

**ORDINANCE**  
**ON THE REQUIREMENTS FOR THE ARRIVAL AND STAY OF FOREIGN YACHTS AND**  
**BOATS DESIGNED FOR SPORT AND PLEASURE IN THE INTERNAL WATERS AND THE**  
**TERRITORIAL SEA OF THE REPUBLIC OF CROATIA**

Article 1

The Ordinance herein lays down the requirements on the arrival and stay of foreign yachts and boats in the internal waters and in the territorial sea of the Republic of Croatia, for the purpose of pleasure, tourist cruising, participation in sports events and competitions or in nautical fairs/boat-shows.

Article 2

The terms used in the Ordinance herein shall mean as follows:

- a **floating craft** shall be a boat or yacht of foreign nationality
- the **master** of the floating craft shall be a person who operates the floating craft and who is responsible for its safety and lawful usage
- a **licence disc/sticker** is a mark proving the notification of arrival, satisfying the requirements for sailing of yachts and boats in the Republic of Croatia, as well as the payment of safety of navigation fees, light dues and the use of the sea information chart.
- **navigation in the Republic of Croatia** shall include sailing in the internal sea waters and in the territorial sea of the Republic of Croatia
- the **competent Minister** shall be the Croatian Minister of the Sea, Tourism, Transport and Development.

Article 3

The floating craft shall not be used for the carriage of passengers against compensation.

**Navigation in the Republic of Croatia**

Article 4

The master of the floating craft entering the Republic of Croatia by sea shall use the shortest way to enter the closest port open to international traffic for the purpose of passing the immigration office control and for:

- obtaining the licence disc/sticker
- endorsing the Passenger List in the Harbourmaster's Office

Article 5

Prior to the commencement of the voyage, the master of the floating craft which has been transported into the Republic of Croatia by land or which has been placed in the custody of a port or is located at any other approved place in the Republic of Croatia shall:

- obtain the licence disc/sticker
- duly endorse the Passenger List in the Harbourmaster's Office or its branch office

**Licence Disc/Sticker**

Article 6

- (1) The floating craft shall be marked, in a conspicuous place, by a licence disc/sticker.
- (2) Floating craft smaller than 2.5 metres in length or having a total output of their propulsion machinery of less than 5 kW shall be exempted from the obligation of carrying the licence disc/sticker.
- (3) Irrespective of their length, any floating craft driven by oars (e.g. kayaks, beach canoes, pedal boats) shall be exempted from the obligation of carrying the licence disc/sticker.
- (4) Also exempted from the obligation of carrying the licence disc/sticker are the floating craft while being kept under custody in a port or at any other approved place in the Republic of Croatia.
- (5) The licence disc/sticker shall be valid one year following the date of its issuance, providing that in one year period only one disc/sticker per floating craft can be issued.

(6) The licence disc/sticker shall be issued by the Harbourmaster's Office or its branch office.

(7) On the occasion of issuing the licence disc/sticker, the Harbourmaster's Office shall ascertain as to whether the floating craft and its crew meet the navigational requirements of the Republic of Croatia.

(8) In the case of the floating craft referred to in Article 7 of the Ordinance herein, an appropriate coupon/counterfoil of the licence disc/sticker shall be affixed to the passenger list specified in Article 7 of this Ordinance.

(9) The form of the licence disc/sticker is given in the Appendix 1, which constitutes the integral part of the Ordinance herein.

## **List of Persons to be Onboard**

### Article 7

(1) On the occasion of obtaining the licence disc/sticker from an authorized harbourmaster's office or its branch office, the master of the floating craft whose crew or passengers are to be replaced during its navigation in the Republic of Croatia shall duly endorse the list of persons anticipated to stay on board during the period of validity of the licence disc/sticker.

(2) The List of Persons is a list consisting a data on persons who may stay on board the floating craft mentioned in Paragraph 1 of this Article.

(3) The List of Persons specified in Paragraph 1 and 2 of this Article shall be endorsed by delivering the coupon/counterfoil of the licence disc/sticker.

(4) The List of Persons Form specified in Paragraph 1 and 2 of this Article is given in Appendix 2, which constitutes the integral part of the Ordinance herein.

(5) The number of persons shown on the Passenger List specified in Paragraph 1 of this Article shall not exceed double the number of persons who may be carried on board such a craft in accordance with the registration papers of the same floating craft.

