Applikazzjoni għal Ċertifikat ta' Bastiment Kummerċjali
Application for a Commercial Vessel Certificate
Issued under the Commercial Vessels Regulations (S.L. 499.23)

Ports and Yachting Directorate
Transport Malta, Triq Pantar Lija, Malta. LJA 2021 ☏ +356 2555 5000 ✉ commercial.tm@transport.gov.mt 🌐 www.transport.gov.mt.

Immarka ✓ fejn hu applikabbli: **Ġdida** / *New* ☐ **Tiġdid** / *Renewal* ☐
Tick ✓ the appropriate box :

A. DETTALJI TAL-APPLIKANT / *DETAILS OF THE APPLICANT*

Isem u Kunjom
Name and Surname

Karta tal-Identità / Nru tal-Passaport
I.D. Card / Passport No.

Indirizz Postali
Postal Address _____

Lokalità
Locality _____ Kodiċi Postali
Post Code

Nazzjonalità
Nationality

Numru tat-Telefown
Telephone Number Numru tal-Mowbajl
Mobile Number

Indirizz Elettroniku
E-mail Address

B. DETTALJI TAS-SID REĠISTRAT / *DETAILS OF REGISTERED OWNER*

Isem u Kunjom / Isem tal-Kumpanija
Name and Surname / Company Name

Karta tal-Identità / Nru tal-Passaport /
Nru ta' Reġistrazzjoni tal-Kumpanija
I.D. Card / Passport No. / Company Reg. Number

Indirizz Postali
Postal Address _____

Lokalità
Locality _____ Kodiċi Postali
Post Code

Numru tat-Telefown
Telephone Number Numru tal-Mowbajl
Mobile Number

Indirizz Elettroniku
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C. DETTALJI TAL-OPERATUR / *DETAILS OF OPERATOR*

Immarka ✓ fejn hu applikabbli: **CVOL** ☐ **WSOL** ☐ **BOP** ☐

Tick ✓ the appropriate box

Isem u Kunjom / Isem tal-Kumpanija
Name and Surname / Company Name

Karta tal-Identità / Nru tal-Passaport /
Nru ta' Reġistrazzjoni tal-Kumpanija
I.D. Card / Passport No. / Company Reg. Number

Indirizz Postali
Postal Address _____

Lokalità
Locality _____

Kodiċi Postali
Post Code

Numru tat-Telefown
Telephone Number

Numru tal-Mowbajl
Mobile Number

Indirizz Elettroniku
E-mail Address

D. DETTALJI TAL-BASTIMENT / *DETAILS OF VESSEL*

Isem tal-Bastiment *Name of Vessel*	
Nru Uffiċjali tar-Reġistrazzjoni *Official / Registration number*	
Tip ta' Bastiment *Type of Vessel*	
Post tal-irmiġġ. (Jekk il-bastiment jittella' kuljum, għandha tiġi indikata l- lokalità minfejn jittella') Berthing / mooring location (If slipped daily, location to be indicated)	

E. DETTALJI TAL-KAPTAN / EKWIPAĠĠ (fejn applikabbli) / *DETAILS OF MASTER / CREW (if applicable)*

Isem / *Name*	Karta tal-Identità / Nru tal-Passaport *I.D. Card / Passport Number*	Tip ta' Ċertifikat / Type of Certificate

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F. UŻU TAL-BASTIMENT / *USE OF VESSEL*

Immarka ✓ fil-kaxxa *(fejn hu applikabbli):*
Tick ✓ the appropriate box *(where applicable)*

Bareboat Charter ☐ *Towable* ☐ *Skippered* ☐ *Self-Drive* ☐ *Non-Mechanical* ☐

Ieħor / *Other* ☐

Jekk jogħġbok speċifika / *Please Specify*:

.....

.....

.....

Dikjarazzjoni
Jien, hawn taħt iffirmat, niddikjara illi l-informazzjoni u d-dettalji kollha hawn fuq mimlija huma veritieri u korretti. Niddikjara wkoll illi jiena obbligat li ninforma lill-Awtorità kemm-il darba jkun hemm xi tibdil fl-informazzjoni jew fid-dettalji hawn fuq mimlija.

