



THE MASTERS AND MATES (FOREIGN-GOING AND HOME-TRADE) EXAMINATION REGULATIONS 1985

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 27th day of May 1985

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to sections 19 and 504 of the Shipping and Seamen Act 1952, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Masters and Mates (Foreign-Going and Home-Trade) Examination Regulations 1985.

(2) These regulations shall come into force on the 1st day of June 1985.

2. Interpretation—(1) In these regulations, unless the context otherwise requires,—

“The Act” means the Shipping and Seamen Act 1952:

“At sea” means outside extended river limits:

“Candidate” means a person who applies to take an examination, or part of an examination, for any certificate under the Act:

“Certificate” means—

“(a) A certificate issued by the Secretary in accordance with the provisions of the Act, being a certificate of any of the grades specified in regulation 3 of these regulations; or

“(b) A certificate that is recognised in New Zealand by the Shipping (Recognition of Certificates of Competency) Order 1975*:

“Convention” means the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978, done at London on the 7th day of July 1978; and includes any amendment or protocol to that Convention:

“Deck officer” means a qualified officer in the deck department:

“Merchant ship” means a ship engaged in a commercial venture:

“Ordinary trading vessel” means a merchant ship engaged in carrying cargo or passengers:

“Prescribed form” means a form approved by the Minister under section 502 of the Act:

“Principal Examiner” means the person who is appointed by the Secretary under section 19 (1) of the Act as the examiner for the purposes of granting certificates in accordance with these regulations; and, if more than one such examiner is appointed, the term means the one who is in overall charge of the conduct of the examinations and includes that person’s deputy:

“Service at sea” or “sea service” means service in a ship plying outside extended river limits.

(2) Reference in these regulations to a “Certificate of Proficiency in Survival Craft”, or an “Electronic Navigational Systems Certificate”, or a “First Aid

Certificate”, or a “Navigation Control Course Certificate”, or a “Radar Simulator Certificate”, or a “Restricted Radiotelephone Operators Certificate”, or a “Ships Firefighting Certificate”, or a “Ship Masters Medical Training Certificate” are references to certificates of the particular specified type approved by the Secretary.

PART I

CERTIFICATES

3. Grades of certificates—Certificates for deck officers shall be granted in accordance with these regulations for each of the following kinds and grades:

- (a) Master of Foreign-Going Ship:
- (b) First Mate of Foreign-Going Ship:
- (c) Second Mate of Foreign-Going Ship:
- (d) Watchkeeper of Foreign-Going Ship:
- (e) Master of Home-Trade Ship:
- (f) Extra Master:
- (g) Compass Adjuster.

4. Surrender of superseded certificate—The holder of a certificate of a particular grade shall not be issued with a certificate of a higher grade until the holder has surrendered the former certificate to the Secretary.

5. Certificate to be endorsed in accordance with Convention—Every certificate issued under these regulations, except a certificate as Extra Master and a certificate as Compass Adjuster, shall be endorsed in accordance with the Convention in the form set out in the First Schedule to these regulations.

PART II

GENERAL REQUIREMENTS

6. Knowledge of English—Every candidate shall satisfy the examiner that the candidate is able to converse and write in the English language sufficiently well to perform the duties required of the holder of such a certificate.

7. Fees—(1) The fees payable for an examination, or part of an examination, shall be as prescribed in the Shipping (Fees) Regulations 1984*.

(2) Where an eyesight test is an examination requirement, no fee for that test shall be payable if the candidate has paid the fee for the appropriate examination. If the candidate fails the eyesight test, the fee shall be refunded to the candidate, less a deduction equivalent to the fee prescribed for an eyesight test.

(3) If a candidate is found to be ineligible for the certificate for which the candidate has applied, the fee shall be returned to the candidate.

8. Disabilities—(1) A person whom the Principal Examiner considers to be incapable of adequately performing the duties of a master or mate because of any mental or physical disability shall not be permitted to obtain a certificate.

(2) If the examination has commenced when the disability is discovered, the candidate shall be permitted to complete the examination, but the

matter shall be referred to the Secretary who shall decide whether or not the candidate may be permitted to hold a certificate.

9. Applications for examination—(1) Every application for an examination, or part of an examination, under these regulations shall be made—

(a) On Form MOT 5738, obtainable from any mercantile marine office; and

(b) Either—

(i) In person to any Superintendent at least 21 days before the first day of examination; or

(ii) By post addressed to the Examiner of Masters and Mates, Marine Division, Ministry of Transport, Private Bag, Wellington (or Private Bag, Auckland) so as to arrive at least 14 days before the first day of examination.

