



Ministry of **Transport**  
TE MANATŪ WAKĀ

## Maritime Transport Act 1994

### Maritime Rules

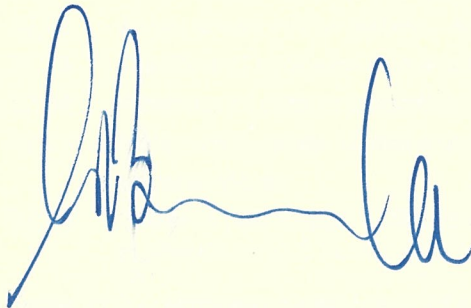
#### PART 32: SEAFARER CERTIFICATION

Pursuant to section(s) 34 (1)(c), 36 (1)(b), (o), (s), (u), (za) and (zb), and section 451(4) of the Maritime Transport Act 1994, and having had regard to the criteria specified in section 39(2) of that Act, I, Gerry Brownlee, Minister of Transport, hereby make the following maritime rules.

Signed at Wellington

This  day of  2014

By Hon GERRY BROWNLEE



Minister of Transport

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## **Part objective**

Part 32 sets out the requirements for seafarer certificates. It provides for national certificates, as well as certificates that correspond to those provided for in the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978, as amended (STCW).

At the time this Part is made, New Zealand has not ratified the International Convention on Standards of Training, Certification and Watchkeeping for Fishing vessel Personnel, 1995 (STCW-F). The STCW-F Certificates provided for in this Part are therefore national certificates but are separately described and provided for with reference to STCW-F as a suitable international standard.

The authority for making Part 32 is found in sections 34 (1)(c), 36 (1)(b), (o), (s), (u), (za) and (zb), and section 451(4) of the Maritime Transport Act 1994.

Maritime rules are subject to the Legislation Act 2012. Under that Act, the rules are required to be tabled in the House of Representatives. The House of Representatives may, by resolution, disallow any rules. The Regulations Review Committee is the select committee responsible for considering rules under the Legislation Act.

## **Extent of consultation**

On 1 December 2012, Maritime New Zealand published in each of the daily newspapers in the four main centres of New Zealand a notice inviting comments on the proposed rules (Parts 20, 31, 32 and 35) to implement the proposed Seafarer Certification and Operational Limits Framework. A notice was also published in the *New Zealand Gazette*. In addition, copies of the draft rules and consultation documents were sent to interested parties and made publicly available on the internet. Comments on the proposed new Parts 20, 31, 32 and 35 were requested to be made by 29 January 2013. The consultation period was later extended in response to requests from industry to 29 March 2013.

Over 300 RSS feed subscribers also received a consultation notification by email.

Maritime New Zealand received 150 written submissions. All submissions were reviewed and amendment was made to the draft rules as appropriate. Submitters generally made points of clarification, implications for transition, and the operation of the training and examinations framework.

## **Entry into force**

These rules enter into force on 1 April 2014.

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## General

### 32.01 Application

This Part applies to a person seeking—

- (a) the issue or renewal of a certificate or prescribed endorsement that confers privileges to perform functions and duties as a seafarer; or
- (b) to demonstrate ancillary proficiencies for the purposes of this Part, Part 31 or New Zealand maritime security legislation; or
- (c) recognition of a certificate or endorsement or ancillary proficiency that is provided for in this Part.

### 32.02 Definitions

In this Part, unless the context otherwise requires—

**Act** means the Maritime Transport Act 1994:

**ancillary proficiency** means an ancillary proficiency listed in the Schedule to this Part:

**approved** means approved by the Director for the relevant purpose:

**approved training record book**—

- (a) means a book that—
  - (i) records tasks and training and which may contain instructions about how to do those tasks or how the training should be conducted; and
  - (ii) is approved by the Director in accordance with rule 32.172; and
- (b) includes a book that meets the description in paragraph (a) and that also describes or refers to assessments to be completed as part of the training recorded in the book.

**assessment** means a practical test or assessment carried out by an assessor, and includes any requirement to answer oral questions as part of that assessment:

**assessment standard** means an assessment standard provided for in the Education Act 1989 or its successor:

**assessor** has the same meaning as in Part 35:

**certificate** means a certificate of proficiency or a certificate of competency:

**certificate of competency** means a maritime document that is described as a certificate of competency in Table 1 of rule 32.03 and CoC has a corresponding meaning:

**certificate of proficiency** means a maritime document that is described as a certificate of proficiency in Table 1 of rule 32.03 and CoP has a corresponding meaning:

**chemical tanker** has the meaning given to it in STCW:

**chief engineer** means the senior engineer officer responsible for the mechanical propulsion and for the operation and maintenance of the mechanical and electrical installations of the ship:

**chief mate** means the officer next in rank to the master and upon whom the command of the ship will fall in the event of the incapacity of the master:

**coastal limits** has the same meaning as in Part 20:



**command certificate** means a certificate that confers privileges to perform the functions and duties of a master:

**commercial sailing ship** means a sailing ship that is a commercial ship:

**commercial ship—**

- (a) means a ship that is not—
  - (i) a pleasure craft; or
  - (ii) solely powered manually; or
  - (iii) solely powered by sail; and
- (b) includes a naval vessel, but does not include a warship:

**crew** has the same meaning as in the Maritime Transport Act 1994:

**current**, in relation to a certificate or endorsement or other document, means that the certificate, endorsement or other document is valid and has not expired, and has not been suspended or revoked by the Director:

**enclosed water limits** has the same meaning as in Part 20:

**endorsement** means an authorisation entered on a certificate, and forming part of it, stating special conditions, privileges, or limitations relating to the certificate:

**equivalent** means an equivalent that is acceptable to the Director, subject to—

- (a) any further requirements of this Part; and
- (b) any additional requirements that the Director considers necessary to achieve equivalence:

**examination** means a test that is conducted by the Director or an examiner that may be in written or oral form, or a practical test, or any combination of these:

**examiner** has the same meaning as in Part 35:

**fishing vessel** means a ship that is required to be registered under New Zealand fisheries legislation:

**former Part 32** means Part 32 as in force prior to its revocation by this Part:

**former Part 35** means Part 35 as in force prior to its revocation by Part 35:

**GMDSS** means Global Maritime Distress and Safety System:

**GOC** means a General Operator's Certificate issued under the Radiocommunications Act 1989 or an equivalent under the International Radio Regulations:

**GROC** means a General Radiotelephone Operator's Certificate issued under the Radiocommunications Act 1989 or an equivalent under the International Radio Regulations:

**GT** means gross tonnage:

**high-speed ship** means a ship that is between 20 to 35 metres in length overall or that is carrying more than 50 passengers and that is operating at 20 knots or more:

**HSC Code** has the meaning given to it in Part 31:

**inshore fishing limits** has the same meaning as in Part 20:

**inshore limits** has the same meaning as in Part 20:

**International Radio Regulations** means the Radio Regulations annexed to, or regarded as being annexed to, the most recent International Telecommunication Convention which may be in force at any time:

**kW** means kilowatts:

**legacy certificate** means a certificate having status under the transitional provisions of the Act or or in the transitional provisions in former Part 32 or specified as a legacy certificate in subpart F:

**length**—

- (a) for the purposes of applying any rule in this Part, to the extent that the rule applies to a ship that is operating within restricted limits, or to a person in relation to a ship that is operating within restricted limits, means length overall; and
- (b) in any other case, means 96 percent of the total length on a waterline at 85 percent of the least moulded depth measured from the top of the keel, or the length from the fore side of the stem to the axis of the rudder stock on that waterline, if that is the greater length. In ships designed with a rake of keel, the waterline on which this length is measured must be parallel to the design waterline:

**length overall** means the length of the ship measured from the foreside of the head of the stem to the aftermost part of the transom or stern of the ship; and for the purposes of this Part—

- (a) does not include fittings (such as beltings, bowsprits, platforms, gantries, trim tabs, jet and outboard drive units) that project beyond these terminal points; and
- (b) includes structures (such as bulbous bows, deckhouses, free flooding bait tanks and buoyancy tubing) that project beyond these terminal points:

**limited waters** means within the combined area of the coastal limits and offshore limits, , excluding inshore fishing limits, as those terms are defined in rule 20.2 of Part 20:

**liquefied gas tanker** has the meaning given to it in STCW:

**management level** means the level of responsibility associated with serving as a master, chief mate, chief engineer or second engineer, including related responsibilities for those serving at operational or support level:

**master** has the same meaning as in section 2 of the Act:

**mile** means a nautical mile:

**motor ship** means a ship with diesel main propelling machinery:

**national award** means a certificate or qualification issued by a training provider evidencing successful completion of training regulated under the national education system:

**national education system** means training that is provided for under the Education Act 1989 or its successor that falls into any of the following categories:

- (a) training that leads to a qualification that is listed on the New Zealand Qualifications Framework and that is provided by a person or organisation with the necessary authority or accreditation to provide it; or
- (b) training based on an assessment standard that is registered on the Directory of Assessment standards, achievement of which is assessed by a person or organisation with the necessary authority or accreditation to assess it; or
- (c) training that leads to an award under a training scheme within the meaning of the Education Act 1989 or its successor and that is provided by a person or organisation with the necessary authority or accreditation to provide it; or

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- (d) such other training that is regulated or authorised under the Education Act 1989 or its successor as the Director considers acceptable for a relevant purpose under this Part:

**naval vessel** means a ship that carries cargo or passengers or carries out operations that may be conducted by a commercial operator—

- (a) belonging to the armed forces of a State and bearing the external marks distinguishing the nationality of ships of that State, being a ship—
- (i) under the command of an officer duly commissioned by the Government of that State whose name appears in the appropriate service list or its equivalent; and
  - (ii) crewed by crew subject to regular armed forces discipline; or
- (b) requisitioned under section 10 of the Defence Act 1990:

**navigational watchkeeper** means the officer in charge of the navigational watch who is responsible at all times for the safe navigation of the ship:

**New Zealand maritime security legislation** means the Maritime Security Act 2004 or its successor and any legislative instruments made under that Act:

**New Zealand Qualifications Framework** means the New Zealand Qualifications Framework that is provided for under the Education Act 1989 or its successor:

**non-passenger ship** means a ship that is a commercial ship and that is not a passenger ship or a fishing vessel, pleasure craft or a warship:

**NZOM** means a New Zealand offshore master in accordance with a certificate issued under rule 32.12 of former Part 32:

**NZOW** means a New Zealand offshore watchkeeper in accordance with a certificate issued under rule 32.11 of former Part 32:

**officer** means the holder of a certificate who is described as an officer in the table in rule 32.03:

**offshore limits** has the same meaning as in Part 20:

**oil tanker** has the meaning given to it in STCW:

**onboard training** means a course of instruction that complies with the requirements for onboard training in rule 32.18(1):

**onboard yacht service** means time spent signed on a superyacht, irrespective of vessel activity:

**operational level** means the level of responsibility associated with maintaining direct control over the performance of all functions within a designated area of responsibility in accordance with proper procedures and under the direction of an individual serving at management level:

**Part** means a group of rules made under the Act:

**passenger** has the same meaning as in section 2 of the Act:

**passenger ship** means a ship that is a commercial ship and that carries more than 12 passengers on a voyage beyond restricted limits, or any passengers on a voyage within restricted limits:

**pilot** has the meaning as in Part 90:

**pleasure craft** has the same meaning as in section 2 of the Act:

**prescribed endorsement** means an endorsement that is prescribed in this Part, other than a general endorsement made under rule 32.19

**proof** means proof to the satisfaction of the Director:

**question framework** has the same meaning as in Part 35:

**rating** means a member of the ship's crew other than the master or an officer:

**relevant training,**

(a) means—

(i) a course of instruction for—

(A) a national award referenced in this Part; or

(B) a national award determined by the Director as meeting a specified competency and training standard under rule 32.04; or

(ii) training approved by the Director under Part 35; and

(b) does not include on-board training or training in reduction of sea service that does not meet the description in paragraph (a):

**restricted limits** has the same meaning as in Part 20:

**RROC** means a restricted radiotelephone operator's certificate under the Radiocommunications Act 1989 or an equivalent under the International Radio Regulations:

**sailing ship** means a ship that—

(a) is designed to be navigated under wind power alone and for which any motor provided is an auxiliary means of propulsion; or

(b) has a non-dimensional ratio (sail area) divided by (volume of displacement)<sup>2/3</sup> of more than 9:

**seafarer**—

(a) means any person who—

(i) is employed or engaged on any ship in any capacity for hire or reward; or

(ii) works on any ship for gain or reward otherwise than under a contract for employment; but

(b) does not include—

(i) a pilot or any other person temporarily employed or engaged to work on a ship while it is in port; or

(ii) a person who is appointed as an observer under New Zealand fisheries, maritime or environmental legislation:

**sea service** means service on board a ship relevant to the certificate, prescribed endorsement or ancillary proficiency for which the sea service is required:

**second engineer** means the engineer officer next in rank to the chief engineer officer and upon whom the responsibility for the mechanical propulsion and the operation and maintenance of the mechanical and electrical installations of the ship will fall in the event of the incapacity of the chief engineer officer:

**square-rigged sailing ship** means a sailing ship, the primary driving sails of which are carried on horizontal spars which are perpendicular, or square to the keel and the masts of the ship:

**steam ship** means a ship with main propulsion machinery of a reciprocating steam type:

**STCW** means the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978, as amended:

**STCW Code** means the Seafarers' Training, Certification and Watchkeeping Code as substituted or amended:

**STCW certificate** means a certificate that is provided for in subpart C of this Part:

**STCW-F** means the International Convention on Standards of Training, Certification and Watchkeeping for Fishing vessel Personnel, 1995:

**STCW-F certificate** means a certificate that is provided for in subpart D of this Part:

**superyacht** means a commercial yacht or a sail training vessel that—

- (a) is 24 metres or over in length; and
- (b) is less than 3000 GT; and
- (c) does not carry cargo and does not carry more than 12 passengers:

**support level** means the level of responsibility associated with performing assigned tasks, duties or responsibilities on board on a ship under the direction of an individual serving in the operational level or management level:

**training in reduction of sea service** means a course of instruction that complies with the requirements in rule 32.175:

**unlimited area** has the same meaning as in Part 20:

**warship** has the same meaning as in section 2 of the Act.

### **32.03 Alphabetical table of abbreviations and further details relating to certificates**

The table below sets out the abbreviations (if any) for each of the certificate in this Part together with:

- (a) the full name of the certificate; and
- (b) an indication of the other matters set out in the first row that heads the table.

Table 1 Table of abbreviations and further details relating to certificates

Abbreviation (or full name if none)	Full name of Certificate	COP or COC	Master, Rating or officer	Rule stating requirements	Rule stating privileges	Category
<b>AB Deck</b>	Able seafarer deck	CoP	Rating	32.82	32.83	STCW
<b>AB Engine</b>	Able seafarer engine	CoP	Rating	32.86	32.87	STCW
<b>ADH-F</b>	Advanced deck-hand – fishing	CoP	Officer	32.150	32.151	STCW-F
<b>Chief mate</b>	Chief mate	CoC	Officer	32.104	32.105	STCW
<b>Chief mate &lt;3000GT</b>	Chief mate on ships less than 3000 GT	CoC	Officer	32.100	32.101	STCW
<b>Chief mate yacht</b>	Chief mate yacht	CoC	Officer	32.108	32.109	STCW
<b>DWR</b>	Deck watch rating	CoP	Rating	32.80	32.81	STCW
<b>ETO</b>	Electro-technical officer	CoC	Officer	32.118	32.119	STCW
<b>ETR</b>	Electro-technical rating	CoP	Rating	32.90	32.91	STCW
<b>EWR</b>	Engine room watch rating	CoP	Rating	32.84	32.85	STCW
<b>GMDSS</b>	GMDSS radio operator	CoC	Officer	32.114	32.115	STCW
<b>IR</b>	Integrated rating	CoP	Rating	32.88	32.89	STCW
<b>Master</b>	Master	CoC	Master	32.106	32.107	STCW
<b>Master&lt;3000 GT</b>	Master on ships less than 3000 GT	CoC	Master	32.102	32.103	STCW
<b>Master yacht &lt;500GT</b>	Master yacht less than 500 GT	CoC	Master	32.110	32.111	STCW
<b>Master &lt;500GT NC</b>	Master on ships less than 500 GT in the near coastal area	CoC	Master	32.94	32.95	STCW
<b>Master yacht</b>	Master yacht	CoC	Master	32.112	32.113	STCW
<b>Master yacht &lt;24m</b>	Master yacht less than 24 metres	CoC	Master	32.46	32.47	National

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<b>Abbreviation (or full name if none)</b>	<b>Full name of Certificate</b>	<b>COP or COC</b>	<b>Master, Rating or officer</b>	<b>Rule stating requirements</b>	<b>Rule stating privileges</b>	<b>Category</b>
<b>Master &lt;500GT</b>	Master on ships less than 500 GT	CoC	Master	32.96	32.97	STCW
<b>MEC 1</b>	Marine engineer class 1	CoC	Officer	32.128	32.129	STCW
<b>MEC 2</b>	Marine engineer class 2	CoC	Officer	32.124	32.125	STCW
<b>MEC 2 ECE</b>	Marine engineer class 2 endorsed Chief engineer	CoC	Officer	32.126	32.127	STCW
<b>MEC 2 &lt;3000kW</b>	Marine engineer class 2 on ships less than 3000 kW	CoC	Officer	32.122	32.123	STCW
<b>MEC 3</b>	Marine engineer class 3	CoC	Officer	32.120	32.121	STCW
<b>MEC 4</b>	Marine engineer class 4	CoC	Officer	32.56	32.57	National
<b>MEC 5</b>	Marine engineer class 5	CoC	Officer	32.50	32.51	National
<b>MEC 5 steam</b>	Marine engineer class 5 - steam	CoC	Officer	32.52	32.53	National
<b>MEC 5 motor and steam</b>	Marine engineer class 5 – motor and steam	CoC	Officer	32.54	32.55	National
<b>MEC 6</b>	Marine engineer class 6	CoC	Officer	32.48	32.49	National
<b>MFV</b>	Mate fishing vessel – limited	CoC	Officer	32.152	32.153	STCW-F
<b>MFV-U</b>	Mate fishing vessel – unlimited	CoC	Officer	32.156	32.157	STCW-F
<b>QDC</b>	Qualified deck crew	CoP	Rating	32.40	32.41	National
<b>Radio officer</b>	Radio officer	CoC	Officer	32.116	32.117	STCW
<b>SCO</b>	Skipper coastal/offshore	CoC	Master	32.44	32.45	National
<b>SFV</b>	Skipper fishing vessel – limited	CoC	Master	32.154	32.155	STCW-F
<b>SFV-U</b>	Skipper fishing vessel – unlimited	CoC	Master	32.158	32.159	STCW-F

Abbreviation (or full name if none)	Full name of Certificate	COP or COC	Master, Rating or officer	Rule stating requirements	Rule stating privileges	Category
<b>SRL</b>	Skipper restricted limits	CoC	Master	32.42	32.43	National
<b>Watchkeeper deck</b>	Watchkeeper deck	CoC	Officer	32.98	32.99	STCW
<b>Watchkeeper deck &lt;500GT NC</b>	Watchkeeper deck on ships less than 500 GT in the near-coastal area	CoC	Officer	32.92	32.93	STCW

**32.04 Director’s determination in respect of training for national award**

- (1) For the purpose of determining whether an applicant has completed the training for a competency and training standard specified in this Part, the Director may determine that training for a national award meets the relevant standard.
- (2) If the Director determines that training for a national award meets a competency and training standard, the Director must notify this on the official website of Maritime New Zealand and applicable advisory material.

