CAYMAN ISLANDS

THE MERCHANT SHIPPING (CAYMAN ISLANDS CERTIFICATES OF COMPETENCY AS A.B.) REGULATIONS, 1967.

WHEREAS under section 9 of the Merchant Shipping Act, 1948 (11 and 12 George 6 Chapter 44) Her Majesty may by Order in Council direct that any of the provisions of the said Act shall extend with such exceptions, adaptations and modifications as may be specified in the Order to any Colony.

AND WHEREAS Her Majesty by Orders in Council made on the 3rd day of August, 1960 and the 31st day of January, 1966 entitled THE MERCHANT SHIPPING ACT, 1948 (CAYMAN ISLANDS) ORDERS 1960 AND 1966, has directed that the provisions of section 5 and subsections (1), (2) and (3) of section 12 of the aforementioned Act shall extend with the exceptions, adaptations and modifications specified in the said Order to this Her Colony of the Cayman Islands.

AND WHEREAS by the said Order in Council the Administrator acting with the approval of the Secretary of State may make regulations under the provisions of section 5 of the said Act.

AND WHEREAS by the said Order in Council Administrator means the Administrator of the Cayman Islands and includes the officer for the time being administering the Government and to the extent to which a Deputy for the Administrator is authorised to act, that Deputy.

NOW THEREFORE the Administrator acting with the approval of the Secretary of State in exercise of the powers conferred on him by the said Order in Council, hereby makes the following regulations:—

- 1. These Regulations may be cited as THE MERCHANT SHIPPING (CAY-MAN ISLANDS CERTIFICATES OF COMPETENCY AS A.B.) REGULATIONS, 1967.
- 2. In these Regulations, unless the context otherwise requires, the following expressions have the meaning hereby respectively assigned to them, that is to say "the Act" means the Merchant Shipping Act, 1948 (11 and 12 Geo. 6 Ch. 44); "the Act of 1906" means the Merchant Shipping Act, 1906 (6 Edw. 7 Ch. 48); "the principal Act" means the Merchant Shipping Act, 1894 (57 and 58 Vict. Ch. 60);

"certificate of competency" means a certificate of competency as as A.B. granted under these Regulations;

"month of qualifying service" means a month of qualifying service calculated in accordance with the provisions of regulation 10 of these Regulations;

"qualifying service" in relation to any person means service which he is entitled to reckon as qualifying service in accordance with the provisions of regulation 10 of these Regulations;

(Cap 31)

"Collector of Customs" means an officer appointed as such under The Cayman Islands Customs Law.

In these Regulations reference to ships having a gross tonnage of 100 tons or more shall be construed as including a reference to sailing ships having a gross tonnage of 40 tons or more, and the expressions "of 100 gross tons or more", "a gross tonnage of less than 100 tons" and "of under 100 gross tons" shall be construed accordingly.

- 3 (1) For the purposes of subsection (1) of section 5 of the Act, the prescribed date after which a seaman engaged in a British ship, registered in the Cayman Islands, shall not be rated as an A.B. unles he is a holder of a certificate of competency, shall be the 30th day of June, 1968.
- (2) For the purposes of subsection (5) of section 5 of the Act, the prescribed date after which the Collector of Customs or other officer before whom a seaman is engaged in any British ship registered in the Cayman Islands, shall refuse to enter the seaman as A.B. on the agreement with the crew unless the seaman produces a certificate of competency or such other proof that he is the holder of such a certificate as may appear to the Collector of Customs or other officer to be satisfactory, shall be the 30th day of June, 1968.
- (3) For the purpose of subsection (6) of section 5 of the Act, the prescribed date as from which section 126 of the principal Act and section 58 of the Act of 1906 shall cease to have effect in relation to any seaman for the time being engaged in a British ship registered in the Cayman Islands, shall be the 1st day of July, 1968.