(2) Every completed application form shall show clearly which examination or part of an examination, and (where appropriate) which paper, the candidate wishes to sit.

(3) Every completed application form shall be accompanied by the appropriate prescribed fees, and by the following documents:

(a) Proof of age and identity as required by regulation 10 of these regulations:

(b) A testimonial in respect of the matters specified in regulation 11 of these regulations:

(c) Proof of sea service in accordance with regulation 23 of these regulations:

(d) A watchkeeping record issued for the purposes of regulation 24 of these regulations:

(e) Where appropriate, any former certificate of a lower grade required by regulation 4 of these regulations to be surrendered:

(f) Where appropriate, any Certificate of Proficiency in Survival Craft, Electronic Navigational Systems Certificate, First Aid Certificate, Navigation Control Course Certificate, Radar Simulator Certificate, Restricted Radiotelephone Operators Certificate, Ships Firefighting Certificate, or Ship Masters Medical Training Certificate held by the candidate:

(g) A current certificate of medical fitness:

(h) A sight-test certificate issued in accordance with the provisions of the Second Schedule to these regulations.

(4) Where a candidate is uncertain whether his or her sea service complies with the requirements of these regulations, the candidate may submit a completed application form, with the documents required by subclause (3) of this regulation, to the Principal Examiner for consideration.

10. Proof of age—Every candidate shall, before examination, produce a birth certificate or passport as proof of identity and age.

11. Testimonials—(1) Every candidate shall, before examination, produce—

(a) A testimonial as to the candidate's experience, conduct, sobriety, and ability on board ship during the period of at least 12 months' sea service preceding the examination (or the whole of the period of sea service, where that is less than 12 months); and

(b) A testimonial as to the candidate's character during the period of at least 12 months preceding the examination.

(2) If the authenticity of any testimonial is in doubt, the candidate shall not be accepted for examination until the Principal Examiner is satisfied of the authenticity of the testimonial.

12. Unsatisfactory conduct—In the case of a candidate for an examination, or part of an examination, under these regulations who—

- (a) Has been a suspended person within the meaning of section 40A (2) of the Act; or
- (b) Has failed to join his or her ship after signing the agreement, or has deserted ship; or
- (c) Has been found guilty of gross misconduct during any period of qualifying service or at any time since obtaining his or her last certificate,—

the testimonials required in accordance with regulation 11 of these regulations for the period of 12 months preceding an examination shall relate to a period subsequent to any period of suspension or detention.

13. Holders of certificates of service in the Royal New Zealand Navy—An officer in the Royal New Zealand Navy who holds a Certificate of Service as Master of Foreign-Going Ship issued in New Zealand before the 1st day of January 1972 may, on application made in accordance with regulation 9 of these regulations, be examined for a certificate of competency as Master of Foreign-Going Ship without taking the examination for a lower grade of certificate, if the officer produces satisfactory proof of not less than 12 months' watchkeeping service in merchant ships.

14. Insufficient service—(1) If, after a candidate has passed an examination, it is discovered that his or her service is insufficient to entitle the candidate to receive a certificate of the grade for which he or she has passed, the certificate shall not be granted to the candidate.

(2) If, in any such case, the Secretary is satisfied that the error in the calculation of the candidate's service did not occur through any fault or wilful misrepresentation on the part of the candidate, the Secretary shall grant the certificate on completion of the required qualifying service.

15. Attempted bribery—(1) Every candidate who offers a gratuity to any officer of the Marine Division commits an act of misconduct and shall be regarded as having failed the examination.

(2) Such a candidate shall not be accepted for re-examination for a period of 12 months.

PART III

QUALIFICATIONS AND EXAMINATIONS

16. Master of Foreign-Going Ship—(1) A candidate shall qualify as follows:

- (a) *Age*: A candidate shall be not less than 23 years of age;
- (b) *Qualifying service*: A candidate shall have served at sea as officer in charge of a navigational watch—
 - (i) For not less than 24 months while holding a certificate of no lower grade than Second Mate of Foreign-Going Ship or a similar qualification obtained outside New Zealand; and

(ii) For not less than 12 months while holding a certificate of no lower grade than First Mate of Foreign-Going Ship or a similar qualification obtained outside New Zealand;—
and not less than 18 months of that aggregate period of 36 months shall have been served in foreign-going ships:

- (c) *Ancillary certificates*: A candidate shall hold the following certificates:
- (i) A Ship Masters Medical Training Certificate;
 - (ii) A Radar Simulator Certificate or a Navigation Control Certificate;
 - (iii) A Ships Firefighting Certificate.