**Subpart A – Administration of certificates and endorsements**

**Issue of certificates and endorsements**

**32.10 Requirement to hold certificate and associated endorsements**

- (1) No person may, except under the authority of, and in accordance with, a current certificate issued under this Part, together with any endorsements relating to that certificate—
  - (a) operate a commercial ship as a master or member of crew; or
  - (b) exercise the privileges relating to a certificate or prescribed endorsement that is issued under this Part; or
  - (c) hold himself or herself out as a person who is entitled to exercise the privileges relating to a certificate or prescribed endorsement issued under this Part.
- (2) A person does not breach subrule (1) by reason only that the person—
  - (a) exercises privileges or holds himself or herself out in the manner described in subrule (1) if the person—
    - (i) holds an relevant equivalent certificate or prescribed endorsement that has been recognised by the Director under section 41 of the Act; or
    - (ii) acts within the authority given by a letter of permission to serve on board a ship given by the Director under rule 32.26; or
  - (b) exercises the privileges of a certificate or prescribed endorsement in accordance with subpart F; or
  - (c) performs functions and duties that fall within the privileges of a certificate or prescribed endorsement in a supernumerary position under training and appropriate supervision in the fulfilment of sea service or training requirements for the certificate or endorsement; or
  - (d) exercises privileges for a lower certificate entitling the person to exercise the same type of privileges as the certificate that the person holds.



**32.11 Application for a certificate or prescribed endorsement**

- (1) An applicant for a certificate or a prescribed endorsement must—
  - (a) make an application in a form required by the Director, and
  - (b) include such further relevant particulars and supporting information relating to the applicant as may be required by the Director; and
  - (c) submit the application to the Director, with a payment of the appropriate application fee prescribed by the regulations made under the Act.
- (2) An application for a certificate must be made in accordance with section 35 of the Act.

**32.12 Issue of certificates or prescribed endorsements**

- (1) The Director must issue a certificate or prescribed endorsement if the Director is satisfied that the applicant—
  - (a) in the case where an applicant has applied for a certificate, meets requirements of section 41 of the Act; and
  - (b) meets any age, prior certification, and medical and eyesight requirements set out in a relevant rule relating to the certificate or endorsement in this Part; and
  - (c) has achieved the relevant competency and training standard through the applicable combination of the following requirements as stated in this Part—
    - (i) sea service:
    - (ii) training:
    - (iii) examinations or assessments; and
  - (d) demonstrates any ancillary proficiencies as set out in the table of requirements for the certificate or relevant provision of this Part relating to the endorsement, in accordance with rule 32.16.
- (2) Nothing in this Part prevents the Director from recognising foreign certificates and qualifications under section 41(2) of the Act, and from accepting related training for the purposes of requirements relating to training in this Part.

**32.13 Issue of restricted privileges certificate**

- (1) Subject to subrules (2) to (4), the Director's power under section 34(3) of the Act to impose conditions on any certificate includes the power to impose a condition, in the interests of maritime safety, limiting the privileges that a person would otherwise be able to exercise in relation to the certificate under the provisions of this Part.
- (2) Subrule (3) applies if the Director considers that the competency and training standard for a certificate provided for in this Part (**higher certificate**) including the associated sea service, training and examination requirements are partially met by a seafarer who holds a lower certificate.
- (3) The Director may issue the higher certificate to the seafarer, subject to conditions limiting the privileges that the person would otherwise be able to exercise under the higher certificate if the Director is satisfied that—
  - (a) the person meets all of the requirements in rule 32.12, other than the full competency and training standard; and
  - (b) any risk to maritime safety that may be caused by a shortfall in the competency and training standard for the higher certificate can be adequately addressed by limitations or further conditions on the certificate.
- (4) The Director—
  - (a) may not exercise his or her power under subrule (3) in a manner that is inconsistent with any international convention to which New Zealand is a party; and
  - (b) where the restriction is made in reliance of the near-coastal provisions of STCW, must endorse any STCW certificate accordingly.

- (5) For the purposes of the application of the near-coastal provisions of STCW in New Zealand, the near-coastal area is the combined area of the coastal limits and offshore limits, excluding restricted limits, as those terms are defined in Part 20.

**32.14 Duration of certificates**

A certificate may be issued for a period not exceeding 5 years from the date of issue but may be issued for a shorter period if the Director considers it appropriate.

**32.15 Duration of prescribed endorsement**

- (1) The following prescribed endorsements expire on the date stated in the endorsement or, if none is stated, on the date that the certificate expires, as extended in accordance with any renewal of that certificate:
- (a) Skipper restricted limits endorsed to 24 metres (rule 32.61); and
  - (b) Skipper restricted limits endorsed to 500 GT (rule 32.62); and
  - (c) a temporary seasonal endorsement on an Skipper restricted limits certificate under rule 32.67; and
  - (d) a tanker endorsement issued to ratings (rule 32.130 or 32.132).
- (2) Subject to any renewal under rule 32.24,, the following prescribed endorsements expire on the date stated in the endorsement or, if none is stated, the expiry date of the certificate on which they are endorsed, as stated at the time of endorsement.
- (a) a passenger endorsement (rules 32.58 and 32.59):
  - (b) Cook Strait endorsement for Skipper restricted limits (rule 32.60):
  - (c) an endorsement to between 500 and 3000 GT for Skipper restricted limits (rule 32.63):
  - (d) a steam endorsement for MEC 5 (rule 32.64):
  - (e) square rig sailing ship endorsement (rule 32.65):
  - (f) high speed ship endorsement (rule 32.66):
  - (g) tanker endorsements issued to masters or officers (rule 32.130 or 32.132).

**32.16 Requirement to demonstrate ancillary proficiency**

- (1) A requirement in this Part, Part 31 or under any New Zealand maritime security legislation for a person to demonstrate an ancillary proficiency provided for in the Schedule to this Part is met if the Director is satisfied that—
- (a) the person has achieved the relevant competency and training standard as set out in the Schedule to this Part (which may have been achieved for a pre-requisite certificate); and
  - (b) in any case in which column 5 of the Schedule indicates a person is required to demonstrate continued competence, the person has demonstrated continued competence in the 5 years preceding the date of the relevant application or as otherwise required by the Schedule.
- (2) Continuing competency may include a requirement to refresh and update knowledge and proficiency in the relevant area.
- (3) The Director may consider relevant evidence issued by the person or organisation who conducted the training as set out in the Schedule.

**32.17 English language and knowledge of maritime legislation requirements for recognition of foreign certificates**

- (1) Where a person applies under section 41 of the Act to have a foreign certificate, licence or permit recognised as an equivalent to a certificate or prescribed endorsement provided for in this Part, the Director may, if the Director considers it necessary in the interests of maritime safety, require a person to demonstrate, by way of an examination conducted by the Director or an examiner, either or both of the following—

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- (a) that the person is able to converse, read and write in English sufficiently well to perform the functions and duties required of a person who holds the certificate or endorsement in accordance with the relevant competency and training standard;
  - (b) that the person has appropriate knowledge of the maritime legislation of New Zealand in accordance with the relevant competency and training standard.
- (2) In deciding whether to require a person to demonstrate that the person meets the requirements in subrule (1)(a), the Director may take into account any limitations that may be placed on the exercise of privileges as a condition of recognition, such as the working language of the ship.

### **32.18 Completion of on board training and approved training record books**

- (1) Where this Part requires a person to complete on-board training (whether expressly or by reference to an international standard), the training must be adequately documented in an approved training record book or, where there is no requirement for an approved training record book, other documentation that the Director considers acceptable.
- (2) Where this Part requires a person to complete an approved training record book (whether expressly or by reference to an international standard), the person must—
- (a) complete the tasks and training set out in any instructions in the approved training record book; and
  - (b) pass any assessment that the training record book indicates must be completed as part of the training recorded in the approved training record book.
- (3) Completion of the relevant tasks and training related to on board training or an approved training record book must be—
- (a) evidenced by the signatures of a person holding a command certificate or a person acting in another capacity that the Director considers appropriate; and
  - (b) be completed under arrangements for supervision and instruction that are acceptable to the Director.

### **32.19 Director's general power of endorsement**

- (1) The Director may endorse any certificate issued under this Part or recognised under section 41 to the effect that the person holds any other certificate issued under this Part or demonstrates any ancillary proficiency or any other relevant maritime qualification without any application being made.
- (2) In any such case, the endorsement expires on the date stated in the endorsement or, if none is stated, on the date that the certificate expires, as extended in accordance with any renewal of the certificate.

#### *Renewal of certificates*

### **32.20 Renewal of certificates**

- (1) An applicant who seeks the renewal of a certificate issued under this Part must—
- (a) make an application in accordance with section 35 of the Act, in a form required by the Director for renewal of the certificate; and
  - (b) include such further relevant particulars and supporting information relating to the applicant as may be required by the Director; and
  - (c) submit the application to the Director, with a payment of the appropriate application fee prescribed by the regulations made under the Act.
- (2) The Director must issue a renewal of a certificate if, in addition to any requirements under section 41 of the Act, the Director is satisfied that—
- (a) the applicant meets the medical fitness and eyesight standards relevant to the certificate or endorsement under Part 34; and

- (b) the applicant demonstrates that he or she continues to meet the relevant competency and training standard for the ancillary proficiencies required for the certificate, as applicable and in accordance with column 5 of the Schedule to this Part (including, where STCW basic training is required for the issue of the certificate, basic personal survival and basic fire-prevention and fire-fighting); and
  - (c) the applicant has completed approved sea service that is of the minimum duration for renewal of the certificate in accordance with rule 32.21, or an equivalent under rule 32.176; and
  - (d) taking into account any of the matters that must be considered under rule 32.22, is satisfied that the applicant continues to meet the competency and training standard for the issue of the certificate.
- (3) The applicant may demonstrate that he or she continues to meet the relevant competency and training standard for an ancillary proficiency by providing satisfactory proof to the Director in the form of evidence of a type listed against the ancillary proficiency in column 6 of the Schedule to this Part.

**32.21 Minimum duration of sea service for the purposes of renewal of certificates**

- (1) An applicant to renew a certificate issued under subpart B (national certificates) or an equivalent that the Director has recognised under section 41 of the Act must have completed—
- (a) approved sea service or an equivalent of no less than—
    - (i) 6 months duration during the period 5 years immediately before the application is made; or
    - (ii) 45 days during the period 3 months immediately before the application is made; or
  - (b) in the case of employment in a relevant shore-based role or the performance of functions that the Director accepts as an equivalent under rule 32.176(2)(b) or (c), 30 months in the 5 years immediately before the application is made.
- (2) An applicant to renew a certificate of competency issued under subpart C (STCW certificates) or an equivalent that the Director has recognised under section 41 of the Act, must have completed—
- (a) approved sea service or an equivalent that is no less than—
    - (i) 12 months duration during the period 5 years preceding the date of the application; or
    - (ii) 3 months duration during the period 6 months preceding the date of the application; or
  - (b) in the case of employment in a relevant shore-based role or the performance of functions that the Director accepts as an equivalent under rule 32.176(2)(b) or (c), 30 months in the 5 years immediately before the application is made.
- (3) An applicant to renew a certificate of competency issued under subpart D (national STCW-F aligned certificates) or an equivalent that the Director has recognised under section 41 of the Act, must have completed the approved sea service or an equivalent that is no less than—
- (a) 12 months duration during the period 5 years preceding the date of the application; or
  - (b) in the case of employment in a relevant shore-based role or the performance of functions that the Director accepts as an equivalent under rule 32.176(2)(b) or (c), 30 months in the 5 years immediately before the application is made.

**32.22 Assessment of competency for purposes of renewal**

- (1) For the purposes of rule 32.20(2)(d), this rule applies to any consideration by the Director of whether an applicant continues to be competent according to the relevant competency and training standard for a certificate or prescribed endorsement.
- (2) The Director must take into account evidence provided by the applicant that the applicant has completed—

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- (a) sea service or an equivalent under rule 32.176; or
  - (b) bridging, refresher or updating training.
- (3) If, after considering the matters in subrule (2), the Director is not satisfied that the applicant continues to meet the competency and training standard for the certificate or prescribed endorsement, the Director may require the applicant, as a condition of renewal to do any of the following:
- (a) undertake bridging, refresher or updating training; or
  - (b) pass an assessment of a type specified by the Director; or
  - (c) pass an examination conducted by an examiner using a question framework set by the Director.
- (4) The assessment specified by the Director or the question framework set by the Director must be limited to matters that test whether the applicant continues to be competent according to the relevant competency and training standard for the certificate or prescribed endorsement.

### **32.23 Duration of renewed certificates**

- (1) If an application for renewal is made within 6 months before the expiry of the certificate, the certificate may be renewed for a term ending on the date that is 5 years after the date on which the certificate would otherwise have expired, or such earlier date as determined by the Director.
- (2) In any other case, a certificate may be renewed for a term not exceeding 5 years from the date of renewal.

### **32.24 Renewal of certain prescribed endorsements**

- (1) An applicant who seeks to renew a prescribed endorsement issued under this Part that is listed in rule 32.15(2) must—
- (a) make an application, in a form required by the Director for renewal of the endorsements; and
  - (b) include such further relevant particulars and supporting information relating to the applicant that the Director may require; and
  - (c) submit the application to the Director, with a payment of the appropriate application fee prescribed by the regulations made under the Act.
- (2) An applicant for renewal of a certificate issued under this Part must be treated as applying for renewal of any prescribed endorsements that are endorsed on the certificate, without making an application described in subrule (1) unless the applicant specifies otherwise.
- (3) The Director must issue a renewal of a prescribed endorsement to which this rule applies if the Director is satisfied that the applicant has completed approved sea service that is the minimum duration prescribed in rule 32.25 and which relates to a ship or operation of a type that is relevant to the endorsement.
- (4) This rule is subject to rule 32.15.

### **32.25 Minimum duration of sea service for the purposes of renewal of certain prescribed endorsements**

For the purposes of rule 32.24(3), the minimum duration of the approved sea service is—

- (a) 2 crossings in the 12 months preceding the date of the application, in relation to a Cook Strait endorsement for Skipper restricted limits (rule 32.60); or
- (b) the minimum amount described in rule 32.21(1) on a ship or a ship of the class specified in the endorsement, in relation to—
  - (i) a passenger endorsements (rule 32.58 or 32.59); or
  - (ii) an endorsement to between 500 and 3000 GT for Skipper restricted limits (rule 32.63); or

- (iii) a square rigged sailing ship endorsement (rule 32.65); or
  - (iv) a high speed ship endorsement (rule 32.66); or
  - (v) a steam endorsement for MEC 5 (rule 32.64); or
- (c) in relation to tanker endorsements (rule 32.130 or 32.132), 3 months during the period 5 years preceding the date of the application.

*Temporary permission to exercise the privileges of a certificate prior to decision on application for recognition*

**32.26 Letter of permission authorising temporary service on application for recognition of equivalence to STCW Certificates**

- (1) The Director may issue a letter of permission verifying that the Director permits a person to serve on board a ship in the same capacity as a person holding an STCW certificate issued under this Part (with or without prescribed endorsements) for a period not exceeding 3 months on a ship entitled to fly the New Zealand flag in accordance with Regulation I/10 of the Annex to STCW if—
- (a) the person has made an application under section 35 of the Act to have a foreign certificate recognised as an equivalent to the STCW certificate; and
  - (b) the Director is satisfied that, on the information available at the time the application is made, the person holds an appropriate and valid certificate issued and endorsed as required by another Party to STCW.
- (2) A letter of permission that is issued under this rule is not a maritime document for the purposes of the Act.

**Subpart B – National Certificates of proficiency and competency and national prescribed endorsements**

**32.40 Qualified deck crew**

This is a certificate of proficiency to which the requirements in the following table apply in accordance with rule 32.12.

