

**CAYMAN ISLANDS**



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**THE MERCHANT SHIPPING LAW  
(2001 REVISION)**

**THE MERCHANT SHIPPING (CERTIFICATION, SAFE MANNING,  
HOURS OF WORK AND WATCHKEEPING) (AMENDMENT)  
REGULATIONS, 2003**

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**ARRANGEMENT OF REGULATIONS**

1. Citation
2. Amendment of regulation 2
3. Amendment of regulation 3
4. Amendment of regulation 4
5. Amendment of regulation 5
6. Amendment of regulation 6
7. Amendment of regulation 11
8. Amendment of regulation 12
9. Amendment of regulation 25

Amendment of  
regulation 25-Director to  
prescribe form of safe  
manning document

9. The principal Regulations are amended in regulation 25 as follows:
- (a) in paragraph (4) by repealing “Fourth” and substituting “Fifth”; and
  - (b) by repealing paragraph (6) and substituting the following:  
“(6) The safe manning document referred to in paragraph (1)(a) shall be in the form prescribed by the Director.”

Made in Cabinet the 1<sup>st</sup> day of July , 2003.

Carmena Watler  
Clerk of the Cabinet.

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**THE MERCHANT SHIPPING (CERTIFICATION, SAFE MANNING,  
HOURS OF WORK AND WATCHKEEPING) (AMENDMENT)  
REGULATIONS, 2003**

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

- 1. These Regulations may be cited as the Merchant Shipping (Certification, Safe Manning, Hours of Work and Watchkeeping) (Amendment) Regulations, 2003.
- 2. The Merchant Shipping (Certification, Safe Manning, Hours of Work and Watchkeeping) Regulations, 2002 in these Regulations referred to as “the principal Regulations” are amended in regulation 2 by inserting in its proper alphabetical sequence, the following definition:  
  
“ “Licence” means the Licence issued under regulation 6(8)”.
- 3. The principal Regulations are amended by repealing regulation 3 and substituting the following:

Citation

Amendment of  
regulation 2- definition  
added

Amendment of  
regulation 3-pleasure  
vessels

“Applica-  
tions

3. (1) Subject to paragraph (2) and 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;
  - (b) masters and seamen employed in sea-going Cayman Islands ships; and
  - (c) seafarers employed in pleasure vessels to the extent provided for in regulation 6(7), (8) and (9).
- (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) wooden ships of primitive build; or
- (d) seafarers employed in such ships as are referred to subparagraphs (a) to (c).

Amendment of  
regulation 4-additional  
capacities for  
qualification

4. The principal Regulations are amended in regulation 4 as follows:
- (a) by repealing “or” in subparagraph (f);
  - (b) by repealing the full stop in subparagraph (g) and substituting a semi-colon; and
  - (c) by inserting after subparagraph (g) the following:
    - “(h) electrical engineer officer; or
    - (i) electrotechnical engineer officer.”

Amendment of  
regulation 5-language of  
certificates

5. The principal Regulations are amended in regulation 5 as follows:
- (a) by repealing paragraph (3) and substituting the following:

“(3) Every certificate presented for recognition under this regulation shall be an original, or if that is not practicable, a duly authenticated copy thereof, and where the certificate is in a language other than English, it shall be accompanied by an official translation in English.”; and
  - (b) in paragraph (7) by repealing the full stop at the end of the paragraph and inserting thereafter “if such certificates have been re-validated in accordance with Regulation I/11 of the Annex to the STCW Convention.”.

Amendment of  
regulation 6-recognition  
of certificates

6. The principal Regulations are amended in regulation 6 as follows:
- (a) in paragraph (1) by repealing “paragraph (8)” and substituting “paragraphs (7) and (8)”;
  - (b) in paragraph (3)
    - (i) by repealing subparagraph (a) and substituting “(a) be assigned a unique number”; and
    - (ii) by repealing in subparagraph (c), “subject to paragraph (7).”;
  - (c) in paragraph (4) by repealing “or for which a Licence under paragraph (8) has not yet been issued,” and “or Licence”; and
  - (d) by inserting after paragraph (6), the following paragraphs:

“(7) The Director may recognise certificates other than those recognised pursuant to regulation 5 solely in respect of

seafarers serving on board Cayman Islands ships referred to in regulation 3(1)(c).

(8) Where the Director recognises a certificate referred to in paragraph (7), he may issue a Licence in a form prescribed by him to attest to its recognition.

(9) Regulations 5(3) and (4) and 6(3), (4), (5) and (6) apply to Licences as may be appropriate.”

7. The principal Regulations are amended in regulation 11 as follows:

- (a) by repealing paragraph (3) and substituting the following:

“(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 standards of competence within the previous five years; and in this paragraph “the required standards of competence” means the standards of competence the attainment of which is achieved by the training referred to in paragraphs (4), (7) and (8).”;

- (b) in paragraph (8) by inserting after “chief engineer officers” the words “, second engineer officers”; and
- (c) in paragraph (9) by repealing “A certificate or other documentary” and substituting “Documentary”.

8. The principal Regulations are amended in regulation 12 as follows:

- (a) by repealing paragraph (3) and substituting the following:

“(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 standards of competence within the previous five years; and in this paragraph “the required standards of competence “ means the standards of competence the attainment of which is achieved by the training referred to in paragraphs (4), (7) and (8).”;

- (b) in paragraph (9) by repealing “A certificate or other documentary” and substituting “Documentary”.

Amendment of  
regulation 11- standards  
of competence; training  
of second engineer  
officers and  
documentary evidence  
of training

Amendment of  
regulation 12- standards  
of competence and  
documentary evidence  
of training