(2) The examinations shall consist of an oral examination, and 6 written papers to be taken in 2 Parts. Part A shall include engineering and control systems, ship construction and stability, and ship's business. Part B shall include navigational aids, navigation, and commercial and legal knowledge.

(3) Part A may be taken at any time after qualifying as first mate of foreign-going ships. Part B and the oral examination may be taken only after attaining the age of 23 years and completing the qualifying service.

17. First Mate of Foreign-Going Ship—(1) A candidate shall qualify as follows:

- (a) *Age*: A candidate shall be not less than 21 years of age;
- (b) *Qualifying service*: A candidate shall have served at sea as officer in charge of a navigational watch for not less than 18 months while holding a certificate of no lower grade than Second Mate of Foreign-Going Ship or a similar qualification obtained outside New Zealand, and such service shall include at least 6 months in foreign-going ships;
- (c) *Ancillary certificates*: A candidate shall hold the following certificates:
 - (i) A Ship Masters Medical Training Certificate;
 - (ii) A Radar Simulator Certificate or a Navigation Control Certificate;
 - (iii) A Ships Firefighting Certificate.

(2) The examinations shall consist of an oral examination, a signals examination, and 6 written papers to be taken in 2 Parts. Part A shall include coastal navigation, ocean navigation, and meteorology. Part B shall include shipboard operations, ship construction and stability, and ship's business.

(3) Part A may be taken at any time after qualifying as second mate of foreign-going ships. Part B and the oral examination may be taken only after attaining the age of 21 years and completing the qualifying service. A candidate shall proceed to take the oral examination on completion of Part B whether or not the candidate has passed that Part. A candidate who has completed the qualifying service may take the signals examination at any time within 6 months before, or within 6 months after, taking the written examinations.

18. Second Mate of Foreign-Going Ship—(1) A candidate shall qualify as follows:

- (a) *Age*: A candidate shall be not less than 20 years of age;
- (b) *Ancillary certificate*: A candidate shall hold a certificate as Watchkeeper of Foreign-Going Ship.

(2) The examination shall consist of 3 written papers, which shall include theoretical navigation, mathematics, and general physics.

(3) A candidate may take this examination at any time after attaining the age of 16 years.

19. Watchkeeper of Foreign-Going Ship—(1) A candidate shall qualify as follows:

(a) *Age*: A candidate shall be not less than 19 years of age:

(b) *Qualifying service*: Subject to subclause (2) of this regulation, a candidate shall have served at sea either—

(i) For not less than 33 months as a cadet or trainee officer, having undergone and completed a recognised course of training as specified in the Third Schedule to these regulations; or

(ii) For not less than 45 months in any accepted deck capacity, including at least 6 months' service on bridge watchkeeping duties as lookout and helmsman under a duly qualified officer;—
and, except as provided in regulation 26 of these regulations, in either case at least 12 months of that service shall be in ordinary trading vessels:

(c) *Ancillary certificates*: A candidate shall hold the following certificates:

(i) A Certificate of Proficiency in Survival Craft:

(ii) A Ships Firefighting Certificate:

(iii) A Restricted Radiotelephone Operators Certificate:

(iv) An Electronic Navigational Systems Certificate:

(v) A First Aid Certificate.

(2) The qualifying service shall be reduced by 9 months for a candidate who produces satisfactory evidence of New Zealand University Entrance qualification with passes in at least 4 subjects including mathematics or physics.

(3) The examinations shall consist of an oral examination, a signals examination, and 4 written papers, which shall include general ship knowledge, chart work, practical navigation, and meteorology.

(4) A candidate who has completed the qualifying service may take the signals examination at any time within 6 months before, or within 6 months after, taking the written and oral examinations.

20. Master of Home-Trade Ship—(1) A candidate shall qualify as follows:

(a) *Age*: A candidate shall be not less than 23 years of age:

(b) *Qualifying service*: A candidate shall have served at sea as officer in charge of a navigational watch for not less than 36 months while holding a certificate of no lower grade than Watchkeeper of Foreign-Going Ship or a similar qualification obtained outside New Zealand, and not less than 12 months of that service shall have been served in ordinary trading vessels:

(c) *Ancillary certificates*: A candidate shall hold the following certificates:

(i) A Radar Simulator Certificate or a Navigation Control Certificate:

(ii) A Ships Firefighting Certificate:

(iii) A Restricted Radiotelephone Operators Certificate:

(iv) An Electronic Navigational Systems Certificate:

(v) A First Aid Certificate.