**Table 2: Table of requirements for QDC**

<b>1</b>	<b>Age</b>	is at least 16 years of age.
<b>2</b>	<b>Prior Certification</b>	none.
<b>3</b>	<b>Medical and eyesight</b>	meets the applicable requirements of Part 34.
<b>4</b>	<b>Competency and training standard</b>	demonstrates the following competencies at support level: (a) safe operation of the ship: (b) health and safety of all persons aboard the ship: (c) safety of the ship in emergency situations: (d) safe navigation of the ship.
<b>5</b>	<b>Sea Service</b>	successfully completes tasks on board a commercial ship or warship that are documented in an approved training record book.
<b>6</b>	<b>Training</b>	none
<b>7</b>	<b>Examinations</b>	passes any examinations that the Director may require for QDC.

<b>8</b>	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) first aid (b) RROC.
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**32.41 Privileges of Qualified deck crew**

The privileges of a certificate of proficiency as Qualified deck crew are to perform the functions and duties of a deck crew member on passenger and non-passenger ships of less than 24 metres in length in restricted, coastal and offshore limits.

**32.42 Skipper restricted limits**

This is a certificate of competency to which the requirements in the following table apply in accordance with rule 32.12.

**Table 3: Table of requirements for SRL**

<b>1</b>	<b>Age</b>	is at least 18 years of age.
<b>2</b>	<b>Prior Certification</b>	none.
<b>3</b>	<b>Medical and eyesight</b>	meets the applicable requirements of Part 34.
<b>4</b>	<b>Competency and training standard</b>	demonstrates the following competencies at management level: (a) planning and conducting a ship passage: (b) electronic navigational systems: (c) management of ship operations: (d) management of the ship, legal compliance and emergencies: (e) legal requirements for operation of a commercial ship: (f) operation of ship's propulsion and auxiliary machinery, and systems: (g) maintaining propulsion and auxiliary machinery and systems.
<b>5</b>	<b>Sea Service</b>	completes approved sea service which involves, at a minimum, 200 hours on a powered ship of any kind, and successfully completes an approved training record book while on board a ship within the 5 years preceding the date of application. Sea service on pleasure craft may be included but only if the applicant has been acting in the capacity of skipper.
	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for SRL.
<b>7</b>	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) first aid (b) RROC.

**32.43 Privileges of Skipper restricted limits**

The privileges of a certificate of competency as Skipper restricted limits are to perform the functions and duties of a master on—

- (a) passenger and non-passenger ships less than 12 metres length carrying 12 passengers or less within restricted limits; and
- (b) fishing vessels less than 12 metres length within enclosed, inshore and inshore fishing limits.

**32.44 Skipper coastal/offshore**

This is a certificate of competency to which the requirements in the following table apply in accordance with rule 32.12.

**Table 4: Table of requirements for SCO**

<b>1</b>	<b>Prior Certification</b>	holds a current certificate of competency as SRL endorsed to 24 metres or equivalent.
<b>2</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>3</b>	<b>Competency and training standard</b>	demonstrates the following competencies at management level: (a) planning and conducting a coastal or offshore passage and determining position: (b) management of safety aboard a ship operating in coastal and offshore limits.
<b>4</b>	<b>Sea Service</b>	completes approved sea service which involves, at a minimum, 12 months on a ship of 12 metres length or more within any operational limit while holding a current certificate as Skipper Restricted Limits endorsed to 24 metres, or equivalent.
<b>5</b>	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for SCO.
<b>7</b>	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) first aid: (b) fire-fighting: (c) survival craft (d) GROC.

**32.45 Privileges of Skipper coastal/offshore**

The privileges of a certificate of competency as Skipper coastal/offshore are to perform the functions and duties of a master within restricted, coastal and offshore limits on a ship of less than 24 metres length carrying 12 passengers or less.

**32.46 Master yacht less than 24 metres**

This is a certificate of competency to which the requirements in the following table apply in accordance with rule 32.12.



**Table 5: Table of requirements for Master yacht <24m**

<b>1</b>	<b>Age</b>	is at least 18 years of age.
<b>2</b>	<b>Prerequisites</b>	satisfactory completion of a Royal Yacht Association Yachtmaster offshore course or an equivalent.
<b>3</b>	<b>Medical and eyesight</b>	meets the applicable requirements of Part 34.
<b>4</b>	<b>Competency and training standard</b>	demonstrates the following competencies at management level: (a) navigation and safety: (b) electronic navigational systems: (c) management of the ship, legal compliance and emergencies: (d) legal requirements for operation of a commercial ship.
<b>5</b>	<b>Sea Service</b>	completes approved sea service on a sailing ship which involves, at a minimum, 50 days including: (a) voyages of a total distance of at least 2500 miles; and (b) at least 5 passages of over 60 miles that include: (i) 2 overnight passages; and (ii) 2 passages acting as skipper. The ship may be a pleasure craft but only if the applicant has been acting in the capacity of skipper.
<b>6</b>	<b>Training</b>	successfully completes relevant training.
<b>7</b>	<b>Examinations</b>	passes any examinations that the Director may require for Master yacht<24m.
<b>8</b>	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) first aid: (b) fire-fighting: (c) survival craft: (d) GROC.

**32.47 Privileges of Master yacht less than 24m**

The privileges of a certificate of competency as Master yacht less than 24m are to perform the functions and duties of a master on sailing ships of less than 24 metres in length in restricted, coastal and offshore limits.

**32.48 Marine engineer class 6**

This is a certificate of competency to which the requirements in the following table apply in accordance with rule 32.12.

**Table 6: Table of requirements for MEC 6**

<b>1</b>	<b>Age</b>	is at least 18 years of age.
<b>2</b>	<b>Prior Certification</b>	none.
<b>3</b>	<b>Medical and eyesight</b>	meets the applicable requirements of Part 34.

	requirements	
4	<b>Competency and training standard</b>	demonstrates the following competencies at operational level: (a) operation of ship machinery and systems: (b) maintenance of ship machinery and systems: (c) slipway operations.
5	<b>Sea Service</b>	completes approved sea service which involves, at a minimum, 200 hours on a motor ship of any kind, including a pleasure craft, and successfully completes an approved training record book while on board a ship during the 5 years preceding the date of the application.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for MEC 6.
8	<b>Ancillaries and GMDSS</b>	demonstrates an ancillary proficiency in first aid in accordance with rule 32.16.

**32.49 Privileges of Marine engineer class 6**

The privileges of a certificate of competency as Marine engineer class 6 are to perform functions and duties on a motor ship as—

- (a) an engineer on fishing, passenger and non-passenger ships up to 3000 kW propulsion power with systems or warranty conditions (or both) within enclosed water limits; and
- (b) an engineer on passenger ships of up to 750 kW propulsion power within inshore limits for ships with less than 4 systems; and
- (c) an engineer on non-passenger ships of less than 24 metres length of any propulsion power within coastal limits that have engine and system maintenance carried out ashore or under warranty; and
- (d) a second engineer on fishing ships of propulsion power up to 750 kW in the unlimited area; and
- (e) an engineer of fishing ships of less than 24 metres length of any propulsion power that have less than 4 systems within offshore and coastal limits.

**32.50 Marine engineer class 5**

This is a certificate of competency to which the requirements in the following table apply in accordance with rule 32.12.

**Table 7: Table of requirements for MEC 5**

1	<b>Prior Certification</b>	none.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at operational level as required by regulation II/5 of STCW-F.
4	<b>Sea Service</b>	completes approved sea service which involves, at a minimum— (a) 12 months as an engineer on a ship of 100 kilowatts propulsion power or more while holding a current

		<p>certificate as MEC 6, or equivalent; or</p> <p>(b) 24 months on a ship of 100 kilowatts propulsion power or more and successfully completes an approved training record book while on board a ship within the 5 years preceding the date of the application; or</p> <p>(c) 12 months plus 200 hours on a ship of 100 kilowatts propulsion power or more and completion of the approved training record book for MEC 6 while on board a ship during the 5 years preceding the date of the application.</p>
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for MEC 5.
7	<b>Ancillaries and GMDSS</b>	demonstrates an ancillary proficiency in STCW or STCW-F Basic training in accordance with rule 32.16.

**32.51 Privileges of Marine engineer class 5**

The privileges of a certificate of competency as Marine engineer class 5 are to perform functions and duties on a motor ship as—

- (a) an engineer of passenger ships of less than 24 metres length of any propulsion power within coastal limits; and
- (b) an engineer of passenger ships of up to 3000 kilowatts propulsion power within inshore limits on ships that have less than 4 systems and engine and system maintenance carried out ashore or under warranty; and
- (c) an engineer of non-passenger ships of less than 24 metres length of any propulsion power within offshore limits; and
- (d) an engineer of non-passenger ships of any propulsion power within restricted limits; and
- (e) a second engineer of a fishing ship of any propulsion power in any operating area; and
- (f) an engineer of a fishing ship of less than 3000 kilowatts propulsion power within inshore limits that have less than 4 systems and engine and system maintenance carried out ashore or under warranty.

**32.52 Marine engineer class 5 - steam**

This is a certificate of competency to which the requirements in the table following this rule apply in accordance with rule 32.12.

**Table 8: Table of requirements for MEC 5 Steam**

1	<b>Prior Certification</b>	none.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	<p>demonstrates the following competencies at operational level:</p> <p>(a) operation of ship machinery and systems:</p> <p>(b) maintenance of ship machinery and systems:</p> <p>(c) slipway operations.</p>
4	<b>Sea Service</b>	completes approved sea service which involves, at a minimum—

		<p>(a) 36 months sea service, including 12 months, performing duties on steam engines or boilers; or</p> <p>(b) 36 months operating experience, including 12 months, performing duties on steam engines or boilers of a land installation; or</p> <p>(c) 12 months sea service performing duties on steam engines or boilers, or 12 months operating experience in with steam engines or boilers of a land installation, and 2 years craft, industrial or other training of a practical nature that is acceptable to the Director; or</p> <p>(d) the total amount of sea service described in paragraph (a),(b) or (c) reduced by 3 months if the applicant completes training that the Director accepts training in reduction of sea service under rule 32.175; and</p> <p>(e) successfully completes an approved training record book while on board a steam ship during the 5 years preceding the date of the application.</p>
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for MEC 5 steam.
7	<b>Ancillaries and GMDSS</b>	demonstrates an ancillary proficiency in STCW or STCW-F Basic training in accordance with rule 32.16.

**32.53 Privileges of Marine engineer class 5 - steam**

The privileges of a certificate of competency as MEC 5 steam are to perform functions and duties as an engineer—

- (a) on passenger or non-passenger steam ships of any length and propulsion power that do not proceed beyond restricted limits; or
- (b) passenger and non-passenger steam ships of less than 24 metres in length and of less than 500 GT, that operate beyond restricted limits but within coastal or offshore limits.

**32.54 Marine engineer class 5 - motor and steam**

This is a certificate of competency to which the requirements in the table following this rule apply in accordance with rule 32.12.

**Table 9: Table of requirements for Marine engineer class 5 - motor and steam**

1	<b>Prior Certification</b>	none
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	<p>demonstrates the following competencies at operational level:</p> <p>(a) the competencies required by regulation II/5 of STCW-F; and</p> <p>(b) operation and maintenance of ship steam propulsion machinery and systems.</p>
4	<b>Sea Service</b>	completes approved sea service which involves, at a minimum,—

		<p>(a) 36 months sea service, including—</p> <p>(i) 30 months performing duties on diesel engines, and</p> <p>(ii) 6 months performing duties on steam propulsion engines or boilers; or</p> <p>(b) 12 months as an engineer on a ship of 100 kilowatts propulsion power or more while holding a certificate as MEC 6, or equivalent, including—</p> <p>(i) 6 months performing duties on diesel engines, and</p> <p>(ii) 6 months performing duties on steam propulsion engines or boilers; or</p> <p>(c) 24 months on a ship of 100 kilowatts propulsion power or more, including—</p> <p>(i) 18 months performing duties on diesel engines, and</p> <p>(ii) 6 months performing duties on steam propulsion engines or boilers; and</p> <p>(d) successfully completes an approved training record book while on board a steam ship during the 5 years preceding the date of the application.</p>
	<b>Training</b>	successfully completes relevant training.
<b>5</b>	<b>Examination</b>	passes any examinations that the Director may require for MEC 5 motor and steam.

**32.55 Privileges of Marine engineer class 5 - motor and steam**

The privileges of a certificate of competency as MEC 5 motor and steam are—

- (a) the privileges of MEC 5 motor; and
- (b) the privileges of MEC 5 steam.

**32.56 Marine engineer class 4**

This is a certificate of competency to which the requirements in the following table apply in accordance with rule 32.12.

**Table 10: Table of requirements for MEC 4**

<b>1</b>	<b>Prior Certification</b>	none.
<b>2</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>3</b>	<b>Competency and training standard</b>	demonstrates competencies at management level as required by regulation II/5 of STCW-F and STCW A- III/2 as selected by the Director.
<b>4</b>	<b>Sea Service</b>	<p>completes approved sea which involves, at a minimum —</p> <p>(a) 12 months on ships of 250 kilowatts propulsion power or more beyond restricted limits while holding a current certificate as MEC 5, or equivalent; or</p> <p>(b) 12 months on ships of 250 kilowatts propulsion power or more beyond restricted limits together with successful completion of shore-based engineering training that the Director accepts as training in reduction of sea service under rule 32.175; or</p>

		(c) 24 months on ships of 250 kilowatts propulsion power or more beyond restricted limits while holding a current certificate as MEC 6 or equivalent.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for MEC 4.
7	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW or STCW-F Basic training; (b) advanced fire-fighting certificate (STCW); (c) proficiency in survival craft and rescue boats other than fast rescue boats (PISC).

**32.57 Privileges of Marine engineer class 4**

The privileges of a certificate of competency as Marine engineer class 4 are to perform the functions and duties on a motor ship as:

- (a) a chief engineer of passenger and non-passenger ships less than 24 metres length of any propulsion power within coastal and offshore limits; and
- (b) a chief engineer of passenger and non-passenger ships under 3000 GT of any vessel length and propulsion power within restricted limits; and
- (c) a chief engineer of a fishing ship of under 3000 kilowatts in the unlimited area.

*National endorsements*

**32.58 Passenger endorsement for Qualified deck crew**

- (1) This rule applies where Part 31 requires the holder of a Qualified deck crew certificate to have a passenger endorsement.
- (2) The Director must endorse a certificate as Qualified deck crew with a passenger endorsement if the Director is satisfied that the applicant has successfully completed relevant training.

**32.59 Passenger endorsement for Skipper Restricted Limits, Skipper Coastal Offshore and Master Yacht less than 24m**

- (1) The privileges of a certificate of competency as Skipper restricted limits, Skipper coastal/offshore and Master Yacht <24m may be exercised on a passenger ship carrying any number of passengers if the relevant certificate is endorsed (with or without other endorsements) with a passenger endorsement under this rule.
- (2) The Director must endorse a certificate referred to in subrule (1) with a passenger endorsement if the Director is satisfied that the applicant has—
  - (a) completed approved sea service of no less than 6 months while holding a command certificate; and
  - (b) successfully completed relevant training.

**32.60 Skipper Restricted Limits with Cook Strait endorsement**

- (1) The privileges of certificate of competency as Skipper restricted limits may be exercised within a Cook Strait limit that has been assigned in accordance with rule 20.20(5) of Part 20 if the relevant certificate is endorsed with a Cook Strait endorsement.
- (2) The Director must endorse a certificate of competency for Skipper Restricted Limits with a Cook Strait endorsement if the Director is satisfied that the applicant has passed any assessment that the Director may require for the endorsement.

**32.61 Skipper restricted limits endorsed to 24 metres**

- (1) The privileges of a certificate of competency as Skipper restricted limits endorsed to 24 metres are to perform the functions and duties of—
  - (a) a master on passenger or non-passenger ships less than 24 metres length carrying 12 passengers or less within restricted limits; and
  - (b) a master on fishing vessels less than 24 metres length within enclosed, inshore and inshore fishing limits; and
  - (c) a mate on commercial ships of less than 500 GT within restricted limits; and
  - (d) a mate on commercial ships of less than 24 metres length overall within coastal limits.
- (2) The Director must endorse a certificate of competency for Skipper restricted limits to 24 metres if the Director is satisfied that the applicant has completed approved sea service of no less than 6 months on a commercial ship in a deck capacity.

**32.62 Skipper restricted limits endorsed to 500 GT**

- (1) The privileges of a certificate of competency as Skipper restricted limits endorsed to 500 GT are to perform the functions and duties of a—
  - (a) master on passenger or non-passenger ships less than 500 GT carrying 12 passengers or less within restricted limits; and
  - (b) master on fishing vessels of less than 500 GT within enclosed, inshore and inshore fishing limits; and
  - (c) mate on commercial ships of less than 24 metres length overall within coastal limits.
- (2) The Director must endorse a certificate of competency for Skipper restricted limits endorsed to 500 GT if the Director is satisfied that the applicant has—
  - (a) completed approved sea service of no less than 12 months within 5 years preceding the date of the application on ships of 12 metres length or more while holding a current certificate of competency as Skipper restricted limits endorsed to 24 metres, or equivalent, that has included the completion of an approved training record book while on board a ship; and
  - (b) passed any assessment that the Director may require for the endorsement.

**32.63 Skipper Restricted Limits endorsed to between 500 GT and 3000 GT**

- (1) The privileges of a certificate of competency as Skipper restricted limits endorsed to between 500 GT and 3000 GT may be exercised by having command of a relevant ship of between 500 GT and 3000 GT operating exclusively in restricted limits.
- (2) The Director must specify the ship or the class of ships to which the endorsement relates on the endorsement.
- (3) The Director must endorse a certificate of competency as Skipper restricted limits to between 500 and 3000 GT if satisfied that the applicant has—
  - (a) a current endorsement to Skipper restricted Limits endorsed to 500 GT or equivalent; and
  - (b) has successfully completed relevant training for that ship or class of ships; and
  - (c) passed any assessment that the Director may require for the endorsement.

