



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Regulation Gazette

No. 10455

Regulasiekoerant

Vol. 600

Pretoria, 25 June 2015

No. 38912

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GOVERNMENT NOTICES
GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF TRANSPORT
DEPARTEMENT VAN VERVOER

No. R. 543

25 June 2015

MERCHANT SHIPPING ACT, 1951

MERCHANT SHIPPING (EYESIGHT AND MEDICAL EXAMINATION)

AMENDMENT REGULATIONS, 2015

I, Dipuo Peters, Minister of Transport, under section 356 of the Merchant Shipping Act, 1951 (Act No. 57 of 1951), hereby amend the Merchant Shipping (Eyesight and Medical Examination Regulations, 2004) as set out in the Schedule below.


Mrs. Dipuo Peters, MP.

MINISTER OF TRANSPORT

DATE: 01/06/2015

SCHEDULE**MERCHANT SHIPPING (EYESIGHT AND MEDICAL EXAMINATION)
AMENDMENT REGULATIONS, 2015****GENERAL EXPLANATORY NOTE:**

[] Words in bold type in square brackets indicate omissions from existing regulations.

_____ Words underlined with a solid line indicate insertions in existing regulations.

Interpretation

1. In this Schedule "the Regulations" means the Merchant Shipping (Eyesight and Medical Examination) Regulations, 2004, published by Government Notice No. R. 1197 of 15 October 2004.

Amendment of regulation 2 of Regulations

2. Regulation 2 of the Regulations is amended by the substitution for paragraph (d) of the following paragraph:

"(d) give effect to Regulation I/9 annexed to the STCW Convention and [**section**] sections A-I/9 and B-1/9 of the STCW Code referred to in that Convention, the

Maritime Labour Convention, 2006 and Work in
Fishing Convention 2007".

Amendment of regulation 3 of Regulations

3. Regulation 3 of the Regulations is amended by the insertion after the definition of "approved" of the following definition:

"Code" means the South African Maritime Qualifications Code.

Amendment of regulation 6 of Regulations

4. Regulation 6 of the Regulations is amended by the insertion of subsection (2) of the regulation:

"6. (2) Standards of medical fitness are as published in the Code."

Amendment of regulation 10 of Regulations

5. Regulation 10 of the Regulations is amended by the substitution for subregulation (1) of the following subregulation:

"(1) In determining an applicant's medical fitness, a medical examiner must have regard to the Guidance and the guidelines published in the Code in addition to applying normal medical fitness considerations."

Amendment of regulation 11 of Regulations

6. Regulation 11 of the Regulations is amended—

- (a) by the substitution in subregulation (1) for the words following paragraph (b) of the following words:

"he or she must issue to the applicant a medical certificate substantially in accordance with the form of certificate set out in the **[Appendix to the Guidance] Code**"; and

- (b) by the substitution for subregulation (2) of the following subregulation:

"(2) The medical examiner must set out in the medical certificate his or her assessment of the applicant's medical fitness as **[either—**

(a) **unfit for service at sea; or**

(b) **fit for service at sea with restrictions; or**

(c) **fit for service at sea without restrictions] contemplated in the Code**".

Amendment of regulation 20 of Regulations

7. Regulation 20 of the Regulations is amended—

- (a) by the substitution for the words preceding paragraph (a) of the following words:

"A person is required to pass the colour and form vision tests set out in **[Annex 2 (in this Part called 'eyesight tests')]** the Code if that person's intended duties as a seafarer include

watchkeeping duties in the deck or engine department and that person—";

- (b) by the substitution at the end of paragraph (b) for the expression "; or" of a full-stop; and
- (c) by the deletion of paragraph (c).

Amendment of regulation 23 of Regulations

8. Regulation 23 of the Regulations is amended—

- (a) by the substitution for subregulation (2) of the following subregulation:

"(2) An eyesight certificate is valid from the date of issue for a period of 12 months, except that a lantern colour vision certificate is valid for a period of six years."; and

- (b) by the addition of subregulation (3) as follows:

"(3) A valid colour vision certificate must be submitted for any new certification issue or re-validation of a certificate of competency or proficiency."

Deletion of regulation 26 of Regulations

9. Regulation 26 of the Regulations is hereby deleted.

Amendment of Annex 1 of Regulations

10. Annex 1 of the Regulations is amended—

(a) by the addition in section 1 after item 12 of the following words:

"13. Reference should be made to the ILO and IMO Guidelines on the medical examinations of seafarers as published in the Code.";

(b) by the deletion of sections 2 and 3; and

(c) by the deletion of the Appendix.

Deletion of Annex 2 of Regulations

11. Annex 2 of the Regulations is hereby deleted.

Short title and commencement

12. These Regulations are called the Merchant Shipping (Eyesight and Medical Examination) Amendment Regulations, 2015 and come into effect on the date of publication in the *Gazette*.

No. R. 543

25 Junie 2015

HANDELSKEEPVAARTWET, 1951 (WET No. 57 VAN 1951)**HANDELSKEEPVAARTREGULASIES
(GESIGSVERMOË- EN MEDIESE ONDERSOEK) (WYSIGING), 2014**

Die Minister van Vervoer het, kragtens artikel 356 van die Handelskeepvaartwet, 1951 (Wet No. 57 van 1951), die regulasies in die Bylae uitgevaardig.

Mev. Dipuo Peters, LP
MINISTER VAN VERVOER

Datum:

BYLAE**Uitleg**

1. In hierdie bylae beteken "die Regulasies" die Handelskeepvaartregulasies (Gesigsvermoë- en Mediese Ondersoek), 2004, gepubliseer by Goewermentskennisgewing No. R. 1197 van 15 Oktober 2004.

Wysiging van regulasie 2 van Regulasies

2. Regulasie 2 van die Regulasies word gewysig deur paragraaf (d) deur die volgende paragraaf te vervang:

"(d) gee uitvoering aan Regulasie I/9 aangeheg by die STCW-konvensie, soos gewysig, en Seksies A-I/9 en B-1/9 van die STCW-kode in daardie Konvensie bedoel, die Maritieme Arbeidskonvensie, 2006, en die Werk in Vissery-konvensie, 2007 (C188)."

Wysiging van regulasie 3 van Regulasies

3. Regulasie 3 van die Regulasies word gewysig deur die invoeging van die volgende omskrywing na die omskrywing van "houer":

"'Kode' die Suid-Afrikaanse Maritieme Kwalifikasiekode;"

Vervanging van regulasie 6 van Regulasies

4. Regulasie 6 van die Regulasies word deur die volgende regulasie vervang:

"Vereiste om medies geskik te wees

6. Behoudens artikels 101(5) en 111(4)(b) van die Wet moet 'n persoon op wie hierdie regulasies van toepassing is, nie op 'n skip pligte as 'n seevaarder verrig of daarop in diens geneem word om pligte as 'n seevaarder te verrig nie, tensy daardie persoon medies geskik is om daardie pligte te verrig. Die standaard van mediese geskiktheid is daardie wat in die Kode gepubliseer is."

Wysiging van regulasie 10 van Regulasies

5. Regulasie 10 van die Regulasies word gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) By die bepaling van 'n aansoeker se mediese geskiktheid moet 'n mediese ondersoeker, benewens die toepassing van normale oorwegings rakende mediese geskiktheid, ag slaan op die *Riglyne vir mediese ondersoeke van seevaarders* en die riglyne wat in die Kode gepubliseer is."

Wysiging van regulasie 11 van Regulasies

6. Regulasie 11 van die Regulasies word gewysig—

(a) deur die paragraaf na paragraaf (1)(b) deur die volgende paragraaf te vervang:

"moet hy of sy aan die aansoeker 'n mediese sertifikaat uitreik weselik in ooreenstemming met die vorm van die sertifikaat wat in die Kode uiteengesit is.";

(b) deur subregulasie (2) deur die volgende subregulasie te vervang:

"(2) Die mediese ondersoeker moet in die mediese sertifikaat sy of haar beraming van die aansoeker se mediese geskiktheid uiteensit soos in die Kode uiteengesit word.".

Wysiging van regulasie 20 van Regulasies

7. Regulasie 20 van die Regulasies word gewysig—

(a) deur in Regulasie 20 die paragraaf wat paragraaf (a) voorafgaan deur die volgende paragraaf te vervang:

"'n Persoon moet die gesigsvermoëtoetse vir kleur en vorm in die Kode uiteengesit slaag as die persoon se pligte as 'n seevaarder wagdiens in die dek- of enjinafdeling insluit en as die persoon—";

(b) deur in paragraaf (b) na die woord "voorlê" die interpunksie en woord "; of" deur die volgende interpunksie "." te vervang;

(c) deur paragraaf (c) te skrap.

Wysiging van regulasie 23 van Regulasies

8. Regulasie 23 van die Regulasies word gewysig deur subregulasie (2) deur die volgende subregulasie te vervang:

"(2) 'n Gesigsvermoësertifikaat is geldig vanaf die datum van uitreiking vir 'n tydperk van 12 maande, uitgesonderd 'n

gesigsvermoësertifikaat vir lanternkleur wat vir 'n tydperk van ses jaar geldig is. 'n Geldige gesigsvermoësertifikaat vir kleur moet ingedien word vir enige nuwe sertifikaatuitreiking of die hergeldigverklaring van 'n sertifikaat van bekwaamheid of bekwaamheidsertifikaat."

Skrapping van regulasie 26 van Regulasies

9. Regulasie 26 van die Regulasies word geskrap.

Vervanging van Aanhangsel 1 en Byvoegsel by Aanhangsel 1 van Regulasies

10. Aanhangsel 1 en die Byvoegsel by Aanhangsel 1 van die Regulasies word deur die volgende Aanhangsel vervang:

"AANHANGSEL

RIGLYNE VIR MEDIESE ONDERSOEKE VAN SEEVAARDERS

ALGEMENE INLEIDING

1. Seevaart is 'n potensieel gevaarlike beroep wat 'n hoë standaard van gesondheid en fiksheid verg van diegene wat toetree of hertoetree tot die bedryf. 'n Bevredigende standaard van voortdurende goeie gesondheid is nodig vir diensdoende seevaarders regdeur hul beroep as gevolg van die hoë inherente risiko van die beroep. Dit is derhalwe beter om by 'n aanvanklike ondersoek 'n aansoeker uit te sluit as daar enigsins twyfel bestaan oor sy of haar voortgesette fiksheid.

- Buigzaamheid moet uitgeoefen word slegs gedurende ondersoek vir behoud.
2. Die mediese en gesigsvermoëstandaarde gee leiding oor gesondheidsmaatstawwe waaraan voldoen moet word. Toegewing moet gemaak word vir die onvermydelike verswakking van gesondheid wat tyd en verandering bring, sodat 'n redelik fikse seevaarder, as hy of sy dit verlang, op die see kan aanbly tot die goedgekeurde aftree-ouderdom. Sterk aanbevelings is gemaak om diegene uit te sluit wat aan mediese toestande ly wat onversoenbaar blyk te wees met voortgesette seevaart.
 3. Dit is vanselfsprekend onmoontlik om binne die standaard spesifieke advies oor elke mediese toestand in te sluit. Dit is egter 'n algemene reël dat die mediese ondersoeker in elke geval oortuig moet wees dat geen siekte of defek, wat óf deur werk op see vererger kan word óf 'n onaanvaarbare gesondheidsgevaar vir die individuele seevaarder, ander bemanningslede of die veiligheid van die skip kan inhou, aanwesig mag wees nie.
 4. Afgesien van die suiwer mediese aspekte moet die beroepsagtergrond oorweeg word, veral in gevalle waar daar twyfel bestaan. Dit is nodig om daarop nadruk te lê dat 'n skip nie net 'n plek is van werk wat regdeur die dag en nag aandag verg nie, maar ook 'n tydelike tuiste is waar die bemanning moet eet, slaap en ontspan. Die allerbelangrikste is die noodsaaklikheid om tydens 'n reis, dikwels vir lang tydperke, by mekaar aan te pas. Alhoewel baie gedoen word om die leef- en werktoestande te verlig, bly sekere inherente kenmerke soos dit is. 'n Bemanning is 'n hegte gemeenskap wat in 'n skip woon wat selde doodstil of bewegingloos is. Individuele eetgewoontes en smake kan nie maklik bevredig word nie; die fasiliteite vir liggaamlike oefening is beperk; gedwonge ventilasiesistelsels word gebruik; en die eentonigheid van roetine kan maklik neerdrukkend raak in die afwesigheid van normale afleiding wat deur diegene op land geniet kan word. 'n Onvermoë om in te pas of onwilligheid om verantwoordelikheid te neem of 'n redelike mate van noodsaaklike

dissipline te aanvaar, kan die veiligheid en doeltreffende werking van die skip in gevaar stel.

