

REGULATION OF THE GOVERNMENT OF THE REPUBLIC OF ESTONIA

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**REQUIREMENTS FOR THE TRAINING AND QUALIFICATION OF
SEAFARERS AND PROCEDURES FOR CERTIFICATIONⁱ**

The Regulation has been adopted on the basis of subsection 1 of § 20 of the Maritime Safety Act of the Republic of Estonia

Chapter 1 General Provisions

§ 1 Scope of Application and Objective

The Regulation establishes the requirements for the training and qualification of seafarers; the procedure for certification of seafarers, including the issue of certificates of competency, certificates of proficiency and endorsements; the procedure for recognition of certificates of competency, certificates of proficiency and other certificates issued to crew members; and it also establishes the forms of certificates of competency, certificates of proficiency and other marine certificates.

§ 2 Definitions

The following definitions are used in this Regulation and its annexes:

- 1) STCW Convention – Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978, with amendments.
- 1¹) STCW Code – Seafarers’ Training, Certification and Watchkeeping Code, as adopted with resolution 2 by the 1995 Conference of Parties to the STCW Convention, in its up-to-date version.
- 2) Certificate of Competency (hereinafter referred to as CoC) – a document issued to Masters and ship’s officers in accordance with this Regulation and Chapters II, III and IV of the STCW Convention, giving the holder of a CoC the right to occupy a corresponding post and to perform duties according to the provided level of responsibility on ships, the type, gross tonnage and power of the main engines of which correspond to what has been indicated on the corresponding CoC, the CoP or the endorsement.
- 3) Certificate of Proficiency (hereinafter referred to as CoP) – a document issued to a crew member, indicating that the person complies with the requirements of this

Resolution and the STCW Code concerning training, competence and seagoing service.

- 4) Officer on operational or management level – Master and ship’s officers.
- 5) Master – the individual chief leader whose legitimate orders are obligatory for all the people aboard. A master’s rights and obligations shall be also applicable to a skipper.
- 6) Chemical tanker – a ship which has been constructed or adapted and used for the carriage of dangerous liquid products in bulk, which have been specified in Chapter 17 of the International Code of Construction and Equipment of Ships Which Carry Dangerous Chemicals in Bulk, as amended.
- 7) A third country – a country which is not a Member State of the EU or of the European Economic Area.
- 8) Month – a calendar month or 30 days consisting of a sum of periods of less than one calendar month.
- 9) Deck officer – ship’s officer who has been qualified in accordance with the provisions of Division 2 of Chapter 3.
- 10) Engineer officer – ship’s officer who has been qualified in accordance with the provisions of Division 3 of Chapter 3.
- 11) Ship’s officer – deck officer, engineer officer, electro-technical officer, radio officer, ship’s security officer, and other specialists who have been nominated by the company.
- 12) Ship’s security officer – a person aboard ship who is accountable to the Master and who has been nominated by the company as responsible for security on the ship, including the implementation and management of the security plan, the communication with the Head of security of the company and with the Heads of security of the port facilities.
- 13) Seagoing service – the service on ship, which is required for obtaining or re-validating a CoC, a CoP or an endorsement.
- 14) Oil tanker – a ship which has been constructed and used for the carriage of oil and oil products in bulk.
- 15) Propulsion power – the total maximum continuous rated output power in kilowatts of all the ship’s main propulsion machinery, which appears on the ship’s Certificate of Registry or another official document.
- 16) Bunkering vessel – an oil tanker which is used for bunkering in ports or roadsteads.
- 17) Radio Regulations – regulations which have been adopted by the International Telecommunications Union Convention, as amended.
- 18) Radio operator – a person whose qualification has been specified in Division 4 of Chapter 3.
- 19) Rating – a crew member other than the Master or ship’s officers
- 20) Duties – the collection of tasks, obligations and responsibility, which is required for operating the ship, ensuring the safety of life at sea and protecting the marine environment, and which has been established by the STCW Code.
- 21) Second Engineer – ship’s engineer officer who is next in rank to the chief engineer officer and upon whom the responsibility for the mechanical propulsion and the operation and maintenance of the mechanical and electrical installations of the ship will fall in the event of the incapability of the chief engineer officer.

