Directive 2008/106/EC of the European Parliament and of the Council of 19 November 2008 on the minimum level of training of seafarers (recast) (Text with EEA relevance)

Article 1	Definitions
Article 2	Scope
Article 3	Training and certification
Article 4	Certificate
Article 5	Certificates of competency, certificates of proficiency and endorsements
Article 5a	Information to the Commission
Article 5b	Mutual recognition of seafarers' certificates issued by Member States
Article 6	Training requirements
Article 7	Principles governing near-coastal voyages
Article 8	Prevention of fraud and other unlawful practices
Article 9	Penalties or disciplinary measures
Article 10	Quality standards
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Article 12	Revalidation of certificates of competency and certificates of proficiency
Article 13	Use of simulators
Article 14	Responsibilities of companies
Article 15	Fitness for duty
Article 16	Dispensation
Article 17	Responsibilities of Member States with regard to training and assessment
Article 18	On-board communication
Article 19	Recognition of certificates of competency and certificates of proficiency
Article 20	Non-compliance with the requirements of the STCW Convention
Article 21	Reassessment
Article 22	Port State control
Article 23	Port State control procedures
Article 24	Detention
Article 25	Regular monitoring of compliance
Article 25a	Information for statistical purposes
Article 26	Evaluation report
Article 27	Amendment
Article 27a	Exercise of the delegation
Article 28	Committee procedure
Article 29	Penalties
Article 30	Transitional provisions
Article 31	Communication
Article 32	Repeal
Article 33	Entry into force
Article 34	Addressees

ANNEX I

TRAINING REQUIREMENTS OF THE STCW CONVENTION, REFERRED TO IN ARTICLE 3

CHAPTER I

GENERAL PROVISIONS

- The Regulations referred to in this Annex are supplemented by... 1
- 2. Part A of the STCW Code contains standards of competence...

CHAPTER II

MASTER AND DECK DEPARTMENT

Regulation and atory minimum requirements for certification of officers in charge of...

- Every officer in charge of a navigational watch serving on... 1.
- 2. Every candidate for certification shall:

Regulation and the requirements for certification of masters and chief mates...

Master and chief mate on ships of 3000 gross tonnage...

- Every master and chief mate on a seagoing ship of...
- 2. Every candidate for certification shall:

Master and chief mate on ships of between 500 and...

- Every master and chief mate on a seagoing ship of...
- Every candidate for certification shall:

Regulation and atory minimum requirements for certification of officers in charge of...

Ships not engaged on near-coastal voyages

- Every officer in charge of a navigational watch serving on... 1
- Every master serving on a seagoing ship of less than...

Ships engaged on near-coastal voyages

Officer in charge of a navigational watch

- 3. Every officer in charge of a navigational watch on a...
- Every candidate for certification as officer in charge of a... 4. Master
- Every master serving on a seagoing ship of less than... 5.
- Every candidate for certification as master on a seagoing ship... 6. Exemptions
- The Administration, if it considers that a ship's size and...

Regulatile Mahldatory minimum requirements for certification of ratings forming part of...

- 1. Every rating forming part of a navigational watch on a...
- 2. Every candidate for certification shall:
- 3. The seagoing service, training and experience required by points 2.2.1...

RegulatilMahld5tory minimum requirements for certification of ratings as able seafarer...

Every able seafarer deck serving on a seagoing ship of...

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- 2. Every candidate for certification shall:
- 3. Every Member State shall compare the standards of competence which...
- 4. Until 1 January 2017, a Member State which is...
- 5. Seafarers may be considered by the Member State to have...

CHAPTER III

ENGINE DEPARTMENT

Regulation and alternative minimum requirements for certification of officers in charge of...

- 1. Every officer in charge of an engineering watch in a...
- 2. Every candidate for certification shall:

RegulatiMahda2ory minimum requirements for certification of chief engineer officers and...

- 1. Every chief engineer officer and second engineer officer on a...
- 2. Every candidate for certification shall:

Regulation of chief engineer officers and...

- 1. Every chief engineer officer and second engineer officer on a...
- 2. Every candidate for certification shall:
- 3. Every engineer officer who is qualified to serve as second...

Regulational Regulation Regulation Regulation Regulation of ratings forming part of...