5. Baie min handelskepe het dokters aan boord. Akute siekte of besering word hanteer deur die aangewese skeepsoffisiere wie se opleiding beperk is tot noodhulp of mediese noodbehandeling. Dit moet in gedagte gehou word dat 'n bemanningskomponent versigtig aangepas word ooreenkomstig sy grootte. Siekte kan ander bemanningslede belas of selfs die doeltreffende werking van 'n skip benadeel. Die ondersoekende dokter moet derhalwe oortuig wees dat geen toestand aanwesig is wat tydens 'n reis waarskynlik tot probleme sal aanleiding gee nie en dat geen behandeling toegepas word wat kommerwekkende nuwe-effekte kan veroorsaak nie. Dit is 'n onveilige praktyk om seevaart toe te laat met enige bekende mediese toestand waar die moontlikheid van ernstige verergering wat deskundige behandeling vereis 'n berekende risiko is.
6. Die afwesigheid van dokters op die meeste skepe beteken dat seevaarders nie geredelik 'n dokter kan raadpleeg of spesiale behandeling kan kry totdat die volgende hawe aangedoen word nie. Skepe se omkeertyd in hawens is dikwels baie kort wat geen tyd laat vir die nodige ondersoek wat op 'n konsultasie by 'n dokter volg nie. Die standaard van mediese praktyk in die buiteland wissel en die fasiliteite wat ons in hierdie land as noodsaaklik beskou, is dalk nie in kleiner, afgeleë hawens beskikbaar nie. Dit is te betwyfel dat dit selfs wys is om seevaart toe te laat as die gebrek aan 'n noodsaaklike medikasie die snelle agteruitgang van 'n toestand kan ontketen.
7. Dit moet in gedagte gehou word dat daar in sommige bedrywe van seevaarders verwag word om lang tydperke in tropiese klimaat deur te bring. Verder moet die meeste seevaarders hulle per lugreis by die skepe aansluit of daarvan vertrek. Hulle moet dus vry wees van enige toestand wat lugreis uitskakel, byvoorbeeld pneumotoraks en toestande wat aanleiding gee tot barotrauma.

8. Waar medikasie aanvaarbaar is vir dienende seevaarders, moet reëlings getref word vir 'n reserwevoorraad van die voorgeskrewe middels om, met die toestemming van die skeepsgesagvoerder, in 'n veilige plek gehou te word.
9. Artikel 4 van die ILO-konvensie No. 73 meld dat wanneer die aard van die ondersoek voorgeskryf word, daar ag geslaan moet word op die ouderdom van die persoon wat ondersoek word en die aard van die pligte wat uitgevoer moet word. Daarbenewens meld Artikel 3 van die Konvensie dat 'n dienende seevaarder oor 'n mediese sertifikaat moet beskik wat bevestiging gee van sy of haar geskiktheid vir die werk waarvoor hy of sy op see in diens geneem moet word. Wanneer 'n gevolgtrekking gemaak word, moet die diensdoende dokter derhalwe alle mediese toestande aanwesig oorweeg, sowel as die ouderdom en ondervinding van die seevaarder, die spesifieke werk waarin hy of sy in diens geneem sal word en die bedryf waarin hy of sy in diens sal wees (waar bekend). Indien 'n seevaarder ongeskik bevind word om in sy of haar huidige hoedanigheid voort te gaan omdat hy of sy nie aan die ten volle onbeperkte seedienskatgorie voldoen nie, kan 'n beperkedienssertifikaat uitgereik word wat die toepaslike beperkings meld.
10. Die standaard is saamgestel om die maksimum buigzaamheid in die vertolking daarvan te verskaf wat versoenbaar is met die uiterste belangrikheid van die handhawing van die veiligheid van skepe op see, die veilige verrigting van die dienende seevaarder se pligte, terwyl sy of haar gesondheid terselfdertyd beskerm word. Toestande wat nie in die standaard gespesifiseer word nie en wat indruis op die werkvereistes, moet beraam word in die lig van die algemene beginsel wat hierbo uiteengesit word.
11. Dit kan by geleentheid nodig wees dat die dokter, met die seevaarder se toestemming, 'n algemene praktisyn raadpleeg. Wanneer dit nodig is om ander dokters te raadpleeg, is die gewone etiese oorwegings van toepassing. Daar moet egter duidelik verstaan word dat die besluit oor geskiktheid, in ooreenstemming met die vereiste mediese

standaard, berus by die dokter wat aanvanklik die ondersoek gedoen het, behoudens die mediese appèlproses.

12. Volledige kliniese aantekeninge moet van 'n volledige mediese ondersoek gehou word, en minstens ses jaar behou word.

NB: Daar moet melding gemaak word van die ILO- en IMO-riglyne vir die mediese ondersoeke van seevaarders wat in die Kode gepubliseer is."

Skrapping van Aanhangsel 2 van Regulasies

11. Aanhangsel 2 word geskrap.

VERKLARENDE OPMERKING

(Hierdie opmerking maak nie deel van die regulasies uit nie.)

Hierdie wysigingsregulasies is opgestel om die Handelskeepvaartregulasies (Gesigsvermoë- en Mediese Ondersoek), 2004, te wysig om aan die vereistes van die Manila-wysigings van die STCW-konvensie en Kode, 2010, te voldoen en om aan die vereistes te voldoen van die Maritieme Arbeidskonvensie, 2006, en die Werk in Vissery-konvensie, 2007 (C188), wat in Junie 2013 bekragtig is.

'n Besluit is geneem om alle standarde ten opsigte van gesigsvermoë en mediese geskiktheid uit die Regulasies te verwyder en dit te konsolideer in 'n kode, genoem die Kode van Maritieme Mediese Standaarde, wat in die Suid-Afrikaanse Maritieme Kwalifikasiekode gevind word.

'n Groot gedeelte van die wysigings handel met die kwessies wat uit bogenoemde spruit, en die res van die wysigings handel met die veranderinge wat teweeggebring word deur die wysigings aan die Handelskeepvaartregulasies (Veilige Bemanning, Opleiding en Diplomerings), 2013.

No. R. 544

25 June 2015

MERCHANT SHIPPING ACT, 1951**MERCHANT SHIPPING (SAFE MANNING, TRAINING AND CERTIFICATION)
AMENDMENT REGULATIONS, 2015**

I, Dipuo Peters, Minister of Transport, under section 356 of the Merchant Shipping Act, 1951 (Act No. 57 of 1951), hereby amend the Merchant Shipping (Safe Manning, Training and Certification) Amendment Regulations, 2015, as set out in the Schedule below.

**MINISTER OF TRANSPORT**

DATE: 01/06/2015

ce160314

SCHEDULE**MERCHANT SHIPPING (SAFE MANNING, TRAINING AND CERTIFICATION)****AMENDMENT REGULATIONS, 2015****GENERAL EXPLANATORY NOTE:**

[] Words in bold type in square brackets indicate omissions from existing regulations.

_____ Words underlined with a solid line indicate insertions in existing regulations.

Interpretation

1. In this Schedule "the Regulations" means the Merchant Shipping (Safe Manning, Training and Certification) Regulations, 2013, published by Government Notice No. R. 511 of 23 July 2013.

Amendment of Schedule of Regulations

2. The schedule to the Regulations is amended by the deletion of the expression "[**(unlimited)**]" in the heading of item 28;

Amendment of regulation 1 of Regulations

3. Regulation 1 of the Regulations is amended—

- (a) by the substitution in subregulation (1) for the reference to ["**Division 4**"] of the reference to "Division 5" in the definitions for the following:

"able seafarer deck", "able seafarer engine", "able seafarer (fishing)", "able seafarer deck (port operations)", "able seafarer engine (port operations)", "electro-technical rating", "engineering officer certificate", "engineer rating", and "general purpose rating (port operations)";

- (b) by the substitute in subregulation (1) after the definition of "**Authority**" of the following definition:

"**basic training**" means the approved training in Personal Survival Techniques, Fire [**Fighting**] Prevention and Fire [**Prevention**] Fighting, Elementary First Aid and Personal [**Survival**] Safety and Social Responsibility as specified in the Code;"

- (c) by the substitution in subregulation (1) for the definition of "non-trading vessels" of the following definition:

"non-trading vessels" means pleasure vessels or vessels operated for commercial gain of less than 3000 GT not carrying more than 12 passengers engaged on seagoing voyages during which no cargo operations are conducted;"

- (d) by the substitution in subregulation (1) for the definition of "pre-sea training" of the following definition:

"**pre-sea training**" means once-off mandatory approved training for all seafarers prior to their first employment on a fishing vessel to which these regulations apply;"

(e) by the substitution for subregulation (4) of the following subregulation:

"(4) All seafarers shall have completed on-board safety familiarisation training before being assigned shipboard duties."; and

Amendment of regulation 2 of Regulations

4. Regulation 2 of the Regulations is amended—

(a) by the substitution for subregulation (2)(c) for subparagraph (iii) of the following subparagraph:

"(iii) endorsed master of a ship of less than 500 GT on unlimited voyages (management level) [STCW Regulation II/3 – **[No]** Tonnage limitation].";

(b) by the substitution in subregulation (2)(c) for subparagraph (iv) of the following subparagraph:

"(iv) endorsed master of a ship of less than 3000 GT on unlimited voyages (management level) [STCW Regulation II/2 – Tonnage limitation].";

(c) by the substitution in subregulation (2)(d) for subparagraph (iii) of the following subparagraph:

"(iii) officer in charge of navigational watch of a ship of any tonnage on unlimited voyages (operational level) [STCW Regulation **[II/2]** II/1- No limitation].";

(d) by the substitution in subregulation (2)(h) for subparagraph (ii) of the following subparagraph:

"(ii) endorsed master of a ship less than 200 GT on unlimited voyages (Management Level) [STCW Regulation II/3 – **[No]** Tonnage limitation].";

(e) by the substitution in subregulation (2)(k) for subparagraph (i) of the following subparagraph:

"(i) officer in charge of a navigational watch on ships of less than 500 GT on near-coastal voyages (operational level) [STCW Regulation **[I/3]** II/3- No limitation].";

(f) by the substitution in subregulation (3) for the words preceding paragraph (a) of the following words:

"Subject to subregulation (7), the certificates of competency, with their limitations, endorsements and relative levels of responsibility (if any), applicable to **[fisherman]** fishermen are: ";

(g) by the substitution in subregulation (3)(b) for subparagraph (ii) of the following subparagraph:

"(ii) officer in charge of navigational watch of a ship of less than 24m engaged in fishing on unlimited voyages [STCW-F Regulation II/2- **[No]** length limitation].";

(h) by the deletion in subregulation (4)(f) of subparagraph (iii);

(i) by the substitution in subregulation (4)(h) for subparagraphs (i) and (ii) of the following subparagraphs, respectively:

"(i) chief engineer of any vessel <24m <350 kW propulsion power (management level); [STCW Regulation III/3- Power limitation].

- (ii) officer in charge of engineering watch of any vessel <24m <1000 kW propulsion power (operational level); [STCW Regulation III/3- Power limitation].";
- (j) by the substitution in subregulation (7) for subparagraphs (k), (l) and (m) of the following subparagraphs, respectively:
- "(k) proficiency in basic training for liquefied gas tankers [STCW Regulation **[V/1-1]** V/1-2 (STCW Code Section **[A-V/1-1-2]** A-V/1-2-1).
- (l) proficiency in advanced training in oil tankers [STCW Regulation V/1-1 (STCW Code Section **[A-V/1-1-3]** A-V/1-1-2).
- (m) proficiency in advanced training in chemical tankers [STCW Regulation **[V/1-2]** V/1-1 (STCW Code Section **[A-V/1-2-1]** A-V/1-1-3]."

Amendment of regulation 3 of Regulations

5. Regulation 3 of the Regulations is amended—

- (a) by the substitution for subregulation (3) of the following subregulation:

"(3) The certificates of proficiency listed in regulation 2(7)(a) to (h) shall be revalidated by completing an approved refresher training course and meeting the **[standardsspecified]** standard specified in the Code. Those certificates of proficiency listed in regulation 2(6) and 2(7)(i) to (u) may be revalidated by establishing continued professional competence by completing, during the preceding five years at least 12 months' sea service while performing the appropriate competencies specified in the Code."; and

- (b) by the substitution in subregulation (7) for paragraph (b) of the following paragraph:

"(b) have served on vessels equipped with ECDIS for a period of 12 months in the preceding five years whilst holding an approved ECDIS course certificate;"

Amendment of regulation 6 of Regulations

6. Regulation 6 of the Regulations is amended by the substitution for subregulation (1) of the following subregulation:

"(1) The Authority shall—

- (a) in terms of section 77(4) of the Act, appoint examiners in accordance with procedures established from time to time; and
- (b) designate in writing, from among the examiners, a senior examiner (deck), a senior examiner (engine), a senior examiner (deck fishing), senior examiner (engine fishing), a senior examiner (small vessels), a senior examiner (radio) and a chief examiner."

Amendment of regulation 10 of Regulations

7. Regulation 10 of the Regulations is amended by the substitution for subregulation (5) of the following subregulation:

"(5) In the case of doubt about the appropriateness or sufficiency of a candidate's qualifying [~~candidate's qualifying~~] service, the candidate may submit his or her case, accompanied by the relevant certificates, discharge, testimonial, training records, watchkeeping certificates and such other documents as may be required, for determination by the relevant senior examiner."

