

CAPACITY	LIMITATIONS APPLYING (IF ANY)

Endorsement No.....Issued on .....



.....  
*Signature of duly authorised official*

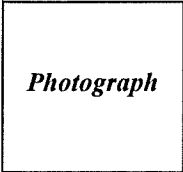
.....  
*Signature of duly authorised official*

The original of this endorsement must be kept available in accordance with regulation 1/2, paragraph 9, of the Convention while serving on a ship.

Date of birth of the holder of the certificate  
.....

Signature of the holder of the certificate  
.....

Photograph of the holder of the certificate



Endorsement No. .... Issued on .....

The validity of this endorsement is hereby extended until .....



.....  
*Signature of duly authorised official*

Date of revalidation..... *Name of duly authorised official*

CAYMAN ISLANDS



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THE MERCHANT SHIPPING LAW  
(2001 REVISION)

THE MERCHANT SHIPPING (CERTIFICATION, SAFE MANNING,  
HOURS OF WORK AND WATCHKEEPING) REGULATIONS, 2002

THE MERCHANT SHIPPING LAW (2001 REVISION)

THE MERCHANT SHIPPING (CERTIFICATION, SAFE MANNING, HOURS OF WORK AND WATCHKEEPING) REGULATIONS, 2002

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FIRST SCHEDULE  
(Regulation 6(2))

FORM OF ENDORSEMENT FOR RECOGNITION OF A CERTIFICATE



CAYMAN ISLANDS  
ENDORSEMENT ATTESTING TO THE RECOGNITION OF A CERTIFICATE UNDER THE PROVISIONS OF THE INTERNATIONAL CONVENTION ON STANDARDS OF TRAINING, CERTIFICATION AND WATCHKEEPING FOR SEAFARERS, 1978, AS AMENDED IN 1995

The Government of the Cayman Islands certifies that Certificate No. .... issued to ..... by or on behalf of the Government of ..... is duly recognised in accordance with the provisions of regulation I/10 of the above Convention, as amended, and the lawful holder is authorised to perform the following functions at the levels specified, subject to any limitations indicated, until ..... or until the date of expiry of any extension of the validity of this endorsement as may be shown overleaf:

FUNCTION	LEVEL	LIMITATIONS APPLYING (IF ANY)

The lawful holder of this endorsement may serve in the following capacity or capacities specified in the applicable safe manning requirements of the Cayman Islands:

*The Merchant Shipping (Certification, Safe Manning, Hours of Work and Watchkeeping) Regulations, 2002*

Requirements for  
pleasure vessels in  
commercial use

44. The requirement for certification, safe manning, hours of work and watchkeeping in respect of pleasure yachts in commercial use under 3000 GT shall be in accordance with the relevant provisions of the Code referred to in regulation 4 of the Merchant Shipping (Vessels in Commercial Use for Sport or Pleasure) Regulations, 2002.

Exemptions

45. The Director may grant, on such terms, if any, as he may specify, exemptions from all or any provisions of these Regulations for classes of cases or individual cases.

**PART VIII-Final Provisions**

Repeals

46. The following regulations are repealed:

- (a) The Merchant Shipping (Manning of Ships) (Cayman Islands) Regulations, 1989; and
- (b) The Merchant Shipping (Watchkeeping) (Cayman Islands) Regulations, 1990.

*The Merchant Shipping (Certification, Safe Manning, Hours of Work and Watchkeeping) Regulations, 2002*

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(2) A master who contravenes regulation 24(6), 25(2), 28(2), 34(1) or (2), 35, 36 or 38 is guilty of an offence and liable on summary conviction to a fine of \$15,000, or, on indictment, to a fine of \$25,000, and to imprisonment for 12 months.

(3) Where an employer has, pursuant to regulation 30(3), become subject to the duties of the company under that regulation, any contravention of regulation 30(1), (2), (8) or (11) by the employer is an offence punishable on summary conviction by a fine of \$25,000, or, on indictment, by a fine of \$50,000, and (in the case of an individual) by imprisonment for 6 months.

(4) A seafarer who contravenes regulation 24(6) is guilty of an offence and on summary conviction liable to a fine not exceeding level 3 on the standard scale.

(5) A chief engineer officer who contravenes regulation 34(3) is guilty of an offence and on summary conviction liable to a fine not exceeding level 5 on the standard scale.

(6) A company which contravenes regulation 28(1) is guilty of an offence and on summary conviction liable to a fine not exceeding level 5 on the standard scale.

(7) An employer who contravenes regulation 28(1) is guilty of an offence and on summary conviction liable to a fine not exceeding level 5 on the standard scale.

(8) A master who contravenes regulation 30(10) or (11) is guilty of an offence and on summary conviction liable to a fine not exceeding level 1 on the standard scale.

(9) A seafarer who contravenes regulation 29 is guilty of an offence and on summary conviction liable to a fine not exceeding level 1 on the standard scale.

(10) It shall be a defence for a person charged with an offence under these Regulations to prove that he took all reasonable steps to avoid commission of the offence.

(11) In proceedings for an offence under these Regulations consisting of a failure to comply with a duty or requirement to do something so far as is reasonably practicable, it shall be for the accused to prove that it was not reasonably practicable to do more than was in fact done to satisfy the duty or requirement.

(5) This regulation applies to a Cayman Islands ship wherever it may be.

Power to detain

40. In any case where it is found-

- (a) in relation to a Cayman Islands ship, that there is any contravention of these Regulations; or
- (b) in relation to a non-Cayman Islands ship, that there is-
  - (i) any contravention of regulation 25 34, 35 or 36; or
  - (ii) a failure to correct a deficiency of a kind specified in regulation 39(3) after notification to the master pursuant to regulation 39(2), and there is in consequence a danger to persons, property or the environment,

the ship may be detained, and section 439 of the Law shall apply as if for the words “the Law”, whenever they appear, there were substituted the words “the Merchant Shipping (Certification, Safe Manning, Hours of Work, and Watchkeeping) Regulations, 2002.”

Parity of treatment of STCW ships and non-STCW ships

41. Regulations 39 and 40 shall be applied as may be necessary to ensure that no more favourable treatment is given to non-STCW ships than is given to STCW ships.

Maintenance of register of certificates and endorsements issued and provision of information relating thereto

42. (1) The Director shall maintain a register of all certificates and endorsements which have been issued, expired, revalidated, suspended, cancelled or reported lost or destroyed and of dispensations issued.

(2) The Director shall make available information on the status of such certificates, endorsements and dispensations as are referred to in paragraph (1), to the authorities of other STCW countries and companies who request verification of the authenticity and validity of certificates produced to them by seafarers seeking recognition of their certificates or for employment on board ship.

(3) The Director may request from the authorities of other STCW countries information on certificates, endorsements and dispensations issued by them, where such certificates, endorsements and dispensations are produced to the Director by seafarers seeking recognition of their certificates under regulation 5 or for seeking employment on board Cayman Islands sea-going ships or by seafarers serving on board non-Cayman Islands ships operating in Cayman Islands waters.

Penalties

43. (1) A company which contravenes regulation 24(2) or (4), 25(1), (3), (4) or (5), 30(1), (2), (8) or (11), or 38 is guilty of an offence and liable on summary conviction to a fine of \$25,000, or, on indictment, to a fine of \$50,000, and (in the case of an individual) to imprisonment for 12 months.

CAYMAN ISLANDS

THE MERCHANT SHIPPING LAW  
(2001 REVISION)

THE MERCHANT SHIPPING (CERTIFICATION, SAFE MANNING,  
HOURS OF WORK AND WATCHKEEPING) REGULATIONS, 2002

The Governor in Council, in exercise of the powers conferred on him by sections 111 and 459 of the Merchant Shipping Law (2001 Revision) makes the following Regulations:

PART I-Preliminary

1. These Regulations may be cited as the Merchant Shipping (Certification, Safe Manning, Hours of Work and Watchkeeping) Regulations, 2002. Citation

2. (1) In these Regulations- Interpretation

“appropriate certificate” means-

- (a) in relation to Cayman Islands ships, a certificate issued and endorsed by or under the authority of an STCW country and recognised in accordance with the provisions of these Regulations entitling the lawful holder thereof to serve in the capacity and perform the functions involved at the level of responsibility specified therein on a ship of the type, tonnage or power and means of propulsion indicated by the endorsement while engaged on the particular voyage concerned; and
- (b) in relation to other ships, an appropriate certificate as defined in the STCW Convention;

“approved” (and “approved” in the STCW Convention so far as given effect by these Regulations) means approved by the Minister;

“area A1”; “area A2”; “area A3”; and “area A4”, have the meanings assigned to “Sea area A1”, “Sea area A2”, “Sea area A3” and “Sea area A4” in Regulation 2, Chapter IV of the Safety Convention;

“authorised person” means a person authorised by the Minister for the purposes of these Regulations;

“Cayman Islands ship” has the meaning given in section 2(1) of the Law and “non-Cayman Islands ship” means a ship that is not a Cayman Islands ship;

“certificate of competence” means an appropriate certificate for the purposes of regulations 4 and 5;

“chemical tanker” means a ship constructed or adapted and used for the carriage in bulk of any liquid product listed in chapter 17 of the IBC Code;

“company” includes an individual, and in relation to a ship means the owner of the ship or any other organisation or person such as the manager, or the demise charterer, who has assumed the responsibility for the operation of the ship from the owner and who, on assuming such responsibility, has agreed to take over all the duties and responsibilities imposed on the company by the Regulations annexed to the STCW Convention;

“constructed” means a craft the keel of which is laid or which is at a similar stage of construction; and “similar stage of construction” means a stage at which-