- 4. (1) Subject to the provisions of regulations 5 of these Regulations, a certificate of competency shall not be granted to any person unless
 - (a) he has attained the age of eighteen years; and
 - (b) subject to the provisions of this paragraph, he has performed thirty-six months of qualifying service at sea in a deck rating, of which not less than nine months shall have been performed in ships, other than fishing boats, having a gross tonnage of 100 tons or more; and
 - (c) he has passed an examination in the subjects specified in the syllabus set out in the First Schedule to these Regulations; and
 - (d) he is holder of a certificate of efficiency as life-boatman issued by or under the authority of the Administrator or issued by the appropriate authority in any other country in accordance with conditions which are of equivalent standard to those under which certificates are issued by or under the authority of the Administrator; and
 - (e) subject to the provisions of this paragraph, he has, otherwise than for the purpose of receiving instruction therein, taken turns at the wheel in steering a ship (being a ship, other than a fishing boat, having a gross tonnage of 100 tons or more) for periods amounting in the aggregate to not less than ten hours:

 Provided that
 - (i) where a person produces from the persons in charge satisfactory certificates in respect of his attendance and training at any pre-sea training courses, which may from time to time be approved by the United Kingdom Board of Trade, such person shall receive concessions as to remission of sea service equivalent to those which he would have received, had he taken the examination in the United Kingdom;

- (ii) subparagraph (e) of this paragraph shall not have effect until the 1st day of July, 1968.
- (2) Any person who complies with the conditions referred to in the last preceding paragraph of this regulation shall be entitled to the grant of a certificate of competency.
- 5. Notwithstanding that he has not complied with the conditions referred to in paragraph (1) of regulation 4 of these Regulations, a person who proves by his certificates of discharge or by a certificate of service issued by the Collector of Customs that he was, on the date on which these Regulations came into force, serving, or during the previous year did serve, as an A.B. or in an equivalent or superior deck rating, in a sea-going ship registered in the Cayman Islands, other than a fishing boat or one of less than eighty tons registered tonnage exclusively employed in the coasting trade, shall be entitled to the grant of a certificate of competency.
- 6. (1) Any person who under the preceding provisions of these Regulations is entitled to the grant thereof, may make an application for the grant of a certificate of competency.
- (2) Every such application shall be made at the office of the Collector of Customs, Grand Cayman or the office of the Collector of Customs, Cayman Brac, in such one of the forms set out in the Second Schedule to these Regulations as is applicable to the case and shall embody such particulars and declarations and shall be accompanied by such certificates and other documents as are required by that form.
- (3) Every such application duly completed shall be lodged with the Collector of Customs who shall consider the application and shall
 - (a) if satisfied that the applicant is entitled to the grant thereof, cause a certificate of competency to be issued to the applicant on payment of the prescribed fee and shall return to the applicant all certificates and other documents which accompanied his form of application; or
 - (b) if not so satisfied, return the form of application together with all certificates and other documents which accompanied the form and inform the applicant in writing of the grounds on which his application is refused.

- (4) A fee of two shillings shall be payable in respect of a certificate of competency issued under this regulation.
- 7. (1) Any person who has complied with the conditions referred to in subparagraphs (a), (b), (d), and (e) of paragraph (1) of regulation 4 of these Regulations shall be entitled to make an application to be examined for the purpose of complying with the condition referred to in subparagraph (c) of the said paragraph and for the grant, should he pass the examination, of a certificate of competency.
- (2) Every such application shall be made at the office of the Collector of Customs, Grand Cayman, or the office of the Collector of Customs, Cayman Brac in the form set out in the Third Schedule to these Regulations and shall embody such particulars and declaration and shall be accompanied by such certificates and other documents as are required by that form.
- (3) Every such application duly completed shall be lodged with the Collector of Customs who shall consider the application and shall
 - (a) if satisfied that the applicant is eligible to make the application, forward the form of application to an examiner, notify the applicant in due course of the arrangements made for his examination and return to him all certificates and other documents which accompanied his form of application; or
 - (b) if not so satisfied, return the form of application together with all certificates and other documents which accompanied that form to the applicant and inform the applicant in writing of the grounds on which his application is refused.
- (4) On completion of every examination, the examiner shall inform the applicant in writing of the result thereof and shall record the result on his form of application in the manner indicated and return the form to the Collector of Customs who shall, in the case of an applicant who has passed the examination, cause a certificate of competency to be issued to him on payment of the prescribed fee.
- (5) A fee of two shillings shall be payable in respect of a certificate of competency issued under this regulation.
- 8. (1) If a certificate of competency is lost or destroyed, the holder thereof shall forthwith notify the Collector of Customs who, if satisfied that it has been so lost

or destroyed shall, on payment of the prescribed fee (if any), issue a copy of the certificate of competency (so marked) which shall have the same effect as the certificate of competency originally issued:

Provided that in the case of any certificate of competency which has been lost and is subsequently recovered the certificate of competency shall be returned forthwith to the Collector of Customs.