Amendment of regulation 11 of Regulations

8. Regulation 11 of the Regulations is amended in subregulation (3) by renumbering the second subparagraph (a) as subparagraph (b).

Amendment of regulation 20 of Regulations

9. Regulation 20 of the Regulations is amended by the substitution in subregulation (1) of ALTERNATIVE C for the words preceding paragraph (a) of the following words:

"Have completed, while holding as a minimum the certificate of competency as coastal skipper \geq 9 m or skipper offshore \geq 9 m, at least 18 months' sea service in the deck department on any of the following types of [typesof] ships of 25 GT or more and/or 14 m or more in length overall:".

Amendment of regulation 21 of Regulations

10. Regulation 21 of the Regulations is amended by the substitution for subregulation (2) of ALTERNATIVE B of the following subregulation:

"(2) Have performed, during the required sea service, bridge watchkeeping duties under the supervision of a certificated deck officer for at least six months; and".

Amendment of regulation 22 of Regulations

11. Regulation 22 of the Regulations is amended—

- (a) by the substitution for subregulation (1) of ALTERNATIVE C of the following subregulation:

"(1) Have at least 12 months' sea service in the deck department on trading ships of 100GT or more on any seagoing voyages;"

- (b) by the substitution for subregulation (2) of ALTERNATIVE C of the following subregulation:

"(2) Have performed, during the required sea service, bridge watchkeeping duties under the supervision of a certificated deck officer for at least six months; and";

- (c) by the substitution for subregulations (1) and (2) of ALTERNATIVE D of the following subregulations, respectively:

"(1) Have at least 6 months' sea service in the deck department on trading ships of 100GT or more on any seagoing voyages;

(2) Have performed, during the required sea service, bridge watchkeeping duties under the supervision of a certificated deck officer for at least three months; and"; and

- (d) by the substitution for subregulation (1) of ALTERNATIVE E of the following subregulation:

"(1) Have at least six months' sea service in the deck department on trading ships of 100 GT or more on any seagoing voyages.".

Amendment of regulation 23 of Regulations

12. Regulation 23 of the Regulations is amended by the substitution for subregulation (3) of ALTERNATIVE D of the following subregulation:

"(3) Have performed, during the required sea service, bridge watchkeeping duties under the supervision of a certificated deck officer for at least three months; and".

Amendment of regulation 25 of Regulations

13. Regulations 25 of the Regulations is amended by the substitution for ALTERNATIVE B of the following ALTERNATIVE:

"ALTERNATIVE B: Candidates holding a certificate of competency as skipper (< 200GT port operations)

- (1) be at least 20 years of age;
- (2) have completed at least 12 months port operations service as the officer in charge of navigational watch on port operations vessels of 1600GT or more; and
- (3) have completed approved training and meet the standards of competence specified in the Code."

Insertion of regulations 26 and 27 in Regulations

14. The following regulations are inserted after regulation 25 of the Regulations
"Master (< 500GT near coastal)

26. For the certificate of competency or endorsement as master (< 500GT near coastal), a candidate shall—

ALTERNATIVE A:**Candidates holding certificate of competency as mate (< 500GT near-coastal or unlimited) or deck officer**

- (1) be at least 20 years of age;
- (2) have completed at least 12 months' sea service as officer in charge of a navigational watch on trading ships of 100GT or more on any seagoing voyages; and
- (3) have completed approved training and meet the standards of competence specified in the Code.

ALTERNATIVE B:**Candidates holding naval bridge watchkeeping certificate with command endorsement**

- (1) have proof of being a commander onboard a South African Navy ship of 24m or more for a countable six months' and six months sea service as a supernumerary on trading ships of 100GT or more on any seagoing voyages; and
- (2) have completed approved training and meet the standards of competence specified in the Code.

Master (< 500GT)

27. For the certificate of competency or endorsement as master (< 500GT), a candidate shall—

ALTERNATIVE A:

Candidates holding certificate of competency as mate (< 500GT near-coastal or unlimited) or deck officer

- (1) be at least 20 years of age;
- (2) have completed, while holding as a minimum the certificate of competency as mate (< 500GT coastal or unlimited), at least 12 months sea service as officer in charge of a navigational watch on trading ships of 100GT or more on unlimited voyages; and
- (3) have completed approved training and meet the standards of competence specified in the Code.

ALTERNATIVE B:

Candidates holding certificate of competency as master (< 500GT near-coastal)

- (1) be at least 20 years of age;
- (2) have completed, while holding as a minimum the certificate of competency as master (< 500GT near coastal), at least six months sea service as officer in charge of a navigational watch on trading ships of 100GT or more on unlimited voyages; and
- (3) have completed approved training and meet the standards of competence specified in the Code.

ALTERNATIVE C

Candidates holding naval bridge watchkeeping certificate with command endorsement

(1) have proof of being a commander onboard as South African Navy ship of 24m or more for a countable six months and six months bridge watchkeeping service on trading ships of 100GT or more on unlimited seagoing voyages under the supervision of a watchkeeping officer; and

(2) have completed approved training and meet the standards of competence specified in the Code."

Amendment of regulation 28 of Regulations

15. Regulation 28 of the Regulations is amended by the substitution for the heading of the following heading:

"Deck officer [unlimited]"

Amendment of regulation 29 of Regulations

16. Regulation 29 of the Regulations is amended by the substitution for the heading of Alternative A of the following heading:

"ALTERNATIVE A: Candidates holding certificate of competency as deck officer [unlimited]"

Amendment of regulation 30 of Regulations

17. Regulation 30 of the Regulations is amended by the substitution for the heading of Alternative B of the following heading:

"ALTERNATIVE B: Candidates holding certificate as deck officer [unlimited], chief mate or chief mate (< 3000 GT)"

Amendment of regulation 31 of Regulations

18. Regulation 31 of the Regulations is amended—

(a) by the substitution for the heading of ALTERNATIVE A of the following heading:

"ALTERNATIVE A: Candidates holding certificate of competency as deck officer [unlimited]"; and

(b) by the substitution for the heading of ALTERNATIVE B of the following heading:

"ALTERNATIVE B: Candidates holding certificate of competency as chief mate (<3000GT) [or master (< 3000 GT)]".

Amendment of regulation 35 of Regulations

19. Regulation 35 of the Regulations is amended the substitution for subregulation (3) of ALTERNATIVE A of the following subregulation:

"(3) have performed, during the required seagoing service, bridge watchkeeping duties under [nder] the supervision of a certificated deck officer for at least six months; and".

Amendment of regulation 36 of Regulations

20. Regulation 36 of the Regulations is amended by the substitution for subregulation (2) of ALTERNATIVE C of the following subregulation:

"(2) have completed approved training and meet the standard of competence specified in the Code."

Amendment of regulation 41 of Regulations

21. Regulation 41 of the Regulations is amended by the substitution for the heading of ALTERNATIVE A of the following heading:

"ALTERNATIVE A: Candidates holding a certificate of [competency] proficiency as marine motorman grade 2".

Amendment of regulation 42 of Regulations

22. Regulation 42 of the Regulations is amended—

(a) by the substitution for the heading of ALTERNATIVE C of the following heading:

"ALTERNATIVE C: Candidates holding certificate of [competency] proficiency as marine motorman grade 1"; and

(b) by the addition after ALTERNATIVE C of ALTERNATIVE D as follows:

"ALTERNATIVE D: Candidates holding a certificate of competency as engineer officer STCW A-III/1

Qualifies for the endorsement as Chief Engineer (<1500 kW port operations) with no additional requirements."

Amendment of regulation 43 of Regulations

23. Regulation 43 of the Regulations is amended by the substitution for subregulation (1) of ALTERNATIVE A for paragraph (a) of the following paragraph:
- "(a) chief engineer (< 1500kW port operations); or";

Amendment of regulation 45 of Regulations

24. Regulation 45 of the Regulations is amended by the substitution for the heading of ALTERNATIVE A of the following heading:
- "ALTERNATIVE A: Candidates holding certificate of [competency] proficiency as marine motorman grade 2".**

Amendment of regulation 46 of Regulations

25. Regulation 46 of the Regulations is amended—
- (a) by the substitution for the heading of ALTERNATIVE A of for the following heading:
- "ALTERNATIVE A: Candidates holding certificate of [competency] proficiency as marine motorman grade 1".**
- (b) by the substitution for the heading of ALTERNATIVE B of the following heading:
- "ALTERNATIVE B: Candidates holding a certificate of competency [as marine motor man grade 1] as chief engineer (<1500kW port operations)";**

Amendment of regulation 47 of Regulations

26. Regulation 47 of the Regulations is amended—

(a) by the substitution for the heading of ALTERNATIVE C of the following heading:

"ALTERNATIVE C: Candidates holding certificate of [competency] proficiency as marine motorman higher grade";

(b) by the substitution for subregulations (1) and (2) of ALTERNATIVE H of the following subregulations:

"(1) have completed 12 months approved sea service in trading ships of 750 kW propulsion power or more performing watchkeeping duties under the supervision of a certificated engineer officer documented in a training record book;
and

(2) have completed approved training and meet the standards of competence specified in the Code."; and

(c) by the deletion of subregulation (3) of ALTERNATIVE H.

Amendment of regulation 49 of Regulations

27. Regulation 49 of the Regulations is amended by the substitution for the heading of ALTERNATIVE B of the following heading:

"ALTERNATIVE B: Candidates holding a certificate of competency as second engineer officer <3000 kW [or second engineer]".

Amendment of regulation 50 of Regulations

28. Regulation 50 of the Regulations is amended by the substitution for subregulation (2) of ALTERNATIVE C of the following subregulation:

"(2) have performed 12 months' engineer watchkeeping duties under the supervision of a certificated engineer officer or as a supernumerary on trading ships of 3000 kW propulsion power or more; and"

Amendment of regulation 55 of Regulations

29. Regulation 55 of the Regulations is amended—

(a) by the substitution for the heading ALTERNATIVE C of the following heading:

"ALTERNATIVE C: Candidates holding a certificate of [competency] proficiency as marine motorman grade 1".

(b) by the deletion of ALTERNATIVE D.

Amendment of regulation 56 of Regulations

30. Regulation 56 of the Regulations is amended—

(a) by the substitution for the heading of ALTERNATIVE D of the following heading:

"ALTERNATIVE D: Candidates holding a certificate of [competency] proficiency as marine motorman higher grade"

(b) by the addition after subregulation (2) of ALTERNATIVE D of ALTERNATIVE E as follows:

"ALTERNATIVE E: Candidates holding a certificate of competency as engineer officer

- (1) have at least three months' sea service on fishing vessels of 750 kW propulsion power or more as watchkeeper under the guidance of a qualified engineer officer; and
- (2) have completed approved training and meet the standards of competence specified in the Code."

Amendment of regulation 59 of Regulations

31. Regulation 59 of the Regulations is amended—

- (a) by the substitution for subregulation (2) of ALTERNATIVE A of the following subregulation:

"(2) have completed, whilst holding as a minimum the certificate of proficiency as ordinary seafarer deck at least **[18]** 12 months' port operations service on ships of 25 GT or more;"

- (b) by the substitution of subregulation (2) of ALTERNATIVE B of the following subregulation:

"(2) have completed, whilst holding as a minimum the certificate, or provisional certificate, of proficiency as ordinary seafarer deck **[(port operations)]**, at least **[12]** 6 months' port operations service on ships of 25 GT or more as part of an approved accelerated training programme that includes onboard training documented in an approved training record book; and";

Amendment of regulation 60 of Regulations

32. Regulation 60 of the Regulations is amended—

(a) by the substitution for subregulation (2) of ALTERNATIVE A of the following subregulation:

"(2) have completed, whilst holding as a minimum the certificate of proficiency as **[rating forming part of navigational watch]** ordinary seafarer, at least 18 months' sea service in the deck department on fishing vessels of **[100 GT]** 25 GT or more on unlimited or near-coastal voyages and have completed an approved training record book; and";

(b) by the substitution of subregulation (2) of ALTERNATIVE B of the following:

"(2) have completed, whilst holding as a minimum the certificate of proficiency as Ordinary Seafarer deck, at least 12 months sea service in the deck department on fishing vessels of **[100 GT]** 25GT or more on unlimited or near-coastal voyages as part of an approved accelerated training programme that includes onboard training documented in an approved training record book; and";

(c) by the substitution for the heading of ALTERNATIVE C of the following heading:

"ALTERNATIVE C: Candidates holding a certificate of [competency] proficiency as able seafarer";

(d) by the substitution for subregulation (2) of ALTERNATIVE C of the following subregulation:

"(2) have at least **[3]** three months' sea service in the deck department on fishing vessels of **[100 GT]** 25 GT or more on unlimited or near-coastal voyages;";

(e) by the substitution for the heading of ALTERNATIVE D of the following heading:

"ALTERNATIVE D: Candidates holding a certificate of [competency] proficiency as able seafarer (port operations)";

(f) by the substitution for subregulation (2) of ALTERNATIVE D of the following subregulation:

"(2) have at least six months' sea service in the deck department on fishing vessels of [~~100 GT~~] 25 GT or more on unlimited or near coastal voyages;"