- (a) construction identifiable with a specific craft begins; and
- (b) assembly of that craft has commenced comprising at least 50 tonnes or 1 per cent of the estimated mass of all structural material, whichever is the less;

“GT” means gross tonnage as defined in the tonnage regulations;

“high speed craft” means a craft capable of a maximum speed equal to or exceeding-

$$3.7 \nabla^{0.1667} \text{ metres per second}$$

where  $\nabla$  is the displacement corresponding to the design waterline (m<sup>3</sup>);

“IBC Code” means the 1994 Edition of the International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk, published by the IMO;

“IGC Code” means the 1993 Edition of the International Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk, published by the IMO;

“IMO” means the International Maritime Organization;

“Law” means the Merchant Shipping Law (2001 Revision);

“length” has the meaning given in the tonnage regulations;

“liquefied gas tanker” means a ship constructed or adapted and used for the carriage in bulk of any liquefied gas or other product listed in chapter 19 of the IGC Code;

“management level” means the level of responsibility associated with-

being maintained because, while in a Cayman Islands port or roadstead, any of the following have occurred:

- (i) the ship has been involved in a collision, grounding or stranding;
- (ii) there has been an unlawful discharge of substances from the ship when underway, at anchor or at a berth;
- (iii) the ship has been manoeuvred in an erratic or unsafe manner, or navigational course markers or traffic separation schemes have not been followed; or
- (iv) the ship has otherwise been operated in such a manner as to pose a danger to persons, property or the environment.

(2) Where an authorised person finds on inspection any deficiency of a kind specified in paragraph (3) he shall notify in writing the master of the ship and in the case of a ship which is not a Cayman Islands ship, the nearest maritime consular or diplomatic representative of the flag state, and, where practicable, the relevant authorities of the flag state.

(3) Deficiencies referred to in paragraph (2) are:

- (a) a failure by any seafarer required to hold an appropriate certificate, to have a valid appropriate certificate, an endorsement or a valid dispensation;
- (b) a failure of any seafarer to produce the documentary proof required by Regulation I/10, paragraph 5, of the STCW Convention, or, where regulation 6(4) is applicable, the requirements of that provision have not been met;
- (c) a failure to comply with the applicable safe manning requirements;
- (d) a failure of navigational or engineering watch arrangements to conform to the requirements specified for the ship by the competent authority of the country in which the ship is registered;
- (e) an absence on a watch of a person qualified to operate equipment essential to safe navigation, safety radio communications or the prevention of marine pollution; and
- (f) an inability of the master to provide adequately rested persons for the first watch at the commencement of a voyage and for subsequent relieving watches.

(4) The certificates, endorsements and dispensations referred to in paragraph (1) shall be accepted by the authorised person carrying out the inspection unless there are clear grounds for believing that a certificate has been fraudulently obtained or that the holder of a certificate is not the person to whom that certificate was originally issued.

- (a) in bulk, ensure that a safe deck watch and safe engineering watch are maintained by the ready availability on board of a duly qualified officer or officers, and where appropriate, ratings; and
- (b) other than in bulk, ensure that in organising safe watchkeeping arrangements he takes account of the nature, quality, packing and stowage of the hazardous cargo and of any special conditions on board, afloat and ashore.

(2) Such watchkeeping arrangements shall take full account of the principles and requirements specified by the Director and as provided in the Fifth Schedule.

#### PART VII-Miscellaneous

Prohibition on the employment of young persons

37. (1) No person under the age of 16 shall be employed on a ship.
- (2) No person under the age of 18 shall be employed as a trimmer or stoker on a ship.
- (3) No seaman under the age of 18 shall work at night.
- (4) For the purposes of paragraph (3), "night" means a period of at least 9 consecutive hours, including the period from midnight to 0500 hours.

Carriage of STCW certificates and documents

38. Without prejudice to regulation 24, the company and the master shall ensure that there are carried at all times on board ship all original certificates and other documents issued pursuant to the STCW Convention indicating the qualification of any member of the crew to perform functions which they are required to perform aboard ship in the course of their designated duties.

Inspection of ships

39. (1) An authorised person may inspect any ship while in a Cayman Islands port or roadstead for the purposes of-
- (a) verifying that all seafarers serving on board who are required to be certificated hold valid appropriate certificates and endorsements or valid dispensations or have provided the documentary proof required by Regulation 1/10, paragraph 5 of the STCW Convention, or where regulation 6(4) is applicable, the requirements of that provision have been met;
  - (b) verifying that the numbers and certificates of the seafarers serving on board are in conformity with the applicable safe manning requirements; and
  - (c) assessing the ability of the seafarers in the ship to maintain the watchkeeping standards required by these Regulations where there are clear grounds for believing that such standards are not

- (a) serving as master, chief mate, chief engineer or second engineer of a sea-going ship; and
- (b) ensuring that all functions within the designated area of responsibility are properly performed;

"MARPOL" means the International Convention for the Prevention of Pollution from Ships, 1973 as modified by the Protocol of 1978 relating thereto and its Annexes and Protocols, together with any other Protocols and Amendments relating thereto that may be in effect for the Islands;

"near-coastal voyage" means a voyage during which the ship is never more than 40 miles from any of the Cayman Islands;

"officer" means a person carried in a ship in the capacity of an officer under the terms of the safe manning document issued in respect of that ship;

"oil" means petroleum in any form including crude oil, fuel oil, oil refuse and refined products, other than oil-like substances which are listed in paragraph 7 of the Unified Interpretations of Annex II to MARPOL and relating to Regulation 14 of that Annex;

"oil tanker" means a ship constructed or adapted primarily to carry oil in bulk in its cargo spaces and includes a combination carrier when it is carrying a cargo or part cargo of oil in bulk;

"propulsion power" means the total maximum continuous rated output power in kilowatts of all the ship's main propulsion power which appears on the ship's certificate of registry or other official document;

"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;

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

"ro-ro passenger ship" means a passenger ship provided with cargo or vehicle spaces not normally subdivided in any way and extending to either a substantial length or the entire length of the ship in which vehicles or cargo can be loaded or unloaded in a horizontal direction;

"Safety Convention" has the meaning given in section 171 of the Law;

"seafarer" includes a master, an officer and a rating;

"sea-going" means going to sea beyond the limits of the national waters of the Islands;

"Secretary-General" means the Secretary-General of the IMO;

"STCW Code" means the Seafarer's Training, Certification and Watchkeeping Code adopted by the 1995 Conference of Parties to the International Convention

on the Standards of Training, Certification and Watchkeeping for Seafarers, 1978;

“STCW country” means a country which is a party to the STCW Convention;

“STCW ship” means a ship entitled to fly the flag of a STCW country and “non-STCW ship” means a ship that is not a STCW ship;

“tanker” means a chemical tanker, a liquefied gas tanker or an oil tanker; and

“tonnage regulations” means the Merchant Shipping (Tonnage) Regulations, 2002.

(2) Any reference to the IBC Code, the IGC Code, the STCW Code, or the STCW Convention shall include reference to any document amending the Code or Convention which is considered by the Minister to be relevant from time to time.

Application

3. (1) Except as referred to in paragraph (2) and subject to regulation 20, these Regulations apply to-

- (a) sea-going Cayman Islands ships wherever they may be and non-Cayman Islands ships when in Cayman Islands waters; and
- (b) masters and seamen employed in sea-going Cayman Islands ships.

(2) These Regulations do not apply to-

- (a) warships and naval auxiliaries or other ships owned or operated by a State and engaged only on Government non-commercial service;
- (b) fishing vessels;
- (c) pleasure vessels;
- (d) wooden ships of primitive build; or
- (e) seafarers employed in such ships as are referred to in subparagraphs (a) to (d).

**PART II-Certification and Recognition of Certificates**

Qualifications as an officer

4. A person is qualified as an officer for the purposes of section 111(1) of the Law if he holds a certificate of competence which has been duly recognised and endorsed in accordance with regulations 5 and 6, in one of the following capacities-

- (a) master;
- (b) chief mate;
- (c) officer in charge of a navigational watch;
- (d) chief engineer officer;
- (e) second engineer officer;

required to be maintained by regulation 30(11), together with the reason why he is so worked.

32. There shall be carried on board every Cayman Islands ship to which these Regulations apply a copy of Parts V and VI of these Regulations.

Duty to carry copy of regulations

33. (1) Where the records or other evidence indicate a failure, on the part of any person concerned, to comply with the provisions of these regulations relating to hours of work and rest, the Director shall take such measures as he may deem necessary to ensure that such failure to comply is not repeated.

Failure to comply with provisions relating to hours of work and rest

(2) The measures referred to in this regulation may include a revision of the safe manning requirements.

**PART VI-Watchkeeping**

34. (1) The master of any ship shall ensure that the watchkeeping arrangements for the ship are at all times adequate for maintaining safe navigational and engineering watches having regard to Chapter VIII of Section A of the STCW Code.

Watchkeeping arrangements

(2) Without prejudice to the duties of the master provided by paragraph (1), the master shall give directions to the deck watchkeeping officers responsible for navigating the ship safely during their periods of duty, in accordance with Section A-VIII/2, Part 3-1 of the STCW Code and any requirements specified in the Fifth Schedule.

(3) The chief engineer officer of any ship shall ensure that the engineering watchkeeping arrangements for the ship are at all times adequate for maintaining a safe watch, in accordance with Section A-VIII/2, Part 3-2 of the STCW Code, and when deciding the composition of the watch the chief engineer officer shall observe the principles set out in Part 3-2 of that Section and the requirements specified in the Fifth Schedule.