**32.64 Steam endorsement for MEC 5**

- (1) The privileges of a MEC 5 certificate of competency with a steam endorsement include the privileges of MEC 5 steam.
- (2) The Director must endorse a MEC 5 certificate of competency with a steam endorsement if satisfied that the applicant—
  - (a) has successfully completed relevant training that demonstrates the following competencies:

- (i) operation and maintenance of ship steam propulsion machinery and systems;
- (ii) operation and maintenance of ship auxiliary machinery and systems; and
- (b) has completed approved sea service of no less than 6 months, on a steam ship; and
- (c) has successfully completed an approved training record book while on board a steam ship during the 5 years preceding the date of the application; and
- (d) passes any assessment that the Director may require for the endorsement.

**32.65 Square-rigged sailing endorsement**

- (1) The privileges of a certificate of competency issued under this subpart or subpart C as a master or navigational watch-keeper may be exercised on a square-rigged sailing ship if the certificate of competency is endorsed with a square-rigged sailing ship endorsement.
- (2) The Director must endorse a certificate of competency with a square-rigged sailing endorsement if satisfied that the applicant—
  - (a) has either—
    - (i) completed approved sea service of no less than 12 months in a deck capacity on a square-rigged sailing ship; or
    - (ii) completed approved sea service of no less than 6 months in a deck capacity on square-rigged sailing ship and produces testimonials from the master of the ship confirming that the holder was assessed on board ship and found to be competent to serve as master; and
  - (b) has successfully completed relevant training.

**32.66 High-speed ship endorsement**

- (1) The privileges of a certificate of competency issued under this subpart as a master, or any other crew position that enables the person to exercise privileges as a navigational watch-keeper, may be exercised on a high-speed ship if the certificate of competency is endorsed with a high-speed ship endorsement under this rule.
- (2) The Director must endorse a certificate of competency with a high-speed ship endorsement if the Director is satisfied that the applicant meets the requirements set out in subrule (3) or in subrule (4).
- (3) Route 1 is that the applicant has successfully completed relevant training.
- (4) Route 2 is that the applicant—
  - (a) has completed approved sea service of no less than 12 months in the 5 years preceding the date of the application as a master or officer on a high-speed ship; and
  - (b) has a safe operating record that is satisfactory to the Director.

**32.67 Temporary seasonal endorsement on Skipper restricted limits certificates**

- (1) The purpose of this rule is to allow a temporary extension to the operating limits that would otherwise apply in relation to privileges of Skipper restricted limits as an interim measure where there is an adequate seasonal or operational need.
- (2) A person who holds a certificate of competency as Skipper restricted limits may exercise the additional privileges set out in subrule (3) if the person's certificate is endorsed with a temporary seasonal endorsement.
- (3) The additional privileges are to operate within a uniform distance of 100 miles from the coast (being the baseline described in sections 5 and 6 and 6A of the Territorial Sea, Contiguous Zone, and Exclusive Economic Zone Act 1977) on a ship of less than 24 metres length.
- (4) No person may obtain an endorsement under this rule if—
  - (a) he or she has been granted an endorsement under this rule more than once prior to making the application for the endorsement; or



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- (b) the effect of the endorsement would be to permit the Master to operate outside the operating limits that would otherwise apply to the Master for more than 3 months in any 12 month period.
- (5) Subject to subrule (4), the Director must endorse a Skipper restricted limits certificate of competency with a temporary seasonal endorsement if the Director is satisfied that—
  - (a) the applicant demonstrates the ancillary proficiencies required for the issue of a certificate as Skipper coastal/offshore; and
  - (b) there is a clear operational or seasonal need for the endorsement; and
  - (c) the applicant has passed any assessment that the Director may require for the endorsement.
- (6) A person does not contravene rule 20.21 of the maritime rules by reason only that the Master operates the ship in accordance with the operating limit authorised by the endorsement.

**Subpart C – STCW Certificates and prescribed endorsements**

**32.80 Deck watch rating**

This is a certificate of proficiency that corresponds to the STCW certificate under regulation II/4 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 11: Table of requirements for DWR**

<b>1</b>	<b>Age</b>	is at least 16 years of age.
<b>2</b>	<b>Prior Certification</b>	none.
<b>3</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>4</b>	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-II/4 of the Code.
<b>5</b>	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/4 of STCW.
<b>6</b>	<b>Training</b>	successfully completes relevant training.
<b>7</b>	<b>Examinations</b>	passes any examinations that the Director may require for DWR.
<b>8</b>	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW Basic Training: (b) steering certificate.

**32.81 Privileges of Deck watch rating**

The privileges of a certificate of proficiency as Deck watch rating are to perform functions and duties as a deck crew member forming part of a navigational watch on ships of any gross tonnage in any operating area.

**32.82 Able seafarer deck**

This is a certificate of proficiency that corresponds to the STCW certificate under regulation II/5 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

Table 12: Table of requirements for AB Deck

1	<b>Age</b>	is at least 18 years of age.
2	<b>Prior Certification</b>	holds a current certificate as DWR or equivalent.
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-II/5 of the Code .
5	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/5 of STCW.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for AB Deck.
8	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW Basic Training: (b) proficiency in survival craft and rescue boats other than fast rescue boats (PISC).

**32.83 Privileges of Able seafarer deck**

The privileges of a certificate of proficiency as Able seafarer deck are to perform functions and duties as a deck crew member on ships of any gross tonnage in any operating area.

**32.84 Engine room watch rating**

This is a certificate of proficiency that corresponds to the STCW certificate under regulation III/4 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

Table 13: Table of requirements for EWR

1	<b>Age</b>	is at least 16 years of age.
2	<b>Prior Certification</b>	none.
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/4 of the Code.
5	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/4 of STCW.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for EWR.
8	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies for STCW Basic Training in accordance with rule 32.16.

**32.85 Privileges of Engine room watch rating**

The privileges of a certificate of proficiency as Engine room watch rating are to perform functions and duties as a crew member in a manned engine room or a periodically unmanned engine room on ships powered by main propulsion machinery of any propulsion power in any operating area.

**32.86 Able seafarer engine**

This is a certificate of proficiency that corresponds to the STCW certificate under regulation III/5 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 14: Table of requirements for AB Engine**

1	<b>Age</b>	is at least 18 years of age
2	<b>Prior Certification</b>	holds a current certificate of proficiency as EWR or equivalent
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/5 of the Code .
5	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/5 of STCW.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for AB Engine.
8	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies for STCW Basic Training in accordance with rule 32.16.

**32.87 Privileges of Able seafarer engine**

The privileges of a certificate of proficiency as Able seafarer engine are to perform functions and duties as a crew member in a manned engine room or a periodically unmanned engine room on ships powered by main propulsion machinery of any propulsion power in any operating area.

**32.88 Integrated rating**

This is a certificate of proficiency that corresponds to the STCW certificates under regulations II/5 and III/5 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 15: Table of requirements for IR**

1	<b>Prior Certification</b>	holds a current certificate of proficiency as AB deck and AB engine or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	no requirement to demonstrate competencies.
4	<b>Sea Service</b>	completes approved sea service of no less than 18 months

		which involves, at a minimum,— (a) 12 months performing able seafarer deck duties; and (b) 6 months performing able seafarer engine duties.
5	<b>Training</b>	none.
6	<b>Examinations</b>	none.
7	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW Basic Training; (b) proficiency in survival craft and rescue boats other than fast rescue boats (PISC).

**32.89 Privileges of Integrated rating**

The privileges of a certificate of proficiency as Integrated rating are to perform, at support level, functions and duties as—

- (a) a deck crew member on ships of any gross tonnage in any operating area; and
- (b) a crew member in a manned engine room or a periodically unmanned engine room on passenger or non-passenger ships powered by main propulsion machinery of any propulsion power in any operating area.

**32.90 Electro-technical rating**

This is a certificate of proficiency that corresponds to the STCW certificate under regulation III/7 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 16: Table of requirements for ETR**

1	<b>Age</b>	is at least 18 years of age.
2	<b>Prior Certification</b>	none.
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/7 of the Code.
5	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/7 of STCW.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for ETR.
8	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies for STCW Basic Training in accordance with rule 32.16.

**32.91 Privileges of Electro-technical rating**

The privileges of a certificate of proficiency as Electro-technical rating are to perform functions and duties associated with electrical, electronic and control engineering on ships powered by main propulsion machinery of any propulsion power in any operating area.

**32.92 Watchkeeper deck on ships less than 500 GT in near-coastal area**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/3.3 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 17: Table of requirements for Watchkeeper deck <500GT NC**

<b>1</b>	<b>Age</b>	is at least 18 years of age.
<b>2</b>	<b>Prior Certification</b>	none.
<b>3</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>4</b>	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-II/3 of the Code.
<b>5</b>	<b>Sea Service</b>	<p>completes approved sea service which involves, at a minimum—</p> <p>(a) 36 months on a ship of 12 metres length or more, 18 months of which is beyond restricted limits in a deck capacity on a non-fishing vessel; or</p> <p>(b) both —</p> <p>(i) 12 months on a ship of 12 metres length or more, 6 months of which is beyond restricted limits in a deck capacity on a non-fishing vessel; and</p> <p>(ii) training that the Director accepts as training in reduction of sea service under rule 32.175.</p>
<b>6</b>	<b>Training</b>	successfully completes relevant training.
<b>7</b>	<b>Examinations</b>	passes any examinations that the Director may require for Watchkeeper deck <500GT NC.
<b>8</b>	<b>Ancillaries and GMDSS</b>	<p>demonstrates the following ancillary proficiencies in accordance with rule 32.16:</p> <p>(a) STCW Basic Training;</p> <p>(b) advanced fire-fighting;</p> <p>(c) proficiency in survival craft and rescue boats other than fast rescue boats (PISC);</p> <p>(d) medical first aid;</p> <p>(e) GROC.</p>

**32.93 Privileges of Watchkeeper deck on ships less than 500 GT in the near-coastal area**

The privileges of a certificate of competency as Watchkeeper deck on ships less than 500 GT in the near-coastal area are to perform functions and duties as officer in charge of a navigational watch on ships less than 500 GT within coastal and offshore limits.

**32.94 Master on ships less than 500 GT in the near-coastal area**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/3.5 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 18: Table of requirements for Master <500GT NC**

1	<b>Prior Certification</b>	holds a current certificate of competency as Watchkeeper deck <500GT near-coastal or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with in section A-II/3.7 of the Code.
4	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/3 of STCW.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for Master<500GT NC.
7	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW Basic Training; (b) advanced fire-fighting; (c) proficiency in survival craft and rescue boats other than fast rescue boats (PISC); (d) medical first aid; and (e) GROC.

**32.95 Privileges of Master on ships less than 500 GT in the near-coastal area**

The privileges of a certificate of competency as Master on ships less than 500 GT in the near-coastal area are to perform the functions and duties of a master on ships less than 500GT in the coastal and offshore limits.

**32.96 Master on ships less than 500 GT**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/2 and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 19: Table of requirements for Master<500GT**

1	<b>Prior Certification</b>	holds a current certificate of competency as Master <500GT NC or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with sections A-II/2 of the Code.
4	<b>Sea Service</b>	completes approved sea service which involves, at a minimum— (a) 36 months sea service as officer in charge of a navigational watch on ships of either 24 metres length or more, or 80 GT or more, while holding a certificate as Master <500GT NC or Watchkeeper deck<500GT NC, or their equivalents including:

		<ul style="list-style-type: none"> <li>(i) 12 months served while holding a certificate as Master &lt;500GT NC, or equivalent; and</li> <li>(ii) 24 months served on ships on voyages of at least 24 hours duration; or</li> </ul> <p>(b) 24 months sea service in charge of a navigational watch aboard ships of either 24 metres length or more, or 80 GT or more, at least 12 months of which is served as Chief Mate or Master while holding a certificate as Master &lt;500GT NC, or equivalent.</p>
	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for Master<500GT.
<b>7</b>	<b>Ancillaries and GMDSS</b>	<p>(a) demonstrates the following ancillary proficiencies in accordance with rule 32.16:</p> <ul style="list-style-type: none"> <li>(i) STCW Basic Training:</li> <li>(ii) advanced fire-fighting:</li> <li>(iii) proficiency in survival craft and rescue boats other than fast rescue boats (PISC):</li> <li>(iv) charge of medical care on board ship; and</li> </ul> <p>(b) holds a current GMDSS certificate of competency.</p>

**32.97 Privileges of Master on ships less than 500 GT**

The privileges of a certificate of competency as Master on ships less than 500 GT are to perform the functions and duties of—

- (a) a master on ships of less than 500 GT operating in any operating area; and
- (b) if 6 months of the approved sea service has been served on a commercial ship of 500 GT or more that is not a fishing vessel, a chief mate on ships less than 3000 GT within the restricted, coastal and offshore limits; and
- (c) if 24 months of the approved sea service has been served on a commercial ship of 500 GT or more that is not a fishing vessel, master on passenger and non-passenger ships less than 3000 GT within restricted, coastal and offshore limits.

**32.98 Watchkeeper deck**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/1 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 20: Table of requirements for Watchkeeper deck**

<b>1</b>	<b>Age</b>	is at least 18 years of age.
<b>2</b>	<b>Prior Certification</b>	none.
<b>3</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>4</b>	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-II/1 of the Code .
<b>5</b>	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/1 of STCW.

6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for Watchkeeper Deck.
8	<b>Ancillaries and GMDSS</b>	(a) demonstrates the following ancillary proficiencies in accordance with rule 32.16: (i) STCW Basic Training; (ii) advanced fire-fighting; (iii) proficiency in survival craft and rescue boats other than fast rescue boats (PISC); (iv) medical first aid; and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.99 Privileges of Watchkeeper deck**

The privileges of a certificate of competency as Watchkeeper deck are to perform the functions and duties of officer in charge of a navigational watch on ships of any gross tonnage in any operating area.

**32.100 Chief mate on ships less than 3000 GT**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/2.3 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 21: Table of requirements for Chief Mate <3000GT**

1	<b>Prior Certification</b>	holds a current certificate of competency as Watchkeeper deck or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with A-II/2 of the Code .
4	<b>Sea Service</b>	none required.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for Chief mate <3000GT.
7	<b>Ancillaries and GMDSS</b>	(a) demonstrates the ancillary proficiencies required for Watchkeeper deck in accordance with rule 32.16; and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.101 Privileges of Chief mate on ships less than 3000 GT**

The privileges of a certificate of competency as Chief mate on ships less than 3000 GT are to perform the functions and duties of a chief mate on ships of less than 3000 GT in any operating area.



**32.102 Master on ships less than 3000 GT**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/2.3 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 22: Table of requirements for Master <3000GT**

1	<b>Prior Certification</b>	holds a current certificate of competency as Watchkeeper deck or Chief mate <3000GT or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-II/2 of the Code.
4	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/2.4 of STCW.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for Master<3000GT.
7	<b>Ancillaries and GMDSS</b>	(a) demonstrates the following ancillary proficiencies in accordance with rule 32.16— (i) the ancillary proficiencies required for Watchkeeper deck; (ii) charge of medical care on board ship; and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.103 Privileges of Master on ships less than 3000 GT**

The privileges of a certificate of competency as Master on ships less than 3000 GT are to perform the functions and duties of—

- (a) a master on ships less than 3000 GT in any operating area; and
- (b) an officer in charge of the navigational watch on ships of any gross tonnage in any operating area.

**32.104 Chief mate**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 23: Table of requirements for Chief mate**

1	<b>Prior Certification</b>	holds a current certificate of competency as Watchkeeper deck or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-II/2 of the Code.

4	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements in regulation II/2 of STCW.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for Chief mate.
7	<b>Ancillaries and GMDSS</b>	(a) demonstrates the following ancillary proficiencies in accordance with rule 32.16— (i) the ancillary proficiencies required for Watchkeeper Deck; (ii) charge of medical care on board a ship; and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.105 Privileges of Chief mate**

The privileges of a certificate of competency as Chief mate are to perform the functions and duties of a chief mate of ships of any gross tonnage in any operating area.

**32.106 Master**

This is a certificate of competency that corresponds to the STCW certificate under regulation II/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 24: Table of requirements for Master**

1	<b>Prior Certification</b>	holds a current certificate of competency as Watchkeeper deck or Chief mate or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-II/2 of the STCW Code.
4	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/2 of STCW.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for Master.
7	<b>Ancillaries and GMDSS</b>	(a) demonstrates the following the ancillary proficiencies in accordance with rule 32.16— (i) the ancillary proficiencies required for Watchkeeper deck; (ii) charge of medical care on board a ship; and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.107 Privileges of Master**

The privileges of a certificate of competency as Master are to perform the functions and duties of a master on ships of any gross tonnage in any operating area.

