

THE GUIDE TO

# THE SPANISH SUPERYACHT EXPERIENCE

“

When you come and play in *nuestra casa*, we want to make sure you feel at home, and, as a good host, we want you to enjoy the best we can offer.

*The Evolution team* ”



EVOLUTION YACHT AGENTS

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#WEHAVETHEKEY



# YACHTING CLEARANCE WHEN ENTERING SPANISH WATERS

**Due to the current situation regarding the number of migrants attempting to enter Europe and the high terrorism alert, a number of Schengen Area countries have reintroduced border controls. It is therefore advisable that cruisers now check with their local yacht agent for a full picture of what will be required when entering a Spanish port.**

Boats larger than 24 metres will now have to provide a notification of arrival to the Port Captain's office when entering Spanish ports, as well as complying with other local requirements and any additional paperwork. This hasn't yet been enforced in all Spanish ports, but it is now effective in Barcelona and Ibiza, for example. Also, when the yacht is carrying more than 12 passengers, it will have to request a special permission for anchorage.

In the case of non-EU flagged vessels, the clearance has to be done at a Customs and Immigration Office at a port of entry. In subsequent ports where Guardia Civil and/or Customs officials are stationed, the clearance procedure may be repeated, although this varies from place to place. Special care must be taken when filling in the marina or

shipyard's entry forms as these will be sent off to the Border Police Office and revised. Therefore, if you come from an EU port, make sure this is stated. The same applies if you come from a non-EU port. The certified local agent is able to directly inform the Customs and the Immigration Office authorities about the arrival of foreign yachts. New customs regulations have just arrived regarding TI, (temporary admission for non-EU boats). Now boats coming from a non-EU port will have again the TI consideration for EU and permission to remain 18 months, only by the act of crossing the border and it will not be required to proceed to a customs office in order to make their declaration of entry (customs declaration annex 71.1).

After having cleared into Spain, the procedure at subsequent ports will depend on the requirements of local offices. However, one should be prepared to show all relevant documents whenever asked. The local agent, on behalf of the vessel, may be asked for registration papers, crew lists, certificates of competence and proof of marine insurance. Once cleared, yachts are free to stop in ports and anchorages where there are no official checks. Anchorage will always need to be checked to avoid restrictions and special permissions depending on the site.

Non-EU flagged vessels should also clear with Immigration and Customs on departure from Spain. Customs will record the date of departure on the Customs permit, if necessary. This permit can be used again



if re-entering Spain within the period of its validity. Each arrival and departure must be noted by Customs on the permit.

Since yachts under TPA ("inward processing") must immediately abandon EU waters once TPA is closed, the last European port would be the one where the TPA had been commissioned.

Please note... a voyage from Cannes to Palma de Mallorca, for example, is still regarded by the Spanish authorities as effectively a "coastal" voyage between EU ports, as long as there is no intermediate stop in a non-EU port. In this case there would be no need to comply with the full inward clearance formalities, only immigration ones.

Evolution has noticed an increase in the number of queries regarding immigration procedures – crew are becoming more conscious of their legal status whilst in the EU and it is a matter that makes most of them shudder! But, as always, when help is needed Evolution is there to assist.

It is mandatory for vessels to declare crew and passenger movements when entering Spanish waters from outside of the EU, however, the authorities also expect to be informed of one's arrival even if coming from a neighboring EU country. As a result of the implementation of the Schengen Agreement, boats carrying non-EU nationals and also nationals of EU countries which are not signatories of the Schengen Agreement must clear Immigration at the port of entry into Spain.

As a yacht agent, Evolution is obliged to declare any change to the crew or passenger list that occurs while the yacht is in Spanish waters and therefore needs to receive updated crew and passenger lists anytime there are changes.

For **non-European** crew embarking or disembarking there is a strict procedure for visiting immigration and getting your passports stamped IN or OUT of Europe accordingly – depending on the local immigration office the crew may need to physically be present and even have fingerprints taken. In certain ports, especially commercial ports, all embarkations/ disembarkations must be relayed to the immigration officials no matter what the nationality of the crew member is.

Please note that not all Spanish mainland ports, Cádiz for example, abide strictly by the Schengen rules, and may decline to stamp documents of entry. In such cases it would be left up to the captain to clear into the EU at the next port of call.

A further requirement by Palma de Mallorca authorities is Seaman's Discharge Books that show service dates with embarkations/ disembarkations. It is a fineable offence if the seafarer's book has not been updated to record the entry of their joining the vessel in question.

As interpretations of EU regulations vary within national and especially regional boundaries, let alone between different countries, the only safe course of action is to obtain the latest updates and guidance from your local agent, well in advance of arrival at any given port.



## YACHT CREW IMMIGRATION CLEARANCE WHEN ENTERING SPANISH PORTS

# CRUISE ITINERARIES THROUGH THE SPANISH SUPERYACHT DESTINATIONS



- **Costa Brava**

A hidden treasure from Port Vendres to Barcelona.