- (2) A fee of two shillings shall be paid for each copy of a certificate of competency issued in replacement of one which has been lost or destroyed otherwise than in consequence of the wreck or loss of a ship or of fire on board ship.
- 9. (1) Subject to the provisions of this paragraph, any person who --
 - (a) has attained the age of eighteen years; and
 - (b) has, otherwise than for the purpose of receiving instruction therein taken turns at the wheel in steering a ship (being a ship, other than a fishing boat, having a gross tonnage of 100 tons or more) for periods amounting in the aggregate to not less than ten hours; and
 - (c) has performed twelve months of qualifying service at sea in a deck rating of which not less than three months shall have been performed in ships, other than fishing boats, having a gross tonnage of 100 tons or more;

shall be entitled to make an application to be examined for the purpose of complying with the condition referred to in subparagraph (c) of paragraph (1) of regulation 4 of these Regulations:

Provided that subparagraph (b) of this paragraph shall not have effect until the 1st day of July, 1968.

- (2) Every such application shall be made at the office of the Collector of Customs, Grand Cayman or the Office of the Collector of Customs, Cayman Brac in the form set out in the Fourth Schedule to these Regulations and shall embody such particulars and declarations and shall be accompanied by such certificates and other documents as are required by that form.
- (3) Every such application duly completed shall be lodged with the Collector of Customs who shall consider the application and shall:—
 - (a) if satisfied that the applicant is eligible to make the application, forward the form of application to an examiner, notify the applicant in due course of the arrangements made for his examination and

return to him all certificates and other documents which accompanied his form of application; or

- (b) if not so satisfied, return the form of application together with all certificates and other documents which accompanied that form to the applicant and inform the applicant in writing of the grounds on which his application is refused.
- (4) On completion of every examination, the examiner shall inform the applicant in writing of the result thereof and shall record the result on his form of application in the manner indicated and return the form to the Collector of Customs.
- 10. (1) A person shall be entitled to reckon as qualifying service for the purposes of subparagraph (b) of paragraph (1) of regulation 4 and of subparagraph (c) of paragraph (1) of regulation 9 of these Regulations, subject to the provisions thereof, all periods of service at sea in a deck rating in ships (being ships having gross tonnage of 15 tons or more) calculated in accordance with the subsequent provisions of this regulation.
- (2) Subject to the provisions of this paragraph, every period of such service shall be calculated separately from the date of commencement to the date of termination thereof:

Provided that where any period of service in a ship having a gross tonnage of 100 tons or more is followed immediately by a period of service in another such ship or where any period of service in a ship having a gross tonnage of less than 100 tons is followed immediately by a period of service in another such ship, the said periods shall be treated as one continuous period, and for the purposes of this proviso a period of service shall be deemed to follow immediately upon another period of service if the latter period commences not later than the day following the termination of the earlier period.

- (3) For the purpose of calculating the total number of months of qualifying service in respect of any person \longrightarrow
 - (a) every completed calendar month comprised in a period of service in a ship having a gross tonnage of 100 tons or more shall count as one month of qualifying service, and every day by which a period of service exceeds the number of calendar months comprised therein or where the whole period of service is less than a calendar month every day of service shall count as one-thirtieth of a month of qualifying service; and

- (b) every completed calendar month comprised in a period of service in a ship having a gross tonnage of less than 100 tons shall count as one half of a month of qualifying service, and every day by which a period of service exceeds the number of calendar months comprised therein or where the whole period of service is less than a calendar month every day of service shall count as one-sixtieth of a month of qualifying service.
- 11. The provisions of Section 104 of the principal Act (which relates to forgery and other offences relating to certificates of competency of ships' officers granted under that Act) shall apply in relation to certificates of competency granted under these Regulations as they apply in relation to certificates of competency of ships' officers granted under the principal Act.
- 12. These Regulations shall come into operation on the 1st day of July, 1967.