Amendment of regulation 61 of Regulations

33. Regulation 61 of the Regulations is amended—

(a) by the substitution for subregulation (2) of ALTERNATIVE A of the following subregulation:

"(2) have completed, while holding as a minimum the certificate of proficiency as [~~rating forming part of navigational watch] ordinary seafarer deck, at least 18 months' sea service in the deck department on trading ships of 100 GT or more on unlimited or near-coastal voyages and have completed an approved training record book; and";~~

(b) by the substitution for subregulation (2) of ALTERNATIVE B of the following subregulation:

"(2) have completed, while holding as a minimum the certificate of proficiency as [~~Ordinary Seafarer] Ordinary Seafarer] ordinary seafarer deck, at least 12 months' sea service in the deck department on trading ships of 100 GT or more on unlimited or near-coastal voyages as part of an approved~~

accelerated training programme that includes onboard training documented in an approved training record book; and";

(c) by the substitution for the heading of ALTERNATIVE C of the following heading:

"ALTERNATIVE C: Candidates holding a certificate of [competency] proficiency as able seafarer (fishing)";

(d) by the substitution for the heading of ALTERNATIVE D of the following heading:

"ALTERNATIVE D: Candidates holding a certificate of [competency] proficiency as able seafarer (port operations)";

(e) by the substitution for subregulation (2) of ALTERNATIVE D of the following subregulation:

"(2) have at least **[6]** 12 months' sea service in the deck department on trading ships of 100 GT or more on unlimited or near-coastal voyages;"

Amendment of regulation 62 of Regulations

34. Regulation 62 of the Regulations is amended—

(a) by the substitution for subregulation (2) of ALTERNATIVE A of the following subregulation:

"(2) have at least six months' service in the engine department on trading ships of **[350 kW]** 750 kW or more;"

(b) by the substitution for subregulation (2) of ALTERNATIVE B of the following subregulation:

"(2) have completed at least two months' service in the engine department on trading ships of **[350 kW]** 750 kW or more as part of an

approved accelerated training programme documented in an approved training record book and meet the standards of competence specified in the Code; and";

- (c) by the addition of ALTERNATIVE C after ALTERNATIVE b as follows:

"ALTERNATIVE C:

Candidates holding a certificate of proficiency as Marine Motorman Grade 2

"(1) be at least 16 years of age; and

(2) have completed at least one month's service in the engine department on trading ships of 750 kW or more as part of an approved accelerated training programme documented in an approved training record book and meet the standards of competence specified in the Code."

Amendment of regulation 63 of Regulations

35. Regulation 63 of the Regulations is amended—

- (a) by the substitution for subregulation (2) of ALTERNATIVE A of the following subregulation:

"(2) have completed, while holding as a minimum the certificate, or provisional certificate, of proficiency as ordinary seafarer engine (port operations) or ordinary seafarer engine, at least 12 months' port operations service on ships of **[350 kW]** 750 kW or more;"

- (b) by the substitution for subregulation (2) of ALTERNATIVE B of the following subregulation:

"(2) have completed, while holding as a minimum the certificate, or provisional certificate, of proficiency as ordinary seafarer engine

(port operation) or ordinary seafarer engine, at least six months' port operations service on ships of **[350 kW]** 750 kW or more as part of an approved accelerated training programme that includes onboard training documented in an approved training record book; and".

Amendment of regulation 64 of Regulations

36. Regulation 64 of the Regulations is amended—

- (a) by the substitution for subregulation (2) of ALTERNATIVE A of the following subregulation:

"(2) have completed, while holding as a minimum the certificate of proficiency as ordinary seafarer engine, at least 12 months' sea service in the engine department on trading ships of **[350 kW]** 750 kW or more; and";

- (b) by the substitution for subregulation (2) of ALTERNATIVE B of the following subregulation:

"(2) have completed, while holding as a minimum the certificate, or provisional certificate, of proficiency as ordinary seafarer engine at least six months' sea service in the engine department on trading ships of **[350 kW]** 750 kW or as part of an approved accelerated training programme that includes onboard training documented in an approved training record book; and";

- (c) by the substitution for the heading of ALTERNATIVE C of the following heading:

"ALTERNATIVE C: Candidates holding a certificate of [competency] proficiency as able seafarer engine (port operations)";

- (d) by the substitution for subregulation (1) of ALTERNATIVE C of the following subregulation:

"(1) have completed at least one month sea service in the engine department on trading ships of **[350 kW]** 750 kW or more; and";

- (e) the addition of ALTERNATIVE D after ALTERNATIVE C as follows:

"ALTERNATIVE D: Candidate holding a certificate of proficiency as Marine Motorman Grade 1

(1) have completed at least three months' sea service in the engine department on trading ships of 750 kW or more as part of an approved accelerated training programme that includes on-board training documented in an approved training record book;

(2) have completed approved training and meet the standards of competence specified in the Code; and

(3) hold a provisional certificate of proficiency as ordinary seafarer engine issued by the chief engineer officer of the ship on which the on-board training was completed."

Amendment of regulation 69 of Regulations

37. Regulation 69 of the Regulations is amended by addition of subregulation (3) after subregulation (2)

" (3) a certificate of proficiency in basic training is not required for personnel on fishing vessels".

Amendment of regulation 72 of Regulations

38. Regulation 72 of the Regulations is amended by the substitution for subregulation (1) of the following subregulation:

"(1) have at least 12 months' sea service [**in the deck department**] on trading ships of 500 GT or more or passenger vessels engaged on international voyages; and".

Amendment of regulation 73 of Regulations

39. Regulation 73 of the Regulations is amended by the substitution in subregulation (3) for paragraph (a) of the following paragraph:

"(a) trading ships of 100 GT or more engaged in mining operations or on unlimited or near-coastal voyages; or".

Amendment of regulation 74 of Regulations

40. Regulation 74 of the Regulations is amended by the substitution in subregulation (3) for the words preceding paragraph (a) of the following words:

"Masters, chief engineer officers, chief mates, second engineer officers and any person with immediate responsibility for loading, discharging, care in transit, handling of cargo, tank cleaning or other cargo-related operations on chemical tankers shall hold a certificate in advanced training for **[oil] chemical** tanker cargo operations. A candidate for a certificate in advanced training in chemical tanker cargo operations shall—".

Amendments to regulation 75 of Regulations

41. Regulation 75 of the Regulations is amended—

- (a) by the substitution in subregulation (2) for the words preceding paragraph (a) of the following words:

"Masters, chief engineer officers, chief mates, second engineer officers and any person with immediate responsibility for loading, discharging, care in transit, handling of cargo, tank cleaning **[and on oil or chemical]** or other cargo related operations on liquefied gas tankers shall hold a certificate in advanced training for liquefied gas tanker cargo operations. Candidates for a certificate in advanced training for liquefied gas tanker shall—";

- (b) by the substitution in subregulation (2) for paragraph (c) of the following paragraph:

"(c) have completed approved advance training for **[that type of tanker]** liquefied gas tankers and meet the standards of competence specified in the Code."

Amendment to regulation 76 of Regulations

42. Regulation 76 is amended by the substitution in subregulation (3) of the following paragraph:

" (3) Seafarers who are required to be trained in accordance with subregulations (4), (6) and (7) shall, at intervals not exceeding five years demonstrate continued professional competence by serving in the appropriate capacity for at least 12 months in the preceding five years or complete approved (refresher) training and meet the standards of competence specified in the Code".

Amendment of regulation 82 of Regulations

43. Regulation 82 of the Regulations is amended—

(a) by the substitution in subregulation (3) for paragraph (b) of the following paragraph:

"(b) in all other cases—

(i) if mining operations were conducted for more than two thirds of the period of sea service, the sea service **is not to count [counts in full towards]** for more than one-half of the qualifying service;
or

(ii) if mining operations were conducted for less than two thirds of the period of sea service, the sea service **[is not to count for more than one- half of]** counts in full towards the qualifying service."

Amendment of regulation 85 of Regulations

44. Regulation 85 of the Regulations is amended—

(a) by the substitution in subregulation (2)(b) for subparagraph (iii) of the following subparagraph:

"(iii) have received appropriate guidance in assessment methods and practice and have attended an approved assessors training programme;

(b) by the substitution for subregulation (3) of the following subregulation:

"(3) Application for accreditation shall be made in the form and manner, include the information and be accompanied by the documents specified by **[in]** the Authority."

Amendment of regulation 91 of Regulations

45. Regulation 91 of the Regulations is amended—

(a) by the substitution in subparagraph (1)(e) for the words preceding subparagraph (i) of the following words:

"(1)(e) every rating employed on the ship and designated to have safety or pollution prevention duties holds documentary evidence of having successfully completed approved basic training in accordance with Part 3 Division 5;"; and

(b) by the deletion in subregulation 1(e) of subparagraphs (i) and (ii);

Amendment of regulation 97 of Regulations

46. Regulation 97 of the Regulations is amended—

(a) by the deletion of subregulation (1);

(b) by the substitution for subregulation (2) of the following subregulation:

"(2) An employer who wishes to employ a seafarer holding a foreign certificate issued by a party to the STCW-F Convention as an officer or rating required by these Regulations, shall apply to the Authority to have such candidate assessed by an examiner of the Authority in accordance with Regulation 17."; and

(c) by the deletion of subregulations (3) and (4).

Amendment of regulation 99 of Regulations

47. Regulation 99 of the Regulations is amended by the substitution in row 7 of column 5 of the Table for "[offshore skipper]" of "Skipper offshore".

Amendment of regulation 100 of Regulations

48. Regulation 100 is amended by the substitution in the 5th column, second row, of item (1) of the Table for "(A)" of "(a)".

Amendment of regulation 101 of Regulations

49. Regulation 101 is amended—

- (a) by the substitution in row "5", fifth column, for "[Marine motorman Grade 1]" by "Marine Motorman Grade 2";
- (b) by the substitution in row "6", third column, for "≥350 but <500 and <500GT" by "≥350 but <1500 and <500GT";
- (c) by the substitution in row "10", fifth column, for "[Marine motorman Grade 1]" by "Marine Motorman Grade 2";
- (d) by the substitution in row "11", fifth column, for "[Marine motorman Grade 2]" by "Marine Motorman Grade 1";

Amendment of regulation 103 of Regulations

50. Regulation 103 of the Regulations is amended by the substitution for paragraph (d) of the proviso of the following paragraph:

"(d) when the radio equipment on the ship is being used for **[General]** general communications, other than distress, urgency or safety communications, such general communications shall not be conducted by the deck officer on watch."

Amendment of regulation 104 of Regulations

51. Regulation 104 of the Regulations is amended—

(a) by the substitution for paragraph (c) of the proviso of the following paragraph:

"(c) on passenger ships the prescribed number of ratings qualified as proficient in survival craft and rescue boats and as proficient in fast rescue boats shall be in addition to the number of ratings qualified as ordinary or able seafarers **[and as able seafarer engines]**;"

(b) by the substitution for paragraphs (e) and (f) of the proviso of the following paragraph, respectively:

"(e) owners and masters (bearing in mind that the table **[below]** above specifies minimum requirements only) shall have regard to the requirements of regulation 91(4) when determining the appropriate manning;

(f) in respect of a ship engaged solely in port operations, and instead of meeting the requirements specified in the table **[below]** above, application may be made to the proper officer at the ship's port of operation for the number of certificated ratings to be determined, with the necessary changes, in accordance with regulation 91(4);"

Amendment of regulation 107 of Regulations

52. Regulation 107 of the regulations is amended—

(a) by the substitution for subregulation (1) of the following subregulation:

"(1) The owner and master of a seagoing ship of 500 GT or more or a passenger ship on international voyages shall ensure that all personnel employed on board the ship have received **[training on security-related training]** security awareness training."; and

(b) by the addition after subregulation (3) of the following subregulation:

"(4) Fishing vessels are excluded from this Regulation."

Amendment of regulation 108 of Regulations

53. Regulation 108 of the Regulations is amended by the substitution for the heading of the following heading:

"Employment of qualified personnel on passenger ships"

Amendment of regulation 113 of Regulations

54. Regulation 113 of the Regulations is amended by the substitution for subregulation (1) of the following subregulation:

"(1) The owner and master of every ship that is equipped with one or more fast rescue boats shall ensure that there are employed on the ship at least two persons per boat who hold a valid certificate of proficiency in fast rescue boats

issued in accordance with regulation [72] 71 of these regulations or an approved equivalent."