- 22) Security obligations – all duties and obligations on ship which are related to security, as established by Chapter XI-2 of the International Convention for the Safety of Life at Sea (SOLAS) and the International Ship and Port Facility Security (ISPS) Code.
- 23) Chief Engineer – ship’s senior engineer officer who is responsible for the mechanical propulsion and the operation and maintenance of the mechanical and electrical installations of the ship.
- 24) Chief Mate – ship’s officer who is next in rank to the Master and upon whom the command of the ship will fall in the event of the incapability of the Master.
- 25) Liquefied gas tanker – a ship which has been constructed or adapted and used for the carriage of liquefied gases in bulk, which have been specified in Chapter 19 of the International Code of Construction and Equipment of Ships Which Carry Liquefied Gases or Other Products in Bulk, as amended.

§ 3 Forms of the Documents Issued to Seafarers

- (1) The forms of the documents which are issued by the Estonian Maritime Administration have been indicated in annexes 1 to 45 and 48.
- (2) The list of documents which are issued by maritime educational and training institutions to prove the completion of training courses and which shall not be replaced by the Estonian Maritime Administration is indicated in annex 50.

Chapter 2 Requirements for the Training of Crew Members

Division 1 Training of Crew Members

§ 4 Requirements for Curricula, and the Seagoing Service Determined in the Curriculum

- (1) The curricula and the simulators of a maritime educational and training institution, which provide the Convention based training, shall ensure that they comply with the requirements of the STCW Convention and Estonian legislation. The curricula of the training which is not based on the Convention shall comply with the requirements of Estonian legislation. The content of a curriculum, the choice of subjects, the scope of courses and their correspondence to the level of education shall as minimum comply with the requirements of the corresponding professional standards.
- (2) Seagoing service as trainee, as one of the practical forms of training, shall form part of a Convention based curriculum if the person who is going to participate in the Convention based training has not previously completed the seagoing service which is required for the completion of the curriculum and for acquiring the qualification. The type and scope of the seagoing service and the conditions for conducting and

assessing the seagoing service shall be established according to the requirements of the STCW Convention and this Regulation.

§ 5 Requirements for Educators and Assessors

- 1) The qualification of the people responsible for the professional education and training, refresher and updating training, and assessment of competence of seafarers shall as minimum correspond to the level of competence that forms the basis for acquiring the qualification in the field of studies in which they are involved as educators and assessors.
- 2) The qualification of the chairman of the professional education and training and refresher and updating training examination board shall as minimum correspond to the level of competence that forms the basis for acquiring the qualification in the field of studies in which he/she is involved as assessor.
- 3) The educators and assessors responsible for the professional education and training, refresher and updating training, and assessment of competence of seafarers shall have to complete as minimum a lecturer's or assessor's training respectively and comply with the clauses 4, 5 and 6 of Section A-I/6 of the STCW Code.

§ 6 Use of Simulators

The performance standards and other provisions which have been set out in Regulation I/12 of the STCW Convention and Section A-I/12 of the STCW Code, and other provisions of Part A of the STCW Code, shall be complied with in respect of:

- 1) all mandatory simulator-based training;
- 2) any assessment of competence required by Part A of the STCW Code, which is carried out by means of simulator;
- 3) any demonstration, by means of simulator, of continued proficiency that is required by Part A of the STCW Code.

Division 2 Commissions

§ 7 Examination Board of Professional Training of a Maritime Educational and Training Institution

- (1) The examination board shall be comprised of chairman and three members as minimum. The personnel of the examination board shall be confirmed by the head of the maritime educational and training institution in coordination with the Estonian Maritime Administration.
- (2) Examination records shall be compiled by the examination board. The examination records shall serve as the basis on which the document of graduation will be issued.

