

1965/224



**THE SHIPPING (CERTIFICATES OF COMPETENCY AS QUALIFIED FISHING DECKHAND) REGULATIONS 1965**

BERNARD FERGUSSON, Governor-General

**ORDER IN COUNCIL**

At the Government Buildings at Wellington this 20th day of December 1965

Present:

THE RIGHT HON. KEITH HOLYOAKE, C.H., PRESIDING IN COUNCIL

PURSUANT to 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.

**REGULATIONS**

**1. Title and commencement**—(1) These regulations may be cited as the Shipping (Certificates of Competency as Qualified Fishing Deckhand) Regulations 1965.

(2) These regulations shall come into force on the 1st day of February 1966.

**2. Interpretation**—In these regulations, unless the context otherwise requires,—

“Certificate of competency” means a certificate of competency as qualified fishing deckhand granted under these regulations:

“Prescribed fee” means the fee prescribed by regulation 17 hereof:

“Sea service” means service in a ship plying or proceeding to sea on any voyage or excursion beyond river limits:

Expressions defined in the Shipping and Seamen Act 1952 have the meanings so defined.

**3. Certificates of competency**—(1) Certificates of competency may be granted under these regulations as follows:

- (a) A certificate by examination granted under regulation 13 hereof:
- (b) A certificate by service granted under regulation 15 hereof:
- (c) A certificate granted under regulation 16 hereof to the holder of a certificate of competency as A.B.

(2) Every certificate shall be in the form approved by the Minister pursuant to the Shipping and Seamen Act 1952, and shall be under the hand of the Secretary for Marine and the seal of the Marine Department.

**4. Replacement of lost or dilapidated certificates**—(1) Any holder of a certificate who proves to the satisfaction of a Superintendent of Mercantile Marine that he has lost or been deprived of the certificate or that the certificate has been destroyed may, on application to the Superintendent in a form provided for the purpose by the Secretary for Marine (form Exn. 17), be provided with a certified copy of the certificate.

(2) Any person whose certificate has become illegible by defacement may, on application to a Superintendent of Mercantile Marine in a form provided for the purpose by the Secretary for Marine (form Exn. 17), and on the surrender of the defaced certificate, be provided with a certified copy of the certificate.

(3) Every certified copy of a certificate issued under this regulation shall have all the effect of the original.

(4) The Superintendent of Mercantile Marine may in any particular case waive payment of the fee for a certified copy of a certificate.

**5. Applications**—(1) Every application for examination for a certificate of competency and every application for a certificate of competency under regulation 15 or regulation 16 hereof shall be made in a form provided for the purpose by the Secretary for Marine.

(2) Every application under these regulations shall be made to a Superintendent of Mercantile Marine, and shall be accompanied by the prescribed fee and by such testimonials and other documents as are required by these regulations.

(3) Forms required by these regulations may be obtained at any Mercantile Marine Office or at any office of the Marine Department.

**6. Qualifying service**—(1) Qualifying sea service, except as herein-after provided, must be performed in the deck department.

(2) For the purpose of these regulations, service shall be reckoned from the commencement of the voyage to its termination.

(3) Certificates of discharge in the foreign trade or home trade shall generally be accepted as proof of service.

(4) In the case of ships which do not give certificates of discharge for qualifying service, satisfactory proof of the qualifying service claimed must be produced. This proof must be either—

- (a) A naval discharge certificate, setting out fully the applicant's experience; or
- (b) A letter from the ship's owner or charterer or agent stating the dates of employment on the ship employed upon and its register length, and the locality in which the service was performed; or
- (c) A statutory declaration made by the applicant, setting out in full his service, giving names of ships and their register length, dates of employment, and locality in which the service was performed. The applicant shall also be required to produce a statement from such official as the local harbourmaster, yacht club president, Inspector of Fisheries, or member of a public body or Fishermen's Association or Fishermen's Federation or similar registered body, supporting the accuracy of the information contained in the declaration.

**7. Miscalculations or misrepresentations as to service**—(1) If, after a candidate has passed the examination, it is found that his sea service is insufficient to entitle him to receive a certificate, the certificate shall not be granted until he has performed the service in which he was deficient and has been re-examined, unless the Secretary for Marine sees fit to dispense with the re-examination.

(2) If the Secretary for Marine is satisfied that the miscalculation of the candidate's service was not due to any fault or misrepresentation on his part, the Secretary may have the fee returned to him or placed to his credit.

(3) In any case where it is discovered that any such candidate has used a false reference as to service in support of his application, or has been guilty of misrepresentation in connection with his service, the examination shall be void and the fee forfeited.

**8. Proof of age**—If any doubt exists as to the age of a candidate or any applicant for a certificate of competency, he may be required to produce a certificate of birth or other sufficient proof of age.

**9. Testimonials as to character**—(1) Every applicant for examination or for a certificate of competency must produce satisfactory testimonials of good conduct and sobriety for at least one year immediately preceding the date of his application.

(2) A favourable report in a certificate of discharge shall be deemed to be a satisfactory testimonial for the purposes of this regulation.

**10. Places and dates of examinations**—(1) Examinations for the grant of certificates shall be held at the offices of the Superintendent of Mercantile Marine at Auckland, Wellington, Lyttelton, and Dunedin, and at such other places as may be arranged by the Secretary for Marine.