Amendment of regulation 115 of Regulations

55. Regulation 115, in the table under subregulation (2), is amended—

- (a) by the substitution in rows 20 and 21 in column 5 for "[skipper]" of "Master";
- (b) by the insertion after row 35 of row 35 A as follows:

35A	=	<u>Marine Engineer Officer Class 3 non STCW endorsed</u>	<u>Marine Engineer Officer Class 3 non STCW endorsed</u>	<u>Chief Engineer Officer (Fishing)</u>
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- (c) by the deletion in row 37, column 4 of "second engineer officer (port operations)";
- (d) by the insertion after row 37 of rows 37A, 37B and 37C as follows:

37A	=	<u>Marine Engineer Officer Class 4 non STCW endorsed</u>	<u>Marine Engineer Officer Class 3 non STCW endorsed</u>	<u>Chief Engineer Officer (Fishing) <3 000 kW propulsion power</u>
37B		<u>Second Engineer Officer (Port Operations)</u>	<u>Second Engineer Officer (Port Operations)</u>	<u>Chief Engineer Officer <1 500 kW (Port Operations)</u>
37C		<u>Engineer Officer (Port Operations)</u>	<u>Engineer Officer (Port Operations)</u>	<u>Chief Engineer Officer < 750 kW (Port Operations)</u>

- (f) by the insertion in row 38, column 4 after "Marine Motorman Higher Grade", of the following:

"Endorsed:

- Second Engineer Officer (Fishing)

- Chief Engineer Officer <1500kW propulsion power operating within a port operations area";

(g) by the insertion in row 39, column 5, after "Marine Motorman grade 1", of the following:

"Endorsed:

- Watch-keeping Engineer Officer (Fishing) <3000kW propulsion power";

Substitution of regulation 117 of Regulations

56. The following regulation is substituted for regulation 117:

"Carriage of documents

117. Without limiting regulation [4] 91, the owner and the master of every ship shall ensure that there are carried at all times on board the ship all original certificates and other documents issued pursuant to the Act, the STCW Convention or STCW-F Convention, as the case may be, showing the qualification of the master and any member of the crew to perform functions which they are required to perform aboard ship in the course of their designated duties."

Amendment of regulation 119 of Regulations

57. Regulation 119 of the Regulations is amended—

(a) by the substitution for subregulation (4) of the following subregulation:

"(4) Examination Regulations For Certificates Of Competency For [Fisherman] Fishermen, 1993, published by Government Notice No. R 2317 of 01 December 1993, as amended, is repealed.";

(b) by the addition of subregulation (6) after subregulation (5) as follows:

"(6) Examination Regulations for Certificates of Competency as Coxswain (Rescue vessels) 1991, published by Government Notice No. 1945 of 16 August 1991, as amended, is repealed."

Amendment of regulation 120 of Regulations

58. Regulation 120 of the Regulations is amended by the addition of subregulations (7), (8), (9), (10) and (11) after subregulation (6) as follows:

"(7) Masters or owners, as the case may be, must, within two years after entry into force of these Regulations, ensure that ratings, who have designated safety, or pollution prevention duties, complete "basic training" in terms of Regulation 91(e).

(8) Masters or owners, as the case may be, of passenger vessels engaged in voyages other than unlimited voyages must, within two years after the entry into force of these Regulations, comply with Regulation 108.

(9) Masters or owners, as the case may be, of fishing vessels of less than 30m in length, required by these Regulations to increase the number of deck officers on board, must comply within two years after the entry into force of these Regulations.

(10) Fishing vessels issued with safe manning certificates based on operating in the so-called "Defined fishing zone" before the coming into force of these Regulations, may continue to operate at the manning levels prescribed under the Merchant Shipping (Safe Manning) Regulations 1999 and applicable to the "Defined fishing zone", until 22 July 2015.

(11) Before 1 January 2016, personnel who produce documentary evidence of serving on a sea going ship for six months in the previous three years performing security functions shall be exempted from the training required for personnel with designated security duties and may be awarded the Certificate of Proficiency."

Short title and commencement

- 59.** 1. These regulations are called the Merchant Shipping (Safe Manning, Training and Certification) Amendment Regulations, 2015, and come into effect on the date of publication in the *Gazette*
2. Provisions of the Regulations referring to the International Convention on Standards of Training, Certification and Watch keeping for fishing Vessel personnel 1995 (STCW-F 95) will only come into force 12 months after ratification of the Convention .

No. R. 544**25 Junie 2015****HANDELSKEEPVAARTWET, 1951****HANDELSKEEPVAARTREGULASIES (VEILIGE BEMANNING, OPLEIDING EN
DIPLOMERING) (WYSIGING), 2015**

Ek, Dipuo Peters, Minister van Vervoer, wysig hierby kragtens artikel 356 van die Handelskeepvaartwet, 1951 (Wet No. 57 van 1951), die Handelskeepvaartregulasies (Veilige Bemanning, Opleiding en Diplomerings), 2013, soos in die Bylae hieronder uiteengesit.

MINISTER VAN VERVOER**DATUM:**

ce160314

BYLAE

HANDELSKEEPVAARTREGULASIES (VEILIGE BEMANNING, OPLEIDING EN
DIPLOMERING) (WYSIGING), 2015

ALGEMENE VERDUIDELIKENDE NOTA:

- [] Woorde in vet druk tussen vierkantige hake dui skappings uit bestaande verordenings aan.
- _____ Woorde met 'n volstreep daaronder dui invoegings in bestaande verordenings aan.

Uitleg

1. In hierdie Bylae beteken "die Regulasies" die Handelskeepvaartregulasies (Veilige Bemanning, Opleiding en Diplomerings), 2013, in Engels afgekondig by Goewermentskennisgewing No. R. 511 van 23 Junie 2013 en in Afrikaans gepubliseer by Goewermentskennisgewing No. R. 80 van 9 Februarie 2015.

Wysiging van Indeling van regulasies van Regulasies

2. Die Indeling van regulasies van die Regulasies word gewysig deur in item 28 die uitdrukking "[(onbeperk)]" te skrap.

Wysiging van regulasie 1 van Regulasies

3. Regulasie 1 van die Regulasies word gewysig—
- (a) deur in subregulasie (1) die verwysing na ["**Afdeling 4**"] deur die verwysing na "Afdeling 5" te vervang in die omskrywings van die volgende:
 "**bekwame dekseeman**", "**bekwame dekseeman (hawebedryf)**",
 "**bekwame masjienkamerseeman**", "**bekwame masjienkamerseeman (hawebedryf)**", "**bekwame seeman (visvang)**", "**elektrotegniese seeman**", "**ingenieuroffisiersertifikaat**", "**ingenieurseeman**" en "**utiliteitseeman (hawebedryf)**";
- (b) deur in subregulasie (1) die omskrywing van "basiese opleiding" deur die volgende omskrywing te vervang:
 "**basiese opleiding**" die goedgekeurde opleiding in Persoonlike Oorlewingsstegnieke, [**Brandbestryding**] Brandvoorkoming en [**Brandvoorkoming**] Brandbestryding, Elementêre Noodhulp en Persoonlike

- [Oorlewing]** Veiligheid en Maatskaplike Verantwoordelikhede soos in die Kode vermeld;"
- (c) deur in subregulasie (1) die omskrywing van "**niehandelsvaartuie**" deur die volgende omskrywing te vervang:
 "**niehandelsvaartuie**" **[vaartuie]** pleisiervaartuie of vaartuie wat vir kommersiële gewin bedryf word, van minder as 3 000 BT en wat hoogstens 12 passasiers vervoer wat bedryf word op seereise waartydens geen vragbedrywighede plaasvind nie;
- (d) deur in subregulasie (1) die omskrywing van "**voorsee-opleiding**" deur die volgende omskrywing te vervang:
 "**voorsee-opleiding**" eenmalige verpligte goedgekeurde opleiding vir alle seelui voor hulle eerste aanstelling op 'n **[vaartuig]** vissersvaartuig waarop hierdie regulasies van toepassing is;"
- (e) deur subregulasie (4) deur die volgende subregulasie te vervang:
 "(4) Alle seelui moet veiligheidsvertrouwmakingsopleiding aan boord voltooi het voordat pligte aan boord van 'n skip aan hulle opgedra word."

Wysiging van regulasie 2 van Regulasies

4. Regulasie 2 van die Regulasies word gewysig—
- (a) deur subparagraaf (iii) van subregulasie (2)(c) deur die volgende subparagraaf te vervang:
 "(iii) geëndosseerde gesagvoerder van 'n skip van minder as 500 BT op onbepaalde seereise (bestuursvlak) [STCW-regulasie II/3 – **[Geen beperking]** Tonnemaatbeperking];";
- (b) deur subparagraaf (iv) van subregulasie (2)(c) deur die volgende subparagraaf te vervang:
 "(iv) geëndosseerde gesagvoerder van 'n skip van minder as 3 000 BT op onbepaalde seereise (bestuursvlak) [STCW-regulasie II/2 – Tonnemaatbeperking].";
- (c) deur subparagraaf (iii) van subregulasie (2)(d) deur die volgende subparagraaf te vervang:
 "(iii) offisier in bevel van 'n navigasiewag op 'n skip van enige tonnemaat op onbepaalde seereise (bedryfsvlak) [STCW-regulasie **[II/2]** II/1 – Geen beperking].";
- (d) deur subparagraaf (ii) van subregulasie (2)(h) deur die volgende subparagraaf te vervang:
 "(ii) geëndosseerde gesagvoerder van 'n skip van minder as 200 BT op onbepaalde seereise (bestuursvlak) [STCW-regulasie II/3 – **[Geen**

bepierking] Tonnemaatbepierking].";

- (e) deur subparagraaf (i) van subregulasie (2)(k) deur die volgende subparagraaf te vervang:
"(i) offisier in bevel van 'n navigasiewag op 'n skip van minder as 500 BT op kusvaart (bedryfsvlak) [STCW-regulasie **[I/3] II/3** – Geen beperking].";
- (f) deur in subregulasie (3) die woorde wat paragraaf (a) voorafgaan, deur die volgende woorde te vervang:
"Behoudens subregulasie (7) is die bekwaamheidsertifkate, met hulle beperkings, endossemente en relatiewe vlakke van verantwoordelikheid (indien wel) wat op **[dekoffisiere] vissermanne** van toepassing is, soos volg:";
- (g) deur subparagraaf (ii) van subregulasie (3)(b) deur die volgende subparagraaf te vervang:
"(ii) offiiser in bevel van 'n navigasiewag op 'n skip van minder as 24 m wat by visvang betrokke is op onbepierkte seereise [STCW-F-regulasie II/2 – **[Geen beperking] Lengtebepierking**].";
- (h) deur subparagraaf (iii) van subregulasie (4)(f) te skrap;
- (i) deur subparagraawe (i) en (ii) van subregulasie (4)(h) deur onderskeidelik die volgende subparagraawe te vervang:
"(i) hoofingenieur van 'n vaartuig <24 m met minder as 350 kW aandrywingskrag (bestuursvlak) [STCW-regulasie III/3 – Kragbepierking];
(ii) offisier in bevel van 'n ingenieurswag op 'n vaartuig <24 m met minder as 1 000 kW aandrywingskrag (bedryfsvlak); [STCW-regulasie III/3 – Kragbepierking].";
- (j) deur subparagraawe (k), (l) en (m) van subregulasie (7) deur onderskeidelik die volgende subparagraawe te vervang:
"(k) Bevoegdheid in basiese opleiding vir vervoedegastenskepe [STCW-regulasie V/1-1] V/1-2 (STCW-kode Seksie **[A-V/1-1-2] A-V/1-2-1**).
(l) Bevoegdheid in gevorderde opleiding vir olietenskepe [STCW-regulasie V/1-1 (STCW-kode Seksie **[A-V/1-1-3] A-V/1-1-2**).
(m) Bevoegdheid in gevorderde opleiding vir chemiese tenskepe [STCW-regulasie **[V/1-2] V/1-1** (STCW-kode Seksie **[A-V/1-2-1] A-V/1-1-3**).";

Wysiging van regulasie 3 van Regulasies

5. Regulasie 3 van die Regulasies word gewysig—

(a) deur in die Engelse teks subregulasie (3) deur die volgende subregulasie te vervang:

"(3) The certificates of proficiency listed in regulation 2(7)(a) to (h) shall be revalidated by completing an approved refresher training course and meeting the **[standardsspecified]** standard specified in the Code. Those certificates of proficiency listed in regulation 2(6) and 2(7)(i) to (u) may be revalidated by establishing continued professional competence by completing during the preceding five years at least 12 months' sea service while performing the appropriate competencies specified in the Code."; en

(b) deur paragraaf (b) van subregulasie (7) deur die volgende paragraaf te vervang:

"(b) in die voorafgaande vyf jaar vir 'n tydperk van 12 maande gedien het op vaartuie wat met ECDIS toegerus is terwyl 'n goedgekeurde ECDIS-kursusertifikaat gehou word;"

Wysiging van regulasie 6 van Regulasies

6. Regulasie 6 van die Regulasies word gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) Die Owerheid moet—
(a) ingevolge artikel 77(4) van die Wet eksaminators aanstel ooreenkomstig prosedures wat van tyd tot tyd bepaal word; en
(b) 'n senior eksaminator (dek), 'n senior eksaminator (masjienkamer), 'n senior eksaminator (dek visvang), 'n senior eksaminator (masjienkamer visvang), 'n senior eksaminator (klein vaartuie), 'n senior eksaminator (radio) en 'n hoofeksaminator skriftelik vanuit die eksaminators aanstel."

Wysiging van regulasie 10 van Regulasies

7. Regulasie 10 van die Regulasies word gewysig deur in die Engelse teks subregulasie (5) deur die volgende subregulasie te vervang:

"In the case of doubt about the appropriateness or sufficiency of a candidate's qualifying [candidate'squalifying] service, the candidate may submit his or her case, accompanied by the relevant certificates, discharge, testimonial, training records, watchkeeping certificates and such other documents as may be required, for determination by the relevant senior examiner."