J. A. CUMBER

Administrator of the Cayman Islands.

GOVERNMENT NOTICE NO. 42 OF 1967 — 11TH APRIL, 1967. DATE OF OPERATION: 1ST JULY, -1967.

FIRST SCHEDULE

SYLLABUS FOR EXAMINATION FOR RATING OF ABLE SEAMEN (Reg. 4)

Nautical Knowledge.

- (1) The meaning of common nautical terms.
- (2) The names and functions of various parts of the ship (e.g. decks, compartments, ballast tanks, strum boxes, etc.)
- (3) Knowledge of the compass and ability to report the approximate bearing of an object in terms of points on the bow.
- (4) Understanding Helm Orders.
- (5) Reading, streaming and hauling in a patent log.
- (6) Markings on a hand lead line, taking a cast of the hand lead and correctly reporting the soundings obtained.

- (7) The patent sounding machine; how to rig it and take a cast.
- (8) Ship cleanliness and personal hygiene.

Practical Work.

(To be tested so far as possible by practical demonstrations)

- (9) Knots in common use, Hitches, bends, etc. in common use. Whipping a rope's end. Finishing off the end of a heavy line by a wall and crown knot or other simple method. Putting a stopper on a hawser or derrick lift. Putting on a seizing.
- (10) Splicing. Manilla rope. Eye splice, short splice, long splice and back splice. Wire rope. Eye splice and cut splice. (Demonstration of the out splice will not be required)
- (11) Reeving a boat's fall or luff tackle.
- (12) Slinging a stage and rigging a boatswain's chair.
- (13) How to steer.
- (14) Rigging a derrick. Driving a winch, engaging and disengaging gears and their use. General precautions to be taken before and during operation of a winch whether used for working cargo or for warping.
- (15) The use and operation of a windlass in anchor work and in warping. Stowage of chain cable in the chain locker and securing the anchor for sea.
- (16) A knowledge of the gear used in cargo work and understanding of its uses. General maintenance with special reference to the overhauling of gin blocks and guy blocks.
- (17) The safe handling of hatch covers; battening down and securing a hatchway.
- (18) Use, care and maintenance of life saving appliances.

BOAT WORK.

- (19) A candidate will be required to satisfy the examiner that:-
 - (a) he understands and can carry out orders relating to lifeboat launching and operation and the management of a boat under sail;
 - (b) he understands the general principles of boat management in a tideway and in bad weather; and in landing on all kinds of beaches or in a surf; and
 - (c) he is familiar with a lifeboat and its equipment and the starting and running of the engine of a powered boat.

SECOND SCHEDULE.

(Reg. 4.)

APPLICATION FOR A CERTIFICATE OF COMPETENCY AS A. B.

N.B. The applicant must lodge with the Collector of Customs:--

- (i) Certificates of discharge or other evidence proving sea service claimed in Part C.
- (ii) Where any remission is claimed in Part B for pre-sea training, a certificate proving satisfactory attendance and training from the person in charge of the training establishment.
- (iii) A Certificate of Efficiency as Lifeboatman,
- (iv) Proof of passing the qualifying examination.
- (v) One or more certificates showing that, apart from instruction, the applicant has steered a ship (other than a fishing boat) having a gross tonnage of 100 tons or more, for not less than ten hours,

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PART B. PARTICULARS OF PRE-SEA TRAINING COURSES FOR WHICH REMISSION IS CLAIMED

(Approved pre-sea training counts at the rate of one month for each period of 4 weeks, subject to a maximum of 6 months.)

Name Of Training	Period Of Training		Remission	For Official
Ship Or School	Began	Ended	Claimed	Use Only

PART C. PARTICULARS OF SERVICE AT SEA IN A DECK RATING

Service shown must total at least 36 months subject to any remission of sea service claimed in Part B. Not less than 9 months of the service must be in ships (other than fishing boats) having a gross tonnage of 100 tons or more. Service in smaller ships is counted at half rate, except that service in ships of under 15 tons is not accepted.