(2) For the purposes of calculating the 36 months' qualifying service at sea as officer in charge of a navigational watch, but not for the purposes of calculating the period of 12 months' qualifying service in ordinary trading

vessels, service at sea as officer in charge of a navigational watch while first mate or chief mate shall be counted as 1½ times the actual period so served.

(3) The examinations shall consist of an oral examination and 3 written papers, which shall include shipboard operations, stability, and ship's business.

(4) A candidate shall proceed to take the oral examination on completion of the written examination, whether or not the candidate has passed that examination.

21. Extra Master—A candidate shall hold a Certificate as Master of Foreign-Going Ship.

22. Compass Adjuster—A candidate shall hold one of the following certificates:

- (a) Master of Foreign-Going Ship:
- (b) First Mate of Foreign-Going Ship:
- (c) Master of Home-Trade Ship.

PART IV

ESTIMATING SEA SERVICE

23. Sea service—(1) Qualifying sea service shall be performed in the deck department as deck boy, ordinary seaman, able seaman, cadet, or trainee deck officer.

(2) The last 12 months of qualifying service shall be performed within the period of 10 years immediately preceding the date of the first examination.

(3) Qualifying service shall be reckoned from the date of engagement to the date of discharge from a ship; and certificates of discharge shall be accepted as proof of service, subject to any verification that the examiner considers necessary.

(4) Certificates of discharge from ships that have more than one crew or have additional crew members signed on for relief purposes shall be accompanied by proof of the actual period spent on board, and sea service shall be assessed on that proof.

(5) Sea service in foreign ships shall be accepted only if the dates on the candidate's discharge certificates can be confirmed by the master or owner of each foreign ship concerned.

24. Watchkeeping service—(1) Where watchkeeping service is required, a candidate shall prove that he or she has been in charge of a navigational watch for not less than 8 hours out of every 24 hours claimed by producing signed watchkeeping records in the form set out in the Fourth Schedule to these regulations.

(2) Watchkeeping service shall be performed on sea-going ships of more than 200 gross tonnage.

(3) Notwithstanding anything in regulation 29 of these regulations, every candidate shall have performed at least 6 months' watchkeeping service in ordinary trading vessels after last obtaining a certificate.

25. Two-watch ships—Up to 6 months' watchkeeping service in a two-watch ship may be counted as 1½ times the actual period so served.

26. Cable ships, tugs, and research ships—(1) Subject to subclause (2) of this regulation, service at sea on a cable ship, tug, or research ship shall count in full.

(2) In the case of such a ship that, in the opinion of the Principal Examiner, spends long periods in port, service shall count at 1½ times the actual time spent at sea or the full period on articles, whichever is the lesser.

27. Service off articles—For a candidate as Watchkeeper of Foreign-Going Ship, service off articles on vessels that are undergoing repairs or survey or are engaged in working cargo shall be accepted as sea service in full, up to a maximum of 2 months.

28. Service in the Royal New Zealand Navy or Naval Reserves—

(1) For a candidate as Watchkeeper of Foreign-Going Ship, service at sea in the Seamen Specialisation Branch of the Royal New Zealand Navy or the Royal New Zealand Naval Reserves shall be accepted in full as qualifying service if the candidate has served at least 12 months in ordinary trading vessels.

(2) Service in naval ships of other countries may, at the discretion of the Principal Examiner, be accepted on a similar basis.

29. Other non-trading service—(1) For a candidate as First Mate of Foreign-Going Ship,—

(a) Service at sea in deep-sea fishing boats and training vessels, being in either case sea-going ships of more than 200 gross tonnage, shall be accepted as sea service in full, up to a maximum of 3 months; and

(b) Service at sea in oil rig supply vessels, being sea-going ships of more than 200 gross tonnage, shall be counted as two-thirds of the actual period of service, up to a maximum of 3 months' actual service.

