

Compliance with directive 2014/90/EU on marine equipment

Notice to Shipowners, Ship Operators, Managers, Marine equipment purchase departments, Masters, Officers and Recognised Organisations

Swedish Transport Agency reminds all concerned of Directive 2014/90/EU (hereinafter referred to as “the MED”). The MED applies to all nautical-lifesaving- fire- and environment protection equipment placed or to be placed on board a Swedish vessel and for which the approval of the Swedish Transport Agency is required by international instruments, regardless of whether the vessel is situated in the European Union at the time when it is fitted with the equipment. The MED has been transposed into Swedish legislation through the Swedish act SFS 2016-768 and through the Swedish regulation TSFS 2016:81.

The MED requires that when marine equipment is placed on board a ship flagged in an EU Member State a copy of the *EU declaration of conformity* covering the equipment concerned is provided and maintained onboard the ship until the said equipment is removed or replaced from that vessel. Such EU declaration of conformity may be in an electronic format.

Furthermore, it is noted that equipment covered by Council Decision 2004/425/EC on the conclusion of an agreement between the European Community and the United States of America on the mutual recognition of certificates of conformity for marine equipment does not require prior authorization.

Recognised organisations shall inform the Swedish Transport Agency in cases where it has been proven or suspected that MED equipment placed on board a Swedish vessel is not compliant with the applicable EU and international legislation, or whenever any suspected fraudulent conformity documents/wheel marks are found onboard.

Implementing Regulation

The Swedish Transport Agency reminds all concerned of the Commission Implementing Regulation (EU) 2020/1170 of 16 July 2020 on design, construction and performance requirements and testing standards for marine equipment. The Annex to the Implementing Regulation in its up-to-date version indicates design, construction and performance requirements and testing standards in respect of marine equipment falling within the scope of application of the MED.

Exemptions

In accordance with Article 32 of the MED, in exceptional circumstances, which shall be duly justified to the Swedish Transport Agency, when marine equipment needs to be replaced in a port outside the EU, where it is not practicable in terms of reasonable time, delay and cost to place on board equipment which bears the wheel mark, other marine equipment may be placed on board provided that:

- the marine equipment placed on board shall be accompanied by documentation, certifying its compliance with the relevant international requirements; and
- the Swedish Transport Agency is informed at once of the nature and characteristics of such other marine equipment.



All equipment under MED should be “wheel marked” and have the wheel mark label attached to the equipment.

Swedish Transport Agency

February 5, 2021