- 1. Every rating forming part of an engine-room watch or designated...
- 2. Every candidate for certification shall:
- 3. The seagoing service, training and experience required by points 2.2.1...

Regulation and after minimum requirements for certification of ratings as able seafarer...

- 1. Every able seafarer engine serving on a seagoing ship powered...
- 2. Every candidate for certification shall:
- 3. Every Member State shall compare the standards of competence which...
- 4. Seafarers may be considered by the Member State to have...

Regulation of electro-technical officer

- 1. Every electro-technical officer serving on a seagoing ship powered by...
- 2. Every candidate for certification shall:
- 3. Every Member State shall compare the standards of competence which...
- 4. Seafarers may be considered by the Member State to have...
- 5. Notwithstanding the above requirements of paragraphs 1 to 4, a...

Regulati**MaN**daTory minimum requirements for certification of electro-technical rating

- 1. Every electro-technical rating serving on a seagoing ship powered by...
- 2. Every candidate for certification shall:
- 3. Every Member State shall compare the standards of competence which...
- 4. Seafarers may be considered by the Member State to have...
- 5. Notwithstanding the above requirements of paragraphs 1 to 4, a...

CHAPTER IV

RADIO COMMUNICATION AND RADIO OPERATORS

Explanatory note

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RegulatiApp Notation

- Except as provided in point 2, the provisions of this...
- 2. Radio operators on ships not required to comply with the...

Regulation of GMDSS radio operators

- Every person in charge of or performing radio duties on...
- 2. In addition, every candidate for certification of competency under this...

CHAPTER V

SPECIAL TRAINING REQUIREMENTS FOR PERSONNEL ON CERTAIN TYPES OF SHIPS...

Regulational Regulation Regulation and Regulation Regulation of Masters,...

- 1. Officers and ratings assigned specific duties and responsibilities related to...
- 2 Every candidate for a certificate in basic training for oil...
- 3. Masters, chief engineer officers, chief mates, second engineer officers and...
- 4. Every candidate for a certificate in advanced training for oil...
- 5. Masters, chief engineer officers, chief mates, second engineer officers and...
- 6. Every candidate for a certificate in advanced training for chemical...
- 7. Member States shall ensure that a certificate of proficiency is...

RegulatiMandatary minimum requirements for the training and qualifications of masters,...

- Officers and ratings assigned specific duties and responsibilities related to... 1.
- 2. Every candidate for a certificate in basic training for liquefied...
- 3. Masters, chief engineer officers, chief mates, second engineer officers and...
- 4. Every candidate for a certificate in advanced training for liquefied...
- 5. Member States shall ensure that a certificate of proficiency is...

Regulational Regulation Regulatio

- This Regulation applies to masters, officers, ratings and other personnel... 1.
- 2. Before being assigned shipboard duties, all persons serving on a...
- 3. Masters, officers, ratings and other personnel serving on board passenger...
- 4. Masters, officers, ratings and other personnel who are required to...
- 5. Personnel serving on board passenger ships shall complete passenger ship...
- 6. Personnel providing direct service to passengers in passenger spaces on...
- 7. Masters, officers, ratings qualified in accordance with Chapters II, III...
- 8 Masters, chief engineer officers, chief mates, second engineer officers and...
- 9. Masters, chief engineer officers, chief mates, second engineer officers and...
- Member States shall ensure that documentary evidence of the training which... 10.

Regulational Regulation and qualifications of masters,...

- This Regulation applies to masters, officers and ratings and other... 1.
- 2. Prior to being assigned shipboard duties on board ships subject...
- 3. All seafarers serving on board ships subject to the IGF...
- 4. Seafarers responsible for designated safety duties associated with the care,...
- 5. Every candidate for a certificate in basic training for service...
- 6. Seafarers responsible for designated safety duties associated with the care,...
- 7. Masters, engineer officers and all personnel with immediate responsibility for...
- 8. Every candidate for a certificate in advanced training for service...
- Masters, engineer officers and any person with immediate responsibility for... 9.
- Member States shall ensure that a certificate of proficiency is issued... 10.

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11. Seafarers holding certificates of proficiency in accordance with paragraph4 or 7...

RegulatiMaNdatory minimum requirements for the training and qualifications of masters...