Declaration
I, the undersigned, declare that all the above information and details are true and correct. I also declare that I am aware of my obligation to inform the Authority should there be any changes to the above information or details.

Twissija
Kwalunkwe informazzjoni falza mniżżla f'din l-applikazzjoni u/jew f'xi dokument mehmuż magħha, u/jew kwalunkwe dokument falz ippreżentat, t/jannulla din il-formola u jistgħu jittieħdu proċeduri kriminali

Warning
Any false declaration made in this application and/or in any document attached to it, or any false document/s presented, will annul this form and may give rise to criminal proceedings.

Firma tal-applikant
Applicant's Signature _____

Data
Date ☐☐ / ☐☐ / ☐☐☐☐

Għall-Użu Uffiċjali Biss
For Office Use Only

Uffiċċjal Awtorizzat
Awtorità għat-Trasport f'Malta
Authorised Official
Authority for Transport in Malta

Data
Date ☐☐ / ☐☐ / ☐☐☐☐

Official Rubber Stamp

Transport Malta is the Authority for Transport in Malta set up by ACT XV of 2009

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Documents to be submitted:

A. Requirements for ALL vessels:

1. Certificate of Registry	☐
2. Vessels not registered in Malta need a one-time "No Objection" letter from their Flag Administration to operate commercially within 12 NM of Malta. *Commercial Vessel Certificates are only issued to vessels flagged in the EU, EEA, or UK*	☐
3. No Objection Letter from the registered owner of vessel to the operator (when both are different)	☐
4. Certificate and Policy of Insurance issued in the name of the Licensed Operator and covering all persons on board (as per Commercial Vessels Regulations 2002, as amended and Code of Practice Section 19 (3) (k))	☐
5. Proof of a Valid Berthing Agreement or Mooring Permit	☐
6. Load Line Certificate (500 GT and over) or Assignment of Freeboard Certificate (*First time only)*	☐
7. Certificate of Survey (Tonnage Measurement) (less than 24 metres) or Tonnage Certificate (24 metres and over) - (*First time application only*)	☐
8. Buoyancy and Lateral Crowding Tests or Stability Data Booklet or Builder's Declaration of Compliance (in terms of the Recreational Craft Directive 2003/44/EC) (*First time application only*) The construction and structural strength of new vessels is to be in strict accordance with the requirements of Reg. 7.2.3. of the Code of Practice issued in terms of the Commercial Vessels Regulations 2002 as amended	☐
9. Builder's Certificate – (*First time only*)	☐
10. General Arrangement Plan (*First time only – for vessels build pre-2004*)	☐
11. Seating Plan (*First time only – for all RIBS and vessels build pre-2004*)	☐
12. Fuel Line and Bilge Line Plan (*First time only – for vessels build pre-2004*)	☐
13. *Fire and Safety Plan (First time only (where applicable) – for vessels build pre-2004)*	
14. GMDSS Ship Radio Licence for vessels fitted with GMDSS equipment (*where applicable*)	☐
15. Approval from the Department of Health to operate (*where applicable*)	☐
16. Photo of Vessel (*First time application or after any alteration only*)	☐
17. Photo of Builder's Plate of vessels assigned the CE Marking (*first time application only*)	☐
18. Photo of Hull Identification Number of vessels assigned the CE Marking (*first time application only*) or photo of hull/yard number (*first time application only*)	☐

B. All vessels (excluding passenger vessels of 24 metres and over of steel hull or other equivalent material – see paragraph J. below) of less than 50 metres and of less than 500 GT

1. Certificate of survey and report of survey issued by a Government Appointed Surveyor in terms of the Code of Practice issued in terms of the Commercial Vessels Regulations as amended	☐

C. All vessels of 15 metres and over registered under the Malta Flag and operating within Maltese Territorial Waters (up to 12 NM) (excluding vessels registered with the Small Ships Registry, pleasure yachts, fishing vessels and vessels engaged in water sports operations)

Non-Convention Vessels (NCV) Certificate issued by the Merchant Shipping Directorate	☐