(2) For a candidate as Watchkeeper of Foreign-Going Ship,—

(a) Service at sea in pleasure yachts and coastal fishing boats, being in either case ships of more than 10 metres overall length, shall be counted as two-thirds of the actual period of service, up to a maximum of 6 months' actual service; and

(b) Service at sea in deep-sea fishing boats, training vessels and oil rig supply vessels shall be accepted as sea service in full, up to a maximum of 6 months' actual service.

(3) Sea service in other non-trading ships may be assessed and taken into account on its merits, having regard to the principles underlying the preceding provisions of this regulation.

PART V

EXAMINATION PROCEDURES

30. Examination timetable—(1) Examinations for all grades of certificates to which these regulations apply shall be held at the places and times directed by the Principal Examiner.

(2) The examinations shall begin each day at the time appointed by the examiner. A lunch interval of not less than 1 hour shall be given each day.

(3) Candidates shall be given reasonable notice of the day and time of their oral examination.

31. Conduct of examinations—(1) Every candidate accepted for a written examination shall be given a copy of the rules to be observed.

(2) A candidate who violates any of those rules shall be subjected to all the penalties of failure, and may be excluded from further examination for such period as the Secretary decides.

32. Order of taking, marks, etc.—The written examination shall be conducted in the order shown in the Table to this regulation. The time allowed, the total marks to be allotted, and the pass mark for each examination, and the aggregate mark required for a certificate, shall be as specified in that table. Oral examinations and signals examinations shall be taken as arranged.

TABLE TO REGULATION 32

| Certificate | Day | Subject-matter | Time Allowed (in hours) | Marks Allotted | Pass Mark | Aggregate Required | |
|--|--------|------------------------------------|------------------------------------|----------------|-----------|--------------------|-----|
| Master of Foreign-Going Ship Part A | 1st | 1. Ship construction and stability | 3 | 200 | 100 | | |
| | | 2. Engineering and control systems | 2 | 150 | 75 | | |
| | 2nd | 3. Ship's business | 2 | 150 | 75 | | |
| | | | | | | | 300 |
| | Part B | 1st | 1. Navigation aids | 3 | 200 | | 120 |
| | | | 2. Navigation | 2 | 150 | | 90 |
| 2nd | | 3. Commercial and legal knowledge | 2½ | 150 | 75 | | |
| | | | | | 300 | | |
| First Mate of Foreign-Going Ship Part A | 1st | 1. Coastal navigation | 2½ | 200 | 140 | | |
| | | 2. Ocean navigation | 2½ | 150 | 90 | | |
| | 2nd | 3. Meteorology | 2 | 150 | 75 | | |
| | | | | | | | 350 |
| | Part B | 1st | 1. Ship construction and stability | 3 | 200 | | 100 |
| | | | 2. Ship's business | 2 | 150 | | 75 |
| 2nd | | 3. Shipboard operations | 2½ | 150 | 75 | | |
| | | | | | 300 | | |
| Second Mate of Foreign-Going Ship | 1st | 1. Theoretical navigation | 2½ | 150 | 75 | | |
| | 2nd | 2. Mathematics | 2½ | 150 | 75 | | |
| | 3rd | 3. General physics | 2½ | 150 | 75 | | |
| | | | | | | | 225 |

| Certificate | Day | Subject-matter | Time Allowed (in hours) | Marks Allotted | Pass Mark | Aggregate Required |
|-----------------------------------|-----|---------------------------|-------------------------|----------------|-----------|--------------------|
| Watchkeeper of Foreign-Going Ship | 1st | 1. General ship knowledge | 3 | 200 | 100 | |
| | 2nd | 2. Chartwork | 2½ | 150 | 105 | |
| | | 3. Practical navigation | 3 | 200 | 140 | |
| | | 4. Meteorology | 2 | 150 | 75 | |
| | | | | | | 420 |
| Master of Home-Trade Ship | 1st | 1. Stability | 3 | 200 | 120 | |
| | 2nd | 2. Ship's business | 2 | 150 | 90 | |
| | | 3. Shipboard operations | 3 | 200 | 120 | |
| | | | | | | |

33. Passes, partial passes, and failures—(1) A candidate who passes all parts of the required examinations within the time allowed and who complies with all the examination requirements shall be granted the relevant certificate, and shall be issued with an “Examiner’s Authority” in Form MOT 5027.

(2) A candidate who passes a part only of an examination shall be issued with a “Result of Examination” in Form MOT 5731, and the partial pass gained shall be valid from the date stamped on the form for the period specified in the table to this subclause.

