Informal document No. 5 Agenda item 9 Transmitted by EBA Неофициальный документ №5 Пункт 9 повестки дня Представлен Европейской Ассоциацией прогулочного Судоходства (ЕАПС)

It has just been brought to my attention that there is some confusion concerning the wording of Resolution No. 40 on International Certificate for Pleasure Craft Operator. Before going into the detail, I realise that you have already been "round this loop", but it's come up again at the last meeting of the EBA, with all European country representatives present, and the confusion seems to persist.

In §1 of the Resolution it is recalled that measures had been taken by Governments concerning the issuing of documents to their "*nationals or residents who are operators of pleasure craft.... bound for the waters of foreign countries...*". The point is repeated in Point (1) of the resolution with slightly different wording.

From this wording it is not clear whether the "*bound for foreign countries*" applies to the holder of the certificate or the pleasure craft. As usual, when dealing with legalistic minds, every dot and comma is analyzed.

Perhaps a simple way out would be to substitute the words "*bound for*" by "*on*".

It is perhaps important to point out that this matter applies to two fairly large groups: firstly, individuals going out of their own country and skippering a craft that is not their own and secondly, skippers taking craft abroad that are not their own. Both these groups need certainty in the application of the Resolution.

Guy Toye