



THE MASTERS, MATES, AND FISHING DECKHANDS (COASTAL, FISHING, AND RESTRICTED-LIMIT SHIPS) QUALIFICATION REGULATIONS 1993, AMENDMENT NO. 1

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 10th day of July 1995

Present:

HER EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to section 204 (2) of the Maritime Transport Act 1994, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

ANALYSIS

- 1. Title and commencement
- 2. Title of principal regulations
- 3. Interpretation
- 4. Grades of certificate
- 5. Oral examinations

- 6. New regulations inserted
 - 33A. Qualified fishing deckhand
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- 7. First Schedule amended
- 8. Revocation

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Masters, Mates, and Fishing Deckhands (Coastal, Fishing, and Restricted-Limit Ships) Qualification Regulations 1993, Amendment No. 1, and shall be read together with and deemed part of the regulations known

immediately before the commencement of this regulation as the Masters and Mates (Coastal, Fishing, and Restricted-Limit Ships) Qualification Regulations 1993* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 28th day after the date of their notification in the *Gazette*.

2. Title of principal regulations—Regulation 1 (1) of the principal regulations is hereby amended by omitting the words “and Mates”, and substituting the words “, Mates, and Fishing Deckhands”.

3. Interpretation—Regulation 2 (1) of the principal regulations is hereby amended by revoking the definition of the term “Examiner”, and substituting the following definition:

“‘Examiner’ means a person appointed by the Director to examine masters, mates, and fishing deckhands for certificates of competency.”

4. Grades of certificate—Regulation 3 (1) of the principal regulations is hereby amended by adding the following paragraph:

“(e) Qualified fishing deckhand.”

5. Oral examinations—Regulation 19 of the principal regulations is hereby amended by revoking subclause (1), and substituting the following subclause:

“(1) The oral part of each examination and the practical part of each examination (where it is a requirement) shall be taken as arranged with and notified to the candidate.”

6. New regulations inserted—The principal regulations are hereby amended by inserting, after regulation 33, the following regulations:

“33A. **Qualified fishing deckhand**—(1) A candidate for a certificate as qualified fishing deckhand shall qualify as follows:

“(a) *Age*: A candidate shall be not less than 16 years of age:

“(b) *Qualifying service*: A candidate shall have completed not less than 15 months qualifying service beyond extended river limits in fishing vessels, of which at least 3 months shall have been served in fishing vessels over 9 metres registered length, but where a candidate has attended an approved full time pre-employment training course, the total length of the qualifying service may be reduced by the period spent by the candidate at the course up to a maximum of 3 months:

“(c) *Approved training*: A candidate shall have satisfactorily attended and satisfactorily completed an approved training course:

“(d) *Eyesight and fitness requirements*: A candidate—

“(i) Shall pass the reduced standard eyesight test prescribed in the First Schedule to these regulations; and

“(ii) Shall take the test prescribed in that Schedule for colour vision and, in the event of failure to pass that test, any certificate issued to the candidate shall be endorsed to the effect that it is valid for watchkeeping duties during the hours of daylight only; and

(iii) Shall, if the candidate is of or over 65 years of age, produce evidence of medical fitness to the satisfaction of the Principal Examiner.

“(2) The examination shall consist of an oral and a practical examination.

“33B. **Endorsement to act as qualified fishing deckhand**—A certificate shall be issued to the holder of a certificate of competency as A.B. or integrated rating or commercial launchmaster who—

“(a) Produces proof of having completed not less than 15 months sea service of which not less than 3 months must have been served in fishing vessels of over 9 metres registered length; and

“(b) Has passed the practical part of the examination required by regulation 33A (2) of these regulations.”

7. First Schedule amended—(1) The First Schedule to the principal regulations is hereby amended by inserting, after the paragraph “If a candidate mistakes red or green for white, . . . shall be tested with the Ishihara plates.” (as set out under the heading “*Sight test results*”), the following paragraph:

“A candidate may use corrective lenses when he or she is tested with the Ishihara plates, but tinted lenses shall not be permitted.”

(2) The First Schedule to the principal regulations is hereby amended by revoking the paragraph “If the candidate does not complete the Ishihara test . . . after first obtaining corrective lenses.” (as set out under the heading “*Sight test results*”), and substituting the following paragraph:

“If the candidate completes the Ishihara test without a mistake, 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 lantern test again at any time, but at the lantern test the candidate shall use corrective lenses.”

(3) The First Schedule to the principal regulations is hereby amended by inserting, after the words “a certificate as commercial launchmaster”, in the paragraph “A candidate for a local . . . by means of the Ishihara plates.” (as set out under the heading “*Alternative colour vision tests*”), the words “or a certificate as qualified fishing deckhand”.

8. Revocation—The Shipping (Certificates of Competency as Qualified Fishing Deckhand) Regulations 1973 (S.R. 1973/195) are hereby consequentially revoked.

MARIE SHROFF,
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, which come into force on the 28th day after the date of their notification in the *Gazette*, incorporate into the Masters and Mates (Coastal, Fishing, and Restricted-Limit Ships) Qualification Regulations 1993 the requirements for qualified fishing deckhands and alter the Title of those regulations. The principal regulations will now be called the Masters, Mates, and Fishing Deckhands (Coastal, Fishing and Restricted-Limit Ships) Qualification Regulations 1993.

The regulations also consequentially revoke the Shipping (Certificates of Competency as Qualified Fishing Deckhand) Regulations 1973.

Issued under the authority of the Acts and Regulations Publication Act 1989.
Date of notification in *Gazette*: 13 July 1995.

These regulations are administered in the Ministry of Transport.