(6) Exceptionally, upon request of the master of the floating craft, Harbour Master shall, when the request is justified, submit the proposal to the Ministry to allow the boarding of persons not specified on the List under Paragraph 1 and 2 of this Article.

(7) Should it be found during the inspection survey that the floating craft specified in Paragraph 1 and 2 of this Article is carrying a person who is not shown in the List specified in Paragraph 1 and 2 of this Article, or that the List has not been suitably endorsed on the appropriate part of the licence disc/sticker, or that there is no List, such voyage shall be considered as unlawful coastal trade ("cabotage").

### Article 8

For the purpose of inspection, any floating craft under way in the Republic of Croatia shall carry the following original documents:

- licence disc/sticker
- duly endorsed Passenger List for the persons carried on board (this provision shall refer to the floating craft specified in Article 7 of this Ordinance)
- certificate of seaworthiness
- evidence that the person in command of the floating craft holds the required certificate of competency to operate the craft in accordance with the regulations of the country whose flag the craft is flying or in accordance with the relevant regulations of the Republic of Croatia
- prove that the floating craft has been insured against damage caused to third persons
- submit the proof of ownership or provide evidence as to the person assigned to use the floating craft

## **Procedure prior to Departure from the Republic of Croatia**

### Article 9

Prior to departure from the Republic of Croatia the master of the floating craft shall:

- be subject to control of the immigration office
- endorse the Passenger List at the Harbourmaster's Office or its branch office

## **Entry to and stay in Croatia for the purpose of participation in sport competitions or nautical fairs**

### Article 10

(1) A floating craft taking part at sport competitions or entering Croatia for the purpose of exhibiting at nautical fairs (boat-shows) is not required to hold a licence disc/sticker provided that no later than five days before the commencement of the competition or fair the organizers of such sport competition or nautical fair (boat-show) have reported the floating craft to the competent harbourmaster's office.

(2) The floating craft exhibited at nautical fairs and not intended for navigation in the Republic of Croatia shall also be exempt from the requirement specified in Paragraph 1 of this article.

(3) In their report the organisers of the above sport competition shall submit the list of persons to be carried on board.

### Article 11

(1) The surveillance of the implementation of the Ordinance herein shall be conducted by inspection surveyors, persons authorized to conduct navigational safety inspections, persons authorized to conduct custom inspections, and the police authorities.

(2) Should the person referred to in Paragraph 1 of this Article discover that the floating craft or its master fails to meet the requirements of this Ordinance, navigation of such floating craft shall be banned until the deficiency ascertained has been removed.

(3) If the deficiency cannot be removed within a reasonable period of time, and if the subject floating craft had entered the Republic of Croatia by sea, the inspector shall order departure of such floating craft from the internal sea waters and the territorial sea of the Republic of Croatia.

(4) In addition to the measures specified in Paragraphs 2 and 3 of this Article, the inspector shall institute legal proceedings and pronounce other measures as laid down by law.

## **Transitional and final provisions**

### Article 12

(1) The notice of arrival and stay of foreign yachts and boats in the internal sea waters and the territorial sea of the Republic of Croatia, which was submitted and accepted before entry into force of the present Ordinance, shall remain effective until the expiry of the period of its validity.

(2) The floating craft for which a charter licence for yachts under foreign flag has been granted, in compliance with the provisions of the "Decree on the requirements for arrival and stay of foreign yachts and boats designed for sport and pleasure in the internal waters and the territorial sea of the Republic of Croatia" (Official Gazette Nos. 16/01, 118/01, and 45/04), may be used for conducting **chartering** operations in the Republic of Croatia until the expiry of the validity of the charter licence, providing that the conditions prescribed in Article 1030 of the Maritime Code (Official Gatezze No 181/2004) has been fulfilled.

(3) If, according to the national legislation of the flag state, the master of the floating craft should not be found competent to perform his duties, the master shall obtain the relevant certificate in accordance with the legislation of the Republic of Croatia by the 1 January 2006.

### Article 13

"The Decree on the requirements for arrival and stay of foreign yachts and boats designed for sport and pleasure in the internal waters and the territorial sea of the Republic of Croatia" (Official Gazette Nos. 16/01, 118/01, and 45/04) shall cease to be effective as of the date of entry into force of the Ordinance herein.

### Article 14

This Ordinance shall come into force as of the eighth day of the date of its publication in the Official Gazette of the Republic of Croatia.