35. The master of any ship which is safely moored or safely at anchor under normal circumstances in port shall arrange for an appropriate and effective watch to be maintained for the purposes of safety. Such arrangements shall be in accordance with Section A-VIII/2, Part 4 of the STCW Code and any operational guidance specified in the Fifth Schedule.

Watchkeeping arrangements in port

36. (1) The master of any ship which is carrying hazardous cargo and which is in port, even when safely moored or safely at anchor, shall in addition to any watchkeeping arrangements required under regulation 35, in the case of a ship carrying hazardous cargo-

Watchkeeping arrangements in port for ships carrying hazardous cargo



- (b) the company for the time being shall ensure that a copy of the schedule and of the record of all deviations from its requirements are preserved for five years from the date the schedule was introduced, and that they are available for inspection by the Shipping Master, a proper officer or a surveyor as defined in the Law, or an inspector appointed under section 414 of the Law;
- (c) if during the five year period there ceases to be a company in relation to the ship, the duty to preserve the copies of the schedule and of the record shall remain with the last such company; and
- (d) the master shall give to every seaman a copy of the schedule pertaining to that seaman, which copy shall be signed by the master or a person authorised by the master, and by the seaman.

(12) Musters, fire-fighting and lifeboat drills shall be conducted in a manner that minimises the disturbance of the rest periods and does not induce fatigue.

(13) Where a seafarer is on call, such as where a machinery space is unattended, an adequate compensatory rest period shall be given to such seafarer if the normal period of rest is disturbed by call-outs to work.

(14) In this regulation and in regulation 31, "schedule" means the schedule of duties referred to in paragraph (1).

Exceptions for emergencies

31. (1) The requirements for rest periods specified in paragraphs (5)(c) and (6) of regulation 30 need not be maintained in case of any emergency including giving assistance to other ships or persons in distress at sea.

(2) Without prejudice to the generality of paragraph (1), a seafarer may participate in a navigational, engine room or machinery watch although he has not had the rest period provided by the schedule produced in pursuance of regulation 29, and the master may exceed, and any number of seamen may be required to exceed, the schedule's work or duty periods, when in the opinion of the master it is necessary to meet an emergency threatening the safety of the ship or the life of any person or threatening damage to the environment, until the emergency is over.

(3) As soon as practicable after the emergency is over, the master shall ensure that any seamen who have performed work in a scheduled rest period are provided with an adequate period of rest.

(4) When in pursuance of paragraph (1) a seafarer has worked within a rest period provided for by the schedule, his name shall be entered in the record

- (f) officer in charge of an engineering watch; or
- (g) radio operator.

5 (1) The Director may, for service on board Cayman Islands ships, recognise a certificate issued by or under the authority of another STCW country to a master, officer or radio operator if he is satisfied-

Recognition of certificates

- (a) that the requirements of the STCW Convention concerning standards of competence, the issue and endorsement of certificates and record keeping are fully complied with; and
- (b) that prompt notification will be given to the Director of any significant change in the arrangements for training and certification provided in compliance with the Convention.

(2) For the purpose of satisfying himself under paragraph (1), the Director-

- (a) with respect to the issuing authority, shall take into account any IMO list of STCW countries which, according to the IMO, have given full and complete effect to the STCW Convention; and
- (b) with respect to verification of the authenticity and validity of a certificate presented for recognition, may-
  - (i) require from the authority which has issued the certificate, copies of its maritime legislation and details of its facilities and procedures concerning the training and certificate of seafarers; and
  - (ii) where deemed necessary, inspect such facilities and procedures.

(3) Every certificate presented for recognition under this regulation shall be in the original form, and where the original is in a language other than English, it shall be accompanied by an official translation in English.

(4) The Director shall ensure that every seafarer who presents for recognition a certificate of competence which has been issued as certification at the management level has appropriate knowledge of the maritime legislation of the Cayman Islands and proficiency in the English language relative to the functions which he is permitted to perform, in accordance with the requirements set out in the Second Schedule.

(5) The information provided and the measures agreed upon under this Part shall be communicated to the Secretary of State of the United Kingdom responsible for shipping for onward transmission to the Secretary-General, within the time prescribed and in the format specified in Section A-I/7, paragraph 3.2 of the STCW Code.

Issue of endorsements  
attesting to recognition  
and transitional  
arrangements

(6) No certificate issued by or under the authority of a State that is not a STCW country shall be recognised.

(7) The Director may, under this Part, recognise and endorse a certificate of service issued pursuant to the Merchant Shipping (Manning of Ships) (Cayman Islands) Regulations, 1989.

6. (1) Subject to paragraph (8), where the Director recognises a certificate pursuant to regulation 5 he shall endorse such a certificate to attest to its recognition.

(2) An endorsement attesting to the recognition of a certificate shall be issued as a separate document which shall be in the form set out in the First Schedule and the capacity in which the holder of a certificate is authorised to serve shall be provided in the form of endorsement in the manner provided therein.

(3) Each endorsement issued under this regulation attesting to the acceptance of a certificate shall-

- (a) be assigned the same number as the certificate concerned, provided that number is unique;
- (b) expire as soon as the certificate endorsed expires or is withdrawn, suspended, or cancelled by the party which issued it and, in any case, not more than five years after the date of issue; and
- (c) subject to paragraph (7), remain valid only as long as the certificate to which it attests remains valid.

(4) The Director may, if circumstances require, allow a seafarer to serve in a capacity other than radio operator, (except as provided in the Radio Regulations), for a period not exceeding three months on board a Cayman Islands ship, while holding an appropriate and valid certificate issued and endorsed by the authority of another STCW country but which has not yet been endorsed so as to render it appropriate for service on board Cayman Islands ships, or for which a Licence under paragraph (8) has not yet been issued, provided the Director is satisfied that application for an endorsement or Licence has been duly submitted.

(5) An endorsement or other document issued by or under the authority of an STCW country in recognition of, or attesting to, the recognition of a certificate by or under the authority of another STCW country shall not be used as the basis for recognition by the Director.

(6) The Director may revoke or cancel at any time an endorsement or Licence granted under this regulation where he has clear grounds for believing that the holder of the certificate has-

- (i) masters and seamen whose work includes regular watchkeeping duties or ship handling; and
- (ii) the ship's chief engineer, chief officer and second engineer officer,

so as to provide that they do not work more hours than is safe in relation to the safety of the ship and the master's and seamen's performance of their duties;

- (b) it specifies the maximum period of continuous watchkeeping, the minimum rest period between watches, and the total daily, weekly and monthly hours of work; and
- (c) it provides a minimum of ten hours of rest in any 24 hour period, which may be divided into no more than two periods, one of which shall be at least six hours in length.

(6) Notwithstanding paragraph (5)(c), the minimum period of ten hours may be reduced to not less than six consecutive hours on condition that any such reduction shall not extend beyond two days and not less than seventy hours of rest are provided in each seven day period.

(7) The company shall give consideration to the nature of the shipping operation and the voyages to be undertaken in arranging hours of work at sea and in port.

(8) The schedule may be changed by the company, or by an employer who by virtue of paragraph (3) is subject to duties of the company, on condition that-

- (a) other employers and the company (as the case may be) have been consulted;
- (b) the company or the employer has sought the views of the master on the proposed changes and the master has sought and conveyed to the company the views of the seamen or their representatives; and
- (c) the schedule as changed complies with paragraph (5).

(9) The company shall ensure that the schedule is displayed prominently in the crew accommodation for the information of all the seafarers and that it is in a standardised format in the working language of the ship and in English.

(10) It shall be the duty of the master to ensure, as far as reasonably practicable, that the hours of work specified in the schedule are not exceeded.

(11) The following requirements apply with respect to the schedule produced in accordance with paragraph (1):

- (a) the company and the master shall maintain on the ship a copy of the schedule, and a record of all deviations from its requirements;

(5) The Director shall, as soon as possible after the first day of January of each year, submit to the Secretary of State of the United Kingdom responsible shipping for onward transmission to the Secretary-General, a report indicating the total number of dispensations granted for each capacity for which an appropriate certificate is required in respect of all sea-going Cayman Islands ships, and the numbers of those ships above and below 1,600 GT respectively.

PART V-HOURS OF WORK

Application of Part V

27. This Part applies only to Cayman Islands ships.

General duty of company, employers and masters regarding hours of work

28. (1) Subject to regulation 31, it shall be the duty of every company in respect of a ship, and of every employer, to ensure, so far as is reasonably practicable, that seafarers do not work more hours than is safe in relation to the safety of the ship and the seafarers' performance of their duties.

(2) Subject to regulation 31, it shall be the duty of every master of a ship to ensure, so far as is reasonably practicable, that the seamen do not work more hours than is safe in relation to the safety of the ship and the seamen's performance of their duties.

Duties of seafarers regarding rest periods

29. Every seafarer shall, so far as is reasonably practicable, ensure that he is properly rested when commencing duty on a ship and that he obtains adequate rest during periods when he is off duty.

Schedules of duties and need to maintain records

30. (1) It shall be the duty of the company to produce a schedule of duties complying with this regulation.

(2) Where the company is not also the employer of all the seafarers, it shall consult any other person who is an employer of any of the seafarers before production of the schedule.

(3) The company may arrange with any such employer that the employer is to produce a schedule of duties complying with this regulation and in such a case that employer shall also be subject to the duties of the company under this regulation.

(4) Before producing a schedule the company shall seek the views of the master, and the master shall seek, and convey to the company, the views of the seamen or their representatives.

(5) Subject to paragraph (6), a schedule complies with this regulation if-

(a) it sets out the hours of work for-

- (a) committed a violation of any provision of the Law or any Regulations made thereunder;
- (b) committed an offence under the laws of the Cayman Islands; or
- (c) failed to maintain the required standard of medical fitness.

