

Order on pilot embarkation, pilot disembarkation and change of pilot

Pursuant to section 7(2), section 28(1)(i), section 30(1) and section 34(4) of the pilotage act (*lodsloven*), act no. 567 of 9 June 2006, as amended by act no. 725 of 25 June 2014, the following provisions are laid down:

Pilot embarkation, pilot disembarkation and change of pilot

Section 1. Pilots shall only embark or disembark ships when it is, in each individual case, appropriate in terms of navigational safety and does not present a risk to the safety of the pilot. When making this assessment, emphasis shall be placed on the following:

- 1) The pilot shall have embarked well in advance of the start of the pilotage assignment,
- 2) when piloting ships on stretches or in areas with mandatory pilotage, cf. the order on the use of a pilot, the pilot shall be on board the ship over the entire stretch or in the area subject to mandatory pilotage,
- 3) the nature of the waters, including current and tides,
- 4) the ship shall be on a safe course and proceed at a safe speed,
- 5) the traffic in the area,
- 6) weather conditions, and
- 7) other conditions of importance to safety of navigation and the safety of the pilot.

Subsection 2. The recommended pilot embarkation stations that would in normal weather and traffic conditions be considered suitable, are listed in the overview mentioned in section 2(1). However, the pilot may also embark or disembark in other places where it is reasonable, cf. subsection 1.

Subsection 3. The pilot service provider shall ensure that the ship is provided with clear information and guidance about where the pilot will embark and disembark.

Subsection 4. If the weather conditions or other circumstances prevent the pilot from embarking the ship, the pilot shall – to the widest possible extent – provide the ship with guidance until it becomes possible for the pilot to embark the ship.

Section 5. If a master requests a pilotage assignment to be continued beyond the area in which the pilot is certified to perform pilotage assignments, the pilot shall inform the master where a change of pilot can take place.

Subsection 6. If a pilot is to be changed for another pilot during a pilotage assignment, both pilots shall ensure that the change is properly made.

List of recommended pilot embarkation stations

Subsection 2. The Danish Maritime Authority shall publish a list of the recommended pilot embarkation stations that would, in normal weather and traffic conditions, be considered suitable for embarking and disembarking pilots in Notices to Mariners and on the webpage of the Danish Maritime Authority.

Subsection 2. A pilotage service provider may request changes to the list mentioned in subsection 1 by forwarding a motivated request with an account of the conditions mentioned in section 1(1) to the Danish Maritime Authority. The Danish Maritime Authority shall consult the stakeholders affected before making changes to the list.

Withdrawal of rights and penalty provisions

Section 3. A pilot certificate may be withdrawn and a pilotage service provider may be deleted from the Danish Maritime Authority's list of pilotage service providers if the pilot or the pilotage service provider grossly or repeatedly violates section 1.

Section 4. Anyone violating section 1 shall be liable to punishment by fine.

Subsection 2. Companies etc. (legal persons) may be liable to punishment in accordance with the provisions of part 5 of the penal code (*straffeloven*).

Entry into force

Section 5. The order shall enter into force on 1 January 2015.

Danish Maritime Authority, 11 December 2014

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