§ 8 Examination Board of Training Courses of a Maritime Educational and Training Institution

- (1) The maritime educational and training institution which provides training courses for seafarers shall form an examination board for taking examinations and approving the completion of training courses by seafarers.
- (2) The examination board shall be comprised of chairman and two members as minimum. The personnel of the examination board shall be confirmed by the head of the maritime educational and training institution in coordination with the Estonian Maritime Administration.
- (3) Examination records shall be compiled and certificates of the completion of the curricula of the courses shall be issued by the examination board. The examination records signed by members of the examination board shall be communicated to the Estonian Maritime Administration on the next working day after the examination at the latest.

Division 3 Convention Based Professional Education and Training

§ 9 General Provisions

- (1) The requirements of this Division are based on Parts A and B of the STCW Code.
- (2) The education and training carried out according to this Division shall ensure that seafarers acquire sufficient knowledge of English as it has been specified in Sections A-II/1, A-III/1, A-IV/2 and A-II/4 of the STCW Code, and that they are able to perform their duties properly on ship.
- (3) The standards of competence required to be demonstrated by candidates for the issue and revalidation of CoC or CoP are specified in Part A of the STCW Code. The abilities which have been specified in the standards of competence are grouped as appropriate under the following seven functions:
 - 1) navigation
 - 2) cargo handling and stowage
 - 3) controlling the operation of the ship and care for persons on board
 - 4) marine engineering
 - 5) electrical, electronic and control engineering
 - 6) maintenance and repair
 - 7) radiocommunications.
- (4) The standards of competence specified in subsection 3 are different depending on the following:
 - 1) management level
 - 2) operational level
 - 3) support level.
- (5) The functions and levels have been specified in the tables provided in Chapters II, III and IV of the STCW Code.

§ 10 Education and Training of Deck Officers

The education and training of deck officers, depending on the level of responsibility, shall comply with the requirements of the following Sections of the STCW Code: A-II/1, A-II/2, A-IV/2, A-VI/1, A-VI/2 (subsections 1-4), A-VI/3 (subsections 1-4) and A-VI/4 (subsections 1-3), taking into considerations the recommendations in Sections B-II/1, B-IV/2, B-VI/1 and B-VI/2 of the STCW Code.

§ 11 Education and Training of Engineer Officers

- (1) The education and training of engineer officers, depending on the level of responsibility and the power of the main propulsion machinery, shall comply with the requirements of the following Sections of the STCW Code: A-III/1, A-III/2, A-III/3, A-VI/1, A-VI/2 (subsections 1-4), A-VI/3 (subsections 1-4) and A-VI/4 (subsections 1-3), taking into consideration the recommendations in Sections B-III/1, B-VI/1 and B-VI/2 of the STCW Code.
- (2) The education and training of Ship's Electro-Technical Officer shall comply with the requirements of the following Sections of the STCW Code: A-III/6, A-VI/1, A-VI/2 (subsections 1-4), A-VI/3 (subsections 1-4) and A-VI/4 (subsections 1-3), taking into consideration the recommendations in Sections B-III/6, B-VI/1 and B-VI/2 of the STCW Code.

§ 12 Education and Training of Radio Officers (Electronics)

The education and training of radio officers (electronics) shall comply with the requirements of Chapter IV of Part A of the STCW Code and with the recommendations of Chapter 4 of Part B of the STCW Code.

§ 13 [Repealed.]

§ 14 Education and Training of Deck Rating

The education and training of able seafarer deck shall comply with the requirements of Sections A-II/4 and A-II/5 of the STCW Code, taking into consideration the recommendations of Sections B-II/4 and B-II/5 of the STCW Code.

§ 15 Education and Training of Rating Forming Part of an Engineering Watch, and Electro-Technical Rating

- (1) The education and training of ratings forming part of an engineering watch shall comply with the requirements of Sections A-III/4 and A-III/5 of the STCW Code, taking into consideration the recommendations of Sections B-III/4 and B-III/5 of the STCW Code.
- (2) The education and training of electro-technical ratings shall comply with the requirements of Section A-III/7 of the STCW Code.

