

SHIPPING NOTICE 01/2021

CRIMEAN PORTS DIRECTION.

**To: OWNERS, MANAGERS and MASTERS of CAYMAN ISLANDS PASSENGER SHIPS
(INCLUDING PASSENGER YACHTS)**

1. BACKGROUND

- 1.1 The United Kingdom Secretary of State, in exercise of the power conferred by regulation 57(1) of the Russia (Sanctions) (EU Exit) Regulations 2019, as modified and extended by the Russia (Sanctions) (Overseas Territories) Order 2020 has given a Ministerial Direction in relation to all British Ships and the ports of Sevastopol, Kerch, Yalta, Theodosia, Evpatoria, Chernomorsk and Kamysh-Burun in Crimea

2. THE MINISTERIAL DIRECTION

- 2.1 This Direction prohibits all Cayman Islands “cruise ships” from entering these ports.
- 2.2 For the purposes of this direction “cruise ship” is to be taken as any passenger ship and includes a passenger yacht certified under Part B of the REG Yacht Code.
- 2.3 The direction is in force immediately.
- 2.4 A copy of the Ministerial Direction is annexed to this Shipping Notice.

DIRECTION

Crimean Ports Direction under regulation 57 of the Russia (Sanctions) (EU Exit) Regulations 2019

The Secretary of State, in exercise of the power conferred by regulation 57(1) of the Russia (Sanctions) (EU Exit) Regulations 2019^(a), as modified and extended by the Russia (Sanctions) (Overseas Territories) Order 2020^(b) to the British overseas territories listed in Schedule 1 to that Order (“the modified Regulations”), gives the following direction to masters and pilots of all Territory ships that are cruise ships:

Prohibition

1. A ship to which this direction applies is prohibited from entering a relevant Crimean port.

Application and commencement

2. This direction applies to all Territory ships that are cruise ships.
3. This direction and comes into force immediately after it is made.

Exceptions

4. The prohibition in article 1 is not contravened if—
 - (a) a ship to which this direction applies enters a relevant Crimean port for reasons of maritime safety in cases of emergency; and
 - (b) the master or pilot of the ship notifies the Governor of the port entry within 5 working days, beginning with the day on which the ship entered the port.

5. The prohibition in article 1 is not contravened by any act done by a person (“P”) in satisfaction of an obligation of P arising under a contract concluded before 20 December 2014, or an ancillary contract necessary for the satisfaction of such a contract, provided that P has notified the Governor no later than the day 5 working days before the day on which the act is carried out.

Interpretation

6. In this Direction—
 - “cruise ship” has the meaning given in regulation 57(6) (movement of ships) of the modified Regulations;
 - “Governor” has the meaning given in regulation 4A of the modified Regulations;
 - “relevant Crimean port” means Sevastopol, Kerch, Yalta, Theodosia, Evpatoria, Chernomorsk and Kamysh-Burun;
 - “Territory ship” has the meaning given in regulation 2 of the modified Regulations;
 - “working day” has the meaning given in regulation 2 of the modified Regulations;

(a) S.I. 2019/855.
(b) S.I. 2020/1571.

Robert Courts

Parliamentary Under Secretary of State
Department for Transport

7 January 2021 13:29

EXPLANATORY NOTE

(This note is not part of the direction)

This direction is a Crimean ports direction under regulation 57(1) of the Russia (Sanctions) (EU Exit) Regulations 2019, as modified and extended by the Russia (Sanctions) (Overseas Territories) Order 2020 to the British overseas territories listed in Schedule 1 to that Order (“the modified Regulations”),

The direction is issued to the masters and any pilots of all Territory ships that are cruise ships and it provides that any ship to which this direction applies is prohibited from entering ports located in Crimea. There are exceptions for reasons of maritime safety in cases of emergency and for existing contracts.

Failure to comply with this direction is an offence under regulation 57(3) of the modified Regulations.