influence on the management of the business, fulfil the same requirements as the owner.

Trustors must fulfil the same requirements as trustees. The same condition applies by analogy to arrangements similar to trusts.

A commercial business or legal entity is not regarded as an economically or commercially independent business if the master of the ship, the ship's crew or the members of their families own more than two thirds of the ship (SR 747.111, Article 11).

If only one person is entrusted with the management or administration of a sole proprietorship, commercial business or legal entity, that person must be domiciled in Switzerland and be a national of Switzerland or of a state "accorded equal status to Switzerland".

If more than one person is entrusted with the management or administration of a sole proprietorship, commercial business or legal entity, then the majority of those persons must be domiciled in Switzerland; two thirds must be nationals of Switzerland or of a state "accorded equal status to Switzerland".

Any horizontal provisions on nationality as stated in this agreement that impose stricter conditions are reserved (SR 747.111, Article 12).

The following persons are regarded as persons from Switzerland or from states "accorded equal status to Switzerland" in accordance with the Revised Act on Rhine shipping:

(a) natural persons that are domiciled in Switzerland or in a state "accorded equal status to Switzerland" and who are nationals of Switzerland or of a state "accorded equal status to Switzerland";

(b) commercial businesses and legal entities that have their registered office in Switzerland or in a state "accorded equal status to Switzerland" and in which natural persons as referred to in (a) or other commercial businesses or legal entities hold a significant participation as members or partners, shareholders, cooperative members or as other co-partners (sub-participation). Commercial partnerships or legal entities that hold a sub-participation must themselves fulfil the requirements of a significant participation as defined below. The foregoing also applies to any other significant participation in a sub-participation.

A significant participation is defined as (SR 747.111, Article 13):

(a) a participation in the capital normally amounting to at least two thirds;

(b) the possession of the same proportion of the voting rights; and

(c) a significant involvement in the management and administration.

An undertaking in terms of Article 4 of SR 747.11 as stated above (sole proprietorships, commercial businesses, legal entities) or its branch office must:

(a) be organised appropriately in Switzerland for operating, equipping and manning the vessel; and

(b) have the centre of its commercial activities in Switzerland and conduct the operation of the vessel from there.

These conditions apply by analogy to associations of joint-owners or co-owners.

If the operational tasks are carried out on board by the master of the ship or a member of the ship's crew (private ship's owner), the owner of the vessel must be domiciled in Switzerland and be a national of Switzerland or of a state "accorded equal status to Switzerland".