



**MERCHANT SHIPPING (MASTERS AND SEAMEN) ACT 1979**

**MERCHANT SHIPPING (MANNING AND TRAINING)  
REGULATIONS 1996**

*Approved by Tynwald : 21st January 1997*

*Coming into operation : 1st February 1997*

**Arrangement of Regulations**

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## MERCHANT SHIPPING (MANNING AND TRAINING) REGULATIONS 1996

In exercise of the powers conferred on the Department of Transport by section 34A of the Merchant Shipping (Masters and Seamen) Act 1979<sup>1</sup>, and of all other enabling powers, the following Regulations are hereby made:-

### Citation and Commencement

1. These Regulations may be cited as the Merchant Shipping (Manning and Training) Regulations 1996 and, subject to section 34A(4) of the Merchant Shipping (Masters and Seamen) Act 1979, shall come into operation on 1st February 1997.

### Application

2. Except where provision is made to the contrary, these Regulations apply to all sea going Manx ships wherever they may be, except -

- (a) ships of war and troopships;
- (b) *vessels manned, operated and certificated in compliance with the Large Yacht Code*;
- (c) fishing vessels; and
- (d) ships not propelled by mechanical means.

### Interpretation

3. In these Regulations -

**“the 1987 regulations”** means the Merchant Shipping (Certification of Deck and Marine Engineer Officers and Licensing of Marine Engine Operators) (Isle of Man) Regulations 1987<sup>2</sup>;

**“area A1, A2, A3 and A4”** mean the areas defined for radio communication purposes in Chapter IV, Regulation 2 of the International Convention for the Safety of Life at Sea 1974 as amended;

**“chief engineer”** means an officer holding a certificate of competency which contains an endorsement issued by a party to the STCW Convention, stating -

- (a) that it has been issued in compliance with the appropriate regulations of either Chapter III of the STCW Convention 1978 or the 1995

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<sup>1</sup> 1979 c.14. Section 34A was inserted by the Merchant Shipping (Miscellaneous Provisions) Act 1996 [1996 c.20]. Functions now transferred to the Department of Trade and Industry by the Transfer of Functions (Marine Administration) Order 1997 (SD 51/97)

<sup>2</sup> GC. 301/87 – note –the 1987 Regulations have been revoke by SD 260/03

amendments to that Convention; and

- (b) the machinery power, type or any other limitations to the holder performing the function of Chief Engineer;

**“chief mate”** means an officer holding a certificate of competency which contains an endorsement issued by a party to the STCW Convention, stating -

- (a) that it has been issued in compliance with the appropriate regulations of either Chapter II of the STCW Convention 1978 or the 1995 amendments to that Convention; and
- (b) the ship size or any other limitations to the holder performing the functions of Chief Mate;

**“class notation”** means an appropriate notation issued by a classification society authorised by the Department;

**“Commercial Yacht Code”** definition omitted by SD2018/0312;

**“Department”** means the *Department of Economic Development*<sup>3</sup>;

**“engine room watch rating”** means a person holding a certificate as engine room watch rating issued in compliance with either Part 5 of these regulations or with the Merchant Shipping (Engine Room Watch Ratings) Regulations 1984 as those Regulations have effect in the Island<sup>4</sup> or a certificate as Engine Room Watch Rating issued by a Party to the STCW Convention;

**“EPIRB”** means an emergency position indicating radio beacon required by regulation 7 of Chapter IV of the International Convention for the Safety of Life at Sea 1974, as amended;

**“fishing vessel”** has the meaning given to it by section 78 of the Merchant Shipping Registration Act 1991<sup>5</sup>;

**“GMDSS radio system”** means the global maritime distress and safety system as prescribed by the International Convention for the Safety of Life at Sea 1974, as amended;

**“gross tonnage”** means the gross tonnage stated on the ships international tonnage certificate issued in accordance with the International Tonnage Convention 1969;

**“high speed craft”** means a craft capable of a maximum speed in metres per second (m/s) equal to or exceeding:-

$$3.7D^{0.1667}$$

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<sup>3</sup> The functions in these Regulations have been transferred to the Department for Enterprise by SD2017/0325 the Transfer of Functions (Economic Development and Education) Order 2017 with effect from 24 November 2017.