D. All vessels (excluding passenger vessels of 24 metres and over of steel hull or other equivalent material – see paragraph J. below) of 50 metres and over or of 500 GT and over

Certificate of Class issued by a Recognised Classification Society or a Certificate issued by a Government Appointed Surveyor certifying that vessel is of acceptable construction and strength to conform with the requirements of the Code of Practice issued in terms of the Commercial Vessels, as amended	☐

E. All vessels 300 GT and over

Proof of Installation of an automatic identification system (AIS) in compliance with the requirements of Directive 2002/59 as amended	☐

F. All vessels under 400 GT and of 24 metres in length and over

Anti-fouling System (AFS) Declaration in compliance with the requirements of Regulation (EC) No. 782/2003	☐

G. All vessels 400 GT and over

Anti-fouling System (AFS) Certificate in compliance with the requirements of Regulation (EC) No. 782/2003	☐

H. All vessels of 400 GT and over (Oil Tankers/Bunker Barges of 150 GT and over as per paragraph Q. below)

Oil Pollution Prevention Certificate	☐

I. All vessels having a gross tonnage greater than 1,000

International Convention on Civil Liability for Bunker Oil Pollution Damage 2001	☐

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J. All vessels carrying Dangerous Goods and/or Hazardous Substances

Certificate of Fitness/Document of Compliance as applicable indicating the type, quantity, and conditions under which such goods/substances may be carried issued by an Authorised Surveyor or a Classification Society (Reg. 29.9.2 of the Code of Practice issued in terms of the Commercial Vessels Regulations)	☐

K. Passenger vessels of 24 metres and over of steel hull or other equivalent material

1. Passenger Ship Safety Certificate issued in terms of Directive 2009/45/EC, as amended, or an International Passenger Ship Safety Certificate in terms of SOLAS.	☐
2. No Objection issued from the Vessel's Flag Administration to operate commercially within Maltese Local Waters up to 12 NM (*first time only*)	☐

L. Passenger vessels engaged in domestic voyages in sea area covered by Class A as referred to in Article 4 of Directive 2009/45/EC, as amended.

Proof of Installation of a Voyage Data Recorder (VDR) in compliance with the requirements of Directive 2002/59/EC, as amended	☐

M. Passenger RORO ferries

Safety Management Certificate (for the vessel) and Document of Compliance (for the company operating same vessel) in compliance with the ISM Code in terms of Regulation (EC) No 336/2006	☐

N. Additional requirements specific to use of vessel

Attestation confirming compliance with the relevant section of Reg. 29 of the Code of Practice issued in terms of the Commercial Vessels Regulations	☐

O. All vessels other than passenger vessels of 50 metres and over or of 500 GT and over

1. Cargo Ship Safety Construction Certificate	☐
2. Cargo Ship Safety Equipment Certificate	☐
3. Cargo Ship Safety Radio Certificate (50 metres and over or of 300 GT and over)	☐

P. Cargo vessels of 500 GT and over

Safety Management Certificate (for the vessel) and Document of Compliance (for the company operating same vessel) in compliance with the ISM Code in terms of terms of Regulation (EC) No 336/2006	☐

Q. Cargo vessels of 3,000 GT and over

Proof of Installation of a Voyage Data Recorder (VDR) in compliance with the requirements of Directive 2002/59/EC, as amended	☐

R. Oil tankers/Bunker barges of 150 GT and over

Oil Pollution Prevention Certificate	☐

S. Oil Tankers/Bunker Barges

1. Proof of Installation of an automatic identification system (AIS) in compliance with the Code of Practice	☐
2. Declaration of an on-call service in terms of regulation 64(i) of the Dangerous Cargo Ships, Marine Terminals and Facilities and Bunkering Regulations, (for bunker barges only) (S.L. 499.12)	☐
3. For oil tankers/bunker barges carrying 2,000 tons of cargo and over- International Convention on Civil Liability for Oil Pollution Damage 1992 (CLC)	☐
4. Vessels with deadweight of 600 tonnes and over and of less than 5,000 tonnes operating outside Maltese ports, and carrying crude oil or heavy fuel oil of over 180cSt as cargo shall be "double-hull oil tankers" in compliance with Regulation (EC) No. 1726/2003, as amended.	☐