Division 4 Education and Training Not Based on Convention

§ 16 Education and Training of Deck Officers

The education and training of skippers on ships of gross tonnage less than 50 on domestic voyages, and of skipper on ships of gross tonnage less than 200, shall comply with the curricula that have been accepted by the Estonian Maritime Administration and with the respective standard of competence of deck officers, if such a standard exists.

§ 17 Education and Training of Engineer Officers

The education and training of engineer officers on ships powered by main propulsion machinery of less than 750 kW shall comply with the curricula that have been accepted by the Estonian Maritime Administration and with the respective standard of competence of engineer officers, if such a standard exists.

§ 18 Education and Training of Ship's Refrigerating Plant Engineer Officers

The education and training of ship's refrigerating plant engineer officers shall comply with the curricula that have been accepted by the Estonian Maritime Administration and with the respective standard of competence of ship's refrigerating plant engineer officers, if such a standard exists.

§ 19 Education and Training of Ship's Refrigerating Plant Attendants

The education and training of ship's refrigerating plant attendants shall comply with the curricula that have been accepted by the Estonian Maritime Administration and with the respective standard of competence of ship's refrigerating plant attendants, if such a standard exists.

§ 20 Education and Training of Ship's Cook

The education and training of ship's cook shall comply with the ILO Maritime Labour Convention.

Division 5 Training Courses

§ 21 Special Training for Personnel on Certain Types of Ships

- (1) To work on tankers, masters, officers and deck and engine room ratings shall have to complete training courses which comply with the requirements of Regulation V/1-1 or V/1-2 of the STCW Convention and Section A-V/1-1 or A-V/1-2 of the STCW Code and with the recommendations of Section B-V/1, B-V/1-1 or B-V/1-2 of the STCW Code. Advanced training for work on tankers is not required of the crew members of bunkering tankers on domestic voyages of gross tonnage less than 3000.
- (2) To work on passenger ships, masters, officers, deck and engine room ratings and other personnel who serve passengers in cabins and who assist them in emergency situations shall have to complete training courses which comply with the requirements of Regulation V/2 of the STCW Convention and Section A-V/2 of the STCW Code.
- (2¹) To work on ships subject to the International Code of Safety for Ships using Gases or other Low-flashpoint Fuels (hereinafter referred to as the IGF Code), the crew members responsible for the use and maintenance of machinery and equipment or emergency response, shall complete basic training in compliance with the requirements of Regulation V/3 of the STCW Convention and Section A-V/3 of the STCW Code.
- (2²) A person who has completed training and received a corresponding certificate in compliance with clauses 2 and 5 or clauses 4 and 5 of Regulation V/1-2 of the STCW Convention, shall be deemed as having completed the basic training specified in subsection 2¹ of this section.
- (2³) To work on ships subject to the IGF Code, the master, engineer officers, and persons directly responsible for the ship's fuel and use of the fuel system of the ship, as well as maintenance of the equipment, shall complete advanced training in compliance with the requirements of Regulation V/3 of the STCW Convention and Section A-V/3 of the STCW Code, provided that they hold the certificate specified in subsection 2¹ of this section.
- (2⁴) A person who has completed training and received a corresponding certificate in compliance with clause 2 of Section A-V/1-2 of the STCW Code, shall be deemed as having completed the advanced training specified in subsection 2³ of this section, provided that the person has, in the last five years, performed at least 3 months of seagoing service on an LNG-fuelled vessel, an LNG tanker or a vessel using some other low-flashpoint fuel, and the seagoing service included at least three bunkering operations or three loading and three discharging operations.

- (3) The training courses for masters and chief mates for work on high speed craft shall comply with the recommendations of Section B-V/a of the STCW Code and with the requirements of Regulation 18.3 of Chapter 18 of the 1994 HSC Code and the 2000 HSC Code.
- (4) The training courses for work on ships carrying dangerous cargo shall comply with the recommendations of Section B-V/b or Section B-V/c of the STCW Code, depending on the type of cargo being carried.
- (5) The training courses for maritime personnel on self-propelled mobile offshore units shall comply with the recommendations of Section B-V/d of the STCW Code.
- (6) The training courses for masters and officers in charge of a navigational watch on board offshore supply vessels shall comply with the recommendations of Section B-V/e of the STCW Code.
- (7) The training courses for the personnel operating dynamic positioning systems (DP) shall comply with the recommendations of Section B-V/f of the STCW Code.
- (8) The basic training for masters, chief mates and deck officers on ships operating in polar waters shall comply with the requirements of clause 1 of Section A-V/4 of the STCW Code.
- (9) The advanced training for masters and chief mates on ships operating in polar waters shall comply with the requirements of clause 2 of Section A-V/4 of the STCW Code.