<sup>4</sup> S.I. 1984/95 as applied to the Island by GC 152/84

<sup>5</sup> 1991 c. 15

where D = the craft's **displacement** in cubic metres (m<sup>3</sup>) corresponding to the design waterline;

**“immediate responsibility”** in relation to an officer having responsibility for the loading, discharging, care in transit or handling of the cargo in a ship carrying a bulk cargo consisting in whole or in part of oil, liquid chemicals or liquefied gases, means any officer who is required to be in sole charge of a deck watch when the ship is loading, discharging or handling cargo or cargo slops;

**“IMO Principles of Safe Manning”** means the principles set out in Annex 2 of Resolution A.481 (XII) of the International Maritime Organization;

**“Isle of Man Manager”** means the person appointed in accordance with section 3(3) of the Merchant Shipping Registration Act 1991;

**“Large Yacht Code”** means *Part A of the Red Ensign Group Yacht Code January 2019 edition*;

**“limited operational area”** means a defined geographical area which is accepted by the Department and stated on the ships safe manning certificate;

**“liquefied gas”** means any liquefied gas listed in Chapter 19 of the 1993 International Maritime Organization publication entitled “International Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk” as amended;

**“liquid chemical”** means any liquid chemical listed in Chapter 17 of the 1994 International Maritime Organization publication entitled “International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk” and any supplements thereto amending that list.

**“Manx ship”** has the meaning given to it by section 1 of the Merchant Shipping Registration Act 1991;

**“master”** means the holder of a certificate of competency which contains an endorsement issued by a party to the STCW Convention stating -

- (a) that it has been issued in compliance with the appropriate regulations of either Chapter II of the STCW Convention 1978 or the 1995 amendments to that Convention; and
- (b) the ship size or any other limitations to the holder performing the function of master;

**“marine escape system”** means any arrangement of slides and platforms intended to facilitate the rapid evacuation of persons from a vessel;

**“navigational watch rating”** means the holder of a certificate as navigational watch rating issued in accordance with Part 4 of these regulations or in compliance with the Merchant Shipping ( Navigational Watch Ratings ) Regulations 1984 as those

Regulations have effect in the Island<sup>6</sup> or a navigational Watch Rating Certificate issued by a party to the STCW Convention;

“oil” means petroleum in any form as defined in regulation 1(1) of Annex 1 of the International Convention for the Prevention of Pollution from Ships, 1973/1978, as amended;

“**officer in charge of a navigational watch**” means an officer holding a certificate of competency which contains an endorsement issued by a party to the STCW Convention stating -

- (a) that it has been issued in compliance with the appropriate regulations of either Chapter II of the STCW Convention 1978 or the 1995 amendments to that Convention; and
- (b) the ship size or any other limitations to the holder performing the functions of an officer in charge of a navigational watch;

“**officer in charge of an engineering watch**” means an officer holding a certificate of competency which contains an endorsement issued by a party to the STCW Convention stating -

- (a) that it has been issued in compliance with the appropriate regulations of either Chapter III of the STCW Convention 1978 or the 1995 amendments to that Convention; and
- (b) the machinery power, type or any other limitations to the holder performing the functions of an officer in charge of an engineering watch;

“**officer nominated for the control of fire fighting operations**” means the master and the chief engineer and any other officer with an emergency duty which involves the direction of fire fighting parties and damage control parties in an emergency;

“**operator**” means the owner, manager, demise charterer or other person other than the master having immediate control over the day to day employment, and operation of the ship;

“**operational speed**” means the maximum continuous rated speed of the vessel;

“**passenger**” has the meaning given to it by section 25 of the Merchant Shipping (Passenger Ships' Survey) Act 1979<sup>7</sup>;

“**Passenger ship**” means a ship carrying more than 12 passengers;

*Definition of Pleasure Vessel as replaced by SD 396/03 Merchant Shipping (Pleasure Vessel) Regulations 2003*

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<sup>6</sup> S.I. 1984/96 as applied to the Island by GC 152/84

