

Translation. Only the Danish document has legal validity.

Order no. 247 of 22 March 2007 issued by the Danish Maritime Authority

Order amending the order on ship registration

Section 1

In order no. 41 of 22 January 1999 on ship registration, the following amendments shall be made:

1. The introduction shall be worded as follows: “In pursuance of section 3(3), section 12(2) and (4), section 14(2), section 15(3), section 27, section 33, section 39(3), section 39d(3), section 46c, section 46d and section 514a of the merchant shipping act (*søloven*), as amended among other things by section 1 of act no. 526 of 7 June 2006, cf. consolidated act no. 245 of 21 March 2007, the following provisions are laid down:”
2. After section 10, a new chapter shall be inserted:

“Chapter 1a

Digital applications for registration and power of attorney

Section 10a. The following applications for registration of ships and shipowners may be made digitally:

- 1) Application for registration of a shipping company.¹
- 2) Application for registration of a shipping company (EU).²
- 3) Application for registration of a ship.³

Subsection 2. Digital applications for registration shall be made by means of digital forms available from the webpage of the Danish Maritime Authority www.dma.dk or www.virk.dk, cf. section 46c of the act.

Section 10b. In case of digital applications for registration, cf. section 10a, the one obliged to apply for registration shall use a digital signature with a safety level corresponding to or higher than the OCES standard and which can be received by www.virk.dk, cf. section 46d of the act.

Section 10c. If an application for registration pursuant to section 10a has been signed by power of attorney, the power of attorney shall have been received in the ship register before it is possible to make the registration.

Subsection 2. If the power of attorney has not been received before or at the same time as the document applied to be registered, the ship register shall give the holder of the power of attorney a time-limit of seven days to forward the power of attorney, cf. section 39d(2) of the act. The ship register may extend this time-limit.

Subsection 3. A power of attorney to be used in connection with digital application for registration shall be made on a form approved by the Danish Maritime Authority, irrespective of whether the power of attorney is forwarded electronically or in paper format.

¹ Ship register forms R1, R2, R3, R4, R5, R6, R26.

² Ship register forms R11, R12, R13, R14.

³ Ship register forms S1, S2, S3, S4, S5, S6, S7, S8, S9, S31, S32.

Subsection 4. The power of attorney shall be signed by a principal, whether it is in electronic format or made on paper.

Subsection 5. The power of attorney shall contain information about the person or company number of both the principal and the holder of the power of attorney.

Subsection 6. The power of attorney shall contain information about any limitations in the scope of the power of attorney, either that it is limited to one or more specific applications for registration or that it is time-limited.

Subsection 7. A paper power of attorney shall be filled in with type-writing or in block letters so that it may be read mechanically.

Subsection 8. The power of attorney shall be kept in a special register (the power of attorney register) and shall be deleted from this register when used, expired or gone missing according to its contents.

Subsection 9. If the power of attorney is withdrawn, the ship register shall be informed hereof in writing. When the power of attorney is withdrawn, it shall be deleted from the power of attorney register.

Subsection 10. If the holder of the power of attorney has acted beyond the limits of the power of attorney or in any other way contrary to the contents of the power of attorney and if the action has resulted in a loss for which the State has paid compensation, the Danish Maritime Authority may have regress against the holder of the power of attorney pursuant to the general provisions of Danish law.”

3. In *section 45(1)*, the following shall be inserted as the third sentence:
“The application may be made digitally according to the provisions of chapter 1a.”
4. In *section 57(1)*, the following shall be inserted as the second sentence:
“The application may be made digitally according to the provisions of chapter 1a.”
5. In *section 62(1)*, the following shall be inserted as the second sentence:
“The application may be made digitally according to the provisions of chapter 1a.”

Section 2

This order shall enter into force on 30 March 2007.

Danish Maritime Authority, 22 March 2007

Tone Mjøen / Niels Auning-Hansen