TABLE TO SUBCLAUSE (2)

| Certificate | Examination | Period of Validity |
|-----------------------------------|----------------|--------------------|
| Master of Foreign-Going Ship | Part A | Unlimited |
| | Part B | 12 months |
| | Oral | 12 months |
| First Mate of Foreign-Going Ship | Part A | Unlimited |
| | Part B | 12 months |
| | Oral | 12 months |
| | Signals | 12 months |
| Second Mate of Foreign-Going Ship | Written papers | Unlimited |
| Watchkeeper of Foreign-Going Ship | Written | Unlimited |
| | Oral | 12 months |
| | Signals | 12 months |
| Master of Home-Trade Ship | Written | 12 months |
| | Oral | 12 months |

(3) A candidate for a Certificate as Watchkeeper of Foreign-Going Ship who fails 1, but not more than 1, of the written papers for the examination may, at the discretion of the Principal Examiner, be re-examined once more in that subject only within 6 months of that failure, the date of the

re-examination and the pass mark to be required being determined by the Principal Examiner. If, in such a case, the candidate then passes that subject, the candidate shall be deemed to have passed the examination. If the candidate fails to attain the required pass mark, or fails to attempt the paper again within the said period of 6 months, the candidate shall be deemed to have failed the examination.

(4) A partial pass obtained in a country to which the Shipping (Recognition of Certificates of Competency) Order 1975* applies may be accepted in New Zealand only if the Principal Examiner so determines.

(5) Except as provided in subclause (3) of this regulation, where a candidate for any grade of certificate fails the written part of the examination at first attempt, the candidate shall not be re-examined for a period of 1 month. In the event of a second failure, the candidate shall not again be re-examined for a period of 6 months. In the event of any subsequent failures, this cycle shall be repeated at each scheduled examination for the grade and part of certificate required.

(6) In the case of a failure in an oral examination, a candidate shall not be re-examined for a period of 1, 2, 3, or 4 months, at the discretion of the Principal Examiner, who shall also decide how much of this period shall be served at sea.

(7) Candidates who have failed the signals examination may be re-examined at any of the subsequent examination dates prescribed.

(8) Without limiting subclause (6) of this regulation, a candidate who fails an oral examination through a serious weakness in practical knowledge that may endanger the safety of the ship may be required to perform further sea service before being re-examined. Such sea service shall not exceed 4 months, and may be served in any seagoing deck capacity.

(9) A candidate who fails to attend at the appointed time and place for an examination, or part of an examination, shall be regarded as having failed unless the candidate produces a medical certificate or other satisfactory evidence of his or her inability to attend.

34. No right of appeal against examination results—In any examination, the examiner's decision shall be final, and no appeal against the result of the examination shall be entertained.

35. Syllabuses—Syllabuses shall be prescribed by the Secretary, and shall be obtainable from the office of the Ministry of Transport at Auckland or Wellington, upon payment of the prescribed fee (if any).

PART VI

REVOCATIONS

36. Revocations—The following regulations are hereby revoked:

- (a) The Masters and Mates (Foreign Going and Unrestricted Home Trade) Examination Regulations 1971*;
- (b) The Masters and Mates (Foreign Going and Unrestricted Home Trade) Examination Regulations 1971, Amendment No. 1†;
- (c) The Masters and Mates (Foreign Going and Unrestricted Home Trade) Examination Regulations 1971, Amendment No. 2‡;
- (d) The Masters and Mates (Foreign Going and Unrestricted Home Trade) Examination Regulations 1971, Amendment No. 3§.

*S.R. 1975/60

†S.R. 1971/210

‡S.R. 1974/71

§S.R. 1978/152

§S.R. 1981/168

SCHEDULES

FIRST SCHEDULE

IMO ENDORSEMENT OF CERTIFICATE OF COMPETENCY

Reg. 5

[Seal]

New Zealand

Issued under the provisions of the International Convention on Standards of Training, Certification, and Watchkeeping for Seafarers, 1978.

..... I, the undersigned, certify that the present certificate No. is issued to, who has been found duly qualified in accordance with the provisions of Regulation of the International Convention on Standards of Training, Certification, and Watchkeeping for Seafarers, 1978 as* with the following limitations only:

(Insert limitations
or "none")

Date of issue of this endorsement

[Seal]

Signed

Secretary for Transport

Date of birth of the holder of certificate

Signature of the holder of certificate

*Insert Convention grade or class of certificate.