- 1. Masters, chief mates and officers in charge of a navigational...
- 2. Every candidate for a certificate in basic training for ships...
- 3. Masters and chief mates on ships operating in polar waters...
- 4. Every candidate for a certificate in advanced training for ships...
- 5. Member States shall ensure that a certificate of proficiency is issued...
- 6. Until 1 July 2020, seafarers who commenced approved seagoing service in...
- 7. Until 1 July 2020, seafarers who commenced approved seagoing service in...

CHAPTER VI

EMERGENCY, OCCUPATIONAL SAFETY, SECURITY, MEDICAL CARE AND SURVIVAL FUNCTIONS

RegulatiMandatory minimum requirements for safety familiarisation, basic training and instruction...

- 1. Seafarers shall receive familiarisation and basic training or instruction in...
- 2. Where basic training is not included in the qualification for...

RegulatiMandalory minimum requirements for the issue of certificates of proficiency...

- 1. Every candidate for a certificate of proficiency in survival craft...
- 2. Every candidate for a certificate of proficiency in fast rescue...

Regulatil Manda ory minimum requirements for training in advanced firefighting

- 1. Seafarers designated to control firefighting operations shall have successfully completed...
- 2. Where training in advanced firefighting is not included in the...

RegulatiMaNdatory minimum requirements relating to medical first aid and medical...

- 1. Seafarers designated to provide medical first aid on board ship...
- 2. Seafarers designated to take charge of medical care on board...
- 3. Where training in medical first aid or medical care is...

RegulatiMaMory minimum requirements for the issue of certificates of proficiency...

- 1. Every candidate for a certificate of proficiency as ship security...
- 2. Member States shall ensure that every person found qualified under...

Regulation VI/6

Mandatory minimum requirements for security related training and instruction for...

- 1. Seafarers shall receive security-related familiarisation and security-awareness training or instruction...
- 2. Where security awareness is not included in the qualification for...
- 3. Every Member State shall compare the security-related training or instruction...

Seafarers with designated security duties

- 4. Seafarers with designated security duties shall meet the standard of...
- 5. Where training in designated security duties is not included in...
- 6. Every Member State shall compare the security training standards required...

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CHAPTER VII

ALTERNATIVE CERTIFICATION

Regulatils and Identities Regulation Regulatils and Identities Regulation Regul

- Notwithstanding the requirements for certification laid down in Chapters II...
- 2. No certificate shall be issued under this chapter unless the...

Regulation of seafarers

Regulati**Brink![blbs** governing the issue of alternative certificates

- A Member State which elects to issue or authorise the...
- 2. The principle of interchangeability in point 1 shall ensure that:...
- 3. In issuing any certificate under the provisions of this chapter...
- The principles contained in points 1 and 2 shall ensure... 4.

ANNEX II

CRITERIA FOR THE RECOGNITION OF THIRD COUNTRIES THAT HAVE ISSUED A CERTIFICATE OR UNDER THE AUTHORITY OF WHICH WAS ISSUED A CERTIFICATE, REFERRED TO IN ARTICLE 19(2)

- 1. The third country must be a Party to the STCW...
- 2. The third country must have been identified by the Maritime...
- 3. The Commission, assisted by the European Maritime Safety Agency and...
- 4. The Member State is in the process of agreeing an...
- 5. The Member State has introduced measures to ensure that seafarers...
- 6. If a Member State wishes to supplement assessment of compliance...

ANNEX III

PART A

PART B

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ANNEX IV

ANNEX V

TYPE OF INFORMATION TO BE COMMUNICATED TO THE COMMISSION FOR STATISTICAL PURPOSES

- 1. Where reference is made to this Annex, the following information...
- 2. Member States may provide, on a voluntary basis, information on...

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- (1) OJ C 151, 17.6.2008, p. 35.
- (2) Opinion of the European Parliament of 17 June 2008 (not yet published in the Official Journal) and Council Decision of 20 October 2008.
- (**3**) OJ L 136, 18.5.2001, p. 17.
- (4) See Annex III, Part A.
- (**5**) OJ L 255, 30.9.2005, p. 22.
- (6) OJ L 167, 2.7.1999, p. 33.
- (7) OJ L 208, 5.8.2002, p. 1.
- **(8)** OJ L 157, 7.7.1995, p. 1.
- **(9)** OJ L 184, 17.7.1999, p. 23.