§ 22. Training Courses for Radio Operators

The training courses for radio operators shall comply with the requirements of Section A-IV/2 of the STCW Code and the recommendations of Section B-IV/2 of the STCW Code.

§ 23 Training Courses of Proficiency in Survival Craft, Rescue Boats, Liferafts and Fast Rescue Boats

- (1) The training courses of proficiency in survival craft, rescue boats, liferafts and fast rescue boats shall have to be completed by the crew members who have been nominated to be responsible for operating survival craft, rescue boats, liferafts and fast rescue boats. The training courses shall comply with the requirements of Sections A-VI/2, A-VI/2-1 and A-VI/2-2 of the STCW Code, taking into consideration the recommendations of Sections B-VI/2 and B-I/14 of the STCW Code.
- (2) The second in command in survival craft shall have to complete the training courses of proficiency in survival craft which complies with the requirements of Section A-VI/2 of the STCW Code, taking into consideration the recommendations of Section B-VI/2 of the STCW Code.
- (3) The crew of a fast rescue boat shall have to complete the training courses of proficiency in fast rescue boats which complies with the requirements of Section

A-VI/2 of the STCW Code, taking into consideration the recommendations of B-VI/2 of the STCW Code.

§ 24 Training in Advanced Firefighting

Masters, officers and ratings who have been designated to supervise firefighting operations and to lead fire groups shall complete advanced training in firefighting, which complies with the requirements of Section A-VI/3 of the STCW Code.

§ 25. Training in Medical First Aid and Medical Care

- (1) The training of medical first aid shall be completed by all officers on management or operational level.
- (2) The training of medical care shall be completed by the Master, the chief mate and the members of the crew who have been designated to take charge of medical care, except the persons with the qualification of doctor. The training shall comply with the requirements of Sections A-VI/4, A-VI/4-1 and A-VI/4-2 of the STCW Code. The training in medical care is not required on near-coastal voyages and domestic voyages.

§ 26 Safety Familiarization Training

Safety familiarization training shall be completed by all crew members. The training shall comply with the requirements of clause 1 of Section A-VI/1 of the STCW Code. Safety familiarization training shall be carried out aboard a ship and it shall be documented.

§ 27 Basic Safety Training

- (1) The basic safety training shall have to be completed by all seafarers who have been designated to be responsible for safety and environment protection. The training shall comply with the requirements of Sections A-VI/1, A-VI/1-1, A-VI/1-2, A-VI/1-3 and A-VI/1-4 of the STCW Code, taking into consideration the recommendations of Section B-VI/1 of the STCW Code.
- (2) The basic safety training certificate is of indefinite duration on near-coastal voyages on ships with length overall less than 24 metres, except passenger ships.

§ 28 Security Familiarization Training

- (1) All seafarers shall complete security familiarization training, which shall comply with the requirements of clauses 1 to 3 of Section A-VI/6-1 of the STCW Code.
- (2) [Repealed.]

- (3) The training on ship can be conducted by the security officer of the ship or the company, who is holder of the certificate according to Regulation VI/5 of the STCW Code, or by a person who has the appropriate qualification.
- (4) The training is not required on domestic voyages or on ships to which the ISPS Code does not apply.

§ 29 Security Training

All the crew members, who have not been designated the responsibility for security, shall complete security training. The training shall comply with the provisions of clause 4 of Section A-VI/6 of the STCW Code, taking into consideration the recommendations of Section B-VI/6 of the STCW Code. The training shall be conducted by a maritime educational and training institution. The training is not required of crew members who are on board temporarily up to 48 hours. The training is not required on domestic voyages or on ships to which the ISPS Code does not apply.