Ships Name	Gross Tonnage 2	Type of Ship (Trading), Fishing, Etc.) 3	Partice Of Vo Began 4	Rating 6	For Official Use Only 7
-					

PART D. DECLARATION TO BE MADE BY APPLICANT

and true to the best of my knowledge an	plars given by me in this form are correct and belief and I hereby apply for the issue through the Office of the Collector of
DATE	Signature of Applicant
FOR OFFICIAL USE ONLY — APP	LICANT MUST NOT WRITE HERE
PART E.	
The applicant has produced satis in this form.	sfactory evidence in support of the entries
A Certificate of Competency as A the applicant. * An appropriate entry has	A. B. No has been issued to been made in his Dis. A.
The appropriate fee has been	received by me.
	CCO
	DATE STAMP
SIGNATURE OF COLLECTOR OF	

* Delete if Dis. A not produced.

CUSTOMS

SECOND SCHEDULE (Reg. 5.)

APPLICATION FOR A CERTIFICATE OF COMPETENCY AS A. B. WITHOUT EXAMINATION

N.B. Certificates of discharge or suitable evidence proving sea service shown in Part B must be lodged with the Collector of Customs. Service entered in Part B must have been performed as A. B. or in an equivalent or superior deck rating on or before 1st July, 1967, in a ship for which an agreement with the crew was required under Part II of the Merchant Shipping Act, 1894.

PART A. PARTICULARS OF APPLICANT (BLOCK capitals, please)					
Surname	First N	First Names(s) Date And Place Of Birth			
Nationality	No. Of Disc	No. Of Discharge Book			
Height	Colour Of Eyes	Colour Of	Hair	Complexion	
feet ins.	Colour Of Lycs	Colour Or	 	Complexion	
Tattoo Or Other Distinguishing Marks					
	Tattoo Or Other D	istinguishing l	Marks		

PART B. SEA SERVICE CLAIMED BY APPLICANT

C1 * 2 7x7	Gross	Particulars	Of Voyage		
Ship's Name	Tonnage	Began	Ended	Rating	

PART C. DECLARATION TO BE MADE BY APPLICANT

true to the best of my knowledge and belief an of Competency as A. B. be issued to me at the at	d I hereby request that a Certificate e Office of the Collector of Customs					
	GNATURE OF APPLICANT					
FOR OFFICIAL US	SE ONLY					
PART D.						
The applicant has produced satisfactory form.	proof of the entries made on this					
A Certificate of Competency as A.B. No has been issued to the applicant.						
An appropriate entry to this effect has been made in his Dis. A.						
The apporpriate fee has been received by me.						
Signature of Superintendent	CCO. Date Stamp					

^{*} Delete if Dis. A not produced.

The Merchant Shipping (Cayman Islands Certificates Of Competency As A.B.) Regulations, 1967.

THIRD SCHEDULE

(Reg. 7.)

APPLICATION TO BE EXAMINED FOR A CERTIFICATE OF COMPETENCY AS A. B.

- N.B. The applicant must lodge with the Collector of Customs:--
 - (i) Certificates of discharge or other evidence proving sea service claimed in Part C.
 - (ii) Where any remission is claimed in Part B for pre-sea training, a certificate proving satisfactory attendance and training from the person in charge of the training establishment.
 - (iii) A Certificate of Efficiency as Lifeboatman.
 - (iv) One or more certificates showing that, apart from instruction, the applicant has steered a ship (other than a fishing boat) having a gross tonnage of 100 tons or more, for not less than ten hours.

PART A. PARTICULARS OF APPLICANT (BLOCK CAPITALS PLEASE)

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PART B. PARTICULARS OF PRE-SEA TRAINING COURSES FOR WHICH REMISSION IS CLAIMED

Approved pre-sea training counts at the rate of one month for each period of 4 weeks subject to a maximum of 6 months.

Name Of Training	Period Of		Remission	For
Ship Or School	Began	Ended	Claimed	Official Use Only

PART C. PARTICULARS OF SERVICE AT SEA IN A DECK RATING

Service shown must total at least 36 months, subject to any remission of sea-service claimed in Part B. Not less than 9 months of the service must be in ships (other than fishing boats) having a gross tonnage of 100 tons or more. Service in smaller ships is counted at half rate, except that service in ships under 15 gross tons is not accepted.