**32.108 Chief mate yacht**

This is a certificate of competency that corresponds to regulation II/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 25: Table of requirements for Chief mate yacht**

<b>1</b>	<b>Age</b>	is at least 18 years of age.
<b>2</b>	<b>Prior Certification</b>	none.
<b>3</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>4</b>	<b>Competency and training standard</b>	demonstrates competencies at management level in functions prescribed in A-II/1 and A-II/2 of the STCW Code as approved by the Director as appropriate for the certificate.
<b>5</b>	<b>Sea Service</b>	<p>completes approved sea service which involves, at a minimum—</p> <ul style="list-style-type: none"> <li>(a) 36 months sea service, that is documented in an approved training record book, operating in a deck capacity while holding a SRL certificate or equivalent including— <ul style="list-style-type: none"> <li>(i) 6 months performing navigational watchkeeping duties under the supervision of a master or deck officer; and</li> <li>(ii) 12 months on ships of 12 metres length or more operating beyond restricted limits; or</li> </ul> </li> <li>(b) 24 months yacht sea service, and successful completion of training that the Director accepts as training in reduction of sea service under rule 32.175, which sea service includes— <ul style="list-style-type: none"> <li>i) 500 days actual sea service, which includes 6 months of performing navigational watchkeeping duties under the supervision of a master or deck officer; and</li> <li>ii) 230 days of any combination of actual sea service, stand-by service or yard service.</li> </ul> </li> </ul>
<b>6</b>	<b>Training</b>	successfully completes relevant training.
<b>7</b>	<b>Examinations</b>	passes any examinations that the Director may require for Chief mate yacht.
<b>8</b>	<b>Ancillaries and GMDSS</b>	<ul style="list-style-type: none"> <li>(a) demonstrates the following ancillary proficiencies in accordance with rule 32.16: <ul style="list-style-type: none"> <li>(i) STCW Basic Training:</li> <li>(ii) advanced fire-fighting:</li> <li>(iii) proficiency in survival craft and rescue boats other than fast rescue boats (PISC):</li> <li>(iv) charge of medical care aboard ship; and</li> </ul> </li> <li>(b) holds a current certificate of competency as a GMDSS radio operator.</li> </ul>

**32.109 Privileges of Chief mate yacht**

The privileges of a certificate of competency as Chief mate yacht are to perform the functions and duties of a chief mate on a superyacht of less than 3000GT in any operating area.

**32.110 Master yacht less than 500GT**

This is a certificate of competency that is a STCW certificate under regulation II/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 26: Table of requirements for Master Yacht <500GT**

<b>1</b>	<b>Prior Certification</b>	holds a current certificate of competency as Chief mate yacht or equivalent.
<b>2</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>3</b>	<b>Competency and training standard</b>	demonstrates competencies at management level in functions prescribed in A-II/2 of the STCW Code as approved by the Director as appropriate for the Certificate.
<b>4</b>	<b>Sea Service</b>	completes approved sea service while holding a current certificate as Chief mate yacht, or equivalent, which involves, at a minimum— (a) 12 months onboard yacht service in a deck officer capacity; and (b) 120 days of watchkeeping service.
<b>5</b>	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for Master yacht<500GT.
<b>7</b>	<b>Ancillaries and GMDSS</b>	(a) demonstrates the ancillary proficiencies required for Chief Mate Yacht in accordance with rule 32.16; and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.111 Privileges of Master yacht less than 500 GT**

The privileges of a certificate of competency as Master yacht less than 500 GT are to perform the functions and duties of a master on a superyacht less than 500 GT in any operating area.

**32.112 Master yacht**

This is a certificate of competency that corresponds is a STCW certificate under regulation II/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 27: Table of requirements for Master yacht**

<b>1</b>	<b>Prior Certification</b>	holds a current certificate of competency as Chief mate yacht or equivalent.
<b>2</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.

3	<b>Competency and training standard</b>	demonstrates competencies at management level in functions prescribed in A-II/2 of the STCW Code as approved by the Director as appropriate for the certificate.
4	<b>Sea Service</b>	<p>completes approved sea service—</p> <p>(a) while holding a current certificate of competency as Chief mate yacht, or equivalent which involves, at a minimum—</p> <ul style="list-style-type: none"> <li>(i) 240 days of watchkeeping service; and</li> <li>(ii) 24 months onboard yacht service in deck officer capacity including: <ul style="list-style-type: none"> <li>(A) 12 months on a ship that is either 24 metres length or more or more than 80GT; or</li> <li>(B) 6 months on a ship 500 GT or more; or</li> </ul> </li> </ul> <p>(b) while holding a current certificate of competency as Master Yacht less than 500 gross tonnage, or equivalent, which involves, at a minimum—</p> <ul style="list-style-type: none"> <li>(i) 120 days of watchkeeping service, and</li> <li>(ii) 12 months onboard yacht service in a deck officer capacity, including: <ul style="list-style-type: none"> <li>(A) 6 months on a ship of either 24 metres length or more or 80 GT or more; or</li> <li>(B) 3 months on a ship of 500 GT or more.</li> </ul> </li> </ul>
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for Master yacht.
7	<b>Ancillaries and GMDSS</b>	<p>(a) demonstrates the ancillary proficiencies required for Chief mate yacht &lt;3000GT in accordance with rule 32.16; and</p> <p>(b) holds a current certificate of competency as a GMDSS radio operator.</p>

**32.113 Privileges of Master yacht**

The privileges of a certificate of competency as Master yacht are to perform the functions and duties of a master on a superyacht in any operating area.

**32.114 GMDSS radio operator**

This is a certificate of competency for those exercising privileges as a navigational watchkeeper that corresponds to the STCW certificate under regulation IV/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 28: Table of requirements for GMDSS radio operator**

1	<b>Age</b>	is at least 18 years of age.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-IV/2 of the Code .
4	<b>Sea Service</b>	not applicable.

5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for GMDSS radio operator.
7	<b>Ancillaries</b>	demonstrates a GOC ancillary proficiency in accordance with rule 32.16.

**32.115 Privileges of GMDSS radio operator**

The privileges of a certificate of competency as a GMDSS radio operator are to perform, as a navigational watchkeeper, at operational level, the functions and duties of a radio operator on a ship required to participate in the GMDSS to which Subpart B of Part 31 applies.

**32.116 Radio officer**

This is a certificate of competency that corresponds to the STCW certificate under regulation IV/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 29: Table of requirements for Radio officer**

1	<b>Age</b>	is at least 18 years of age.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-IV/2 of the Code .
4	<b>Sea Service</b>	not applicable.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for radio officer.
7	<b>Ancillaries</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW Basic training: (b) GOC.

**32.117 Privileges of Radio officer**

The privileges of a certificate of competency as a radio officer are to perform, at operational level, the functions and duties of a radio officer on a ship required to participate in the GMDSS to which Subpart B of Part 31 applies.

**32.118 Electro-technical officer**

This is a certificate of competency that corresponds to the STCW certificate under regulation III/6 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 30: Table of requirements for ETO**

1	<b>Age</b>	is at least 18 years of age.
2	<b>Prior Certification</b>	none.

3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/6 of the Code.
5	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/6 of STCW.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for ETO.
8	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW Basic Training: (b) advanced fire-fighting: (c) proficiency in survival craft and rescue boats other than fast rescue boats (PISC): (d) medical first aid.

**32.119 Privileges of Electro-technical officer**

The privileges of a certificate of competency as Electro-technical officer are to perform functions and duties associated with electrical, electronic and control engineering at an operational level on a passenger or non-passenger ships powered by main propulsion machinery of any propulsion power in any operating area.

**32.120 Marine engineer class 3**

This is a certificate of competency that corresponds to the STCW certificate under regulation III/1 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 31: Table of requirements for MEC 3**

1	<b>Age</b>	is at least 18 years of age.
2	<b>Prior Certification</b>	none.
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/I of the Code.
5	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/1 of STCW and that is documented in an approved training record book.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for MEC 3.
8	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in

		<p>accordance with rule 32.16:</p> <p>(a) STCW Basic Training;</p> <p>(b) advanced fire-fighting;</p> <p>(c) proficiency in survival craft and rescue boats other than fast rescue boats (PISC);</p> <p>(d) medical first aid.</p>
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**32.121 Privileges of Marine engineer class 3**

The privileges of a certificate of competency as Marine engineer class 3 are to perform functions and duties as—

- (a) an officer in charge of engineering watch at an operational level in a manned engineering watch in a manned engine room; and
- (b) a designated duty engineer in a periodically unmanned engine room on ships powered by main propulsion machinery of any propulsion power.

**32.122 Marine engineer class 2 on ships less than 3000 kW**

This is a certificate of competency that corresponds to the STCW certificate under regulation III/3 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 32: Table of requirements for MEC 2 <3000kW**

<b>1</b>	<b>Prior Certification</b>	holds a current certificate of competency as MEC 3 or equivalent.
<b>2</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>3</b>	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/3 of the Code.
<b>4</b>	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/3 of STCW.
<b>5</b>	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for MEC 2<3000kW.
<b>7</b>	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies required for MEC 3 in accordance with rule 32.16.

**32.123 Privileges of Marine engineer class 2 on ships less than 3000 kW**

The privileges of a certificate of competency as Marine engineer class 2 on ships less than 3000 kW are to perform functions and duties as a second engineer on ships propelled by main propulsion machinery of less than 3000 kW in any operating area.

**32.124 Marine engineer class 2**

This is a certificate of competency that corresponds to the STCW certificate under regulation III/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.



**Table 33: Table of requirements for MEC 2**

1	<b>Prior Certification</b>	holds a current certificate of competency as MEC 3 or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/2 of the Code .
4	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/2 of STCW.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for MEC 2.
7	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies required for MEC 3 in accordance with rule 32.16.

**32.125 Privileges of Marine engineer Class 2**

The privileges of person who holds a certificate of competency as Marine engineer class 2 are to perform the functions and duties of—

- (a) a second engineer or more on ships powered by main propulsion machinery of any propulsion power in any operating area; and
- (b) a chief engineer of fishing ships of any propulsion power in any operating area.

**32.126 Marine engineer Class 2 endorsed Chief engineer**

This is a certificate of competency that corresponds to the STCW certificate under regulation III/3 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 34: Table of requirements for MEC 2 ECE**

1	<b>Prior Certification</b>	holds a current certificate of competency as MEC 3 or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/3 of the Code.
4	<b>Sea Service</b>	completes approved sea service that at a minimum, meets the requirements described in regulation III/3 of STCW.
5	<b>Training</b>	successfully completes relevant training.
6	<b>Examinations</b>	passes any examinations that the Director may require for MEC 2 ECE.
7	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies required for MEC 3 in accordance with rule 32.16.

**32.127 Privileges of Marine engineer class 2 endorsed Chief engineer**

The privileges of a certificate of competency as Marine engineer class 2 endorsed Chief engineer are to perform the functions and duties of—

- (a) a chief engineer on ships powered by main propulsion machinery of less than 3000kW in any operating area; and
- (b) a second engineer on ships powered by main propulsion machinery of any propulsion power in any operating area.

**32.128 Marine engineer class 1**

This is a certificate of competency that corresponds to the STCW certificate under regulation III/2 of STCW and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 35: Table of requirements for MEC 1**

<b>1</b>	<b>Prior Certification</b>	holds a current certificate of competency as or MEC 2 or MEC 3 or equivalent.
<b>2</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>3</b>	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in the STCW Code in accordance with section A-III/2 of the Code.
<b>4</b>	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation III/2 of STCW.
<b>5</b>	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for MEC 1.
<b>7</b>	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies required for MEC 3 in accordance with rule 32.16.

**32.129 Privileges of Marine Engineer Class 1**

The privileges of a certificate of competency as Marine engineer class 1 are to perform the functions and duties of a chief engineer officer on ships powered by main propulsion machinery of any propulsion power in any operating area.

*Endorsements*

**32.130 Basic tanker endorsement for oil and chemical tankers or for liquefied gas tankers**

- (1) This is an endorsement that corresponds to the STCW requirements for basic tanker training under regulations V/1-1 and V/1-2 of STCW, as applicable.
- (2) For the purposes of rule 32.12 the following table of requirements applies:

**Table 36: Table of requirements for basic tanker endorsements**

<b>1</b>	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in regulation V/1-1-2 of STCW (oil and chemical tankers) or regulation V/1-2-2 of STCW (liquefied gas tankers).
<b>2</b>	<b>Sea Service</b>	as an alternative to the training described in row 3, completes approved sea service that, at a minimum, meets the

		requirements described in regulation V/1-1-2 of STCW (oil and chemical tankers) or regulation V/1-2-2 of STCW (liquefied gas tankers); or
3	<b>Training</b>	as an alternative to the approved sea service described in row 2, successfully completes relevant training.
4	<b>Ancillaries</b>	demonstrates an ancillary proficiency in STCW basic training in accordance with rule 32.16.

**32.131 Privileges of holder of basic tanker endorsement**

The privileges of a person who holds a certificate of competency or certificate of proficiency issued under this subpart that is endorsed with a basic tanker endorsement for an oil or chemical tanker or for a liquefied gas tanker are to perform designated duties related to cargo or cargo equipment on a tanker of the relevant type.

**32.132 Advanced tanker training endorsement for oil, chemical or liquefied gas tankers**

- (1) This is an endorsement that corresponds to the STCW requirements for advanced tanker training under regulations V/1-1 or V/1-2 of STCW, as applicable.
- (2) For the purposes of rule 32.12 the following table of requirements applies:

**Table 37: Table of requirements for advanced tanker endorsements**

1	<b>Prerequisites</b>	applicable basic tanker endorsement for tankers (oil and chemical or liquefied gas tankers).
1	<b>Competency and training standard</b>	demonstrates competencies at the level prescribed in regulation V/1-1-4 (oil tankers), V/1-1-6 (chemical tankers) or V/1-2-4 (liquefied gas tankers) of STCW (as applicable).
2	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation V/1-1-4 (oil tankers), V/1-1-6 (chemical tankers) or V/1-2-4 (liquefied gas tankers) of STCW as applicable.
3	<b>Training</b>	successfully completes relevant training.
4	<b>Ancillaries</b>	demonstrates the ancillary proficiencies for STCW basic training in accordance with rule 32.16.

**32.133 Privileges of holder of advanced tanker endorsement**

The privileges of a person who holds a certificate that is endorsed with an advanced tanker training endorsement for an oil, chemical or liquefied gas tanker are to perform designated duties:

- (a) as part of the exercise privileges as a master, chief engineer officer, chief mate or a second engineer officer in accordance with a certificate of competency on a tanker of the relevant type; and
- (b) generally as a person with immediate responsibility for loading, discharging, care in transit, handling of cargo, tank cleaning or other cargo-related operations on a tanker of the relevant type.

**32.134 Ancillary certificates of proficiency for tankers issued to masters, officers, or ratings**

- (1) The Director may, where a person meets the requirements for an endorsement issued under rules 32.130 or 32.132, issue a certificate to be called an ancillary certificate of proficiency, in the place of or in addition to the endorsements provided for in rule 32.130 or 32.132.

- (2) An applicant for an ancillary certificate of proficiency must follow the process relating to an application for the relevant endorsement, and indicate on his or her application that the person seeks the issue of a certificate under this rule.

**Subpart D – National (STCW-F aligned) certificates of competency**

**32.150 Advanced deck-hand – fishing**

This is a certificate of proficiency that corresponds to the recommendations under resolution 4 of the Conference of the Parties to STCW-F and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 38: Table of requirements for ADH-F**

1	<b>Age</b>	is at least 16 years of age.
2	<b>Prior Certification</b>	none.
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at support level in accordance with the Annex to resolution 4 of the Conference of the Parties to STCW-F .
5	<b>Sea Service</b>	completes approved sea service that, at minimum, involves 6 months on a fishing vessel operating beyond enclosed water limits and completion of an approved training record book while on board a ship.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for ADH-F.
8	<b>Ancillaries and GMDSS</b>	demonstrates the ancillary proficiencies for STCW-F basic training in accordance with rule 32.16.

**32.151 Privileges of Advanced deck-hand – fishing**

The privileges of a certificate of proficiency as Advanced deckhand – fishing are to perform the functions and duties of deckhand aboard fishing vessels of any length in any operating area.

**32.152 Mate fishing vessel – limited**

This is a certificate of competency that corresponds to the STCW-F certificate under regulation II/4 of STCW-F and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 39: Table of requirements for MFV**

1	<b>Age</b>	is at least 18 years of age.
2	<b>Prior Certification</b>	none.
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training</b>	demonstrates competencies at management level as described

	<b>standard</b>	in the appendix to regulation II/4 of STCW-F.
<b>5</b>	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/4 of STCW-F.
<b>6</b>	<b>Training</b>	successfully completes relevant training.
<b>7</b>	<b>Examinations</b>	passes any examinations that the Director may require for MFV.
<b>8</b>	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW-F Basic Training; (b) GROC.

**32.153 Privileges of Mate fishing vessel – limited**

The privileges of a certificate of competency as Mate fishing vessel – limited are to perform the functions and duties of—

- (a) a mate on fishing vessels of less than 45 metres in length operating in inshore fishing limits and limited waters; and
- (b) a watchkeeper on fishing vessels of any length in unlimited waters.

**32.154 Skipper fishing vessel – limited**

This is a certificate of competency that corresponds to the STCW-F certificate under regulation II/3 of STCW-F and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 40: Table of requirements for SFV**

<b>1</b>	<b>Prior Certification</b>	holds a current certificate of competency as MFV or equivalent.
<b>2</b>	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
<b>3</b>	<b>Competency and training standard</b>	demonstrates the competencies at management level as described in the appendix to regulation II/3 of STCW-F .
<b>4</b>	<b>Sea Service</b>	completes approved sea service which involves, at a minimum, at least 12 months on a fishing vessel of 12 metres length or more beyond restricted limits while holding a current certificate as Mate Fishing Vessel, or equivalent.
<b>5</b>	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for SFV
<b>7</b>	<b>Ancillaries and GMDSS</b>	demonstrates the following ancillary proficiencies in accordance with rule 32.16: (a) STCW-F Basic Training; (b) GROC.

**32.155 Privileges of Skipper fishing vessel – limited**

The privileges of a certificate of competency as Skipper fishing vessel – limited are to perform the functions and duties of:

- (a) a master on fishing vessels of 24 metres length or more but less than 45 metres length operating in inshore fishing limits and limited waters; and
- (b) a master of passenger and non-passenger ships of less than 24 metres length overall in inshore fishing limits and limited waters.