<sup>7</sup> 1979 c. 11

*“Pleasure Vessel” means any vessel which at the time it is being used:*

- are
- (a) is wholly owned by an individual or individuals, and is used only for the sport or pleasure of the owner or the immediate family or friends of the owner; or*
  - (b) is owned by a body corporate, and is carrying only such persons as the employees or officers of the body corporate, or their immediate family or friends, and*
  - (c) is on a voyage or excursion which is one for which the owner does not receive money or money’s worth for or in connection with the operation of the vessel or the carrying of any person other than as a contribution to the direct expenses of the operation of the vessel incurred during the voyage or excursion, and no other payments are made by, on behalf of, or for the benefit of users of the vessel, other than by the owner; or*
  - (d) is owned by a body corporate but pursuant to a long term lease agreement, is used only for the sport or pleasure of the lessee, and the immediate friends or family of the lessee, if an individual, or the employees or officers and their immediate friends and family, if a corporate lessee. Such lease agreement must specify that:
    - (i) the vessel may only be used for private purposes and must not be used for commercial purposes;*
    - (ii) the vessel must not be sub-leased or chartered, and*
    - (iii) no other payments are made by, on behalf of, or for the benefit of users of the vessel, other than by the lessee.**
  - (e) is wholly owned by or on behalf of a members’ club formed for the purpose of sport or pleasure, and at the time it is being used, is used only for the sport or pleasure of members of that club or their immediate family, and any charges levied in respect of that use are paid into club funds and applied for the general use of the club, and no other payments are made by, on behalf of, or for the benefit of users of the vessel, other than by the club.*

***“qualified doctor” definition omitted by SD0234/13;***

***“qualified cook” definition omitted by SD0234/13;***

**“Radio Regulations”** means the Radio Regulations annexed to, or regarded as being annexed to, the International Telecommunication Union Convention which is in force at any time;

**“ro-ro passenger ship”** means a passenger ship with ro-ro cargo spaces or special category spaces as defined in the International Convention for the Safety of Life at Sea 1974 as amended;

*“rest” definition omitted by SD0234/13;*

**“safe manning certificate”** means the certificate issued by the Department pursuant to Part 1 of these Regulations;

**“SART”** means the radar transponder required to be carried by Chapter III regulation 2.2 of the International Convention for the Safety of Life at Sea 1974, as amended;

**“second engineer”** means an officer holding a certificate of competency which contains an endorsement issued by a party to the STCW Convention stating -

- (a) that it has been issued in compliance with the appropriate regulations of either Chapter III of the STCW Convention 1978 or the 1995 amendments to that Convention; and
- (b) the machinery power, type or any other limitations to the holder performing the functions of second engineer;

**“STCW Convention 1978”** means the provisions of the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978 in force prior to 1st February 1997;

**“STCW Convention”** means the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978 as amended in 1995 and includes the Seafarers Training Certification and Watchkeeping Code (STCW Code);

**“survival craft”** means any lifeboat, liferaft, free fall lifeboat, rescue boat or davit launched liferaft or other craft capable of sustaining the lives of persons in distress from the time of abandoning the ship.

## **PART 1 - Safe Manning Certificates**

*Revoked by SD2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

### **Safe Manning**

4. *Revoked by SD2014/0238*

### **Safe Manning Certificates**

5. *Revoked by SD2014/0238*

### **Validity of Safe Manning Certificates**

6. *Revoked by SD2014/0238*

### **Operational Areas**

7. *Revoked by SD2014/0238*

### **Category 1 Deck Ratings**

8. *Revoked by SD2014/0238*

### **Category 2 Deck Ratings**

9. *Revoked by SD2014/0238*



### **General Purpose Ratings**

10. *Revoked by SD2014/0238*

### **Trainee Ratings**

11. *Revoked by SD2014/0238*

### **Exceptional circumstances**

12. *Revoked by SD2014/0238*

### **Duty**

13. *Revoked by SD2014/0238*

## **Part 2 - Masters and Officers**

*Revoked by SD 2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

### **Carriage of Masters and Officers**

14. *Revoked by SD2014/0238*

### **Qualifications of Masters and Officers**

15. *Revoked by SD2014/0238*

### **Validity of Certificates**

16. *Revoked by SD2014/0238*

### **Endorsements to Certificates of Competency**

17. *Revoked by SD2014/0238*

### ***Endorsement of certificates***

18. *Revoked by SD2014/0238*

### ***Validity of Endorsements and letters of authorisation***

19. *Revoked by SD2014/0238*

### **Withdrawal of endorsements**

20. *Revoked by SD2014/0238*

### **Investigation of misconduct**

21. *Revoked by SD2014/0238*

### **Dual qualified officers**

22. *Revoked by SD2014/0238*

### **Qualifications of radio personnel**

23. *Revoked by SD2014/0238*

### **Radio personnel - minimum number to be carried**

24. *Revoked by SD2014/0238*

### **Duty**

25. *Revoked by SD2014/0238*

**PART 3 - Other personnel**

*Revoked by SD0234/13 Merchant Shipping (Maritime Labour Convention) Regulations 2013*