(2) The examinations shall be held on such dates as the Secretary for Marine determines.

**11. Syllabus for examination**—The syllabus for the examination shall be the syllabus set out in the Schedule to these regulations.

**12. Qualifications of applicants for certificate by examination**—A candidate for a certificate of competency by examination shall—

- (a) Be not less than 18 years of age; and
- (b) Produce satisfactory proof of having performed not less than 36 months' sea service as a deckhand or in an equivalent or superior deck rating. Not less than six months of the sea service must have been served in a fishing boat, including not less than three months in a fishing boat over 30 ft register length; and
- (c) Produce the testimonials as to conduct and sobriety required by regulation 9 hereof.

**13. Certificates to successful candidates**—A certificate of competency as qualified fishing deckhand shall be granted to every applicant for a certificate by examination who complies with the provisions of regulation 12 hereof and passes the examination prescribed by these regulations.

**14. Failure in examination**—If a candidate fails in any examination under these regulations, he shall not be eligible for re-examination until after the expiration of three months from the date of that examination.

**15. Grant of certificate of competency by service**—A certificate of competency by service shall be granted without examination to an applicant who—

- (a) Makes application for such a certificate to the Secretary for Marine before the 1st day of February 1968; and
- (b) Is not less than 18 years of age; and
- (c) Produces satisfactory proof that he has performed not less than 36 months' sea service as a deckhand or in an equivalent or superior deck rating. Not less than six months of the sea service must have been served in a fishing boat, including not less than three months in a fishing boat over 30 ft register length; and
- (d) Produces the testimonials as to conduct and sobriety required by regulation 9 hereof.

**16. Grant of certificate to holders of certificates of competency as A.B.**—A certificate of competency as qualified fishing deckhand shall be granted, without examination, to an applicant who—

- (a) Satisfies a Superintendent of Mercantile Marine that he is the holder of a certificate of competency as A.B. granted under the Shipping (Certificates of Competency as A.B.) Regulations 1954,\* and
- (b) Produces the testimonials as to character required by regulation 9 hereof.

**17. Fees**—(1) The following fees shall be payable under these regulations:

Application for examination for certificate of competency (including issue of certificate if successful) .....	2s. 6d.
Application for certificate of competency under regulation 15 or regulation 16 hereof (including issue of certificate if application granted) .....	2s. 6d.
Certified copy of certificate of competency .....	5s.

(2) If an applicant is found not to be qualified, the fee paid by him shall be returned to him or shall be placed to his credit until he is qualified.

Reg. 11

## SCHEDULE

### SYLLABUS FOR EXAMINATION FOR QUALIFIED FISHING DECKHAND

#### Nautical Knowledge

- (1) The meaning of common nautical terms.
- (2) The names and functions of various parts of the ship (e.g., decks, compartments, ballast tanks, strum boxes, etc.).

\*S.R. 1954/176

Amendment No. 1: S.R. 1955/64

Amendment No. 2: (Revoked by S.R. 1960/70)

SCHEDULE—*continued*

- (3) Knowledge of the compass and ability to report the approximate bearing of an object in terms of points on the bow.
- (4) Understanding helm orders.
- (5) Reading, streaming, and hauling in a patent log.
- (6) Ship cleanliness and personal hygiene.
- (7) Elementary knowledge of rules of the road at sea.

**Practical Work**

(To be tested so far as possible by practical demonstrations)

- (8) Knots in common use for all classes of ropes, including nylon. Hitches, bends, etc., in common use. Whipping a rope's end. Finishing off the end of a heaving line by a wall and crown knot or other simple method. Putting a stopper on a hawser or derrick lift. Putting on a seizing.
- (9) Splicing in wire and other rope. Eye splice, short splice, and cut splice, and long splice in rope other than wire. (Demonstration of the cut splice will not be required.) Net mending.
- (10) Reeving a boat's fall or luff tackle.
- (11) Slings a stage.
- (12) How to steer.
- (13) Rigging a derrick. Driving a winch, engaging and disengaging gears and their use. General precautions to be taken before and during operation of a winch.
- (14) The use and operation of a windlass in anchor work and in warping. Stowage of chain cable in the chain locker and securing the anchor for sea.
- (15) A knowledge of the gear used in fishing and an understanding of its uses. General maintenance with special reference to the overhauling of blocks.
- (16) The safe handling of hatch covers; battening down and securing a hatchway.
- (17) Use, care, and maintenance of lifesaving and fire-fighting appliances.

**Boat Work**

- (18) A candidate shall be required to satisfy the examiner that—
  - (a) He understands and can carry out orders relating to lifeboat launching and operation and the management of a boat under sail:
  - (b) He understands the general principles of boat management in a tideway and in bad weather; and in landing on all kinds of beaches or in a surf; and the operation of inflatable liferafts:
  - (c) He is familiar with a lifeboat and its equipment and the starting and running of the engines of a powered boat.

T. J. SHERRARD,  
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 provide for the grant of certificates of competency as qualified fishing deckhand, and prescribe the qualifications for the grant of such certificates and the syllabus for the examination.

Provision is made for the granting, up to 1 February 1968, of certificates without examination to seamen who have performed the necessary qualifying sea service.

Provision is also made for the granting of certificates to holders of certificates of competency as A.B.

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Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 22 December 1965.

These regulations are administered in the Marine Department.