7. A master or officer shall hold an appropriate certificate for the capacity in which he serves, as set out in the Table below. Appropriate certificates

TABLE OF APPROPRIATE CERTIFICATES

DECK DEPARTMENT
Officer in charge of a navigational watch on any ship on voyages not limited to near coastal voyages.
Master or chief mate on a ship of 3000 GT or more.
Master or chief mate on a ship of 500 GT or more and less than 3000 GT.
Officer in charge of a navigational watch on a ship of less than 500 GT engaged on near-coastal voyages.
Master of a ship of less than 500 GT engaged on near-coastal voyages.

ENGINE DEPARTMENT
Officer in charge of an engineering watch in a manned engine room, or designated duty engineer officer in a periodically unmanned engine-room, on a ship powered by main propulsion machinery of 750 kW propulsion power or more.
Chief engineer officer or second engineer officer on a ship powered by main propulsion machinery of 3000 kW propulsion power or more.
Chief engineer officer and second engineer officer on a ship powered by main propulsion machinery of between 750 and 3000 kW propulsion power.

8. (1) Every rating forming part of a navigational watch on a ship of 500 GT or more, other than ratings under training and ratings whose duties while on watch are of an unskilled nature, shall hold a certificate referred to herein as a "Navigational Watch Rating Certificate" issued in accordance with Regulation II/4 of the Annex to the STCW Convention, by the Director or by or under the authority of another STCW country.

Ratings and holders of other qualifications

(2) Every rating forming part of an engine-room watch or designated to perform duties in a periodically unmanned engine-room on a ship powered by main propulsion machinery of 750 kW propulsion power or more, other than

ratings under training and ratings whose duties are of an unskilled nature, shall hold a certificate, referred to herein as an “Engine Room Watch Rating Certificate”, issued in accordance with Regulation III/4 of the Annex to the STCW Convention by the Director or by or under the authority of another STCW country.

(3) Any person designated to perform watchkeeping duties in a manned or periodically unmanned engine-room on a ship powered by main propulsion machinery of 350 kW power, or more, but less than 750 kW shall be the holder of one of the engineering certificates referred to in regulation 7 or be the holder of an appropriate certificate in compliance with criteria specified by the Director.

Radiocommunications  
and radio personnel on  
GMDSS ships

9. (1) Every ship shall carry a person or persons qualified for distress and safety radio communication purposes as specified in paragraph (2), who shall be holders of certificates specified in the Radio Regulations, as appropriate, one of whom shall be designated by the master to have primary responsibility for radio communications during distress incidents.

(2) On area A1 ships a person qualified as mentioned in paragraph (1) shall hold at least a GMDSS restricted operator’s certificate issued in accordance with subsection D of section IIIA of Article 55 of the Radio Regulations. On ships operating in Areas A1/A2, A1/A2/A3 and A1/A2/A3/A4, the person qualified as mentioned in paragraph (1) shall hold a GMDSS general operator’s certificate issued in accordance with subsection C of section IIIA of Article 55 of the Radio Regulations.

Training and  
qualifications of masters  
and seamen on tankers

10. (1) Officers and ratings assigned specific duties and responsibilities related to cargo or cargo equipment on tankers shall have completed an approved shore-based advanced fire-fighting course in addition to the training required by section A-VI/1 of the STCW Code and shall have completed-

- (a) at least three months of approved sea-going service on tankers in order to acquire adequate knowledge of safe operational practices; or
- (b) an approved tanker familiarisation course covering at least the syllabus given for that course in Section A-V/1 of the STCW Code.

(2) The period of three months referred to in paragraph (1)(a) may be reduced to not less than one month if-

- (a) the tanker on which such service is performed is of less than 3,000 GT;
- (b) the duration of each voyage of the tanker on which such approved service is performed does not exceed 72 hours, and

- (a) the duration of the voyage is no more than 21 days and limited only to the next port of call;
- (b) subject to regulation 31, suitable watchkeeping arrangements can be maintained throughout the voyage for the safe operation of the ship and the protection of the environment, having due regard to the requirements of regulations 28, 29 and 30;
- (c) necessary adjustments can be made to the muster list to meet any emergency situation;
- (d) the replacement seafarer would be available to join the ship at the next port of call;
- (e) the Director is kept fully informed of the circumstances; and
- (f) appropriate entries are made in the ship’s official log book, relating to the circumstances.

(9) The Fifth Schedule applies in respect of this regulation.

26. (1) Subject to paragraph (2), the Director may, in circumstances of exceptional necessity and where in his opinion no danger to persons, property or the environment will be caused, issue a dispensation permitting a specified seafarer to serve in a specified ship for a specified period not exceeding six months in a capacity, other than that of a radio operator, or a radiotelephone operator, except as provided by the relevant radio regulations, for which he does not hold the appropriate certificate, provided the person to whom the dispensation is issued is adequately qualified to fill the vacant post in a safe manner, in accordance with the applicable safe manning requirements.

Dispensations

(2) A dispensation shall not be granted to a person to act as a master or chief engineer except in circumstances of *force majeure*, and in any event, such dispensation, where granted, shall be granted only to an officer at the management level and for the shortest duration possible and in granting a dispensation under this paragraph, the Director shall specify the particular voyage or part of a voyage for which the dispensation will be valid.

(3) A dispensation shall only be granted to a person properly certificated to fill the post immediately below; and where certification for such post is not required under these regulations, a dispensation may be issued to a person whose qualifications and experience are, in the opinion of the Director, of a clear equivalence to the requirements for the post to be filled, provided that, if such person does not hold an appropriate certificate, he shall be required to pass a test acceptable to the Director as demonstrating that such a dispensation may safely be issued.

(4) Where a dispensation is granted under this regulation, the Director shall ensure that the post in question is filled by the holder of an appropriate certificate as soon as possible.

25. (1) It shall be the duty of the company to ensure that in relation to every ship of 500 GT or more-

- (a) a safe manning document is in force in respect of the ship and the manning of the ship;
- (b) the safe manning document is kept on board the ship at all times; and
- (c) the manning of the ship is maintained at all times to at least the levels specified in the safe manning document.

(2) The master of a ship to which this regulation applies shall ensure that the ship does not proceed to sea unless there is on board a valid safe manning document issued in respect of the ship and the manning of the ship complies with that document.

(3) It shall be the duty of the company applying for the safe manning document in respect of any Cayman Islands ship to submit to the Director proposals as to the numbers and grade of personnel it considers should be carried so that the ship would be safely manned if it proceeded to sea on any intended voyages;

(4) In preparing such proposals the company shall take into account the guidelines contained in the Fourth Schedule and any additional guidance issued by the Director;

(5) It shall be the duty of the company after the issue of a safe manning document to inform the Director as soon as any of the circumstances which are pertinent to that safe manning document change, for the purpose of enabling the Director to review the document's continuing validity or approve new proposals from the company.

(6) Notwithstanding the repeal of the Merchant Shipping (Manning of Ships) (Cayman Islands) Regulations, 1989, a Cayman Islands safe manning certificate issued pursuant to those Regulations shall continue to be valid, subject to paragraph (5), until 31 July 2002 or until its expiry date, whichever is the earlier.

(7) Subject to paragraph (8), if a member of the crew specified in the safe manning document is incapacitated through accident or sudden illness or is unable to sail due to disciplinary action; or in any other unforeseen circumstances causing the available complement on the ship to be less than that prescribed in the safe manning document, the final decision as to whether the ship should proceed to sea shall rest with the master.

(8) Prior to making any such decision to proceed to sea as referred to in paragraph (7), the master shall ensure that-

- (c) the operational characteristics of the tanker on which such approved service is performed and the number of voyages and loading and discharging operations completed during the period, allow the same level of knowledge and experience to be acquired as would have been acquired in approved service performed in accordance with paragraph (1)(a) on a tanker of a size, and performing voyages, not falling within subparagraphs (a) and (b).

(3) Masters, chief engineer officers, chief mates, second engineer officers and any person with immediate responsibility for loading, discharging and care in transit or handling of cargo in tankers shall, in addition to meeting the requirements of paragraph (1), have-

- (a) experience appropriate to their duties on the type of tanker on which they serve; and
- (b) completed an approved specialised training programme which at least covers the subjects set out in section A-V/1 of the STCW Code that are appropriate to their duties on the tanker on which they serve,

or provide evidence of having achieved the required standard of competence within the previous five years.

(4) Where the Director is satisfied that a seafarer is duly qualified in accordance with paragraphs (1) and (2) or paragraph (3), he may issue to such seafarer an appropriate certificate to that effect, and the seafarer holding such a certificate shall be accepted for service as referred to in those paragraphs on Cayman Islands ships.

(5) A certificate or other documentary evidence issued by or under the authority of an STCW country confirming that the holder has received the training required under paragraphs (1) and (2) or paragraph (3), may be accepted for service as referred to in those paragraphs on Cayman Islands ships.

11. (1) This regulation applies to masters and seamen serving on board ro-ro passenger ships.

(2) Prior to being assigned shipboard duties on board ro-ro passenger ships, seafarers shall have completed the training required by paragraphs (4) to (8) in accordance with their capacity, duties and responsibilities.

(3) Seafarers who are required to be trained in accordance with paragraphs (4), (7) and (8) shall, at intervals not exceeding five years, undertake appropriate refresher training.

Training and  
qualifications of masters  
and seamen on ro-ro  
passenger ships

(4) Masters and seamen designated on muster lists to assist passengers in emergency situations on board ro-ro passenger ships shall have completed training in crowd management as specified in section A-V/12, paragraph 1 of the STCW Code.