SECOND SCHEDULE

Reg. 9 (3) (h)

SIGHT TESTS

Purpose:

The purpose of these tests is to ensure that a person's eyesight is sufficiently good to enable the person to pick up and identify correctly the lights of distant ships at sea. Experience has shown that for this purpose a person must be able to reach certain minimum standards both of form and colour vision.

Conduct:

A sight test comprises a letter test, and a lantern test as prescribed below.

The letter test is for form vision only, the lantern test is for form and colour vision combined. The Ishihara test is for confirmation of colour vision only.

The test shall be conducted by an examiner who shall keep a record of all mistakes made by the candidate, both in the letter test and in the lantern test.

Candidates, other than new entrants, may take the sight test with or without aids to vision as prescribed below.

Letter Test:

The first test shall be the letter test conducted on Snellen's principle by means of sheets of letters. On each sheet the 5th, 6th, and 7th lines correspond to standards 6/12, 6/9, and 6/6 respectively.

Candidates will be tested in each eye separately.

Standard of Vision Required:

A candidate who opts to take the test without aids to vision will be required to read correctly down to and including line 7 with the better eye and down to and including line 6 with the other eye.

A candidate who opts to take the test using aids to vision must first take the test without such aids, in which case the candidate will be required to read correctly down to and including line 5 with the better eye and line 3 with the other eye. The candidates will then be tested with aids to vision and will be required to read correctly down to and including line 7 with the better eye and down to and including line 6 with the other eye.

Methods of Testing:

The test card shall be mounted at a convenient height and shall be properly illuminated. Daylight shall not be used. The testing room shall be moderately lighted so that extreme contrast between the test card and background is avoided.

The candidate shall stand exactly 6.0 metres away from the card. The candidate shall then be required to read the card commencing with the largest letter and to read each subsequent line from left to right.

If with aids or without aids (or in both cases) a candidate fails to reach the required standard, an additional sheet shall be given for each eye in that part or parts of the test in which the candidate has failed.

If, at the conclusion of the letter test, the candidate is considered to have reached the required standard, the candidate shall proceed to the lantern test unless the candidate holds a New Zealand Certificate of Competency for which a pass in the lantern test would have been a condition for issue.

If the candidate fails to reach the required standard, the following alternatives shall be explained to the candidate:

- (a) The candidate may break off the test and present himself or herself in not less than 3 months for a further test, in which case a Certificate of Failure shall be issued; or
- (b) If the candidate did not use aids for form vision at the first attempt, and the standard of unaided vision is such that the candidate can read correctly down to and including line 5 with the better eye and line 3 with the other eye, the candidate may present himself or herself for retesting at any time, but at that test the candidate shall use artificial aids to form vision; or
- (c) The candidate may proceed to the lantern test. In this case, a record of all mistakes made in the letter test and all mistakes (if any) made in the lantern test shall be forwarded to the Principal Examiner for decision.

Lantern Test:

A special lantern and a mirror shall be provided for this test. The test shall be conducted in a room so darkened as to exclude all daylight.

The lantern shall be placed directly in front of the mirror, so that the front part of the lantern shall be exactly 3.0 metres from the mirror, and in such a position that the lights reflected in the mirror show clearly when viewed by the candidate on the left of the lantern.

A candidate who has used artificial aids to form vision may continue to use such aids in the lantern test, but tinted lenses shall not be permitted.

If a candidate makes mistakes at the beginning of the lantern test, the candidate shall be kept in a completely or partially darkened room for at least 10 minutes for darkness adaptation, and shall then begin the test again.

The lantern used for this test is designed to show 3 colours, namely, red, white, and green, singly through a large aperture or in pairs through small apertures.

The test shall commence with a series of lights shown through the large aperture followed by 4 complete circuits and one broken circuit of lights shown through the small apertures. Candidates shall be required to name the colours of the lights as they appear.

Sight Test Results:

A candidate who has passed in the letter test and makes no mistakes in the lantern test shall be deemed to have passed the whole test and the examiner shall issue a certificate to that effect, unless the candidate is an applicant for a certificate of competency, in which case the examiner shall complete the relevant section of the application form.

A certificate issued to a candidate who passes the test using aids to vision for any part of the test shall be endorsed to the effect that that person should use those aids when on watch and that a spare pair of spectacles should be carried. In the case of a candidate who passes the test wearing contact lenses, the certificate should be similarly endorsed to the effect that that person should carry a spare pair of contact lenses or spectacles.