§ 30 Security Training of the Crew Members Designated the Responsibility for Security

Security training shall be completed by all crew members who have been designated the responsibility for security. The training shall comply with the provisions of clauses 6 to 8 of Section A-VI/6 of the STCW Code, taking into consideration the recommendations of Section B-VI/6 of the STCW Code. The training shall be conducted by a maritime educational and training institution. The training is not required on domestic voyages or on ships to which the ISPS Code does not apply.

§ 30¹ Education and Training of Ship's Security Officer

The education and training of ship's security officer shall comply with the provisions of Regulation VI/5 of the STCW Convention and of Section A-VI/5 of the STCW Code, and with the recommendations of Section B-VI/5 of the STCW Code.

§ 31. Professional Refresher and Updating Training

Professional refresher and updating courses shall be completed by all officers on management or operational level, if their competence has not been proved some other way described in subsection 2 of § 40. The professional refresher and updating courses shall comply with the provisions of clause 2 of Section A-I/11 of the STCW Code. The completion of professional refresher and updating courses or the proving of competence in accordance with subsection 2 of § 40 is not required on domestic voyages on ships of gross tonnage less than 200, except passenger ships.

Chapter 3 Requirements for Qualification of Crew Members, Procedure for Certification, Recognition of Certificates of Competency and Certificates of Proficiency, and Forms of Certificates

Division 1 General Provisions

§ 32. Subjects to Certification; Issue of Certificates and Duplicates

- (1) A CoC or a CoP shall be issued by the Estonian Maritime Administration to a person who has performed the seagoing service required by the requirements of this Regulation, and who has completed the education and training complying with the provisions of this Regulation and has acquired appropriate qualification in a maritime educational and training institution which is operating or has operated in Estonia.
- (2) A CoC or a CoP shall be issued to a national of Estonia, or to an alien residing in Estonia on the basis of a residence permit, or to a stateless person who has performed the seagoing service required by the requirements of this Regulation and who has completed the education and training complying with the provisions of this Regulation and has acquired appropriate qualification in a maritime educational and training institution which is operating or has operated abroad.
- (3) CoC or CoP shall be issued on the basis of the examination record and the document of graduation of a maritime educational and training institution. The individuals who have completed the required education and training and have acquired the qualification in a maritime educational and training institution which is operating or has operated abroad shall, in order to apply for a CoC or a CoP, submit to the Estonian Maritime Administration a certificate proving the content and the scope of the curriculum that has been completed.
- (4) The period of validity of a CoC and a CoP corresponding to Chapters II, III and IV of the STCW Convention shall be unlimited. The documents which form the basis for the issue of a CoC or a CoP shall be kept for 50 years.
- (5) If the text of a CoC or a CoP has become illegible or it has become evident that it is difficult to read at least one letter in the text, or it has become evident that the CoC or the CoP has been drawn up inaccurately or the data concerning the CoC or the CoP are incorrect, or the CoC or the CoP has been destroyed or it has been reported lost or stolen, the holder of the CoC or the CoP concerned shall submit a written application to the Estonian Maritime Administration for the issue of a duplicate.
- (6) The duplicate of a CoC or a CoP shall be issued on the basis of the relevant documents in the archives, taking into consideration the rights of the holder of the CoC or the CoP during the process of issue and the compliance of the certificate with the provisions of the STCW Convention and this Regulation.
- (7) The CoC or the CoP of higher professional qualification grants the right to perform duties on the post of lower capacity within the sphere of this

professional qualification. The Estonian Maritime Administration may issue to a seafarer a CoC or a CoP of lower professional qualification on his/her request.