(5) Masters and seamen assigned specific duties and responsibilities on board ro-ro passenger ships shall have completed the familiarisation training specified in section A-V/2, paragraph 2 of the STCW Code.

(6) Seamen providing direct service to passengers in passenger spaces on board ro-ro passenger ships shall have completed the safety training specified in section A-V/2, paragraph 3 of the STCW Code.

(7) Masters, chief mates, chief engineer officers, second engineer officers and every person assigned immediate responsibility for embarking and disembarking passengers, loading, discharging or securing cargo, or closing hull openings on board ro-ro passenger ships shall have completed approved training in passenger safety, cargo safety and hull integrity as specified in section A-V/2, paragraph 4 of the STCW Code.

(8) Masters, chief mates, chief engineer officers and any person having responsibility for the safety of passengers in emergency situations on board ro-ro passenger ships shall have completed approved training in crisis management and human behaviour as specified in section A-V/2, paragraph 5 of the STCW Code.

(9) A certificate or other documentary evidence issued by or under the authority of an STCW country confirming that the holder has received the training required under this regulation, may be accepted for service on Cayman Islands ro-ro passenger ships.

Training and  
qualifications of masters  
and seamen on  
passenger ships other  
than ro-ro passenger  
ships

12. (1) This regulation applies to masters and seamen serving on-board passenger ships, other than ro-ro passenger ships.

(2) Prior to being assigned shipboard duties on board passenger ships, seafarers shall have completed the training required by paragraphs (4) to (8) in accordance with their capacity, duties and responsibilities.

(3) Seafarers who are required to be trained in accordance with paragraphs (4), (7) and (8) shall, at intervals not exceeding five years, undertake appropriate refresher training or be required to provide evidence of having achieved the required standard of competence within the previous five years.

(4) Masters and seamen designated on muster lists to assist passengers in emergency situations on board passenger ships shall have completed training in

#### PART IV-Safe Manning

24. (1) This regulation applies only to Cayman Islands ships.

Responsibilities of  
companies, masters and  
others

(2) Every company or operator shall ensure that-

- (a) every seafarer assigned to any of its ships holds an appropriate certificate in respect of any function he is to perform on that ship;
- (b) every seafarer on any of its ships has had training specified in these Regulations in respect of any function that he is to perform on that ship; and
- (c) documentation and data relevant to all seafarers employed on its ships are maintained and readily available for inspection and include, without being limited to, documentation and data on their experience, training, medical fitness and competence in assigned duties.

(3) Nothing in paragraph (2) shall prohibit the allocation of tasks for training under supervision or in case of *force majeure*.

(4) The company shall provide written instructions to the master of each of its ships setting out the policies and the procedures to be followed to ensure that all seafarers who are newly employed on board the ship are given a reasonable opportunity to become familiar with the shipboard equipment, operating procedures and other arrangements needed for the proper performance of their duties, before being assigned to those duties.

(5) The policies and procedures referred to in paragraph (4) shall include-

- (a) allocation of a reasonable period of time during which each newly employed seafarer will have an opportunity to become acquainted with-
  - (i) the specific equipment the seafarer will be using or operating; and
  - (ii) ship-specific watchkeeping, safety, environmental protection and emergency procedures and arrangements the seafarer needs to know to perform the assigned duties properly; and
- (b) designation of a knowledgeable crew member who will be responsible for ensuring that an opportunity is provided to each newly employed seaman to receive essential information in a language the seaman understands.

(6) It shall be the duty of every seafarer required to carry out any obligation arising under paragraph (4), to carry out that obligation.

complied with, then the holder of the relevant endorsement shall, at the direction of the Director, deliver it for cancellation to the Director, or to such person as the Director directs.

(6) In this regulation, and in regulation 19, “endorsement” means endorsement of the recognition of a certificate pursuant to regulation 6.

Loss of endorsements

19. Where a person is deprived of an endorsement issued to him, the Director-
- (a) if satisfied that the person has lost or been deprived of the endorsement without fault on his part shall; and
  - (b) if he is not so satisfied, may,
- upon receipt of any fee payable, cause a certified copy of the endorsement to be issued to him.

PART III-Hovercraft

Application to hovercraft

20. This Part applies to every sea-going hovercraft registered in the Islands which was constructed on or after 01 January, 1996.

Requirements for the training of hovercraft personnel

21. (1) It shall be the duty of every owner of a hovercraft to which this Part applies to ensure that masters and seamen have completed the training as specified by the Director.
- (2) It shall be the duty of every person providing the training referred to in this regulation to issue documentary evidence to every person successfully completing such training. In the case of masters, and of officers having an operational role on high speed craft, the documentary evidence shall be a certificate in a form specified by the Director which shall be endorsed in a manner specified by the Director.

(3) Any owner who contravenes paragraph (1) is guilty of an offence, and liable on summary conviction to a fine of \$10,000.

Application of Part III to endorsements

22. Regulations 18 and 19 apply to endorsements issued under regulation 21 as they apply to other certificates endorsed under these Regulations.

Exemption from hovercraft requirements

23. The Director may exempt the owner of any hovercraft from any of the requirements of regulation 21 subject to such conditions as he may specify, and may alter or cancel any exemption so granted.

crowd management as specified in Section A-V/3, paragraph 1 of the STCW Code.

(5) Masters and seamen assigned specific duties and responsibilities on board passenger ships shall have completed the familiarisation training specified in section A-V/3, paragraph 2 of the STCW Code.

(6) Seamen providing direct service to passengers on board passenger ships in passenger spaces shall have completed the safety training specified in Section A-V/3, paragraph 3 of the STCW Code.

(7) Masters, chief mates, and every person assigned immediate responsibility for embarking and disembarking passengers shall have completed approved training in passenger safety as specified in Section A-V/3, paragraph 4, of the STCW Code.

(8) Masters, chief mates, chief engineer officers, second engineer officers and any person having responsibility for the safety of passengers in emergency situations on board passenger ships shall have completed approved training in crisis management and human behaviour as specified in Section A-V/3, paragraph 5 of the STCW Code.

(9) A certificate or other documentary evidence issued by or under the authority of an STCW country confirming that the holder has received the training required under this regulation, may be accepted for service on Cayman Islands passenger ships other than ro-ro passenger ships.

13. (1) This regulation applies to masters and seamen serving on board high-speed craft which are ships constructed on or after 01 January, 1996.

Training and qualifications of masters and seamen on high-speed craft

(2) Prior to being assigned shipboard duties on board high speed craft, masters and seamen shall have completed the training specified in the Third Schedule.

(3) A certificate or other documentary evidence issued by or under the authority of an STCW country confirming that the holder has received the training required under this regulation may be accepted for service on Cayman Islands ships which are high-speed craft.

14. All seafarers shall receive familiarisation, basic safety training or instruction in accordance with Section A-VI/1 of the Annex to the STCW Code and shall meet the appropriate standard of competence specified therein.

Familiarisation and basic safety training etc. for all seafarers

15. (1) Every person designated to launch or take charge of survival craft or rescue boats, other than fast rescue boats, shall meet the criteria specified in

Requirements for the holding of certificates of proficiency in survival craft and rescue boats

Regulation VI/2.1 of the Annex to the STCW Convention and be in possession of a certificate of proficiency in such craft.

(2) Every person designated to launch or take charge of a fast rescue boat shall meet the criteria specified in Regulation VI/2.2 of the Annex to the STCW Convention and be in possession of a certificate of proficiency in such boats.

(3) Where the Director is satisfied that a person as referred to in paragraph (1) or (2) meets the criteria referred to, respectively, in those paragraphs, he may issue to such person an appropriate certificate of proficiency, and the holder of such certificate shall be accepted for service on Cayman Islands ships.

(4) A certificate of proficiency or an equivalent certificate issued by or under the authority of an STCW country confirming that the holder has received the training required under this regulation may be accepted for service on Cayman Islands ships.

(5) In this regulation-

- (a) "fast rescue boat" means a rescue boat which is-
  - (i) not less than 6 metres in length and not more than 8.5 metres in length; and
  - (ii) capable of manoeuvring, for at least 4 hours, at a speed of at least 20 knots in calm water with a suitably qualified crew of 3 persons and at least 8 knots with a full complement of persons and equipment; and
- (b) "rescue boat" means a boat designed and constructed, in compliance with the relevant provisions of Chapter III to the Annex to the Safety Convention, to rescue persons in distress and to marshal survival craft; and
- (c) "survival craft" means a craft capable of sustaining the lives of persons in distress from the time of abandoning the ship.

Requirements for training in advanced fire-fighting

16. (1) Seafarers designated to control fire-fighting operations shall have successfully completed advanced training in techniques for fighting fire with particular emphasis on organisation, tactics and command in accordance with the provisions of Section A-VI/3 of the STCW Code and shall meet the standard of competence specified therein.

(2) Where training in advanced fire fighting is not included in the qualifications for the issue of a certificate held by a seafarer, he shall be in possession of a special certificate or other appropriate documentary evidence indicating that he has attended a course of training in advanced fire fighting.

(3) A certificate or other documentary evidence issued by or under the authority of an STCW country confirming that the holder has received the

training required under this regulation may be accepted for service on Cayman Islands ships where the holder is designated to control the operations referred to in paragraph (1).

17. (1) Seafarers designated to provide medical first aid on board ship shall meet the standard of competence in medical first aid specified in Section A-VI/4, paragraphs 1 to 3 of the STCW Code.

Requirements relating to medical first aid and medical care

(2) Seafarers designated to take charge of medical care on board ship shall meet the standard of competence in medical care on board ships specified in Section A-VI/4, paragraphs 4 to 6 of the STCW Code.