Wysiging van regulasie 11 van Regulasies

8. Regulasie 11 van die Regulasies word gewysig deur in die Engelse teks in subregulasie (3) die tweede subparagraaf (a) te hernoem tot subparagraaf (b).

Wysiging van regulasie 20 van Regulasies

9. Regulasie 20 van die Regulasies word gewysig deur in die Engelse teks, in subregulasie (1) van ALTERNATIEF C, die woorde wat paragraaf (a) voorafgaan, deur die volgende woorde te vervang:

"Have completed, while holding as a minimum the certificate of competency as coastal skipper \geq 9 m or skipper offshore \geq 9 m, at least 18 months' sea service in the deck department on any of the following [~~types of~~] types of ships of 25 GT or more and/or 14 m or more in length overall:".

Wysiging van regulasie 21 van Regulasies

10. Regulasie 21 van die Regulasies word gewysig deur subregulasie (2) van ALTERNATIEF B deur die volgende subregulasie te vervang:

"(2) gedurende die vereiste seediens ten minste ses maande brugwaghoupligte verrig het onder toesig van 'n gediplomeerde dekkoffisier; en".

Wysiging van regulasie 22 van Regulasies

11. Regulasie 22 van die Regulasies word gewysig—

(a) deur in die Engelse teks subregulasie (1) van ALTERNATIEF C deur die volgende subregulasie te vervang:

"have at least 12 months' sea service in the deck department on trading ships of 100 GT or more on any seagoing voyages";

(b) deur subregulasie (2) van ALTERNATIEF C deur die volgende subregulasie te vervang:

"(2) gedurende die vereiste seediens ten minste ses maande brugwaghoupligte onder toesig van 'n gediplomeerde dekkoffisier verrig het; en";

(c) deur subregulasies (1) en (2) van ALTERNATIEF D deur onderskeidelik die volgende subregulasies te vervang:

"(1) ten minste ses maande seediens in die dekadefling hê op handelskepe van 100 BT of meer op enige seereise[.];

(2) gedurende die vereiste seediens ten minste drie maande brugwaghouppligte onder toesig van 'n gediplomeerde dekkoffisier verrig het; en"; en

(d) deur subregulasie (1) van ALTERNATIEF E deur die volgende subregulasie te vervang:

"(1) ten minste ses maande seediens in die dekadefling hê op handelskepe van 100 BT of meer op enige seereise[.];".

Wysiging van regulasie 23 van Regulasies

12. Regulasie 23 van die Regulasies word gewysig deur subregulasie (3) van ALTERNATIEF D deur die volgende subregulasie te vervang:

"(3) gedurende die vereiste seediens ten minste drie maande brugwaghouppligte onder toesig van 'n gediplomeerde dekkoffisier verrig het; en".

Wysiging van regulasie 25 van Regulasies

13. Regulasie 25 van die Regulasies word gewysig deur in die Engelse teks "ALTERNATIVE B" deur die volgende ALTERNATIEF te vervang:

"ALTERNATIVE B: Candidates holding a certificate of competency as skipper (<200 GT port operations)

(1) be at least 20 years of age;

(2) have completed at least 12 months' port operations service as the officer in charge of navigational watch on port operation vessels of 1600 GT or more; and

(3) have completed approved training and meet the standards of competence specified in the Code'.".

Wysiging van regulasie 26 en 27 van Regulasies

14. Regulasie 26 en 27 van die Regulasies word gewysig deur die regulasies deur die volgende regulasies te vervang:

""Gesagvoerder (< 500 BT kusvaart)

26. Vir die bekwaamheidsertifikaat of endossement as gesagvoerder (< 500 BT kusvaart) moet 'n kandidaat–

ALTERNATIEF A:

Kandidate met 'n bekwaamheidsertifikaat as stuurman (< 500 BT hawebedryf of onbeperk) of dekkoffisier **[(onbeperk)]**

- (1) ten minste 20 jaar oud wees;
- (2) ten minste 12 maande seediens voltooi het as die offisier in bevel van 'n navigasiewag op handelskepe van 100 BT of meer; en
- (3) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidsstandaarde wat in die Kode vermeld word.

ALTERNATIEF B:

Kandidate met 'n vlootbrugwaghousertifikaat met bevelsendossement

- (1) bewys lewer as bevelvoerder aan boord van 'n Suid-Afrikaanse Vlootskip van 24 m of meer vir 'n telbare ses maande en ses maande seediens as 'n botallige op handelskepe van 100 BT of meer op enige seereise; en
- (2) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidsstandaarde wat in die Kode vermeld word.

Gesagvoerder (< 500 BT)

27. Vir die bekwaamheidsertifikaat of endossement as gesagvoerder (< 500 BT) moet 'n kandidaat–

ALTERNATIEF A

Kandidate met 'n bekwaamheidsertifikaat as stuurman (< 500 BT kusvaart of onbeperk) of dekkoffisier **[(onbeperk)]**

- (1) ten minste 20 jaar oud wees;
- (2) terwyl as 'n minimum die bekwaamheidsertifikaat as stuurman (< 500 BT kusvaart of onbeperk) gehou is, ten minste 12 maande seediens as

offiisier in bevel van 'n navigasiewag voltooi het op handelskepe van 100 BT of meer op onbeperkte seereise; en

(3) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidstandaarde wat in die Kode vermeld word.

ALTERNATIEF B

Kandidate met 'n bekwaamheidsertifikaat as gesagvoerder (< 500 BT kusvaart)

(1) ten minste 20 jaar oud wees;

(2) terwyl as 'n minimum die bekwaamheidsertifikaat as gesagvoerder (< 500 BT kusvaart) gehou is, ten minste ses maande seediens as offiisier in bevel van 'n navigasiewag voltooi het op handelskepe van 100 BT of meer op onbeperkte seereise; en

(3) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidstandaarde wat in die Kode vermeld word.

ALTERNATIEF C

Kandidate met 'n vlootbrugwaghousertifikaat met bevelsendossement

(1) bewys lewer as bevelvoerder aan boord van 'n Suid-Afrikaanse Vlootskip van 24 m of meer vir 'n telbare ses maande en ses maande brugwaghoudiens op handelskepe van 100 BT of meer op onbeperkte seereise onder toesig van 'n waghou-offisier; en

(2) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidstandaarde wat in die Kode vermeld word."

Wysiging van regulasie 28 van Regulasies

15. Regulasie 28 van die Regulasies word gewysig deur die opskrif deur die volgende opskrif te vervang:

"Dekoffisier **[(onbeperk)]**".

Wysiging van regulasie 29 van Regulasies

16. Regulasie 29 van die Regulasies word gewysig deur die opskrif van ALTERNATIEF A deur die volgende opskrif te vervang:

"ALTERNATIEF A: Kandidate met 'n bekwaamheidsertifikaat as dekkoffisier **[(onbeperk)]**".

Wysiging van regulasie 30 van Regulasies

17. Regulasie 30 van die Regulasies word gewysig deur die opskrif van ALTERNATIEF B deur die volgende opskrif te vervang:

"ALTERNATIEF B: Kandidate met 'n bekwaamheidsertifikaat as dekkoffisier **[(onbeperk)]**, hoofstuurman of hoofstuurman (< 3 000 BT)".

Wysiging van regulasie 31 van Regulasies

18. Regulasie 31 van die Regulasies word gewysig—

(a) deur die opskrif van ALTERNATIEF A deur die volgende opskrif te vervang:

"ALTERNATIEF A: Kandidate met 'n bekwaamheidsertifikaat as dekkoffisier **[(onbeperk)]**"; en

(b) deur die opskrif van ALTERNATIEF B deur die volgende opskrif te vervang:

"ALTERNATIEF B: Kandidate met 'n bekwaamheidsertifikaat as hoofstuurman (< 3 000 BT) **[of gesagvoerder (< 3 000 BT)]**".

Wysiging van regulasie 35 van Regulasies

19. Regulasie 35 van die Regulasies word gewysig deur in die Engelse teks subregulasie (3) van ALTERNATIEF A deur die volgende subregulasie te vervang:

"(3) have performed, during the required seagoing service, bridge watchkeeping duties under [nder] the supervision of a certificated deck officer for at least six months; and".

Wysiging van regulasie 36 van Regulasies

20. Regulasie 36 van die Regulasies word gewysig deur subregulasie (2) van ALTERNATIEF C deur die volgende subregulasie te vervang:

"(2) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidstandaarde wat in die Kode vermeld word."

Wysiging van regulasie 41 van Regulasies

21. Regulasie 41 van die Regulasies word gewysig deur die opskrif van ALTERNATIEF A deur die volgende opskrif te vervang:

"ALTERNATIEF A: Kandidate met 'n [bevoegdheidsertifikaat] bekwaamheidsertifikaat as seemasjinis graad 2".

Wysiging van regulasie 42 van Regulasies

22. Regulasie 42 van die Regulasies word gewysig—

- (a) deur die opskrif van ALTERNATIEF C deur die volgende opskrif te vervang:

"ALTERNATIEF C: Kandidate met 'n [bevoegdheidsertifikaat] bekwaamheidsertifikaat as seemasjinis graad 1"; en

- (b) deur ALTERNATIEF D na ALTERNATIEF C by te voeg, soos volg:

"ALTERNATIEF D: Kandidate met 'n bekwaamheidsertifikaat as ingenieuroffisier STCW A-III/1

Kwalifiseer vir die endossement as Hoofingenieur (< 1 500 kW hawebedryf) sonder enige bykomende vereistes."

Wysiging van regulasie 43 van Regulasies

23. Regulasie 43 van die Regulasies word gewysig deur paragraaf (a) van subregulasie (1) van ALTERNATIEF A deur die volgende paragraaf te vervang:

"(a) hoofingenieur (< 1 500 kW hawebedryf); of".

Wysiging van regulasie 45 van Regulasies

24. Regulasie 45 van die Regulasies word gewysig deur die opskrif van ALTERNATIEF A deur die volgende opskrif te vervang:

"ALTERNATIEF A: Kandidate met 'n [bevoegdheidsertifikaat] bekwaamheidsertifikaat as seemasjinis graad 2".

Wysiging van regulasie 46 van Regulasies

25. Regulasie 46 van die Regulasies word gewysig—

- (a) deur die opskrif van ALTERNATIEF A deur die volgende opskrif te vervang:

"ALTERNATIEF A: Kandidate met 'n [bevoegdheidsertifikaat] bekwaamheidsertifikaat as seemasjinis graad 1"; en

- (b) deur die opskrif van ALTERNATIEF B deur die volgende opskrif te vervang:

"ALTERNATIEF B: Kandidate met 'n bevoegdheidsertifikaat as [seemasjinis graad 1] hoofingenieur (< 1 500 kW hawebedryf)".

Wysiging van regulasie 47 van Regulasies

26. Regulasie 47 van die Regulasies word gewysig—

- (a) deur die opskrif van ALTERNATIEF C deur die volgende opskrif te vervang:

"ALTERNATIEF C: Kandidate met 'n [bevoegdheidsertifikaat] bekwaamheidsertifikaat as seemasjinis hoër graad";

- (b) deur subregulasies (1) en (2) van ALTERNATIEF H deur onderskeidelik die volgende subregulasies te vervang:

"(1) ten minste 12 maande goedgekeurde seediens voltooi het op handelskepe met 750 kW aandrywingskrag of meer en waghoudienste verrig het onder toesig van 'n gediplomeerde ingenieuroffisier wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is; en;
(2) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidsstandaarde wat in die Kode vermeld word."; en

- (c) deur subregulasie (3) van ALTERNATIEF H te skrap.

Wysiging van regulasie 49 van Regulasies

27. Regulasie 49 van die Regulasies word gewysig deur die opskrif van ALTERNATIEF B deur die volgende opskrif te vervang:

"ALTERNATIEF B: Kandidate met 'n bekwaamheidsertifikaat as tweede ingenieuroffisier \leq 3 000 kW [of tweede ingenieur]".

Wysiging van regulasie 50 van Regulasies

28. Regulasie 50 van die Regulasies word gewysig deur subregulasie (2) van ALTERNATIEF C deur die volgende subregulasie te vervang:

"(2) ten minste 12 maande [**seediens voltooi het as offisier in bevel van 'n ingenieurswag**] ingenieurwaghoudiens voltooi het onder toesig van 'n gediplomeerde ingenieuroffisier of botallig op handelskepe met 3 000 kW aandrywingskrag of meer; en".

Wysiging van regulasie 55 van Regulasies

29. Regulasie 55 van die Regulasies word gewysig—

(a) deur die opskrif van ALTERNATIEF C deur die volgende opskrif te vervang:

"ALTERNATIEF C: Kandidate met 'n [bevoegdheidsertifikaat] bekwaamheidsertifikaat as seemasjinis graad 1"; en

(b) deur ALTERNATIEF D te skrap.