§ 33. Issue, Limitations and Revalidation of Endorsements

- (1) The validity of a CoC or a CoP shall be determined by its endorsement. An endorsement shall form part of a CoC or a CoP of an officer on management or operational level and it shall grant the holder the right to work in the capacity and perform the functions as indicated in his/her endorsement. An endorsement is not required on domestic voyages on ships of gross tonnage less than 200, except passenger ships. The form of an endorsement of a CoC or a CoP complying with the requirements of the STCW Convention shall be specified in Annex 40. The form of an endorsement of a CoC or a CoP not complying with the requirements of the STCW Convention shall be specified in Annex 41.
- (2) The basis for the issue of an endorsement shall be valid certificates to prove the completion of training courses according to the functions, duties and the level of responsibility of the applicant, if he/she has not received the required training within the framework of general schooling; or the certificates proving assessment of the knowledge and skills, or the certificate of the performance of seagoing service, and a valid health certificate.
- (3) For the issue of the first endorsement of a CoC complying with the requirements of the STCW Convention, the applicant shall submit a certificate of the passing of an examination of maritime English in front of the examination board specified in § 7 or § 8, or he/she shall prove his/her competence in maritime English in front of the Permanent Committee of the Estonian Maritime Administration. In case of failure to pass the examination of maritime English an endorsement with restrictions shall be issued, which is valid for work on domestic voyages.
- (4) The unique number of the CoC or the CoP and the endorsement as well as the queue number of the endorsement shall be marked on the endorsement by the Estonian Maritime Administration.
- (5) An endorsement shall be issued by the Estonian Maritime Administration for a period of 5 years. The period of validity shall be determined according to the date of validity of the certificate proving the completion of the latest training course or the date of the examination record proving the competence.
- (6) The requirement to wear glasses and the limitations on the area of navigation shall be marked on the endorsement. The restriction to work on tankers specified in Regulations V/1-1 or V/I-2 of the STCW Convention shall also be marked on the endorsement.
- (7) An endorsement with limitations shall be issued for an officer on management or operational level who has not completed the training in medical care, which shall be valid on near-coastal voyages and domestic voyages. The limitation of near-coastal voyages shall be marked as “Navigation area – Baltic Sea” on the endorsement.

- (8) The Estonian Maritime Administration may under exceptional circumstances extend the period of validity of an endorsement for up to 3 months on the request of the company.
- (9) An endorsement shall become invalid if the corresponding CoC or CoP has been declared invalid or cancelled by the State which has issued the CoC or the CoP.
- (10) The post which the holder of the CoC or the CoP is entitled to occupy shall be at least of the same capacity as the one indicated on the Certificate of Safe Manning.
- (11) [Repealed.]

§ 34 Recognition of Certificates of Competency and Certificates of Proficiency

- (1) The Estonian Maritime Administration recognizes the CoCs and CoPs issued in accordance with all the requirements by a Member State of the EU or a Member State of the European Economic Area, if the CoCs or CoPs comply with Directive 2008/106/EU of the Parliament and the Council of the EU on the minimum level of training of seafarers.
- (2) The Estonian Maritime Administration recognizes the CoCs and CoPs issued to seafarers in accordance with all requirements by a third country, if the country has been included on the list compiled by the European Commission about countries whose CoCs and CoPs are recognized by Member States of the EU.
- (3) Upon recognizing the documents which have been specified in subsections 1 and 2, the Estonian Maritime Administration shall issue an endorsement, marking on it all the restrictions due to the post, the duties and the level of responsibility of the person concerned. The form of the endorsement to attest the recognition of a CoC is specified in Annex 42 of this Regulation.
- (4) The Estonian Maritime Administration may establish restrictions on holders of the CoCs and CoPs which have been issued by a Member State of the EU, in regard to the post, the duties and the level of responsibility on domestic voyages, and on the holders of the alternative CoCs which have been issued in accordance with Regulation VII/1 of Annex I of Directive 2008/106/EU of the Parliament and the Council of the EU. The established restriction shall not be stricter than those established for Estonian seafarers.
- (5) The Master, the Chief Mate, the Chief Engineer and the Second Engineer who work on ships flying the flag of the Republic of Estonia shall acquire appropriate knowledge of Estonian maritime legislation, which shall be proved in written form by the company or their representative.
- (6) An officer on management or operational level may work on ships flying the flag of the Republic of Estonia up to 3 months, if he/she is the holder of a CoC or a CoP with an appropriate endorsement issued by a third country and to which the Estonian Maritime Administration has not yet issued an endorsement to prove that the person is competent to work on ships flying the flag of the Republic of Estonia. In that case there shall be a certificate aboard ship according to the form that has been specified in Annex 43, issued by the Estonian Maritime Administration, proving that the person concerned has

submitted to the Estonian Maritime Administration an application for the issue of an endorsement.