(3) Where training in medical first aid or medical care is not included in the qualifications for the issue of a certificate held by a seafarer, he shall be in possession of a special certificate or other appropriate documentary evidence indicating that he has attended a course in medical first aid or medical care.

(4) A certificate or other documentary evidence issued by or under the authority of an STCW country confirming that the holder has received the training required under this regulation may be accepted for service on Cayman Islands ships where the holder is designated to provide the medical first aid or medical care referred to in paragraphs (1) or (2).

18. (1) A seafarer, on application and payment of the prescribed fee shall be entitled to be issued an endorsement provided he meets the requirements set out in these Regulations.

Issue, form, validity, record and surrender of endorsements

(2) Endorsements under these regulations shall be issued by the Director.

(3) An endorsement shall remain valid for sea-going service only so long as the holder can comply with the standards and conditions as to medical fitness and professional competence to act in the appropriate capacity specified by the Director.

(4) A record of all endorsements which are issued under these Regulations, or which have expired or have been suspended, cancelled, or reported lost or destroyed, and any alteration of or any other matters affecting any such certificates or endorsements, shall be kept in such manner as the Director may require which shall include at least the details specified in the Fourth Schedule and any other details which may be specified by the IMO from time to time.

(5) Where a person is convicted of an offence under section 111(6) of the Law, or where a certificate or endorsement is issued and the conditions for its issue prescribed in these Regulations or specified by the Director have not been



always providing that the minimum hours of rest for officers and crew can be achieved.

(v) The suffix (c) means that an officer holding a Senior Marine Engineer Operator's (SMEO) Licence or equivalent may serve in place of the holder of an STCW III/3 certificate provided:

- the officer is not also serving as master;
- the ship is not a tanker; and
- the ship is classed as UMS or has full bridge control with high level bilge alarms in the machinery spaces and engine room alarm systems relayed to the accommodation or navigating bridge.

(vi) The suffix (d) means that the holder of a Marine Engineer Operator's Licence or equivalent may serve in place of a STCW III/1 certificate holder; the officer may serve in a dual capacity in deck and engine room departments under the same conditions as outlined in (v) above.

*The above levels are for guidance only and actual levels will vary according to the type, size, age and trading pattern of the vessel.*

Made in Executive Council the 11<sup>th</sup> day of June, 2002.

Carmena H. Watler

Clerk of the Executive Council.

The validity of the endorsement is hereby extended until .....

*Official Seal*

.....  
*Signature of duly authorised official*

.....  
Date of revalidation .....  
*Name of duly authorised official*

SECOND SCHEDULE

(Regulation 5(4))

KNOWLEDGE OF ENGLISH LANGUAGE AND NATIONAL LEGISLATION

1. KNOWLEDGE OF ENGLISH LANGUAGE

1.1 Common language on board a vessel

It is a requirement that a common language exists on board a Cayman Islands ship to ensure that there is effective communication among and between all personnel. This common, or working, language need not necessarily be English, but there is a requirement, as set out in paragraph 1.2, for the ship's officers to be able to communicate in English.

1.2 Officers required to have an appropriate level of proficiency in English language

It is a requirement that the officers on board a Cayman Islands ship, at both operational and management level, and irrespective of the common language of the ship, have an appropriate level of proficiency in the English language, commensurate with the functions the officer is permitted to perform.

1.3 Evidence of proficiency in English language

If the Director is satisfied that, according to the applicant's original STCW certificate, he was tested adequately in oral and written English language skills, or if the applicant can provide other suitable evidence to this effect, no further test in this topic will be required.

1.4 Test for proficiency in English language

If satisfactory evidence of proficiency in English language cannot be demonstrated, the following two tests will be necessary:

- (a) **Oral Test:**  
A standard test to check English speaking and comprehension skills.
- (b) **Written Test:**  
A standard test to check written English.

These tests can be taken at British Council centres by prior arrangement through the Cayman Islands Maritime Administration (CIMA), or under such other arrangements as may be approved by the Director.

always providing that the minimum hours of rest for officers and crew can be achieved.

The above levels are for guidance only and actual levels will vary according to the type, size, age and trading pattern of the vessel.

TABLE 4: ENGINE DEPARTMENT – NEAR COASTAL TRADING AREA

STCW ENGINE POWER PARAMETERS (kW)		STCW REGULATION REFERENCE	ENGINE POWER OF SHIP IN KILOWATTS (kW) AND MINIMUM ENGINEER OFFICER MANNING			
			≥3000 kW ▲▲	≥750 BUT <3000 kW ▲▲	≥350 BUT <750* ▲▲	
OFFICER RANK	Chief Engineer	≥3000	III/2	1		
Chief Engineer	≥3000	III/2	1			
2nd Engineer	≥3000	III/2	1			
2nd Engineer	≥750 but <3000	III/3		1		
OOW(E)	≥750	III/1	3(b)	1	1(d)	

\* This is a national banding and there is thus no STCW reference.

Notes:

- (i) OOW(E) means Officer in charge of an engineering watch.
- (ii) All Engine Room Watch Ratings are to hold STCW III/4 certification on vessels of \$750kW.
- (iii) Manning of vessels with Unmanned Machinery Space (UMS) certification will be assessed on an individual basis.
- (iv) The suffix (b) means that the number of engineering watchkeepers holding STCW III/1 certificates may be reduced to 1 if both the Chief and Second Engineer Officers keep a watch, or reduced to 2 if the Second Engineer Officer keeps a watch,

- (i) means, with reference to the STCW Regulation referred to, the first part of that Regulation;
- (ii) means, with reference to the STCW Regulation referred to, the second part of that Regulation
- The above levels are for guidance only and actual levels will vary according to the type, size, age and trading pattern of the vessel.

TABLE 3: ENGINE DEPARTMENT - UNLIMITED TRADING AREA

STCW ENGINEER RANK	STCW ENGINE POWER PARAMETERS (kW)	STCW REGULATION (kW) AND MINIMUM ENGINEER OFFICER MANNING		III/2	III/3	2nd Engineer	2nd Engineer
		ENGINE POWER OF SHIP IN KILOWATTS	REGULATION				
Chief Engineer	≥3000	Near Coastal only – See Table 4	1	III/2	III/3	≥3000	≥750 but <3000
Chief Engineer	≥750 but <3000			III/2	III/3	≥3000	≥750 but <3000
2nd Engineer	≥3000		1	III/2	III/3	≥3000	≥750 but <3000
2nd Engineer	≥750 but <3000			III/1	III/3	≥3000	≥750 but <3000
OOW(E)	≥750		3(a)	III/1	III/3	≥3000	≥750 but <3000

Notes:

- (i) OOW(E) means Officer in charge of an engineering watch.
- (ii) All Engine Room Watch Ratings are to hold STCW III/4 certification on vessels of ≥750 kW.
- (iii) Manning of vessels with Unmanned Machinery Space (UMS) certification will be assessed on an individual basis.
- (iv) The suffix (a) means that the number of engineering watchkeepers holding STCWIII/1 certificates may be reduced to one if both the Chief and Second Engineer Officers keep a watch, or reduced to two if the Second Engineer Officer keeps a watch,

## 2. KNOWLEDGE OF NATIONAL LEGISLATION

### 2.1 Officers at management level to have knowledge of Cayman Islands maritime legislation

Masters and officers at the management levels serving in Cayman Islands ships must, in accordance with Regulation I/10 of the Annex to the STCW Convention, have appropriate knowledge of the maritime legislation of the Cayman Islands relative to the functions they are permitted to perform. This knowledge is referred to as Laws and Administrative Procedures (LAP) and covers matters which are considered to be specifically applicable to Cayman Islands ships, and is additional to the requirements of international conventions and instruments.

### 2.2 Cayman Islands LAP Manual

To assist Masters and Officers at the management level to gain the appropriate knowledge of LAP in relation to Cayman Islands ships, the CISR has produced a LAP Manual which covers the requisite areas of the Cayman Islands maritime legislation. The LAP Manual may be amended from time to time by the CISR to reflect the relevant current maritime legislation of the Cayman Islands. It must be emphasised that the Manual contains only those extracts from the Cayman Islands maritime legislation that are relevant to functions at the management levels. In relation to all other matters reference must be made to the complete maritime legislation.

### 2.3 Level of knowledge required

The required areas of knowledge of the LAP are at two levels. Chief Mates, Chief Engineers and Second Engineers will need to have a good working knowledge of the LAP Manual, appropriate to their respective functions, whereas Masters will require a thorough understanding of the subject matter.

### 2.4 Responsibilities of Companies and others employing Masters and Officers for service on board Cayman Islands ships

Every Company or other person employing seafarers for service on board Cayman Islands ships must ensure that those intended to serve in the capacity of Master, Chief Mate, Chief Engineer or Second Engineer have the required knowledge as contained in the LAP Manual, appropriate to the functions they are to perform. Further guidance may be issued from time to time through Cayman Islands Shipping Notices.

### 3. Further Information

Further information may be obtained from:

Cayman Islands Shipping Registry (CISR)  
Phase IV, Third Floor  
Elizabethan Square  
P.O. Box 2256 GT  
George Town, Grand Cayman  
Cayman Islands

Tel: + (345) 949 8831  
Fax: + (345) 949 8849

THIRD SCHEDULE  
(Regulation 13(2))

TRAINING AND CERTIFICATION OF OFFICERS  
AND CREW ON HIGH SPEED CRAFT  
1.0 INTRODUCTION

This Schedule sets out the training and certification requirements which the Director may specify under these Regulations in respect of the training and certification of masters, officers, ratings and other personnel working on High Speed Craft registered in the Cayman Islands. They implement for the Cayman Islands the requirements of the High Speed Craft Code (HSC Code) of the Safety Convention.