**32.156 Mate fishing vessel – unlimited**

This is a certificate of competency that corresponds to the STCW-F certificate under regulation II/2 of STCW-F and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 41: Table of requirements for MFV-U**

1	<b>Age</b>	is at least 18 years of age.
2	<b>Prior Certification</b>	none.
3	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
4	<b>Competency and training standard</b>	demonstrates competencies at management level as described in the appendix to regulation II/2 of STCW-F.
5	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/2 of STCW-F.
6	<b>Training</b>	successfully completes relevant training.
7	<b>Examinations</b>	passes any examinations that the Director may require for MFV-U.
8	<b>Ancillaries and GMDSS</b>	(a) demonstrates the following ancillary proficiencies in accordance with rule 32.16: (i) STCW-F Basic Training; (ii) advanced fire-fighting; (iii) proficiency in survival craft and rescue boats other than fast rescue boats (PISC); and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.157 Privileges of Mate fishing vessel – unlimited**

The privileges of a certificate of competency as Mate fishing vessel – unlimited are to perform the functions and duties of mate on fishing vessels of any size in any operating area.

**32.158 Skipper fishing vessel – unlimited**

This is a certificate of competency that corresponds to the STCW-F certificate under regulation II/1 of STCW-F and to which the requirements in the following table apply in accordance with rule 32.12.

**Table 42: Table of requirements for SFV-U**

1	<b>Prior Certification</b>	holds a current certificate as MFV-U or equivalent.
2	<b>Medical and eyesight requirements</b>	meets the applicable requirements of Part 34.
3	<b>Competency and training</b>	demonstrates the competencies at management level as

	<b>standard</b>	described in the appendix to regulation II/1 of STCW-F .
<b>4</b>	<b>Sea Service</b>	completes approved sea service that, at a minimum, meets the requirements described in regulation II/1 of STCW-F.
<b>5</b>	<b>Training</b>	successfully completes relevant training.
<b>6</b>	<b>Examinations</b>	passes any examinations that the Director may require for SFV-U.
<b>7</b>	<b>Ancillaries and GMDSS</b>	(a) demonstrates the following ancillary proficiencies in accordance with rule 32.16 or equivalents: (i) STCW-F Basic Training; (ii) advanced fire-fighting; (iii) proficiency in survival craft and rescue boats other than fast rescue boats (PISC); (iv) medical first aid; and (b) holds a current certificate of competency as a GMDSS radio operator.

**32.159 Privileges of Skipper fishing vessel – unlimited**

The privileges of a certificate as Skipper fishing vessel – unlimited are to perform the functions and duties of a master on fishing vessels of any length operating in any operating area.

**Subpart E – Miscellaneous**

**32.170 Schedule of ancillary proficiencies**

The Schedule to this Part sets out—

- (a) the ancillary proficiencies for the purpose of rule 32.16 and the other provisions of this Part; and
- (b) the status of each ancillary proficiency (whether related to a national standard, an STCW standard, or a national standard aligned to STCW-F); and
- (c) the applicable competency and training standard that relates to each ancillary proficiency; and
- (d) in column 4, the type of evidence that may be submitted to the Director to show that a person has achieved the relevant competency and training standard for the ancillary proficiency; and
- (d) in column 6, the type of evidence that may be submitted to the Director to show that a person continues to meet the competency and training standard for the ancillary proficiency (where required).

**32.171 Power of Director to publish the detail of applicable competencies for purpose of this Part**

- (1) For the purpose of section 48 of the Act, the Director may publish the detail of any competency and training standard provided for in this Part on the official website of Maritime New Zealand in the form of a competency framework that is consistent with the prescribed standard.
- (2) A competency framework must specify—
  - (a) a breakdown of competencies that relate to the duties and functions to be performed by the holder of the certificate or prescribed endorsement or ancillary proficiency to which the competency and training standard relates, which may provide further detail than the relevant competency and training standard set out in this Part; and

- (b) the areas of knowledge, understanding and proficiency that relate to the competencies; and
- (c) methods by which competence may be demonstrated; and
- (d) criteria for evaluating competence.

**32.172 Power of Director to approve format and content of training record books required to be approved under this Part**

- (1) For the purpose of section 48 of the Act, the Director may approve the format and content of a training record book required to be approved under this Part or approve a variation of the format of a training record book that has already been approved.
- (2) A training record book is not invalid because it contains minor differences from the approved format or content or graphical enhancements as long as the training book has the same substantive effect as the format and content approved by the Director.

*Sea service*

**32.173 Approval of sea service**

The Director may approve sea service, if satisfied—

- (a) in any case in which this Part does not specifically provide for the period in which sea service must have been served, that it has been served in the 10 years preceding the date that the relevant application is made for which sea service requirements apply; and
- (b) the sea service is appropriate to the certificate or endorsement applied for or which a person seeks to renew, taking into account the criteria in rule 32.174; and
- (c) that the sea service meets any minimum requirements stated in the relevant requirements for the certificate or endorsement as set out in this Part; and
- (d) the applicant has provided proof of having completed the sea service.

**32.174 Criteria relating to approval of sea service**

For the purpose of rule 32.173, the Director must take into account the following, as applicable—

- (a) the purpose of sea service requirements, which is—
  - (i) to provide adequate instruction and practice in relevant safe and proper practices, procedures and routines aboard relevant ships, with appropriate supervision as necessary; and
  - (ii) to ensure that the instruction and practice is provided on a ship of a relevant size and type, carrying out a relevant operation, within relevant operating limits (as appropriate for the certificate, prescribed endorsement or ancillary proficiency for which it is required); and
  - (iii) in a case relating to of a certificate or prescribed endorsement, to provide a means by which to establish a person continues to be competent in the matters set out in paragraphs (i) and (ii); and
- (b) the duties that the applicant has performed including their type, duration and frequency and the level of responsibility at which they are performed; and
- (c) the frequency and duration of voyages; and
- (d) the capacity in which the applicant has served; and
- (e) any other matter that the Director considers appropriate in the interests of maritime safety.

**32.175 Training in reduction of sea service**

- (1) The Director may, for the purposes of determining whether a person has completed the sea service required for the purpose of the issue of a certificate or prescribed endorsement under this Part, or, in accordance with rule 32.176 in relation to the renewal of a certificate or



prescribed endorsement under this Part, accept any training in full or part satisfaction of the required sea service if the Director is satisfied that—

- (a) the training is equivalent to the sea service that would otherwise be required taking into account the purpose of sea service; and
  - (b) the training is adequately documented in an approved training record book in accordance with rule 32.18 or, where there is no requirement for an approved training record book, other documentation that the Director considers acceptable; and
  - (c) acceptance of the training—
    - (i) will not pose a risk or danger to the safety of any person, to property, or to the marine environment; and
    - (ii) in relation to any certificate or endorsement that is an STCW or national STCW-F aligned certificate, is consistent with STCW or STCW-F, as applicable.
- (2) The Director must limit the extent to which sea service is reduced under this rule in accordance with any specific requirements for the certificate or endorsement as set out in this Part.

**32.176 Equivalents to sea service for the purpose of renewal**

- (1) If the Director is satisfied of the matters set out in subrule (3), the Director may approve one or more of the equivalents set out in subrule (2) in full or part satisfaction of any requirement for sea service for renewal of a certificate or endorsement.
- (2) The equivalents that the Director may consider for the purposes of subrule (1) are—
  - (a) performing functions appropriate to the certificate to be renewed in a supernumerary capacity, or in a lower officer rank than that for which the certificate to be renewed is valid, for a period of not less than 3 months, immediately preceding the application for renewal; or
  - (b) employment in a relevant shore-based role, subject to the requirements in rule 32.21; or
  - (c) the performance of relevant functions, subject to the requirements in rule 32.21;
  - (d) passing a relevant examination or assessment;
  - (e) successful completion of training.
- (3) The Director must be satisfied the equivalent meets the purpose of sea service, as set out in rule 32.174, and the criteria for renewal set out in rule 32.20 or 32.24 (as applicable).

**32.177 Calculation of sea service on voyages of 24 hours or more for sea service requirements expressed in days or months**

- (1) For the purposes of this rule and rule 32.178, **voyage**—
  - (a) means a voyage between a port or place of departure and a ship's final port or place of arrival (including a voyage back to the same port or place of departure without arriving at any other port); and
  - (b) includes a period of 24 hours or more where the seafarer is signed on or employed on the vessel and remains on board.
- (2) Subject to rule 32.178, where a requirement for sea service is expressed in days or months, the Director must calculate sea service as follows—
  - (a) from the date of commencing work on the ship to the date of discharge, both dates inclusive; and
  - (b) by counting each whole calendar month during the period described in subrule (1) as 1 month; and
  - (c) by adding days that do not fall within a whole calendar month as described in subrule (1); with each addition of 30 days to be taken as a month.
- (3) The following periods must be excluded from the calculation set out in subrule (2)—
  - (a) periods on leave; and

- (b) extended periods in port unless, in the Director's opinion, duties performed during that period have particular relevance to the certificate or prescribed endorsement to which the sea service calculation applies.

- (4) This rule is subject to rule 32.180(2).

**32.178 Calculation of sea service on voyages of less than 24 hours for sea service requirements expressed in days or months**

- (1) Subject to anything to the contrary in this Part, where a requirement for sea service is expressed in days, the Director must calculate sea service on voyages of less than 24 hours by calculating the number of days as follows—
  - (a) by counting each period of 8 or more hours worked within each period of 24 hours as 1 day's service; or
  - (b) at the Director's discretion by counting periods of more than 8 hours within each period of 24 hours at a rate of more than 1 day (which may be expressed in decimal points) if the Director is satisfied there are satisfactory arrangements in place to manage fatigue.
- (2) Subject to anything to the contrary in this Part, where a requirement for sea service is expressed in months, the Director must calculate sea service on voyages of less than 24 hours by—
  - (a) calculating the number of months made up of days, as follows—
    - (i) by counting each period of 8 or more hours worked within each period of 24 hours as 1 day's service; or
    - (ii) at the Director's discretion, by counting periods of more than 8 hours within each period of 24 hours at a rate of more than 1 day (which may be expressed in decimal points) if the Director is satisfied there are satisfactory arrangements in place to manage fatigue; and
    - (iii) counting each addition of 20 days or more in each 30 day period as 1 month's service; and
  - (b) following the calculation described in paragraph (a), calculating any additional hours as follows—
    - (i) by adding together any additional hours (other than hours worked during the time periods described in subrule (a)) worked over 20 days or more in each 30 day period; and
    - (ii) counting each addition of 160 hours or more in each 30 day period as 1 month's sea service; and
    - (iii) where insufficient hours are accrued in a period of 30 days, additional hours may be accrued until 160 hours have been obtained, and this shall count as 1 month's sea service; and
  - (c) following the calculation set out in paragraphs (a) and (b), adding the 2 totals together to arrive at the total amount of sea service.

- (3) This rule is subject to rule 32.180(2).

**32.179 Calculation of sea service for sea service requirements expressed in hours or days**

- (1) Subject to the other provisions of this Part and to subrule (2), where a requirement for sea service is expressed in hours, the Director must calculate sea service by adding together the number of hours worked.
- (2) No more than 8 hours in any 24 hour period may be counted.

**32.180 Sea service involving the performance of watchkeeping duties**

- (1) Where this Part requires sea service involving the performance of watchkeeping duties, the Director may—

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- (a) require evidence of the performance of different types of relevant duties and allocate a proportional amount of sea service involving watchkeeping duties in relation to each type; and
  - (b) to the extent that the Director considers appropriate, accept evidence of duties performed as part of other rostered arrangements provided that in the Director's opinion those duties are arranged so as to adequately manage fatigue.
- (2) No more than 8 hours in any 24 hour period may be counted towards watchkeeping duties.

### **32.181 Power to disregard, limit or discount value of sea service**

- (1) Taking into account the purpose of sea service requirements and other relevant criteria under rule 32.174 the Director may—
- (a) disregard sea service in its entirety if, in the Director's opinion, the sea service is of no or minimal relevance to the certificate or endorsement to be issued or renewed; or
  - (b) do one or both of the following, if in the Director's opinion, the sea service is of only partial relevance to the certificate or endorsement to be issued or renewed—
    - (i) discount the value of the sea service; or
    - (ii) limit the value of the sea service to a maximum value.
- (2) This rule also applies to any equivalent to sea service submitted in support of an application for renewal of a certificate or prescribed endorsement.
- (3) The Director may apply a standard formula for discounting or limiting the value of particular types of sea service in fulfilment of sea service requirements for particular certificates or endorsements based on its equivalency to sea service that is fully relevant.

### **32.182 Proof of sea service**

- (1) A person must provide proof of sea service of a kind and in a form acceptable to the Director.
- (2) The Director may disregard or discount sea service where, in the Director's opinion, a person has failed to maintain records that adequately document the sea service and the nature of the duties performed.

### **32.183 Approved sea service and ancillary proficiencies**

Where the competency and training standard for an ancillary proficiency requires a person to have approved sea service, the Director—

- (a) may accept evidence provided by a training provider that the sea service has been completed and is appropriate to meet the purpose of sea service as applied to the ancillary proficiency; but
- (b) may carry out the Director's own assessment of sea service if for any reason the Director considers it necessary or desirable in the interests of maritime safety.

## **Miscellaneous**

### **32.184 Misrepresentation of sea service or meeting of requirements**

- (1) No person may intentionally misrepresent—
- (a) the length of sea service; or
  - (b) the capacity in which sea service is completed; or
  - (c) any work in any training record book; or
  - (d) any completion of training; or
  - (e) any other matter for which evidence is required for the purposes of the issue of a certificate or prescribed endorsement under this Part.
- (2) No person may certify that a person has completed sea service training in a training record book or any other document if he or she knows or ought to know the information is incorrect.

- (3) No person may knowingly submit any incorrect information related to the eligibility requirements for the issue of a certificate or prescribed endorsement under this Part.

**32.185 Surrender of superseded certificate**

- (1) If the Director proposes to issue a higher certificate to the holder of another certificate, the Director may require the certificate holder to surrender that other certificate.
- (2) The Director may withhold the higher certificate until the other certificate is surrendered.
- (3) The privileges granted under a certificate that has been surrendered under subrule (1) shall continue to be valid and the privileges can be exercised until expiry or until a higher certificate has been issued.

**Subpart F – Revocations, savings and transition provisions**

**32.200 Revocations**

Part 32 as in force prior to the commencement of this Part is revoked.

**32.201 Savings**

Despite rule 32.200, to the extent necessary to apply any rule under this subpart—

- (a) former Part 32 and former Part 35 may be treated as remaining in force as if they had not been revoked; and
- (b) any authorisation or approval issued under those Parts continues in force, subject to the provisions of this subpart.

**32.202 Application of this subpart**

This subpart applies to—

- (a) any pending applications for the issue or renewal of a certificate or endorsement under former Part 32; and
- (b) the following certificates, endorsements and other documents:
  - (i) a certificate or endorsement issued or recognised under former Part 32 that would remain current had former Part 32 not been revoked, including a certificate or endorsement recognised under section 41 of the Act as an equivalent for the purposes of that Part; and
  - (ii) a valid licence, certificate, permit, authorisation, approval or document issued, recognised or accepted under the Shipping and Seamen Act 1952 that, under section 478 of the Maritime Transport Act 1994 is deemed to be a maritime document that entitles the holder to perform functions and duties as a seafarer at the time that the Act came into force and which was current at the commencement of this Part; and
  - (iii) a valid certificate or endorsement issued or recognised in New Zealand as qualifying a person to serve in accordance with the provisions of STCW where the person has remained qualified, by reason of having completed any required training or further sea service to serve under the provisions of STCW; and
  - (iv) a valid certificate or endorsement issued or recognised in New Zealand as qualifying a person to serve under the provisions of STCW; and
  - (v) any other document that, by reason of any New Zealand law, is deemed to be the equivalent of any of the certificates, endorsements or other documents listed in subparagraphs (i) to (iv).

**32.203 Foreign equivalents**

This subpart also applies with any necessary modifications to foreign equivalents that the Director continues to recognise under section 41 of the Act as equivalent to a certificate or endorsement issued under former Part 32.

**32.204 Carry over of former Part 32 certificates**

A former Part 32 certificate shown in Column 1 of the following table that was valid immediately prior to the commencement of this Part is the same as the certificate provided for in this Part that is listed in column 2 and expires on the date that it would have otherwise expired had former Part 32 not been revoked.

**Table 43: Former Part 32 certificates carried over**

Column 1 Former Part 32 certificate	Column 2 Certificate provided for in this Part	Column 3 Category
Able seafarer deck	Able seafarer deck	STCW
Able seafarer engine	Able seafarer engine	STCW
Electro-technical rating	Electro-technical rating	STCW
Electro-technical officer	Electro-technical officer	STCW

*Deemed certificates*

**32.205 Former Part 32 certificates and endorsements deemed to be new Part 32 certificates**

- (1) A former Part 32 certificate or endorsement shown in Column 1 in Table 44 is deemed for all purposes under the maritime rules to be the certificate or prescribed endorsement shown in the corresponding row of the second column of the Table issued in accordance with this Part.
- (2) The deemed certificate or prescribed endorsement expires on the date that the old certificate or endorsement would have expired, however, where the deemed certificate has no expiry date, it expires on the date that is 5 years after the commencement of this Part.
- (3) If the Director decides to renew the certificate or prescribed endorsement the Director may issue a certificate or endorsement with the relevant new name.
- (4) Any renewal after 31 December 2016 must be in accordance with the requirements for the new certificate or endorsement under this Part.
- (5) For the purposes of this rule, an integrated rating confirmed by the Director as meeting requirements of regulations II/6 and III/6 of STCW as in force prior to 1 January 2012 may be treated as a former Part 32 certificate.

