LEGISLATION

**Yacht** is a navigable vessel driven by motor engine or by sails, which can has more than one hull, intended and equipped for longer stay at sea, for leisure, sport and recreation, which length is greater than 7 m and which is used for personal needs or commercial activity;

**Yacht for commercial activity** is a yacht or foreign yacht intended for renting with or without crew;

**Yacht for personal needs** is a yacht or foreign yacht which is not used for commercial activities;

DOCUMENTS REQUIRED FOR REGISTRATION OF THE YACHT

The following documentation shall be delivered for the entry of a yacht into the Register.

1) Request for inscription into the Register along with the proposal of the name of the yacht;
2) copy of the identity card or passport for natural persons or certificate of registration of legal person who is the owner of the yacht;
3) power of attorney for representing of the owner, certified in accordance with the law;
4) compulsory insurance policy in accordance with the law by which the compulsory insurance in traffic is arranged;
5) decision of deletion from Register if she had been previously entered in the Register;
6) proof of the ownership of the yacht;
7) certificate of tonnage measurement or of builder certificate;
8) proof of paid fee for inscription;”

Certificate shall be issued for the period of three years.

TECHNICAL SURVEY OF THE YACHT

Technical survey of the yacht can be: initial, periodical and occasional.

Basic inspection is the inspection which is carried out on the occasion of the inscription of the yacht into the Register.

Ordinary inspection is the inspection of the yacht in prescribed time intervals, and it can be renewal one and annual one.

Renewal inspection is a compulsory inspection which is carried out ones in three years for yachts which are used for personal purpose.

Annual inspection is a compulsory inspection for yachts which are used in commercial purposes and it shall be performed at least ones a year.

Occasional survey is compulsory for the yacht:
- after accident suffered, or establishing of shortages which may influence to the seaworthiness of the yacht;
- on the occasion of repairs, remodeling, or renewal of the parts of the yacht;
which are in the unrigging status longer than one year;
- at which the change of a main engine is carried out;
- on the occasion of the change of purpose, or the area of navigation;
- at which the remodeling of great proportions is carried out which can be considered as a new yacht.

For initial and periodical survey the fee amounting to €7.00 shall be paid per meter length of the yacht.

For occasional survey the fee shall be paid in amount of 20% of the price of inscription of the yacht.

STAYING OF FOREIGN YACHT IN THE WATERS OF MONTENEGRO

Entry of the foreign yachts

Person who navigates foreign yacht and enters into the water of Montenegro shall proceed directly to the designated port of entry opened for international traffic, for the purpose of performing of border control in accordance with the law, obtaining of vignette and certification of the crew and passengers list.

Person referred to in paragraph 1 of this article, before entering in the designated port of entry, can, by mail, by fax, in electronic way or through authorized person, deliver copies of documents, for the purpose of obtaining of vignette and certification of the crew and passengers list.

Vignette referred to in paragraphs 1 and 2 of this article, after performed border control, shall be issued by the organizational unit of the Ministry (hereinafter referred to as: Harbor Master’s office or Harbor Master’s Branch office).

For issuing of the vignette the following proves shall be delivered:
1) request for obtaining of vignette;
2) certificate of registration;
3) proof of qualification of the person who navigates the foreign yacht and of the crew members issued by:
   a) the competent or authorized bodies of the state flag, and which are not in contravention with the STCW Convention, if the convention is related to the concerned yacht;
   b) the competent body of the state with which the international treaty on unilateral or common recognition of document has been concluded;
   c) in accordance with the regulations of Montenegro.
4) on insurance from responsibility for damages inflicted to the third persons;
5) on ownership or power of attorney for use the yacht;
6) on paid fee for use of the safety navigation objects and on administrative fee.

Foreign yachts which are used for performing of commercial activities in Montenegro along with the proofs referred to in paragraphs 4 of this article shall also deliver the proof on compulsory insurance in accordance with the law.

In case that all submitted proofs referred to in paragraphs 4 and 5 of this article for obtaining vignette have not been enclosed, the Harbor Master’s office shall order to the person who navigate foreign yacht to deliver necessary proofs in certain deadline, and until the proofs be delivered the yacht shall remain in the designated port of entry.
CATEGORIES ON THE BASIS OF THE AREA OF NAVIGATION

According to area of navigation, and by issuing the Certificate or Temporary Certificate of Registration, a yacht is assigned one of the following category of navigation:

A navigation without limitations,
B navigation up to 200 nautical miles from the port of refuge,
C1 navigation up to 60 nautical miles from the port of refuge and 25 nautical miles from the shore,
C2 navigation up to 20 nautical miles from the port of refuge and 6 nautical miles from the shore,
C3 navigation, during daylight and in favorable weather conditions, up to 8 nautical miles from the port of refuge and 2 nautical miles from the coast.

COMPULSORY PAPERS

Onboard the yacht registered in the Register the following documents must be located:
1) Certificate of registration;
2) report on technical inspection;
3) certificates of competency for the person who navigate the yacht and for crew members;
4) proof on compulsory insurance from responsibility for damage inflicted to the third persons for the yacht and auxiliary navigable vessel;
5) certificate of qualification of the radio operator according to the area of navigation;
6) proof of the ownership or power of attorney for using of the yacht;
7) license for radio station onboard the navigable vessel;

Onboard the yacht registered in the Register, which is used for commercial activity, beside documents referred to in paragraph 1 of this article, the following documents must be located onboard:
1) book of records referred to in article 38 paragraph 1 of this Law;
2) compulsory insurance policy in accordance with the law;

Onboard the foreign yacht, which navigates in the waters of Montenegro, the documents referred to in article 20 of this Law must be located, as well as:
1) vignette for personal use or vignette for commercial activity;
2) license for radio station, issued in accordance with national regulations of the State flying flag;
3) certified crew and passengers list, except for the yacht referred to in article 27 paragraph 5 of this Law.”