- **Barcelona**

The coolest city (and port) of Spain.

- **Tarragona**

A tranquil superyacht base, accommodating yachts over 100m.

- **Valencia**

An avant-garde superyacht destination.

- **Mallorca**

The Island with everything to offer.

- **Menorca**

Find some peace.

- **Ibiza**

More than just a party island.  
Reenergize in Formentera.

- **Alicante**

The perfect stop en-route.

- **Cartagena**

Your refit & repair destination.

- **Malaga**

Historical elegance on the Costa Blanca.

- **Marbella Puerto Banus**

The highest level of opulence at your fingertips.

- **Sevilla**

Discover the Iberian heartlands along the river.

- **Gibraltar**

The doorway to the Mediterranean.

AND WE HAVE THE KEY TO THEM ALL.



## ANCHORING REGULATIONS IN SPAIN

According to the Spanish State Law 14/2014, (art 10) all vessels over 24 metres, whether visiting or staying anywhere in Spain, must grant an agent the capacity to execute any administrative processing on behalf of the vessel.

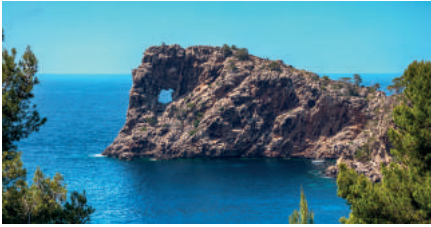
According to the same Spanish State Law 14/2014, (art. 21) any yacht over 24 metres, whether visiting or staying anywhere in Spain, can anchor for any pleasure activity which can only be considered as such if the yacht only anchors in the same point for a maximum of 24 hours.

In practice, Evolution Yacht Agents, as a registered Ship Agent, notifies the Spanish Port Authority of the anchorage specifications of its consigned vessels and certifies, on behalf them, the accomplishment of all the conditions to avoid misunderstandings with the authorities.

### All ships intending to anchor must achieve the following:

- **Operational AIS.**
- **Engine ready to go at any time.**
- **Bridge watch must be maintained throughout anchorage.**
- **Must have updated nautical charts.**
- **It is compulsory to use lights and shapes according to the Convention on the International Regulations for Preventing Collisions at Sea, 1972.**
- **Wind intensity must be recorded every two hours in the logbook.**
- **Any discharge into the sea is forbidden. Regarding MARPOL waste, this must be delivered to an approved port facility receptor or be retained on board, depending on the retention capacity of the vessel.**
- **Have liability insurance in force.**

**Anchoring has to be notified via a registered Ship Agent.**



### 1. Sa Foradada, Mallorca

A small peninsula reaches out to sea and curves into the natural cove of Sa Foradada, which is renowned as a spot of exceptional beauty. Pine forests are reflected in the deep azure waters and breathtaking high rocks protect the cove. Cormorants, gulls and sea eagles nest along its rugged outline. This exclusive location is most easily reached by sea.

GPS: 39o 51' 45" N, 4o 07' 57" E



### 2. Medes Islands, L'Estartit

The seven small islands of the Medes archipelago are part of the Natural Park of Montgrí, along the idyllic Costa Brava. This is one of the most important natural parks in the Mediterranean and its crystal clear waters make it a privileged spot for diving and snorkelling. Rare species of marine life flourish here and can be observed in their natural habitat.

GPS: 42o 02' 44" N, 3o 13' 31" E

## SECRET MOORING SPOTS

If you're planning to moor along the Spanish coastline, contact Evolution and we'll advise you of any restrictions such as around natural parks, and share our top tips with you!



### 3. Es Vedra, Ibiza

A tall rock once pushed its way out of the Mediterranean sea, 2km off the coast of Ibiza, and is now one of the most mysterious locations around the White Isle. Its unusual magnetism confuses navigational instruments in the vicinity and related legends stretch from Atlantis to the nymphs of Homer's Odyssey and UFO sightings. If you're visiting Ibiza, don't miss this magical spot.

GPS: 38o 52' 37" N, 1o 12' 52" E



### 4. Cala de los Cañuelos, Nerja, Málaga

Andalucía's shores in Southern Spain are outlined by fine sand and beautiful secluded coves to cast anchor, such as this beach in the Maro-Cerro Gordo natural park. Spectacular landscapes reach from high cliffs to an azure sea. The beach is difficult to access by land and best reached by sea. Clear waters teem with life, and are perfect for diving and water sports.

GPS: 36o 44' 30" N, 3o 47' 18" W

## ABOUT EVOLUTION YACHT AGENTS

Evolution Yacht Agents is a registered yacht agent offering a comprehensive and bespoke service to superyachts in all major Spanish ports. They provide an in-depth knowledge of the local superyacht market as well as the Spanish navigational and customs regulations.

Its extensive network of contacts, great expertise and wide range in-house resources make Evolution the #1 yacht agent to choose when entering Spanish waters.

### **Cruise Spain this summer with Evolution**

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