeline**

**1 July 2015** the EU regulation entered into force

**31 August 2017** companies must submit ship specific monitoring plans to the verifier of their choice for approval. Plans are based on a template as set out in annex I to Implementing regulation (EU) 2016/1927 (see annex)

**1 January 2018** companies shall start monitoring CO2 emissions for each of their ships based on a per-voyage and an annual basis

**31 December 2018** end of the first reporting period

**30 April 2019** companies must submit **verified** Emission Reports to the European Commission (EC) and the Commissariat aux affaires maritimes (CAM)

**30 June 2019** the aggregated ship emission and efficiency data will be published by the EC (every consecutive year from then on)

**30 June of the year following the end of a reporting period** ships falling under the scope of the regulation shall carry a valid document of compliance on board

Adequate dissemination of this information within your company and to the Luxembourg flagged vessels which are affected is requested.

### Sanctions

In application of Article 126 of the modified Luxembourg Maritime Act of 9 November 1990, **Contravention of the duties mentioned here above, is punishable** by imprisonment of from 8 days to 2 years or a fine of from 3.000 to 1.000.000 Euros, or both, without prejudice to any harsher penalty provided for by the Penal Code or other specific laws.

Furthermore, persons whose ships are registered under the Luxembourg flag may also be fined directly by the Minister for not more than 2.500 Euros for every contravention of their "MRV" duties mentioned here above (also article 126).

Finally, it should be reminded that, in application of article 70 of above mentioned law, the Government Commissioner for Maritime Affairs or duly authorised bodies are entitled to arrest any ship not complying with the dispositions of the Luxembourg legislation.



(s) Robert BIWER  
Government Commissioner  
for maritime affairs

### ANNEX – Links to the relevant EU legislation

[Regulation \(EU\) 2015/757 of the European Parliament and of the Council of 29 April 2015 on the monitoring, reporting and verification of carbon dioxide emissions from maritime transport, and amending Directive 2009/16/EC](#)

[Commission Implementing Regulation \(EU\) 2016/1927 of 4 November 2016 on templates for monitoring plans, emissions reports and documents of compliance pursuant to Regulation \(EU\) 2015/757 of the European Parliament and of the Council on monitoring, reporting and verification of Carbon dioxide emissions from maritime transport](#)

[Commission Implementing Regulation \(EU\) 2016/1928 of 4 November 2016 on determination of cargo carried for categories of ships other than passenger, ro-ro and container ships pursuant to Regulation \(EU\) 2015/757 of the European Parliament and of the Council on the monitoring, reporting and verification of carbon dioxide emissions from maritime transport](#)

[Commission Delegated Regulation \(EU\) 2016/2071 of 22 September 2016 amending Regulation \(EU\) 2015/757 of the European Parliament and of the Council as regards the methods for monitoring carbon dioxide emissions and the rules for monitoring other relevant information](#)

[Commission Delegated Regulation \(EU\) 2016/2072 of 22 September 2016 on the verification activities and accreditation of verifiers pursuant to Regulation \(EU\) 2015/757 of the European Parliament and of the Council on the monitoring, reporting and verification of carbon dioxide emissions from maritime transport](#)