T. High-Speed Craft

A High-Speed Craft Safety Certificate and a Permit to operate High Speed Craft in accordance with the provisions of the High-Speed Craft Code and in compliance with the requirements of Directive 2009/45/EC, as amended, as applicable	☐

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Data Protection Privacy Notice

Transport Malta of Triq Pantar, Lija, Malta LJA 2021 is the Data Controller for the purpose of the General Data Protection Regulation (GDPR) 2016/679 and CAP 586 Data Protection Act of the Laws of Malta. This Privacy Notice sets out the way in which we collect and process your Personal Information, as well as the steps we take to protect such information.

1. The information we collect and how we use it

1.1. From this Application Transport Malta collects different types of information as required by Law and is used explicitly to process your Application for a Commercial Vessel Certificate in ts of the Commercial Vessels Regulation (SL 499.23). It is to be noted that if the required information is not provided the said application could not be processed.

1.2. The primary purpose for collecting information is mainly to process the Application for a Commercial Vessel Certificate, however, Personal information may also be used for related purposes that amongst other include: sending notifications, and for the provision of information with regards to any legislative amendments which may affect the services offered to you.

2. To whom we disclose information

2.1. This information will be solely used for the reasons detailed above. However there may be cases where personal iinformation is shared with the following third parties for reasons listed below;

- Any third-party offering assistance in providing the service, including Insurance;
- Any law enforcement body who may have any reasonable requirement to access your personal information;
- Third party entities.

3. Data Subject Rights

3.1. With respect to your privacy rights, Transport Malta is obliged to provide you with reasonable access to the Personal Data that you have provided to us. Your other principal rights under data protection law are:

a. the right for information;
b. the right to access;
c. the right to rectification;
d. the right to erasure;
e. the right to restrict processing;
f. the right to object to processing;
g. the right to data portability;
h. the right to complain to a supervisory authority; and
i. the right to withdraw consent.

3.2. If you wish to access or amend any Personal Data we hold about you, or to request that we delete any information about you, you may contact us by sending a request to dataprotection.tm@transport.gov.mt. We will acknowledge your request within seventy-two (72) hours and will do our utmost to handle it promptly. We will respond to these requests within a month, with a possibility to extend this period for particularly complex requests in accordance with Applicable Law.

3.3. At any time, you may object to the processing of your Personal Data, on legitimate grounds, except if otherwise permitted by applicable law.

3.4. In accordance with Applicable Law, we reserve the right to withhold personal data if disclosing it would adversely affect the rights and freedoms of others. Moreover, we reserve the right to charge a fee for complying with such requests if they are deemed manifestly unfounded or excessive.

4. Retention period

4.1. Personal data will be retained for not more than 3 months from date of application should the application not be submitted complete or is rejected.

4.2. Once the permit is issued the data will be retained for as long as needed to provide you with our service, or to comply with our legal obligations, resolve disputes and enforce our agreements.

5. Security

5.1. We take appropriate security measures to protect against loss, misuse and unauthorized access, alteration, disclosure, or destruction of your information. Additionally, steps will also be taken to ensure the ongoing confidentiality, integrity, availability, and resilience of systems and services processing personal information, and will restore the availability and access to information in a timely manner in the event of a physical or technical incident. All information gathered is kept confidential and is used solely for the process of the Application for a Commercial Vessel Certificate purposes.

5.2. If we learn of a security systems breach, we will inform you of the occurrence of the breach in accordance with Applicable Law.

6. Governing Law

All data collected in this form is processed in accordance with the General Data Protection Regulation (GDPR) 2016/679 and CAP 586 Data Protection Act of the Laws of Malta.

7. Data Protection Officer

7.1. Transport Malta has a Data Protection Officer ("DPO") who is responsible for matters relating to privacy and data protection. The DPO can be reached at the above address or by email:dataprotection.tm@transport.gov.mt

8. Contacting us

8.1. Please address any questions, comments and requests regarding the application process to info.pyd@transport.gov.mt