Wysiging van regulasie 56 van Regulasies

30. Regulasie 56 van die Regulasies word gewysig—

(a) deur die opskrif van ALTERNATIEF D deur die volgende opskrif te vervang:

"ALTERNATIEF D: Kandidate met 'n [bevoegdheidsertifikaat] bekwaamheidsertifikaat as seemasjinis hoër graad";

(b) deur ALTERNATIEF E na subregulasie (2) van ALTERNATIEF D by te voeg, soos volg:

"ALTERNATIEF E: Kandidate met 'n bekwaamheidsertifikaat as ingenieuroffisier

(1) ten minste drie maande seediens voltooi het op vissersvaartuie met 750 kW aandrywingskrag of meer as waghouer onder leiding van 'n gediplomeerde ingenieuroffisier; en

(2) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidstandaarde wat in die Kode vermeld word.".

Wysiging van regulasie 59 van Regulasies

31. Regulasie 59 van die Regulasies word gewysig—

(a) deur subregulasie (2) van ALTERNATIEF A deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat as gewone dekseeman gehou word, ten minste **[18]** 12 maande hawebedryfdiens voltooi het op skepe van 25 BT of meer";

(b) deur subregulasie (2) van ALTERNATIEF B deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat, of voorlopige bevoegdheidsertifikaat, as gewone dekseeman **[(hawebedryf)]** gehou word, ten minste **[12]** ses maande hawebedryfdiens voltooi het op skepe van 25 BT of meer as deel van 'n goedgekeurde versnelde opleidingsprogram wat insluit opleiding aan boord wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is; en".

Wysiging van regulasie 60 van Regulasies

32. Regulasie 60 van die Regulasies word gewysig—

(a) deur subregulasie (2) van ALTERNATIEF A deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat as **[seeman wat deel van 'n navigasiewag uitmaak]** gewone seeman gehou word, ten minste 18 maande seediens voltooi het in die dekadefdeling op vissersvaartuie van **[100 BT]** 25 BT of meer op onbeperkte of kusvaartseereise en 'n goedgekeurde opleidingsrekordboek voltooi het; en";

(b) deur subregulasie (2) van ALTERNATIEF B deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat as gewone dekseeman gehou word, ten minste 12 maande seediens voltooi het in die dekadefdeling op vissersvaartuie van **[100 BT]** 25 BT of meer op onbeperkte of kusvaartseereise as deel van 'n goedgekeurde versnelde opleidingsprogram wat insluit opleiding aan boord wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is; en";

(c) deur die opskrif van ALTERNATIEF C deur die volgende opskrif te vervang:

"ALTERNATIEF C: Kandidate met 'n bekwaamheidsertifikaat as bekwame seeman **[(onbeperk)]**";

(d) deur subregulasie (2) van ALTERNATIEF C deur die volgende subregulasie te vervang:

"(2) ten minste drie maande seediens hê in die dekadefdeling op vissersvaartuie van **[100 BT]** 25 BT of meer op onbeperkte of kusvaartseereise;"

(e) deur in die Engelse teks die opskrif van ALTERNATIEF D deur die volgende opskrif te vervang:

"ALTERNATIVE D: Candidates holding a certificate of [competency] proficiency as able seafarer (port operations)"; en

(f) deur subregulasie (2) van ALTERNATIEF D deur die volgende subregulasie te vervang:

"(2) ten minste ses maande seediens hê in die dekadefdeling op vissersvaartuie van **[100 BT]** 25 BT of meer op onbeperkte of kusvaartseereise;"

Wysiging van regulasie 61 van Regulasies

33. Regulasie 61 van die Regulasies word gewysig—

(a) deur subregulasie (2) van ALTERNATIEF A deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat as **[seeman wat deel van 'n navigasiewag uitmaak]** gewone seeman gehou word, ten minste 18 maande seediens voltooi het in die dekadefdeling op handelskepe van 100 BT of meer op onbeperkte of kusvaartseereise en 'n goedgekeurde opleidingsrekordboek voltooi het; en";

(b) deur subregulasie (2) van ALTERNATIEF B deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat as gewone **[seeman]** dekseeman gehou word, ten minste 12 maande seediens voltooi het in die dekadefdeling op handelskepe van 100 BT of meer op onbeperkte of kusvaartseereise as deel van 'n goedgekeurde versnelde opleidingsprogram wat insluit opleiding aan boord wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is; en";

(c) deur in die Engelse teks die opskeif van ALTERNATIEF C deur die volgende opskeif te vervang:

"ALTERNATIVE C: Candidates holding a certificate of [competency] proficiency as able seafarer (fishing)";

(d) deur in die Engelse teks die opskeif van ALTERNATIEF D deur die volgende opskeif te vervang:

"ALTERNATIVE D: Candidates holding a certificate of [competency] proficiency as able seafarer (port operations)"; en

(e) deur subregulasie (2) van ALTERNATIEF D deur die volgende subregulasie te vervang:

"(2) ten minste [ses] 12 maande seediens in die dekaafdeling hê op handelskepe van 100 BT of meer op onbeperkte of kusvaartseereise;"

Wysiging van regulasie 62 van Regulasies

34. Regulasie 62 van die Regulasies word gewysig—

(a) deur subregulasie (2) van ALTERNATIEF A deur die volgende subregulasie te vervang:

"(2) ten minste ses maande seediens in die masjienkamerafdeling hê op handelskepe met [**350 kW**] 750 kW aandrywingskrag of meer;"

(b) deur subregulasie (2) van ALTERNATIEF B deur die volgende subregulasie te vervang:

"(2) ten minste twee maande seediens in die masjienkamerafdeling hê op handelskepe met [**350 kW**] 750 kW aandrywingskrag of meer as deel van 'n goedgekeurde versnelde opleidingsprogram wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is en voldoen aan die bevoegdheidsstandaarde wat in die Kode vermeld word; en"; en

(c) deur ALTERNATIEF C na ALTERNATIEF B by te voeg, soos volg:

"ALTERNATIEF C: Kandidate met 'n bekwaamheidsertifikaat as seemasjinis Graad 2

- (1) ten minste 16 jaar oud wees; en
(2) ten minste een maand diens voltooi het in die masjienkamerafdeling op handelskepe met 750 kW aandrywingskrag of meer as deel van 'n goedgekeurde versnelde opleidingsprogram wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is en voldoen aan die bevoegdheidstandaarde wat in die Kode vermeld word."

Wysiging van regulasie 63 van Regulasies

35. Regulasie 63 van die Regulasies word gewysig—

(a) deur subregulasie (2) van ALTERNATIEF A deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat of voorlopige bevoegdheidsertifikaat as gewone masjienkamerseeman (hawebedryf) of gewone masjienkamerseeman gehou word, ten minste 12 maande hawebedryfdiens voltooi het op skepe met **[350 kW]** 750 kW aandrywingskrag of meer;" en

(b) deur subregulasie (2) van ALTERNATIEF B deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat, of voorlopige bevoegdheidsertifikaat, as gewone masjienkamerseeman (hawebedryf) of gewone masjienkamerseeman gehou word, ten minste ses maande hawebedryfdiens voltooi het op skepe met **[350 kW]** 750 kW aandrywingskrag of meer as deel van 'n goedgekeurde versnelde opleidingsprogram wat insluit opleiding aan boord wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is; en".

Wysiging van regulasie 64 van Regulasies

36. Regulasie 64 van die Regulasies word gewysig—

(a) deur subregulasie (2) van ALTERNATIEF A deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat as gewone masjienkamerseeman gehou word, ten minste 12 maande seediens

voltooi het in die masjienkamerafdeling op handelskepe met **[350 kW] 750 kW** aandrywingskrag of meer; en";

(b) deur subregulasie (2) van ALTERNATIEF B deur die volgende subregulasie te vervang:

"(2) terwyl as 'n minimum die bevoegdheidsertifikaat, of voorlopige bevoegdheidsertifikaat, as gewone masjienkamerseeman gehou word, ten minste ses maande seediens voltooi het in die masjienkamerafdeling op handelskepe met **[350 kW] 750 kW** aandrywingskrag of meer as deel van 'n goedgekeurde versnelde opleidingsprogram wat insluit opleiding aan boord wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is; en";

(c) deur in die Engelse teks die opskrif van ALTERNATIEF C deur die volgende opskrif te vervang:

"ALTERNATIVE C: Candidates holding a certificate of [competency] proficiency as able seafarer engine (port operations)";

(d) deur subregulasie (1) van ALTERNATIEF C deur die volgende subregulasie te vervang:

"(1) ten minste een maand seediens voltooi het in die masjienkamerafdeling op handelskepe met **[350 kW] 750 kW** aandrywingskrag of meer; en"; en

(e) deur ALTERNATIEF D na ALTERNATIEF C by te voeg, soos volg:

"ALTERNATIEF D: Kandidate met 'n bekwaamheidsertifikaat as seemasjinis Graad 1

(1) ten minste drie maande seediens voltooi het in die masjienkamerafdeling op handelskepe met 750 kW aandrywingskrag of meer as deel van 'n goedgekeurde versnelde opleidingsprogram wat opleiding aan boord insluit wat in 'n goedgekeurde opleidingsrekordboek gedokumenteer is;

(2) goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidstandaarde wat in die Kode vermeld word; en

(3) 'n voorlopige bekwaamheidsertifikaat as gewone masjienkamerseeman hou wat uitgereik is deur die hoofingenieuroffisier van die skip waarop opleiding aan boord voltooi is."

Vervanging van regulasie 69 van Regulasies

37. Regulasie 69 van die Regulasies word hierby deur die volgende regulasie vervang:

"69 Basiese opleiding

- (1) Vir 'n bevoegdheidsertifikaat in basiese opleiding moet 'n kandidaat-
(a) ten minste 16 jaar oud wees; en
(b) voor aansluiting by 'n vaartuig, goedgekeurde opleiding voltooi het en voldoen aan die bekwaamheidsstandaarde wat in die Kode vermeld word.
- (2) 'n Bekwaamheidsertifikaat in basiese opleiding word nie vir personeel op vissersvaartuie vereis nie."

Wysiging van regulasie 72 van Regulasies

38. Regulasie 72 van die Regulasies word gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) ten minste 12 maande seediens **[in die dekadefling]** hê op handelskepe van 500 BT of meer of passasiersvaartuie wat op internasionale seereise bedryf word; en".

Wysiging van regulasie 73 van Regulasies

39. Regulasie 73 van die Regulasies word gewysig deur paragraaf (a) van subregulasie (3) deur die volgende paragraaf te vervang:

"(a) handelskepe van 100 BT of meer in mynbedrywighede of op onbeperkte of kusvaartseereise; of".

Wysiging van regulasie 74 van Regulasies

40. Regulasie 74 van die Regulasies word gewysig deur in subregulasie (3) die woorde wat paragraaf (a) voorafgaan, deur die volgende woorde te vervang:

"Gesagvoerders, hoofingenieuroffisiere, hoofstuurmanne, tweede ingenieuroffisiere en enige persoon met onmiddellike verantwoordelikheid vir die laai, aflaai, versorging in transito, hantering van vrag, skoonmaak van tenks of ander vragverwante bedrywighe op chemiese tenkskepe moet 'n sertifikaat in gevorderde opleiding vir vragbedrywighe op chemiese **[olietenkskepe]** tenkskepe hou. 'n Kandidaat

vir 'n sertifikaat in gevorderde opleiding vir vragbedrywighede op chemiese tenkskepe moet—".

Wysiging van regulasie 75 van Regulasies

41. Regulasie 75 van die Regulasies word gewysig—

(a) deur in subregulasie (2) die woorde wat paragraaf (a) voorafgaan, deur die volgende woorde te vervang:

"Gesagvoerders, hoofingenieuroffisiere, hoofstuurmanne, tweede ingenieuroffisiere en enige persoon met onmiddellike verantwoordelikheid vir die laai, aflaai, versorging in transito, hantering van vrag, skoonmaak van tenks **[en op olie- of chemiese of gastenkskepe] of ander vragverwante bedrywighede op vervloeidegastenkskepe** moet 'n sertifikaat in gevorderde opleiding vir vragbedrywighede op vervloeidegastenkskepe hou. Kandidate vir 'n sertifikaat in gevorderde opleiding vir vervloeidegastenkskepe moet—"; en

(b) deur paragraaf (c) van subregulasie (2) deur die volgende paragraaf te vervang:

"(c) goedgekeurde gevorderde opleiding vir **[daardie tipe tenkskip] vervloeidegastenkskepe** voltooi het en voldoen aan die bekwaamheidsstandaarde wat in die Kode vermeld word."

Wysiging van regulasie 76 van Regulasies

42. Regulasie 76 van die Regulasies word gewysig deur subregulasie (3) deur die volgende subregulasie te vervang:

"(3) Seelui wat in ooreenstemming met subregulasies (4), (6) en (7) opgelei moet word, moet met tussenpose van hoogstens vyf jaar voortgesette professionele bevoegdheid toon deur vir ten minste 12 maande in die voorafgaande vyf jaar in die gepaste hoedanigheid te dien of goedgekeurde (opknappings)opleiding voltooi en voldoen aan die bevoegdheidsstandaarde wat in die Kode vermeld word."