**Table 44: Former Part 32 certificates and endorsements deemed to be new Part 32 certificates or endorsements**

Column 1 Former Part 32 certificate or endorsement	Column 2 Deemed certificate or prescribed endorsement	Column 3 Category
New Zealand chief mate (yacht)	Chief mate yacht	STCW
New Zealand master (yacht less than 500GT)	Master yacht <500GT	STCW
New Zealand master (yacht)	Master yacht	STCW
Chief mate of a foreign-going ship	Chief mate	STCW
Master of a foreign-going ship	Master	STCW

(master mariner)		
Officer in charge of a navigational watch of a foreign-going ship	Watchkeeper Deck	STCW
Master of a foreign-going ship <3000GT	Master on ships less than 3000 GT unlimited	STCW
Deck watch rating	DWR	STCW
Marine engineer class 1 (MEC1)	MEC1	STCW
Marine engineer class 2 endorsed chief engineer (MEC2 ECE)	MEC 2 ECE	STCW
Marine engineer class 2 (MEC2)	MEC 2	STCW
Marine engineer class 3 (MEC3)	MEC3	STCW
Engine-room watch rating	EWR	STCW
NZOM STCW 95	Master <500GT NC	STCW
ADH-F	ADH-F	STCW-F
Mate of a deep sea fishing vessel	MFV-U	STCW-F
Master of a deep sea fishing vessel	SFV-U	STCW-F
CDH, ADH	QDC	National
Marine engineer class 6	MEC 6	National
Marine engineer class 5 motor	MEC 5	National
Marine engineer class 5 steam	MEC 5 steam	National
Marine engineer class 4	MEC 4	National
Integrated rating confirmed by the Director as meeting requirements of regulations II/6 and III/6 of STCW	DWR endorsed with EWR	STCW
Tanker endorsement	Tanker endorsement of the relevant kind under this Part (but limited to the appropriate type of tanker)	STCW
High speed ship endorsement	High speed ship endorsement	National

*Transition path for other certificates and endorsements*

**32.206 Applications to transition to new certificates or endorsements**

- (1) An applicant who makes an application under this rule must—
  - (a) hold a certificate or endorsement listed in column 1 of Table 45; and
  - (b) make an application for a corresponding certificate or prescribed endorsement listed in column 2 of Table 45 (together with any applicable endorsements) in accordance with section 35 of the Act, in a form required by the Director, before the relevant end date for the certificate specified in subrule (2); and
  - (c) include such further relevant particulars and supporting information relating to the applicant that the Director may require; and
  - (d) submit the application to the Director, with a payment of the appropriate application fee prescribed by the regulations made under the Act.
- (2) The relevant end date is—
  - (a) in any case in which the certificate to be transitioned to is an STCW certificate, 31 December 2016; or
  - (b) in any other case, the date that is 5 years after the commencement date of this Part.

**32.207 Issue of new certificate or endorsement**

- (1) The Director must issue a certificate or prescribed endorsement that corresponds to a certificate or endorsement listed in column 2 of Table 45 if satisfied that the applicant—
  - (a) meets the medical fitness and eyesight standards relevant to the certificate or endorsement under this Part ; and
  - (b) demonstrates any ancillary proficiencies that are required for the certificate or endorsement in accordance with rule 32.16; and
  - (c) meets the competency and training standard for the new certificate or prescribed endorsement by reason of prior training of any type and sea service that the Director determines is appropriate and adequate for the standard.
- (2) In determining if sea service is appropriate and adequate, the Director must apply the criteria set out in rule 32.174 but must also give appropriate weight to the principle that instruction and practice in the course of sea service and relevant experience is an alternative route by which the relevant competency and training standard for the certificate may have been achieved or maintained.
- (3) The Director may, subject to any particular sea service requirements stated in this subpart, consider sea service served over the seafarer's entire career but must attribute particular value to the applicant's sea service and experience in the last 10 years.
- (4) The Director must not approve a transition to an STCW certificate or endorsement if the applicant does not meet the minimum requirements for the certificate as set out in this Part.
- (5) The Director may issue a restricted certificate under rule 32.13 where, in the opinion of the Director, any failure to meet the relevant competency and training standard for the new certificate can be adequately addressed by restricting the privileges that may be exercised under the certificate.
- (6) Where there is more than 1 certificate or prescribed endorsement in column 2 that corresponds to a certificate or endorsement listed in column 1, and the applicant has not specified in his or her application which certificate or endorsement the applicant seeks to transition to, the Director may issue the certificate that the Director considers most appropriate.

**Table 45: Certificates etc subject to transition and corresponding certificates to which they can transition**

<b>Column 1 Former Part 32 certificate</b>	<b>Column 2 New certificate or prescribed endorsement</b>	<b>Column 3 Category</b>
NZOW with ILM endorsement	SRL endorsed to 24m	National
	SRL endorsed 24m–500GT	National
	SCO	National
ILM	SRL endorsed to 24m with or without one or more national certificate endorsements	National
LLO	SRL with or without one or more endorsements	National
NZOM	Master <500GT (near-coastal) restricted to coastal limits	STCW
	SFV limited	National
NZOW	MFV	STCW-F
	Watchkeeper Deck <500GT NC	STCW
<b>Legacy certificates subject to transition</b>		
Mate foreign-going	Chief mate	STCW
Class 2 deck officer		
Master foreign-going	Master	STCW
Class 1 deck officer		
Second mate foreign-going	Watchkeeper Deck	STCW
AB	AB Deck	STCW
AB Certificate (ILO)		
Chief engineer	MEC 1	STCW
First class engineer		
Second engineer	MEC 2	STCW



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Second class engineer		
NZ coastal master	Master <500GT NC restricted to 100 nm from the coast	STCW
QFDH	ADH-F	STCW-F
Mate of a deep sea fishing boat	MFV-U	STCW-F
Mate home trade		
Skipper of a deep sea fishing boat	SFV-U	STCW-F
Master of a foreign going fishing boat		
ADH, CDH	QDC	National
Second class diesel trawler engineer	MEC 6	National
Engineer restricted limits motor ship		
PVOS		
Second class coastal motor	MEC 5	National
Marine Engine Watchkeeper		
Marine engineer class 3		
River engineer		
Engineer, local ship		
Engineer local motor ship		
Third class steam		
First class coastal motor	MEC 4	National
First class diesel trawler engineer		
Master river ship holding an engineering qualification	SRL endorsed to 24m	National
	SRL endorsed to 24m and 500GT	National
	SCO	National

Local launchman's licence Master of restricted-limit launch Commercial launchmaster <sup>1</sup>	SRL endorsed to 24m with or without one or more national certificate endorsements (passenger, 500GT)	National
Inshore fishing skipper	SRL with or without one or more national certificate endorsements (passenger, 24m, 500GT)	National
Skipper of a coastal fishing boat NZ coastal master	Master <500GT limited to 100 nm from the coast	STCW
Master small home trade ship	SFV limited to 100 nm from the coast	STCW-F
Master river ship	MFV (STCW-F)	STCW-F
	Watchkeeper Deck <500GT NC	STCW
Any certificate issued in New Zealand prior to the commencement of this rule that corresponds to a certificate under STCW as in force at any time prior to 1 February 2012.	A certificate of service stating that the person is qualified to serve in a relevant capacity in accordance with the provisions of STCW as amended in 1995 for the purpose of any requirements of any foreign jurisdiction.	STCW
Any other valid certificate, endorsement or document conferring an entitlement to which this subpart applies that is not listed in this rule.	A certificate or prescribed endorsement provided for in this Part that in the opinion of the Director is most closely equivalent to the certificate or entitlement.	National, STCW or STCW-F

**32.208 Consequences of failing to make an application under rule 32.206**

If, by operation of rule 32.206, a person can no longer apply to transition to another certificate (because the latest relevant end date for making any potential application has passed), the certificate held by the person in column 1 of Table 45 expires, and ceases to have any validity.

*Pending applications*

**32.209 Pending applications**

- (1) If, at the time this Part commences, an applicant has made an application for a certificate or endorsement listed in column 1 of Tables 44 or 45 that has not yet been determined, and there is only one corresponding certificate or certificate with one or more endorsements or endorsement listed in column 2 of Table 44 or 45, the application must be treated as an application for the corresponding certificate or certificate with any relevant endorsement.

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<sup>1</sup> Holders of a Commercial Launch Master certificate, who can provide evidence of sea service within extreme limits, will transition to a Skipper Coastal/Offshore certificate limited to their existing extreme limit

## **Maritime Rules**

- (2) If, at the time this Part commences, an applicant has made an application for a certificate or endorsement listed in column 1 of Tables 44 or 45 that has not yet been determined, and there is more than one corresponding certificate or certificate with one or more endorsements or endorsements listed in column 2 of Table 44 or 45, the Director must notify the applicant as soon as practicable after the commencement of this Part—
  - (a) that the application is subject to the transition provisions of this Part; and
  - (b) that there is more than one type of certificate (with any relevant endorsements as appropriate) to which the applicant may be able to transition (**available options**); and
  - (c) of the requirements to transition to each type of certificate, which may be by reference to information available on the official website of Maritime New Zealand; and
  - (d) that the applicant may opt for his or her application to be treated as any of the available options in accordance with subrule (4); and
  - (e) of the consequences of failing to opt for an available option as set out under subrule (5).
- (3) The notice referred to in subrule (2) must be in writing, and posted to the last known address of that person, and is deemed to be received 7 days after it is posted.
- (4) The applicant may, within 30 days after the date of deemed receipt, notify the Director of which of the available options for transition that the applicant prefers and, on receipt of such notice, the Director must treat the person's application as an application for the preferred option.
- (5) If the applicant fails to notify the Director of which of the available options that the applicant prefers within the 30 days referred to in subrule (4), the Director may treat the application as an application for whichever of the available options that the Director considers appropriate.

## *Other*

### **32.210 Transition of confirmed holders of Master of ship less than 500 GT near-coastal to Master on ships less than 500 GT (restricted)**

- (1) This rule applies to a holder of a certificate as NZOM STCW 95 under former Part 32 who also holds assessment standards 6912 and 6913.
- (2) A person to whom this rule applies may apply under rule 32.206 to transition to a certificate of competency as Master on ships less than 500 GT that is restricted to the privileges set out in subrule (5).
- (3) The Director must approve the issue of the new certificate if, in addition to any requirements under section 41 of the Act, the Director is satisfied that the applicant—
  - (a) meets the medical fitness and eyesight standards relevant to Master <500 GT under Part 34; and
  - (b) demonstrates any ancillary proficiencies that are required as part of the eligibility requirements for the a certificate as Master on ships less than 500 GT; and
  - (c) passes any examination that is required by the Director and which is based on the knowledge, understanding and proficiencies required to exercise the privileges set out in subrule (5); and
  - (d) meets the sea service requirements set out in subrule (4).
- (4) Sea service must involve, at a minimum, 24 months in charge of a navigational watch on either a ship of 24m or more in length, or 80 GT or more; 12 months of which must have been served within the 10 years preceding the date of the application, and 12 months of which must have been served beyond restricted limits as Chief Mate or Master while holding a certificate as Master<500 GT NC, or equivalent.
- (5) The privileges of a person who transitions to Master on ships less than 500 GT as restricted under this rule are to perform the functions and duties of a master on passenger or non-passenger ships or tankers less than 500 GT in any operating area.

**32.211 Transition of Marine Engineer Class 6 who has approved sea service as a second engineer on fishing ships of over 750 kW in the unlimited area**

- (1) This rule applies to the holder of a certificate as Marine Engineer class 6 under former Part 32 that is deemed to be a certificate as MEC 6 under rule 32.205.
- (2) The Director may, on application by the holder of the certificate, endorse the certificate to extend the privileges of the certificate to enable the holder to act as second engineer on fishing ships of under 3000kW in the unlimited area, if the Director is satisfied that the person has satisfactory approved sea service to perform duties as a second engineer in those circumstances.

**32.212 Transitional provision relating to application for square-rigged sailing endorsement**

- (1) The Director must endorse a certificate of competency held by an applicant for a square-rigged endorsement under rule 32.65 if, despite not meeting the requirements of rule 32.65(2), if the Director is satisfied that the applicant—
  - (a) has completed 12 months sea service in the last 5 years as a master on square-rigged sailing ships to which the endorsement is applied; and
  - (b) has a safe operating record that is satisfactory to the Director.
- (2) Sea service must involve, at a minimum, 24 months in charge of a navigational watch on a ship that is either 24m or more in length, or 80 GT or more, 12 months of which must have been served within the 10 years preceding the date of the application.
- (3) This rule expires 5 years after the commencement of this Part.

**32.213 Issue of MEC 3 (STCW 95) certificates for applicants who commenced sea service or training prior to 1 July 2013**

- (1) An applicant who commenced the sea service and training required by subrule (2) before 1 July 2013 may make an application under this rule.
- (2) The Director must issue an MEC 3 (STCW-95) certificate if the Director is satisfied that the applicant meets the requirements for the issue of a certificate as MEC 3 under former Part 32, including the successful completion of relevant training approved under former Part 35.
- (3) The Director must endorse a certificate issued under this rule to the effect that is limited to the extent that it qualifies a person to serve in the capacity of MEC 3 in accordance with the provisions of STCW which applied immediately prior to 1 January 2012.
- (4) A certificate issued under this rule—
  - (a) expires on 31 December 2016; and
  - (b) may be renewed prior to that date in accordance with the requirements under this Part for renewal of an MEC 3 certificate issued under rule 32.120.
- (5) If the Director decides to renew the certificate the Director must amend the certificate or issue a new certificate to signify that the applicant meets the requirements for MEC 3 issued under rule 32.120.

**32.214 Issue of Watchkeeper Deck (STCW 95) certificates for applicants who commenced sea service or training prior to 1 July 2013**

- (1) An applicant who commenced the sea service and training required by subrule (2) before 1 July 2013 may make an application under this rule.
- (2) The Director must issue a Watchkeeper Deck (STCW-95) certificate if the Director is satisfied that the applicant meets the requirements for the issue of a certificate as Officer in Charge of a Navigational Watch under former Part 32, including the successful completion of relevant training approved under former Part 35.

- (3) The Director must endorse a certificate issued under this rule to the effect that is limited to the extent that it qualifies a person to serve in the capacity of officer in charge of a navigational watch in accordance with the provisions of STCW which applied immediately prior to 1 January 2012.
- (4) A certificate issued under this rule—
  - (a) expires on 31 December 2016; and
  - (b) may be renewed prior to that date in accordance with the requirements under this Part for renewal of an MEC 3 certificate issued under rule 32.120.
- (5) If the Director decides to renew the certificate the Director must amend the certificate or issue a new certificate to signify that the applicant meets the requirements for Watchkeeper Deck.under rule 32.98.

**32.215 No requirement for training record book approved under this Part where sea service or training commenced prior to the commencement of this Part**

- (1) This rule applies where a person—
  - (a) applies for the issue of a certificate listed in column 1 of Table 46; and
  - (b) commenced sea service or training for a corresponding certificate provided for in former Part 32 prior to the commencement of this Part; and
  - (c) wishes to use that sea service or training in substitution for the requirements of this Part for completion of an approved training record book.
- (2) For the purposes of subrule (1), a corresponding certificate means one that is shown in the corresponding row in column 2 of Table 46.
- (3) The requirement under this Part for completion of an approved training record book does not apply if the person meets the requirements set out in subrule (4) in accordance with former Part 32 (as if it had not been revoked by rule 32.200).
- (4) The person must—
  - (a) meet the sea service requirements that would have applied for a relevant corresponding certificate; and
  - (b) in the case of a person who applies for QDC in reliance on completion of sea service requirements for CDH, have completed the approved training record book for CDH.

**Table 46: Certificates to which rule 32.215 applies and corresponding certificates under former Part 32**

<b>Application is for</b>	<b>Corresponding certificate under the former Part 32</b>
QDC	CDH, ADH
SRL	ILM
AHD-F	ADH with fishing endorsement
MEC 6	MEC 6
MEC 5	MEC 5 motor certificate
MEC 5 steam	MEC 5 steam certificate

Schedule – Ancillary Proficiencies Rules 32.16, 32.170

<b>Table explaining abbreviations in this schedule</b>		
<b>Abbreviation</b>	<b>Stands for</b>	<b>Means</b>
<b>ASS</b>	Approved Sea Service	Approved sea service on a ship of a relevant type that is approved by the Director or accepted by the Director in accordance with rule 32.183.
<b>TE</b>	Transitional endorsement	endorsement on a certificate of competency or certificate of proficiency by the Director, or equivalent, indicating a person is able to demonstrate the ancillary proficiency in accordance with the transitional provisions of any international maritime convention.
<b>TPC</b>	Training Provider Certificate	documentary evidence issued by a training provider of successful completion of relevant training or a foreign equivalent.
<b>TPC (Sec)</b>	Training Provider Certificate (Security)	documentary evidence issued by a training provider of successful completion of relevant training or a foreign equivalent, or documentary evidence that training has been approved for the relevant purpose in accordance with relevant New Zealand maritime security legislation (or as otherwise acceptable to the Director).
<b>OT, OT (STCW)</b>	Onboard Training	Onboard training documented in accordance with rule 32.18. If OT (STCW) competency and training standard applies, limited to areas indicated in STCW and STCW Code in accordance with requirements of that Convention.
<b>Radio</b>	Radiocommunications Certificate	a certificate issued under the Radiocommunications Act or an equivalent issued under the International Radio Regulations.
<b>ACOP</b>	Ancillary certificate of proficiency	an ancillary certificate of proficiency issued on by or under delegation by the Director to the effect that a person has successfully completed relevant training (or a foreign equivalent). Rule 32.134 applies in relation to tankers.
<b>Acceptable Types of Evidence</b>		type of evidence that competency and training standard has been achieved.
<b>Requirement to demonstrate continued competence</b>		Indication of whether there is a requirement to demonstrate continued competency to the level of the relevant competency and training standard.
<b>Acceptable types of evidence demonstrating continued competence</b>		Type of evidence that may be submitted to demonstrate continued competency.