2.0 TRAINING REQUIREMENTS

2.1 Deck officers serving on High Speed Craft (HSC) are required to hold a Type Rating Certificate (TRC) in addition to a valid deck officer certificate of competency.

2.2 HSC operators are responsible for ensuring that appropriate training is given to deck officers so that they may qualify for the issue of a TRC. The training required by the HSC Code includes knowledge of the craft's propulsion and control systems, handling characteristics, communication and navigation procedures, intact stability and survivability of the craft.

2.3 Organisations providing TRC training are required to nominate a person responsible for the training. This person will be designated the Type Rating Instructor (TRI). TRIs may be appointed from within the HSC operating organisation of from an outside source. Organisations should also nominate another person responsible for the assessment of training to serve as a Type Rating examiner (TRE). Both TRIs and TRE's should be experienced in the

The Merchant Shipping (Certification, Safe Manning, Hours of Work and Watchkeeping) Regulations, 2002

(ii) means, with reference to the STCW Regulation referred to, the second part of that Regulation

The above levels are for guidance only and actual levels will vary according to the type, size, age and trading pattern of the vessel.

TABLE 2: DECK DEPARTMENT - NEAR COASTAL TRADING AREA

STCW DECK OFFICER RANK	STCW GROSS TONNAGE PARAMETERS	STCW REGULATION REFERENCE	GROSS TONNAGE OF SHIPS AND MINIMUM OFFICER MANNING		
			≥3000 ▲▲ GT	≥500 BUT <3000 GT ▲▲▲	<500 GT ▲▲▲
Master	≥3000	II/2 (i)	1		
Master	≥500 but <3000	II/2 (ii)		1	
Master	<500 (U)	II/3 (i)			
Master	<500 (NC)	II/3 (iii)			1(★)
Chief Mate	≥3000	II/2 (i)	1		
Chief Mate	≥500 but <3000	II/2 (ii)		1	
OOW(D)	≥500	II/1	1(★)	1(★)	
OOW(D)	<500 (U)	II/3 (i)			
OOW(D)	<500 (NC)	II/3 (ii)			1

(\*) Need not be carried if the master keeps a watch and if the length of voyage is short enough and the level of port activity low enough to ensure that the minimum rest periods for the master and crew, including watchkeepers, are achieved.

(\*\*) The master must hold a certificate which carries an endorsement to serve in that capacity.

Notes:

OOW(D) means Officer in charge of a navigational watch.  
U means Unlimited trading area.  
NC means Near Coastal trading area.

With respect to Column 3:

ANNEX TO FIFTH SCHEDULE

GUIDANCE ON MINIMUM OFFICER MANNING LEVELS

TABLE 1: DECK DEPARTMENT - UNLIMITED TRADING AREA

STCW DECK OFFICER RANK	STCW GROSS TONNAGE PARAMETERS	STCW REGULATION REFERENCE	MINIMUM OFFICER MANNING		
			≥3000 gt	≥500 BUT <3000 gt	<500 gt
Master	≥3000	II/2 (i)	1		
Master	≥500 but <3000	II/2 (ii)		1	1
Master	<500 (U)	II/3 (i)			
Master	<500 (NC)	II/3 (iii)			
Chief Mate	≥3000	II/2 (i)	1		
Chief Mate	≥500 but <3000	II/2 (ii)		1	
OOW(D)	≥500	II/1	2	1	2(*)
OOW(D)	<500 (U)	II/3 (i)			
OOW(D)	<500 (NC)	II/3 (iii)			

(\*) This requirement may be reduced by one if the master keeps a watch and if the length of voyage is short enough and the level of port activity low enough to ensure that the minimum rest periods for the master and crew, including watchkeepers, are achieved.

Notes:

OOW(D) means Officer in charge of a navigational watch.  
U means Unlimited trading area.  
NC means Near Coastal trading area.

With respect to Column 3:

(i) means, with reference to the STCW Regulation referred to, the first part of that Regulation;

operation of the craft on the route on which they will be instructing and examining, respectively, and be approved by the Director (see paragraph 7). Under no circumstances will the same person be allowed to work as both TRI and TRE.

2.4 Engineer officers on HSC are required to be appropriately certificated under these Regulations but do not require additional type rating certification.

2.5 On HSC with gas turbine propulsion, engineer officers may hold either Motor, Steam or Combined certificates of competency. In addition, specified senior engineer officers are required to hold a certificate attesting to the completion of an approved gas turbine training programme for the machinery on the HSC in which they are serving.

3.0 ISSUE OF TYPE RATING CERTIFICATES

3.1 After undergoing training with the approved TRI a candidate will be examined by the approved TRE. If successful, the organisation should issue a TRC in the format given in the Appendix to this Schedule. The TRC, plus a duplicate copy, should be forwarded, together with a valid medical fitness certificate, to the Cayman Islands Shipping Registry (CISR). The TRC must specify the craft or class of craft (e.g. 65 metres wave piercing catamaran), and its operational area or routes.

3.2 When the Director is satisfied that all the requirements have been met the TRC will be endorsed for service use. This procedure is required in order to satisfy the requirements of paragraph 18.3.3 of the HSC Code. The original TRC will be returned and the CISR will keep the duplicate copy for record purposes.

3.3 Further routes may be added to a TRC after a holder has undergone route familiarisation training and performance assessment by the TRE. The organisation may issue a new TRC or amend an existing one upon the recommendation of the TRE. In either case, the TRC must be submitted to the CISR or endorsement of the amendments and recording purposes as above.

4.0 REVALIDATION

Revalidation of a TRC is required at intervals of not more than 2 years. For revalidation, candidates must be able to show evidence of continuing fitness for service on HSC. They must provide evidence of at least 6 months sea service on HSC in the preceding 2 years or a statement from a HSC operator or other TRC training organisation to indicate that the candidate has successfully completed a training programme prior to seeking revalidation. When the issuing organisation is satisfied that the revalidation requirements have been met, the TRC should be revalidated (see reverse side of specimen certificate format in the Appendix) and

submitted to the CISR for endorsement and recording purposes as in paragraph 3.1 above.

5.0 RATINGS AND OTHER PERSONNEL

Ratings and other personnel employed on HSC must undergo a training programme appropriate to their duties on board and may be trained solely for HSC service without seagoing experience on other types of ships. This training should include the familiarisation and appropriate basic safety training required by these Regulations. Ratings in this category may hold an Efficient Deck Hand (EDH) certificate limited for service on HSC as appropriate.

6.0 NON-SEAGOING HSC

Deck officers on non sea-going HSC should follow a training, assessment and certification system similar to that detailed above. In order to qualify for a TRC, the applicant must be able to demonstrate the skills appropriate to navigational duties in the relevant operational area.

7.0 PROCEDURE FOR SEEKING CISR APPROVALS

7.1 Organisations wishing to provide training programmes leading to the issue of TRC should submit full details to the CISR. The submission should include full information on-

- (a) the proposed training programme;
- (b) the training facilities;
- (c) the HSC involved;
- (d) the operational areas;
- (e) the persons nominated as TRI's and TRF's;
- (f) any existing approval already obtained with respect to the above.
- 7.2 Applications should be sent to:

Cayman Islands Shipping Registry (CISR)

Phase IV, Third Floor  
Elizabethan Square  
P.O. Box 2256 GT  
George Town, Grand Cayman  
Cayman Islands

Tel: + (345) 949 8831  
Fax: + (345) 949 8849

paragraphs 2 and 3 above and the hours of work provisions in the Regulations. The Director will be able to make a quick assessment of the application if the owner or operator can demonstrate that all the factors and principles in those paragraphs have been taken into account.

4.1.2 Applications for a safe manning document should be made by the owner or a person authorised to act on his behalf, on a form which is obtainable from the CISR and which sets out the information required. The appropriate fee is payable with respect to the application.

3.2 CONSULTATION

Operators of ships are required to seek the views of the master when first drawing up a schedule of duties for a ship or ships. The master of a ship should seek the views of his officers and shall seek and convey to the operator the views of the seafarers or their representatives or a trade union as appropriate. The final decision on the schedule rests with the operator who will have the responsibility to ensure that the schedule is safe in relation to the safety of the ship and the performance of duties. The master must ensure that, as far as reasonably practicable, the schedule is adhered to. Of course, in an emergency or when unforeseeable events occur, changes may well be unavoidable. Regulation 30(9) requires that, once a schedule has been completed by the operator, it must be displayed prominently in the crew accommodation on board the vessel for the information of all the seafarers.

3.3 RECORDS

3.3.1 A record of all deviations from the schedule's requirements is to be kept on the ship. Any suitable form of record is acceptable provided that the record is always accessible to those authorised to carry out inspections; the record must be retained for a period of up to five years. There is no need to rewrite the schedule for each voyage so long as it is applicable to the voyage in question and the composition of the crew for whom it was originally intended has not changed.

3.3.2 The overriding aim is to ensure that a proper record of agreed work patterns exists on board for the benefit of crew members and inspecting authorities, and that the record may be matched to each individual crew member involved by means of other documents such as the crew list.

3.4 EXCEPTIONS FOR EMERGENCIES

The Regulations recognise that situations may arise in which a master or seaman may be required to exceed the schedule's duty periods. These include emergencies which threaten the safety of the ship or the environment or put life at risk. Where a master or other seaman exceeds the scheduled hours of work in this manner, and has worked during his rest period, his name must be entered in the record required to be maintained, together with the reason for the excess.