Wysiging van regulasie 82 van Regulasies

43. Regulasie 82 van die Regulasies word gewysig deur paragraaf (b) van subregulasie (3) deur die volgende paragraaf te vervang:

"(b) in alle ander gevalle—

- (i) as mynbedrywighede vir meer as twee derdes van die tydperk seediens verrig is, tel die seediens **[ten volle vir] nie vir meer as die helfte van** die kwalifiserende diens **nie**; of
- (i) as mynbedrywighede vir minder as twee derdes van die tydperk seediens verrig is, tel die seediens **[nie vir meer as die helfte van] ten volle vir** die kwalifiserende diens **[nie]**."

Wysiging van regulasie 85 van Regulasies

44. Regulasie 85 van die Regulasies word gewysig—

(a) deur subparagraaf (iii) van subregulasie (2)(b) deur die volgende subparagraaf te vervang:

"(iii) gepaste leiding ontvang het in metodes en praktyk van assessering en 'n goedgekeurde opleidingsprogram vir assessore bygewoon het;" en

(b) deur in die Engelse teks subregulasie (3) deur die volgende subregulasie te vervang:

"(3) Application for accreditation shall be made in the form and manner, include the information and be accompanied by the documents specified by **[in]** the Authority."

Wysiging van regulasie 91 van Regulasies

45. Regulasie 91 van die Regulasies word gewysig—

(a) deur in subartikel (1)(e) die woorde wat subparagraaf (i) voorafgaan, deur die volgende woorde te vervang:

"(e) elke seeman in diens op die skip wat aangewys is om veiligheids- of besoedelingvoorkomingspligte te hê, dokumentêre bewys het dat hy of sy basiese opleiding ooreenkomstig Deel 3, Afdeling 5, suksesvol voltooi het;" en

(b) deur subparagraawe (i) en (ii) in subregulasie (1)(e) te skrap.

Wysiging van regulasie 97 van Regulasies

46. Regulasie 97 van die Regulasies word gewysig—

(a) deur subregulasie (1) te skrap;

(b) deur subregulasie (2) deur die volgende subregulasie te vervang:

"(2) 'n Werkgewer wat 'n seeman met 'n vreemde sertifikaat wat deur 'n party by die STCW-F-konvensie uitgereik is, in diens wil neem as 'n offisier of seeman wat by hierdie regulasies vereis word, moet by die Owerheid aansoek doen om sodanige kandidaat te laat assesseer deur 'n eksaminator van die Owerheid in ooreenstemming met regulasie 17."; en

(c) deur subregulasies (3) en (4) te skrap.

Wysiging van regulasie 99 van Regulasies

47. Regulasie 99 van die Regulasies word gewysig deur in die Engelse teks in subregulasie (1), in die tweede ry van item 7 van die tabel, in die 5de kolom, "[**offshore skipper**]" deur "Skipper offshore" te vervang.

Wysiging van regulasie 100 van Regulasies

48. Regulasie 100 van die Regulasies word gewysig deur in die tweede ry van item (1) van die tabel, in die 5de kolom, "(A)" deur "(a)" te vervang.

Wysiging van regulasie 101 van Regulasies

49. Regulasie 101 van die Regulasies word gewysig–

- (a) deur in die Engelse teks in item 5 van die tabel, in die 5de kolom, "[**Marine Motorman Grade 1**]" deur "Marine Motorman Grade 2" te vervang;
- (b) deur in item 6 van die tabel, in die 3de kolom, "[**≥ 350 maar < 500 en < 500 BT**]" deur "≥ 350 maar < 1 500 en < 500 BT" te vervang;
- (c) deur in item 10 van die tabel, in die 5de kolom, "[**Seemasjinis Graad 1**]" deur "Seemasjinis Graad 2" te vervang; en
- (d) deur in item 11 van die tabel, in die 5de kolom, "[**Seemasjinis Graad 2**]" deur "Seemasjinis Graad 1" te vervang.

Wysiging van regulasie 103 van Regulasies

50. Regulasie 103 van die Regulasies word gewysig deur in die Engelse teks paragraaf (d) van die voorbehoudsbepaling deur die volgende paragraaf te vervang:

"(d) when the radio equipment on the ship is being used for [**General**] general communications, other than distress, urgency or safety communications, such general communications shall not be conducted by the deck officer on watch."

Wysiging van regulasie 104 van Regulasies

51. Regulasie 104 van die Regulasies word gewysig–

(a) deur paragraaf (c) van die voorbehoudsbepaling deur die volgende paragraaf te vervang:

"(c) op passasierskepe die voorgeskrewe getal seelui gekwalifiseerd as vaardig in oorlewingsvaartuie en reddingsbote en as vaardig in vinnige reddingsbote bykomend moet wees by die getal seelui gekwalifiseerd as gewone of bekwame seelui [**en as bekwame masjienkamerseelui**];" en

(b) deur paragrawe (e) en (f) van die voorbehoudsbepaling deur onderskeidelik die volgende paragrawe te vervang:

"(e) eienaars en gesagvoerders (met inagneming dat die tabel [**hieronder**] hierbo net minimum vereistes vermeld) moet ag slaan op die vereistes van regulasie 91(4) wanneer die gepaste bemanning bepaal word[.];

(f) ten opsigte van 'n skip wat net in hawebedryf bedryf word, en in plaas van voldoening aan die vereistes in die tabel [**hieronder**] hierbo vermeld, daar by die bevoegde beampte in die skip se bedryfshawe aansoek gedoen kan word dat die getal gediplomeerde seelui, met die nodige veranderinge, ooreenkomstig regulasie 91(4) bepaal word;"

Wysiging van regulasie 107 van Regulasies

52. Regulasie 107 van die Regulasies word gewysig–

(a) deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) Die eienaar en die gesagvoerder van 'n seeskip van 500 BT of meer of passasierskip op internasionale seereise moet verseker dat alle personeel in diens aan boord van die skip [**sekuriteitsverwante opleiding**] sekuriteitsbewustheidsopleiding ontvang het."; en

(b) deur die volgende subregulasie na subregulasie (3) by te voeg:

"(4) Vissersvaartuie word van hierdie regulasie uitgesluit."

Wysiging van regulasie 108 van Regulasies

53. Regulasie 108 van die Regulasies word gewysig deur in die Engelse teks die opskrif deur die volgende opskrif te vervang:

"**Employment of qualified personnel on passenger ships**".

Wysiging van regulasie 113 van Regulasies

54. Regulasie 113 van die Regulasies word gewysig deur subregulasie (1) deur die volgende subregulasie te vervang:

"(1) Die eienaar en die gesagvoerder van elke skip wat met een of meer vinnige reddingsbote toegerus is, moet verseker dat daar ten minste twee persone per boot op die skip in diens is wat 'n geldige bevoegdheidsertifikaat in vinnige reddingsbote het wat ooreenkomstig regulasie [72] 71 van hierdie regulasies uitgereik is, of 'n goedgekeurde ekwivalent."

Wysiging van regulasie 115 van Regulasies

55. Regulasie 115 van die Regulasies, subregulasie (2), word gewysig—

(a) deur, in items 20 en 21 van die tabel, in die 5de kolom, "**[Skipper]**" deur "**Gesagvoerder**" te vervang;

(b) deur, na item 35 van die tabel, item 35A in te voeg, soos volg:

"35A	=	<u>See-ingenieur-offisier</u> <u>Klas 3 nie-STCW</u> <u>geëndosseer</u>	<u>See-ingenieur-offisier</u> <u>Klas 3 nie-STCW</u> <u>geëndosseer</u>	<u>Hoofingenieur-offisier</u> <u>(visvang)</u> "
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(c) deur, in item 37 van die tabel, in die 4de kolom, "**[(b) Tweede Ingenieur-offisier (hawebedryf)]**" te skrap;

(d) deur, na item 37 van die tabel, items 37A, 37B en 37C in te voeg, soos volg:

"37A	=	<u>See-ingenieur-offisier</u> <u>Klas 4 nie-STCW</u> <u>geëndosseer</u>	<u>See-ingenieur-offisier</u> <u>Klas 3 nie-STCW</u> <u>geëndosseer</u>	<u>Hoofingenieur-offisier</u> <u>(Visvang)</u> <u>< 3 000 kW</u> <u>aandrywingskrag</u>
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<u>37B</u>		<u>Tweede Ingenieur-offisier (hawebedryf)</u>	<u>Tweede Ingenieur-offisier (hawebedryf)</u>	<u>Hoofingenieur-offisier < 1 500 kW (hawebedryf)</u>
<u>37C</u>		<u>Ingenieur-offisier (hawebedryf)</u>	<u>Ingenieur-offisier (hawebedryf)</u>	<u>Hoofingenieur-offisier < 1 500 kW (hawebedryf)";</u>

(f) deur, in item 38 van die tabel, in die 4de kolom, na "Seemasjinis Hoër Graad", die volgende in te voeg:

"Geëndosseer:

- Tweede Ingenieur-offisier (Visvang)

- Hoofingenieur-offisier < 1 500 kW aandrywingskrag wat in 'n hawebedryfsgebied werk"; en

(g) deur, in item 39 van die tabel, in die 5de kolom, na "Seemasjinis Graad 1", die volgende in te voeg:

"Geëndosseer:

- Waghou-ingenieur-offisier (visvang) < 3 000 kW aandrywingskrag".

Vervanging van regulasie 117 van Regulasies

56. Regulasie 117 van die Regulasies word deur die volgende regulasie vervang:

"Hou van dokumente

117. Sonder om regulasie [4] 91 te beperk, moet die eienaar en die gesagvoerder van elke skip verseker dat alle oorspronklike sertifikate en ander dokumente wat ingevolge die Wet, die STCW-konvensie of die STCW-F-konvensie, na gelang van die geval, uitgereik is, te alle tye aan boord van die skip gehou word, wat die kwalifikasie van die gesagvoerder en enige lid van die bemanning toon om funksies te verrig wat hulle in die loop van hulle aangewese pligte aan boord van die skip moet verrig."

Wysiging van regulasie 119 van Regulasies

57. Regulasie 119 van die Regulasies word gewysig—

(a) deur in die Engelse teks subregulasie (4) deur die volgende subregulasie te vervang:

"(4) Examination Regulations [**For**] for Certificates [**Of**] of Competency [**For Fisherman**] for Fishermen, 1993, published by Government Notice No. R. 2317 of [0]1 December 1993, as amended, is repealed."; en

(b) deur die volgende subregulasie (6) na subregulasie (5) by te voeg:

"(6) Die Eksamenregulasies vir Bevoegdheidsertifikaat as Stuurman (Reddingsvaartuie), 1991, afgekondig by Goewermenskennisgewing No. 1945 van 16 Augustus 1991, soos gewysig, word herroep."

Wysiging van regulasie 120 van Regulasies

58. Regulasie 120 van die Regulasies word gewysig deur subregulasies (7), (8), (9), (10) en (11) na subregulasie (6) by te voeg, soos volg:

"(7) Gesagvoerders of eienaars, na gelang van die geval, moet binne twee jaar na die inwerkingtreding van hierdie Regulasies verseker dat seelui wat aangewese veiligheids- of besoedelingvoorkomingspligte het, "basiese opleiding" ingevolge regulasie 91(e) voltooi.

(8) Gesagvoerders of eienaars, na gelang van die geval, van passasiersvaartuie op ander seereise as onbeperkte seereise moet binne twee jaar na die inwerkingtreding van hierdie Regulasies aan regulasie 108 voldoen.

(9) Gesagvoerders of eienaars, na gelang van die geval, van vissersvaartuie korter as 30 m wat ingevolge hierdie Regulasies die getal dekoffisiere aan boord moet vergroot, moet daaraan voldoen binne twee jaar na die inwerkingtreding van hierdie Regulasies.

(10) Vissersvaartuie met veiligebemanningsertifikate wat uitgereik is op grond van bedrywighede in die sogenaamde "omskrewe visvangsone" voor die inwerkingtreding van hierdie Regulasies, kan tot 22 Julie 2015 bedryf word op die bemanningsvlakke wat kragtens die Handelskeepvaartregulasies (Veilige Bemanning), 1999, voorgeskryf en op die "omskrewe visvangsone" van toepassing is.

(11) Personeel wat voor 1 Januarie 2016 dokumentêre bewys lewer van ses maande diens op 'n seevarende skip in die vorige drie jaar en die verrigting van sekuriteitswerkzaamhede, word vrygestel van die opleiding wat vereis word vir personeel met aangewese sekuriteitspligte en kan 'n bevoegdheidsertifikaat toegeken word."

Kort titel en inwerkingtreding

- 59:** (1) Hierdie regulasies heet die Handelskeepvaartregulasies (Veilige Bemanning, Opleiding en Diplomerings) (Wysiging), 2015, en tree in werking op die datum van publikasie daarvan in die *Staatskoerant*.
- (2) Bepalings van die Regulasies wat verwys na die *International Convention on Standards of Training, Certification and Watchkeeping for Fishing Vessel Personnel, 1995 (STCW-F 95)*, tree eers 12 maande na bekragtiging van die Konvensie in werking.
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