**Application of Part 3**

26. *Revoked by SD0234/13*

**Ships' Doctors**

27. *Revoked by SD0234/13*

**Ships' Cooks**

28. *Revoked by SD0234/13*

**Duty**

29. *Revoked by SD0234/13*

**PART 4 - Navigational Watch Ratings**

*Revoked by SD 2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

**Application of Part 4**

30. *Revoked by SD2014/0238*

**Carriage of Navigational Watch Ratings**

31. *Revoked by SD2014/0238*

**Eligibility of Navigational Watch Ratings**

32. *Revoked by SD2014/0238*

**Navigational Watch Rating Certificate**

33. *Revoked by SD2014/0238*

**Duty of operator**

34. *Revoked by SD2014/0238*

**Duty of master**

35. *Revoked by SD2014/0238*

**PART 5 - Engine Room Watch Ratings**

*Revoked by SD2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

**Application of Part 5**

36. *Revoked by SD2014/0238*

**Carriage of Engine Room Watch Ratings**

37. *Revoked by SD2014/0238*

**Eligibility of Engine Room Watch Ratings**

38. *Revoked by SD2014/0238*

**Engine Room Watch Rating Certificate**

39 *Revoked by SD2014/0238*

**Duty of Operator**

40. *Revoked by SD2014/0238*

**Duty of Chief Engineer**

41. *Revoked by SD2014/0238*

**PART 6 - ADDITIONAL QUALIFICATIONS**

**Application of Part 6**

42. This Part applies to all ships of 500 gross tonnage or more.

**Familiarisation Training**

43. *Revoked by SD2014/0238*

**Provision of Familiarisation Training**

44. *Revoked by SD2014/0238*

**Approval of system of familiarisation training**

45. *Revoked by SD2014/0238*

**Additional Familiarisation Training for Personnel on Ro-Ro Passenger Ships**

46. *Revoked by SD2014/0238*

**Approval of familiarisation training for Ro-Ro Passenger ships**

47. *Revoked by SD2014/0238*

**Basic Training**

48. *Revoked by SD2014/0238*

**Training in proficiency in survival craft**

49. *Revoked by SD2014/0238*

**Number of persons trained in survival craft to be carried in passenger ships.**

50. *Revoked by SD2017/0185*

### **Advanced Fire Fighting Training**

51. *Revoked by SD2014/0238*

### **Medical Training**

52. *Revoked by SD0234/13*

### **Persons in charge of medical care**

53. *Revoked by SD0234/13*

### **High Speed Craft - type rating certificates.**

54. The master and every other officer having an operational role in the navigation and machinery management of a high speed craft which is a Manx ship and which is carrying passengers shall in addition to any certificate of competency hold a type rating certificate for that craft or class of craft which is valid for the route that the craft operates on. The type rating certificate shall be issued by the Department.

### **High Speed Craft - type rating certificates - training and validity.**

55. (1) The Department may specify the conditions training and any practical tests that it shall require to be met for the issue of a type rating certificate.

(2) A type rating certificate issued by the Department shall have a validity of 2 years and on expiry may be revalidated for a further 2 years subject to meeting such conditions, training, and practical tests as the Department may specify.

### **Duty.**

56. It shall be the duty of every operator of a Manx High Speed Craft to ensure that every person serving in that craft who is required to hold a type rating certificate holds such a certificate before they take up their duties on board a high speed craft which is carrying passengers.