4.0 APPLICATION FOR A SAFE MANNING DOCUMENT

4.1 INFORMATION TO BE PROVIDED

4.1.1 When applying to the Director for a safe manning document, owners or operators should submit a clear and concise explanation of how the proposed manning level has been determined and how it takes account of the guidance in

APPENDIX TO THIRD SCHEDULE

SPECIMEN TYPE RATING CERTIFICATE

(to be produced in duplicate and kept on record by the Cayman Islands Shipping Registry)

Issuing Organisation		Address and Contact Details	
TYPE RATING CERTIFICATE (HIGH SPEED CRAFT)			
This is to confirm that: <i>(full name of candidate)</i> [ ]			
Date of Birth: [ ]			
Discharge Book No. or other national ID: [ ]			
Certificate of Competency (if any) – Class/Regulation) [ No. [ ]			
Date of Issue: [ ] Issuing Authority: [ ]			
Has completed a course of training as required by Chapter 18.3.3 of the International Code of Safety for High Speed Craft, and has passed an examination, including practical tests, commensurate with operational tasks on board the craft and routes detailed below:			
Name (or Class) of Craft: [ ] Type of Craft: [ ]			
Route: [ ]			
Signature of Authorised Issuing Authority		CISR Endorsement	
Representative: [ ]		Stamp and Date [ ]	
AMENDMENTS:			
Capacity: [ ]			
Details of additional routes [ ]			
Signature of Authorised Issuing Authority		CISR Endorsement	
Representative: [ ]		Stamp and Date [ ]	

**3.0 HOURS OF WORK**

**3.1 WORKING ARRANGEMENTS**

3.1.1 Every operator of a ship and employer is obliged to ensure that the master, officers and ratings do not work more hours than is safe in relation to the performance of their duties and the safety of the vessel. The same responsibility is placed on the master in relation to the seafarers. Manning levels should be such as to ensure so far as possible that the time and place available for taking rest periods are appropriate for achieving a good quality of rest. Operators will also want to take into account section B-VIII/1 of the STCW Code which provides further guidance about fitness for duty.

3.1.2 Operators are required to ensure that a schedule of duties is produced setting out the hours of work and the rest periods. It should provide that the master, officers and all other seamen do not work more hours than is safe in relation to the safety of the ship. In devising the schedule, operators should take account of factors such as:-

- (a) trade and type of operation;
- (b) type and size of ship;
- (c) construction and technical equipment of ship;
- (d) manning levels and changes in crew numbers due to crew changes and sickness;
- (e) maximum period of continuous watchkeeping;
- (f) minimum rest periods;
- (g) total workload;
- (h) the seriousness of irregular working hours and their contribution to fatigue causation and the importance of scheduling reasonably stable watchkeeping hours over a voyage.

3.1.3 Changes should not be made to the schedule unless they can be justified by substantially altered work patterns made necessary, for example, by a change in trading pattern or other significant factor. Where it is known that a vessel engages in an irregular trading pattern or that working hours are likely to be uniform this can be taken into account and recorded in the schedule. The consultation process referred to in paragraph 3.4 below also applies to changes in the schedule.

This certificate is subject to 2 yearly revalidation in accordance with Chapter 18.3.5 of the HSC Code. Confirmation that the certificate has been revalidated is to be confirmed by completion of the table below.

Name and Signature of Issuing Organisation's Authorised Representative	Date of Revalidation	Official Stamp of Issuing Organisation	Endorsement (Dated)

Reverse side of Specimen Type Rating Certificate



**2.2 ESTABLISHING SAFE MANNING REQUIREMENTS**

In establishing safe manning requirements in accordance with the Principles of Safe Manning as set out in Annex 1 to IMO Resolution A.890 (21), the Director, as well as owners and operators should take account of the Guidelines set out in Annex 2 to that Resolution.

**2.3 GUIDANCE ON APPROPRIATE MANNING LEVELS**

2.3.1 The tables at Annex 1 to these Regulations provide guidance on the numbers of certificated deck and engineer officers that are appropriate for different sizes of ships, tonnages and trading areas. As the watchkeeping arrangements for the engineering department and the demands placed on personnel vary significantly according to the level of automation, numbers are not given for engineer officers. These tables only provide guidance; owners and operators must take all relevant factors into account before finalising their manning proposals.

2.3.2 The number of ratings required will be determined by application of the principles referred to in paragraphs 2.1 and 2.2. Owners and operators should additionally seek to obtain a good balance between skilled and less skilled and between experienced and less experienced ratings.

**2.4 WATCHKEEPING**

2.4.1 The Regulations require the master of any ship to be responsible for the overall safety of the ship. He must also ensure that the watchkeeping arrangements are adequate for maintaining safe navigational watches at all times, including the provision of a lookout as required by the International Regulations for the Prevention of Collisions at Sea 1972, as amended. The chief engineer officer of any ship is required to ensure that the engineering watch arrangements for the ship are adequate at all times for maintaining a safe engineering watch.

2.4.2 The principles applying to the keeping of a safe watch are in section A-VIII/2 of the STCW Code and must be followed in order to comply with the Regulations.

**2.5 TRANSITIONAL ARRANGEMENTS**

During the transition period between 01 February 1997 and 31 July 2002 when both STCW 78 and STCW 95 certificates will be valid, owners may man ships with officers holding STCW 78 certificates in accordance with the endorsements thereon provided such officers are in possession of an appropriate endorsement or licence or have applied for such an endorsement or licence in accordance with Regulation 6. Regulation 25(4) allows for the safe manning certificates issued

**FOURTH SCHEDULE  
(Regulation 18(4))**

**DEVELOPMENT OF A DATABASE FOR CERTIFICATES AND ENDORSEMENTS**

1. In implementing the requirement in paragraph 4.1 of regulation 1/9 of the Annex to the revised STCW Convention for the maintenance of a register of certificates and endorsements a standard database is not necessary provided that all the relevant information is recorded and available.
2. The following items of information should be recorded and available either on paper or electronically in accordance with regulation 1/9, as a minimum:

**(1) Status of certificate:**

Valid  
Suspended  
Cancelled  
Reported lost  
Destroyed

with a record of changes to status to be kept, including dates of changes.

**(2) Certificate details:**

Seafarer's name  
Date of birth  
Nationality  
Sex  
Preferably a photograph  
Relevant document number  
Date of issue  
Date of expiry  
Last revalidation date  
Details of dispensations(s)

**(3) Competency details:**

STCW competency standard (e.g. regulation II/1)  
Capacity  
Function  
Level of responsibility  
Endorsements  
Limitations

Proposals based on the assessment should be submitted to the Director who, when satisfied that the proposed manning levels are adequate, will issue a safe manning document.

1.2 SPECIALIST SHIP TYPES

1.2.1 Offshore support vessels present special problems because of the diverse nature of their operations and the conditions under which they are required to operate. Owners are particularly reminded of the restrictions placed on working hours under the Regulations and should set manning levels accordingly.

1.2.2 Shipowners and operators must ensure that the master, officers and ratings on tankers, and the master, officers, ratings and other personnel on ro-ro passenger ships have completed the training required by the Regulations which is specified in Sections A-V/1 and A-V/2 of the STCW Code. All crew members on high speed craft must have completed the training required under the High Speed Craft (HSC) Code, and masters and officers having an operational role must hold a Type Rating Certificate as required by the HSC Code. On passenger ships generally, the need to handle large numbers of passengers unfamiliar with the marine environment must be taken into account in determining manning levels. Personnel should be appropriately trained and certificated and owners and operators must give particularly careful attention to the requirements for minimum numbers of trained crew to take charge of survival craft.

1.3 SAFE MANNING DOCUMENT

When the Director has agreed to proposals regarding manning of a particular ship, a safe manning document or equivalent will be issued for that ship in a format which complies with the requirements of the Safety Convention. It should be retained on board and be available for inspection whenever required by an authorised person.

2.0 DETERMINATION OF SAFE MANNING LEVELS

2.1 PRINCIPLES

The Director will consider a ship to be safely manned if the crew includes sufficient officers and ratings with the requisite capabilities and abilities set out in Paragraph 1 of Annex 1 – Principles of Safe Manning, to IMO Resolution A.890 (21). In applying these principles, the Director will take account of Paragraphs 2 and 3 of the said Annex.

Date of issue of latest medical certificate relating to the issue or revalidation of the appropriate certificate.

(4) Medical details

1.1.1 These Regulations place clear responsibilities on companies owning or operating Cayman Islands seagoing ships, to ensure that their ships are manned with personnel of appropriate grades who have been properly trained and certificated, and who are in possession of an appropriate endorsement or have applied for such an endorsement in accordance with Regulations 5 and 6. Companies owning or operating sea-going ships that are not Cayman Islands ships, whilst in Cayman Islands waters must ensure that the ships and their personnel are in compliance with those provisions of the STCW Convention that correspond to the provisions of Regulations 5 and 6. The numbers of certificated officers and certificated and non-certificated ratings must be sufficient to ensure safe and efficient operation of the ship at all times. All ships of 500 GT or more are required to hold a safe manning document or equivalent and owners or operators of ships below 500 GT may also be required to hold a safe manning document.

1.1.2 The owner or operator of a Cayman Islands registered ship is required to make an assessment of the numbers and grades of personnel necessary for safe operation. These should be sufficient to ensure that:

- (a) the required watchkeeping standard can be maintained and that personnel are able to obtain sufficient rest;
- (b) personnel are not required to work more hours than is safe in relation to the safety of the ship;
- (c) the master and seafarers can perform their duties in accordance with the framework of operational guidance in Section A-VIII of the STCW Code;
- (d) the master and seamen are not required to work such hours or under such conditions which may be injurious to their health and safety.