	<b>Column 1 Ancillary proficiency</b>	<b>Column 2 Status</b>	<b>Column 3 Competency and training standard</b>	<b>Column 4 Acceptable types of Evidence</b>	<b>Column 5 Requirement to demonstrate continued competence</b>	<b>Column 6 Acceptable types of evidence to demonstrate continued competence (preceding 5years)</b>
(a)	First aid	National	Unit standard 6400, 6401, 6402 or 6400, 26551, 26522 or equivalent revised standards	TPC	Yes	Current TPC at the time of application
(b)	Steering	National	Successfully manually steered a ship for 10 hours or more	Certificate signed by owner or master of a commercial ship, other than a fishing ship	No	
(c)	Fire-fighting	National	US 12310 or equivalent revised standard	TPC	No	
(d)	Survival craft	National	US 12309 or equivalent revised standard	TPC	No	
(e)	STCW-F proficiency in basic training	STCW-F	Regulation 1 of Chapter III of STCW-F	TPC	As for STCW basic	As for STCW basic
(f)	<b>STCW basic</b>	STCW (basic)	(as set out in (g)(i) to (iv))	TPC (f)(i) to (iv)		
(f)(i)	Basic Personal Survival	(i)	Table A-VI/1-1 of the STCW Code		Yes	TPC , OT(STCW)
(f)(ii)	Basic First aid	(ii)	Table A-VI/1-3 of the STCW Code		No	
(f)(iii)	Basic Fire-prevention and fire-fighting	(iii)	Table A-VI/1-2 of the STCW Code		Yes	TPC, OT(STCW)
(f)(iv)	Personal safety and social responsibilities	(iv)	Table A-VI/1-4 of the STCW Code		No	

(g)	Survival craft and rescue boats other than fast rescue boats	STCW (advanced)	Table A-VI/2-1 of the STCW Code	TPC	Yes	TPC, OT (STCW)
(h)	Medical first aid	STCW (advanced)	Table A-VI/4-1 of the STCW Code	TPC	No	n/a
(i)	Advanced Fire-Fighting	STCW (advanced)	Section A-VI/3 .6 and Table A-VI/3 of the STCW Code	TPC	Yes	TPC, OT (STCW)
(j)	Fast rescue boats	STCW (advanced)	Table A-VI/2.2 of the STCW Code	TPC	Yes	TPC, OT(STCW)
(k)	Charge of medical care on board ship	STCW (advanced)	Table A-VI/4-2 of the STCW Code	TPC	No	n/a
(l)	Crowd management training	STCW (passenger)	Section A-V/2.1 of the STCW Code	OT	Yes	TPC, OT (STCW)
(m)	Safety training (passengers in passenger spaces)	STCW (passenger)	Section A-V/2.2 of the STCW Code	OT	Yes	TPC, OT (STCW)
(n)	Crisis management and human behaviour	STCW (passenger)	Table A-V/2 of the STCW Code	OT	Yes	TPC, OT (STCW)
(o)	Passenger safety, cargo safety and hull integrity training	STCW (passenger)	Section A-V/2.4 of the STCW Code	OT	Yes	TPC, OT (STCW)
(p)	Security familiarisation training	STCW (security)	Section A-VI/6 of the STCW Code	OT	No	n/a
(q)	Ship Security Officers	STCW (security)	Table A-VI/5 of the STCW Code	TPC (Sec)	No	n/a
(r)	Security Awareness Training	STCW (security)	Table A-VI/6-1 of the STCW Code	TPC (Sec) or TE	No	n/a



(s)	Seafarers with designated security duties	STCW (security)	Table A-VI/6-2 of the STCW Code	TPC (Sec) or TE	No	n/a
(t)	Basic Tanker Training (may also be endorsement under rule 32.134)	STCW	regulation V/1-1-2 of STCW (oil and chemical tankers) or regulation V/1-2-2 of STCW (liquefied gas tankers)	ACOP but may be TPC if issued to ratings	No if rating Yes if Master or officer	ASS of 3 months
(u)	Advanced Tanker Training (may also be endorsement under rule 32.134)	STCW	regulation V/1-1-4 (oil tankers), V/1-1-6 (chemical tankers) or V/1-2-4 (liquefied gas tankers) of STCW (as applicable)	ACOP but may be TPC if issued to ratings	No if rating Yes if Master or officer	ASS
(v)	GOC	Radio	General Operator's Certificate under the Radiocommunications Act 1989	Radio	No	
(w)	RROC	Radio	Restricted Operator's Certificate under the Radiocommunications act 1989	Radio	No	
(x)	GROC	Radio	General radiotelephone operator's certificate under the Radiocommunications Act 1989	Radio	No	
(y)	High Speed Craft Type Rating (Bridge Navigation)		HSC Code	ACOP	No	

### Summary of Submissions

Proposed new Maritime Rules Parts 20, 31 (replacing 31A, 31B & 31C), 32 and 35, and amendments to Part 34, to implement SeaCert were consulted on between November 28 2012 and March 29 2013. The associated offences provisions were consulted on between February 7 and March 29 2013.

150 submissions were received from a broad range of interested parties. The vast majority were supportive of the proposed rule changes in as much as they gave effect to the previously consulted on QOL framework. However there were substantive submissions on some of the elements, particularly the proposed new fee rates for seafarer certification (Part 32).

There was considerable detailed feedback on Part 32. The vast majority were relatively minor editorial or reference matters. The main changes as a result of consultation have been:

- Increase in sea service time from 100 to 200 hours for Skipper Restricted Limits and Marine Engineer Class 6 certificates. This brings these certificates into line with sea service requirements for equivalent certificates in Australia.
- Enable Skipper Restricted Limits training record book to be completed at any point prior to sitting final examination
- Provide for a 3 month statement of recognition for STCW certificates. This formalises an approach already taken and will facilitate streamlined recognition processes for crew of Foreign Chartered Fishing vessels.
- Enable the Director to limit (restrict) certificates. This will allow the Director to support seafarers who wish to move between types of certificate (e.g. fishing to cargo) without having to literally go back to start of school and sea service again, and to retain existing privileges.
- Revised sea service provisions for greater clarity and ensure properly aligned with international obligations.

Other issues raised included:

#### Issue raised

#### Response

Oppose reduction in sea service for Skipper Restricted Limits (SRL) and Marine Engineer Class 6 (MEC 6) certificates, in particular assumption that sea service can be made to have more quality

The amount of hours has been revised to 200 hours in response to feedback which brings the sea service requirements into line with the equivalent Australian certificates. Quality is to be achieved by the requirement to complete comprehensive taskbook during a minimum of 200 hours sea service. It is not believed that the task book can be completed within the minimum period.

SRL sea service should only be commercial, strong reservations about use of recreational sea service

Require declaratory statement and need to go through additional practical assessment aboard a vessel by an independent assessor.

Proposed experience and competency for SRL 24m – 500GT endorsement is inadequate and creates risk

The SRL taskbook for a 500GT endorsement will contain additional competencies specific to command position on vessels greater than 24m and less than 500GT in restricted limits that will need to be satisfactorily completed. Seafarer will also need to pass an independent assessment.

Sea service is inadequate for Skipper coastal/offshore –

The sea service for SRL has now been increased to 200 hours. More significant however it is expected that more than 6 months on board

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100 hours to receive the prior SRL certificate plus 18 months. Particularly as can actually go to and beyond the Sub Antarctic Islands

Revalidation requirements area too onerous as not required at all now.

Revalidation is not required for academic qualifications so why for certificates

Revalidation is purely a revenue generating exercise

Disagree with blanket application of 5 year length of duration for certificates, e.g. watch ratings. Imposes a high cost burden

Request that provision for Master 500-3000 GT Near Coastal certificate to facilitate transition to Master 3000GT tickets (particularly as it relates to NZOM certificates)

Recognition process for foreign certificates is very slow and cumbersome. Ratings should not need to go through the recognition process. The Fit and Proper process adds further delay

will be required to complete the task book SRL taskbook. In addition with the focus now on demonstrating competency achievement which covers operating out to the outer limits of the offshore area, the length of sea time becomes less relevant. Demonstration of appropriate competency is reinforced through the final examination process.

The revalidation requirements for domestic certificates are not believed to be at all onerous, with reasonable options available for acquiring sea service necessary to maintain competence. The key driver is the need for the regulator to exercise appropriate duty of care in ensuring seafarers exercising commercial privileges are competent to do so. This is consistent with the approaches to commercial licensing in other transport sectors and in line with international best practise in the maritime sector.

Costs are recovered at cost only, with no income accruing to agency or government.

Maritime New Zealand acknowledges New Zealand goes beyond STCW which only requires Masters, Officers, and Radio Operators to have their certificates revalidated. However Maritime New Zealand considers that the revalidation mechanism is a critical tool for ensuring that New Zealand seafarers remain competent and meet the required standards to operate safely at sea. This is particularly so for seafarers who work outside NZ jurisdiction where there is little opportunity for the administration to become aware of issues concerning an individual seafarers competence.

Revalidation requirements and processes for the 'lower' certificates are relatively light and effort has been made to keep processing costs for those who supply the appropriate information to a minimum.

There has been no demand demonstrated for this certificate other than from two operators, relating more to specific situation that has arisen from application of STCW near coastal requirements to vessels over 24 m in coastal limits. Training providers have indicated they will not be providing a course for this certificate (noting there is also no demand for current Master 3000GT certificate).

Maritime New Zealand will work with operators and NZOM certificate holders who have been impacted by the application of STCW to coastal waters to transition to a STCW compliant certificate that allows them to continue to act in their current capacity. This includes any NZOM certificate holder who is, or has recent experience as, master of a vessel over 500GT in the coastal area.

In the longer term holders of the new Master <500GT unlimited certificates will be able to have their certificate endorsed to be Master of a vessel <3000GT Near-coastal if they have served on a trading ship over 500GT for 24 months.

Maritime New Zealand is currently reviewing its recognition policy and procedures, and anticipate significant improvements and clarity. These will be finalised and in place in time for the introduction of the rules. Specific pathways for ratings are being considered.

The Fit and Proper process is required under the Maritime Transport Act and cannot be 'dropped'. It is consistent with commercial licensing on other transport sectors, and similar requirements are

and should be dropped required in other jurisdictions. However improvements to the process are also being identified in time for introduction of the new rules.

There were two specific issues raised around transition provisions to the Skipper Restricted Limits certificate and New Zealand Offshore Master STCW 95 Certificate with Unit Standards 6912 and 6913.

#### Transition of Recreational Certificates to Skipper Restricted Limits

Several submissions proposed that recreational boating certificates and certificates of competency issued by Coastguard under section 2 of Part 35 of the Maritime Rules be recognised as the equivalent to the new Skipper Restricted Limits Certificate.

Maritime New Zealand strongly opposes this proposal. The competencies for both these types of certificate have been determined by MNZ to be significantly less than required for the new Skipper Restricted Limits certificate. Maritime New Zealand has had no input into the recreational certificates, while the section 2 Part 35 certificates were established to provide a lower level certificate of competency than those provided for in Maritime Rule Part 32 to reflect the limited nature of the vessel operation.

Both require substantially less training and sea service requirements than the Local Launch Operator Certificate and their recognition as equivalent would also undermine the investment of seafarers who have successfully obtained the commercial certificate.

#### Transition of New Zealand Offshore Master STCW 95 Certificate with Unit Standards

The New Zealand Offshore Masters STCW 95 Certificate allows the holder to be master of a vessel less than 500GT in the near coastal area (i.e. coastal and offshore limits) only. However, the current crewing and watchkeeping maritime rule Part 31A also allows holders of the New Zealand Offshore Masters STCW 95 Certificate who have also completed two additional courses of study, Units Standards 6912 and 6913 (the so-called 'NZOM 95 with frills' certificate) to be master of a New Zealand vessel less than 500GT in unlimited waters as well.

It is understood that this provision was included in Part 31A to facilitate relocation of commercial charter yachts between New Zealand and the Pacific islands. However, although intended to be restricted to use on New Zealand vessels, holders have also been using the certificate on other flagged vessels in unlimited waters.

Unfortunately the certificate is non-compliant with STCW which applies to operation of all vessels in unlimited waters as the holders of the 'NZOM 95 with frills' certificate do not, by some distance, have the required competencies set by STCW.

Maritime New Zealand has been working with affected seafarers (approximately 100) for the past 12 months to establish an appropriate transition mechanism which allows the holder of the 'NZOM 95 with frills' certificate to maintain his/her current entitlements, while bringing them into line with STCW. This will involve proof of adequate sea service and the undertaking of an oral examination.

### **Training and Education**

The draft Part 32 and Part 35 set out a new approach to training course approval within a regulatory framework that ensures the necessary national and international standards and performance are consistently maintained. Training will be primarily delivered under the Education Act and can be qualification, learning scheme or unit standard based. This last supports a modular approach to learning and will assist trainee seafarers to access courses locally, so avoiding expenses of travel, accommodation, and foregone income to attend traditional block courses, and was strongly supported by submissions (over 70).

The principal concern raised in a large number of submissions was whether the proposed framework adequately ensures that Maritime New Zealand can exercise sufficient oversight over maritime certifications standards and training.

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The proposed framework elevates the level at which Maritime New Zealand provides regulatory oversight of the training and examination to complement, rather than duplicate, other government agencies' and recognised bodies' accountabilities and responsibilities in the maritime education sector; in particular the role of the New Zealand Qualifications Authority and the relevant maritime Industry Training Organisation (Competenz).

Although there was general support for an approach that reduced duplication, considerable concern was voiced in regards to the respective roles of NZQA, Competenz, and Maritime New Zealand. In particular there was a concern that Maritime New Zealand was stepping back from its responsibilities to set standards for maritime training.

This is not the case.

The competencies (standards) for all certificates are set in Maritime Rule Part 32 – incorporated by reference for STCW and STCW-F certificates, with additional guidance on the competencies required provided by Director. The Final Examination that must be passed to receive a certificate is set by Maritime New Zealand against the competencies set out in the rules and guidance materials, conducted by approved Maritime Examiners, and moderated by Maritime New Zealand Standards Team.

Maritime New Zealand will also continue to play a key role in the development, approval and monitoring of maritime qualifications, unit standards, and training courses delivered under the Education Act. This is particularly important as STCW places an obligation on Parties to have approval and appropriate quality assurance processes in place for all training for seafarer certification.

Arrangements for this will be provided for in a Memorandum of Understanding between Maritime New Zealand, NZQA and Competenz. A central feature of this is a Qualification Development and Consistency Panel (with members drawn from Maritime New Zealand, Competenz, industry and training providers), chaired by Maritime New Zealand, that will oversee the quality assurance of all training delivered under the Education Act that leads to a Maritime New Zealand Certificate of Competency, Certificate of Proficiency or Endorsement.

### Transition to the new training framework

NZQA are currently reviewing maritime qualifications. This is expected to be completed, with all new qualifications approved, by early 2014. Transitional provisions have been included in the rules to manage the move to the new training framework, in particular to mitigate the impact of any gap between the new rules coming in and the approval of new qualifications, unit standards and training courses. The provisions ensure that training providers can continue to provide existing courses for the new certificates as appropriate until such time as the new qualifications and courses have been approved.

### **Fees**

Consultation with the maritime industry and the general public on the proposed fees took place between 28 November 2012 and 29 March 2013 as part of statutory consultation on the full suite of proposed Seafarer Certification and Operating Limits rules. The proposals were issued in discussion documents published on Maritime NZ's website, sent directly to key stakeholders, and discussed with interested parties at a number of public seminars.

Of the 150 submissions on the suite of proposals, 85 expressed concern at the high level of the proposed fees, although only 16 provided more detailed comment, with key additional issues raised being:

- increased fees could be a barrier to entry, in particular the very high fees for the entry level Qualified Deck Crew, Skipper Restricted Limits, and Ratings certificates – will undermine wider efforts to attract new seafarers and to build the industry
- effort levels, hourly rate, or both, were too high for what the submitters considered to be largely administrative processes

- proposed fees are significantly higher than for comparable certificates in other jurisdictions, e.g. Australia, UK, and a full cost recovery model would be detrimental to the development and sustainability of the domestic industry
- concerns that the fee structure imposed cumulative costs for adding endorsements to certain qualifications
- transition fees should not be the same as applying for the new equivalent certificate

### **Response to submissions**

The initial analysis that informed the fee proposals issued for consultation was completely reviewed in response to submissions. The review refined the initial analysis of effort and efficiency factors, corrected an error that had resulted in a high volume fee being overstated and grouped the fees into six rather than five bands.

As a result of the post-consultation review, assessments of base times for processing some applications were reduced by up to 50 percent compared to those on which the consultation proposals were based, with commensurate reductions to the fees.

Concerns over entry level fees are recognised, and potential impacts will be monitored but any material reduction in the fee level would require costs to be reassigned to other types of certificate.

Concerns over cumulative charges for certificates and endorsement are already addressed within the fee framework.

Applicants for new certificates will be able to elect to apply for 24m and Passenger endorsements at the same time as applying for a base Skipper Restricted Limits certificate if they wish, although they will need to make separate applications for the 'higher level' 500GT and 500-3000GT endorsements.

Transition fees will only be charged at the relevant revalidation rate, which is lower than that for a new certificate.

#### *Provisional Assessment Service*

There was strong support for the introduction of a Provisional Assessment Service to replace the cumbersome exam permit process.

The Provisional Assessment Service provides seafarers with a pre-assessment service on the eligibility requirements (e.g. sea service, recognition of foreign qualifications and certificates) in advance of starting a training course. Although similar to the exam permit process, it is simplified and removes the current duplication of cost and effort for both applicant and Maritime New Zealand.

This service would be entirely at the candidate's discretion and would be cost recovered at a set fee based on the effort required by the hourly rate on which the proposals discussed above were based (\$169 (GST incl)).

A seafarer with a pre-assessment certificate will be eligible for a discount on the application fee for his/her certificate that reflects the reduction in effort required to process the final application.