## **PART 7 - ADDITIONAL TRAINING FOR TANKERS**

*Revoked by SD 2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

### **Application of Part 7**

57. *Revoked by SD2014/0238*

### **Officers - additional qualifications**

58. *Revoked by SD2014/0238*

### **Crew members - additional qualifications**

59. *Revoked by SD2014/0238*

**Duty**

60. *Revoked by SD2014/0238*

**PART 8 - ADDITIONAL TRAINING FOR PASSENGER SHIPS**

*Revoked by SD 2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

**Application of Part 8**

61. *Revoked by SD2014/0238*

**Training required**

62. *Revoked by SD2014/0238*

**Provision of Training**

63. *Revoked by SD2014/0238*

**Duty of operator**

64. *Revoked by SD2014/0238*

**Duty of Master**

65. *Revoked by SD2014/0238*

*PART 9 - Medical Fitness Certificates revoked by SD0234/13*

*PART 10 – Hours of Rest revoked by SD0234/13*

*Part 10 - Schedules 1 and 2 revoked by SD0234/13*

*The following Part is inserted by the Merchant Shipping (Manning and Training)  
(Amendment) Regulations 1998 (SD 401/98)*

**PART 11 - RESPONSIBILITIES OF OPERATORS**

**Responsibilities of operators**

78. *Revoked by SD2014/0238*

**Onus of proving what is reasonably practicable**

79. *Revoked by SD2014/0238*

**SCHEDULE 1.**

Regulation 18

**MINIMUM KNOWLEDGE OF ISLE OF MAN LEGISLATION FOR CANDIDATES  
FOR ENDORSEMENTS.**

*Revoked by SD2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

**SCHEDULE 2.**

Regulation 32

**MINIMUM COMPETENCE FOR THE ISSUE OF A NAVIGATIONAL WATCH  
RATING CERTIFICATE.**

*Revoked by SD2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

**SCHEDULE 3.**

Regulation 38

**MINIMUM COMPETENCE FOR THE ISSUE OF AN ENGINE ROOM WATCH  
RATING CERTIFICATE.**

*Revoked by SD2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014*

MADE 18<sup>th</sup>. December, 1996

*J. A. Brown, M.H.K.*

Minister for Transport

## EXPLANATORY NOTE

*(This Note is not a part of the Regulations)*

The Merchant Shipping (Manning and Training) Regulations 1996 are made under section 34A of the section 34A of the Merchant Shipping (Masters and Seamen) Act 1979. They give effect to recent Amendments to the 1978 Convention on Standards of Training, Certification and Watchkeeping for Seafarers, which come into operation Internationally on 1st February 1996. The Regulations cover the following matters -

1. Safe Manning Certificates;
2. Numbers of Masters, and Deck, Engine room and radio officers to be carried and their qualifications;
3. Ship's doctors and cooks;
4. Navigational watch ratings;
5. Engine-room watch ratings;
6. Familiarisation training;
7. Basic Training;
8. Training in proficiency in survival craft and number of persons trained in survival craft to be carried in passenger ships;
9. Advanced fire fighting training;
10. Medical training;
11. Type rating certificates for officers serving in high speed craft;
12. Additional training for personnel serving in tankers;
13. Additional training for personnel serving in passenger ships;
14. Medical Certificates;
15. Crew's hours of rest; - as replaced by SD 757/02
16. Responsibility of Operators; - inserted by *the Merchant Shipping (Manning and Training) (Amendment) Regulations 1998 (SD 401/98)*
17. Minimum knowledge of Isle of Man legislation concerning Merchant Shipping, and procedures for candidates for endorsements.
18. Minimum competence for the issue of a navigational watch rating or engine room watch rating certificate.

### **These Regulations have been amended by:**

SD 401/98 Merchant Shipping (Manning And Training) (Amendment) Regulations 1998  
SD757/02 Merchant Shipping (Manning And Training) (Amendment) Regulations 2002  
SD 260/03 Merchant Shipping (Manning And Training) (Amendment) Regulations 2003  
SD 396/03 Merchant Shipping (Pleasure Vessel) Regulations 2003  
SD 0234/13 Merchant Shipping (Maritime Labour Convention) Regulations 2013  
SD 2014/0238 Merchant Shipping (Manning and STCW) Regulations 2014  
SD 2014/0415 Merchant Shipping (Vessels in Commercial Use for Sport or Pleasure) Regulations 2014  
SD2017/0185 Merchant Shipping (SOLAS Chapter III) (Life-Saving Appliances and Arrangements) Regulations 2017  
SD2018/0312 Merchant Shipping (Vessels in Commercial Use for Sport or Pleasure) Regulations 2018

The functions in these Regulations have been transferred to the Department for Enterprise by SD2017/0325 the Transfer of Functions (Economic Development and Education) Order 2017 with effect from 24 November 2017.