If, with either the large aperture or the small aperture lights, a candidate mistakes red for green, or green for red, the candidate shall be considered to have failed in the lantern test.

If a candidate mistakes red or green for white, or white for red or green, and did not use aids to form vision, the candidate shall then be tested with the Ishihara plates.

If the candidate fails to identify any one or more of the Ishihara plates, all results (lantern and Ishihara) shall be referred to the Principal Examiner for decision.

If the candidate completes the Ishihara test without mistake, the sight test shall be broken off and the candidate shall be advised that there appears to be a defect in his or her form vision and that the candidate may take the test again at any time if he or she first obtains artificial aids to vision. No additional fee shall be charged for the subsequent test.

If the candidate previously failed in form vision, the candidate shall be re-tested in form vision, in addition to the lantern test, using artificial aids.

If the candidate makes further green/white or red/white or red/green mistakes after the foregoing procedure, all results (lantern and Ishihara) shall be sent to the Principal Examiner for decision. Pending the receipt of the Principal Examiner's instructions, a candidate shall be allowed to proceed with any examination for a Certificate of Competency on the express understanding that this examination will be cancelled in the event of a failure in the sight test.

In such a case, the candidate shall be notified, on Form MOT 5727, of his or her success or failure as a result of the Principal Examiner's decision.

Special Test:

A candidate who fails to pass the lantern test may apply to the Principal Examiner for a special test on payment of the appropriate fee, which shall be refunded if the candidate passes the special test.

The special test shall be supervised by 2 sight test examiners and may be undertaken at any port nominated by the Principal Examiner, who will also notify the candidate as to the most suitable time and date. The candidate shall inform the Principal Examiner whether or not he or she will be able to attend, and any candidate who fails to appear at the appointed time, having previously informed the Principal Examiner that he or she will attend, shall be liable to have the test postponed indefinitely and shall forfeit the fee paid.

Where, during the course of a special test, a candidate is found to have a permanent defect in eyesight such as to render the candidate unfit for a sea career, the candidate shall be finally failed and shall not be tested again on any future occasion.

Reg. 19 (1) (b) (ii)

THIRD SCHEDULE

APPROVED COURSE OF TRAINING IN NEW ZEALAND

Cadets and trainee officers shall—

- (a) Satisfactorily complete a training course leading to a Certificate as Second Mate of Foreign-Going Ship set by a New Zealand Ministry of Transport Nautical School; and
- (b) Satisfactorily complete a "Deck Cadet Record Book", approved by the Principal Examiner.

Reg. 24 (1)

FOURTH SCHEDULE

WATCHKEEPING RECORD (DECK OFFICERS)

Section 1:

Vessel's name: MV/SS

Gross Tonnage: [If under 30 metres, also state length]

Flag:

Type: [e.g. tanker, dry cargo, tug, oil rig supply vessel, etc.]

Trading Area: [If other than Foreign-Going Limits, give brief description, including port of domicile and radius of operations or maximum distance run between ports.]

Section 2:

Date of joining vessel:

Date of leaving vessel:

Articles opened: [Date]

Articles closed: [Date, if available]

Number of days of leave taken:

Rank held:

Whether 1st, 2nd, 3rd, or relieving Watchkeeper:

Duties other than bridge watchkeeping normally performed while at sea:
.....

Employment of vessel during period when not under articles..... [Laid
up, working cargo, under repair, or survey]

Section 3:

I certify that during the period while I was in command, was
in full charge of a watch for not less than hours out of every
24 hours while the vessel was at sea.

During this period his or her conduct was as stated below.

NOTE: [To be inserted in the Master's own handwriting].

1. Conduct:

Ability:

Sobriety:

Date [.....] Signed [.....] Master in command from
to

2. Conduct:

Ability:

Sobriety:

Date [.....] Signed [.....] Master in command from
to

3. Conduct:

Ability:

Sobriety:

Date [.....] Signed [.....] Master in command from
to

Section 4:

[To be completed by Master when applicant finally leaves vessel]

I certify that the particulars given in Sections 1 and 2 above are in
accordance with records held on this vessel.

Date Master.

C. J. HILL,
Acting for Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations revise and replace the Masters and Mates (Foreign Going and Unrestricted Home Trade) Regulations 1971 and their amendments, which are revoked. They bring New Zealand law into line with the relevant requirements of the International Convention on Standards of Training, Certification, and Watchkeeping for Seafarers, 1978.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 30 May 1985.

These regulations are administered in the Ministry of Transport.