

SCHEDULE 5

TRANSITIONAL PROVISIONS

PART 1

EXPERIENCED PERSONS HOLDING NO QUALIFICATIONS

Requirements for issue of licence

3. A person making an application under regulation 34 must satisfy the Secretary of State that—
- (a) he has, during the period of 5 years immediately preceding the date of his application, completed the short qualifying period of service as master of a vessel appropriate to the class of licence for which he has applied;
 - (b) he is medically fit to perform the duties normally performed by a person holding a licence (with or without that endorsement) of the relevant class, and
 - (c) he has the requisite practical skills and underpinning knowledge to hold a licence of the class for which he has applied;
 - (d) he has the requisite knowledge of the basic personal survival and fire fighting techniques appropriate to the class of licence applied for and of first aid.

4.—(1) The Secretary of State may, if requested to do so by the applicant, temporarily waive the requirement in paragraph 3(d).

(2) Such a waiver has effect for a period of one year from the date of issue of the licence and the applicant may make no more than two such requests.

(3) A second request must be made while the waiver is effective and if the Secretary of State agrees to the request the waiver is extended for a further period of one year.

(4) If the Secretary of State waives the requirement the applicant must comply with it before the expiry of the waiver and if he fails to do so the provisions of regulation 34 shall cease to apply to him.

5.—(1) In order to satisfy himself that the applicant complies with paragraph 3 the Secretary of State—

- (a) (subject to sub-paragraph (2)) must require him to undergo such an assessment of his practical skills and underpinning knowledge as the Secretary of State may think fit,
- (b) must require him to undertake such training in personal survival and fire fighting techniques or first aid as he may specify, and
- (c) may require him to provide a medical report or undergo a medical examination.

(2) The Secretary of State need not impose the requirement in sub-paragraph (1)(a) if the applicant has completed the full qualifying period of service and the Secretary of State is satisfied that an assessment is unnecessary.