Ship's Name	Gross Tonnage	Type Of Ship (Trading, Fishing, Etc.)	Particul Voya	age	Rating	For Official Use Only
1	2	3	Began 4	Ended 5	6	7

	<u> </u>					L

PART D. DECLARATION TO BE MADE BY APPLICANT

and true to the best of my knowledge and be for, and, if successful, to be issued with a (Certificate of Competency as A. B. port of
DATE	SIGNATURE OF APPLICANT
FOR OFFICIAL USE ONLY - APPLICA	ANT MUST NOT WRITE BELOW
PART E. The applicant has produced satisfacto take the examination and, if successfu Competency as A. B. The appropriate fee by	tory evidence in support of his claim l, to be issued with a Certificate of has been received by me.
	CCO Date Stamp
SIGNATURE OF COLLECTOR OF CUSTOMS	
To: The Examiner of Masters and Mates,	
Port of	

PART F. EXAMINATION RESULT

I have examined this candidate in the syllabus prescribed under the Merchant Shipping (Cayman Islands Certificates of Competency as A. B.) Regulations, 1967, and he has Passed */Failed * in the examination.

	CCO DATE STAMP
SIGNATURE OF EXAMINER	
* Delete as appropriate To: The Collector of Customs	
at	
PART G.	
A Certificate of Competency as A. B. No to the applicant. * An appropriate entry has been	
SIGNATURE OF COLLECTOR OF CUSTO	CCO DATE STAMP

*

^{*} Delete if Dis. A not produced

APPLICATION TO BE EXAMINED FOR A CERTIFICATE OF QUALIFICATION AS EFFICIENT DECK HAND

N.B. - The applicant must lodge with the Collector of Customs:

- (i) Certificates of discharge or other evidence proving the sea service claimed in Part B.
- (ii) One or more certificates showing that, apart from instruction, the applicant has steered a ship (other than a fishing boat) having a gross tonnage of 100 tons or more, for not less than ten hours.

PART A. PARTICULARS OF APPLICANT (BLOCK CAPITALS PLEASE)					
Surname		First Name(s)		Date And Place Of Birth	
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Nationality		No. of Discharge Book		Present Rating	
Height Color		ur Of Eyes Colour Of		Hair Complexion	
feet ins					
Tattoo Or Other Distinguishing Marks					

PART B. PARTICULARS OF SERVICE AT SEA IN A DECK RATING

Service shown must total not less than 12 months, of which not less than three months must be in ships (other than fishing boats) having a gross tonnage of 100 tons or more. Service in smaller ships is counted at half rate, except that service in ships of under 15 gross tons is not accepted.

Ship's Gross Name Tonnage	Type Of Ship (Trading, Fishing, Etc.)	Particulars Of Voyage		Rating	For Official Use Only	
		Began	Ended		Use Only	
ACCORDING TO THE PROPERTY OF T						

PART C. DECLARATION TO BE MADE BY APPLICANT.

I declare that the particulars given best of my knowledge and belief and I a Certificate of Qualification as Efficient Deck	
DATE	SIGNATURE OF APPLICANT
FOR OFFICIAL USE ONLY – APPLICA	ANT MUST NOT WRITE BELOW
PART D.	
The applicant has produced satisfaction this form and is eligible to take the E. D has been received by me.	ctory proof in support of the entries . H. examination. The appropriate fee
SIGNATURE OF COLLECTOR OF CU	DATE
To: THE EXAMINER OF MASTERS	AND MATES
David of	

PART E. EXAMINATION RESULT

I have examined the condidate in the syllabus prescribed under the Merchant Shipping (Cayman Islands Certificates of Competency as A. B.) Regulations, 1967, and he has PASSED */FAILED * in the examination.

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SIGNATURE OF EXAMINER	CCO DATE STAMP
ļ	
* Delete as appropriate	
To: The Collector of Customs,	
at	······································
PART F.	
A Certificate of Qualification as Efficient as been issued to the applicant. * An appropriate	
SIGNATURE OF COLLECTOR OF CUSTO	CCO DATE STAMP

^{*} Delete if Dis. A not produced