Ref. Ares(2015)5583771 - 04/12/2015

EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR MOBILITY AND TRANSPORT

Directorate D - Logistics, maritime & land transport and passenger rights
The Director

Brussels, 04 DEC. 2015
MOVE/D2/LB/PD/mt/6057722

René Sirol
Deputy Director General,
Head of Maritime Safety Division,
Estonian Maritime Administration

Eero Naaber
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Subject: Notification of an equivalent measure under Article 9.2 of the Directive 2009/45/EC

Dear Mr Sirol,

The Estonian administration notified the Commission (our ref. Ares(2105)3091392 – 23/7/2015) of its intention to adopt an equivalent measure in accordance with Article 9.2 of the Directive 2009/45/EC, as amended.

The equivalency concerns the shipbuilding project no 90150 (class "C" ro-ro passenger ship), namely the width of a stairway located between deck 4 (saloon deck) and deck 6 (wheelhouse). The stairway is leading through deck 5 (technical room) and is of enclosed type.

The notification has been assessed by EMSA and presented by the Commission at COSS37 on 23 November 2015 (no objections from COSS were received). In nature, it is identical to the previous notification from Estonia for two sister ships (our ref. Ares(2014)3305203 – 22/09/2014) that was presented by the Commission at COSS35.

The Commission therefore confirms that the notified equivalency can be accepted given that the stairways will be only used by crew members (a maximum of 3) and that the SOLAS requirement for cargo ships is 700 mm.

For future reference, it is also noted that, according to the same regulation, a landing should have been provided for the stairway concerned (vertical rise exceeds 3.5 m) in the three sister ships. However, considering that only crew members will use the stairway, and taking into account that landings are not specifically required for cargo ships, the arrangement can also be accepted.

If you have any questions or require any clarifications please do not hesitate to let us know.

Yours sincerely,

Fotis Karamitsos

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