§ 35 Permanent Committee of Estonian Maritime Administration

- (1) The membership of the Permanent Committee of the Estonian Maritime Administration shall be confirmed by Director General of the Estonian Maritime Administration.
- (2) The level of training of the Chairman and the members of the Permanent Committee of the Estonian Maritime Administration shall comply with Regulations II/2, III/2 or IV/2 of the STCW Convention.
- (3) A report shall be compiled about the results of assessment of the knowledge and skills of the seafarer, which shall serve as the basis for the issue of a CoC. The form of the report has been specified in Annex 48 of this Regulation.

§ 36 Applying for the First CoC or CoP If More Than Five Years Have Passed Since the Graduation from a Maritime Educational and Training Institution

- (1) If more than 5 years have passed since the graduation from a maritime educational and training institution, the applicant for a CoC or a CoP shall take an examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) If more than 5 years have passed since the graduation from a maritime educational and training institution, the applicant for a CoP specified in §§ 65 to 67 and 69 and 70 of this Regulation, shall take an examination in front of the Examination Board of the maritime educational and training institution providing education and training in the field of the profession concerned, which has been specified in § 8.

§ 37 Issue of a CoC to a Person Who Has Graduated from a Naval Educational and Training Institution

- (1) A CoC or CoP of the ship's management level shall be issued to a person who has graduated from a naval educational and training institution according to the decision of the Permanent Committee of the Estonian Maritime Administration if the curriculum of the naval educational and training institution complies with the requirements of the STCW Convention.
- (2) If the content and the scope of the curriculum of the naval educational and training institution do not comply with the requirements of the STCW Convention, the graduate from the naval educational and training institution shall undergo further training with regard to the subjects that have not been studied, and he/she shall take the relevant examinations.

- (3) The Estonian Maritime Administration shall issue to a person who has graduated from a naval educational and training institution the CoC as officer in charge of a navigational watch on ships of gross tonnage 500 or more, and the CoC as officer in charge of an engineering watch on ships powered by main propulsion machinery of 750 kW or more, on the following conditions:
 - 1) the applicant has performed seagoing service as officer of watch on a naval ship for 33 months as minimum, which shall be proved by presenting an appropriate certificate;
 - 2) the applicant has performed seagoing service as member of the deck crew or the engine room crew for 3 months as minimum on cargo ships or passenger ships of gross tonnage 500 or more, or powered by main propulsion machinery of 750 kW or more;
 - 3) the applicant has passed an examination in front of the Permanent Committee of the Estonian Maritime Administration.

§ 38 Seagoing Service

- (1) The seagoing service required for obtaining or upgrading a CoC or a CoP shall be the seagoing service which has been performed during the period of 10 years prior to the date of the submission of documents. The seagoing service performed earlier shall be accepted if it is possible to check and verify it on the basis of documents in the archives in Estonia.
- (2) The seagoing service of a seafarer who works aboard a ship shall not include the period of waiting in port or that of repairs which exceeds 30 days.
- (3) The seagoing service which is required for obtaining a CoC or a CoP shall not include work on a non-propelled watercraft.
- (4) [Repealed.]
- (5) When considering the seagoing service concerning the posts on ships which have not been specified in this Regulation, the company shall submit the job descriptions of these posts on the request of the Estonian Maritime Administration.
- (6) The Estonian Maritime Administration shall refuse to accept seagoing service if:
 - 1) the data submitted are incorrect or illegible;
 - 2) the person has not performed the required tasks on the ship;
 - 3) the person had no right to perform the tasks assigned to him/her;
 - 4) the authenticity of the submitted data is under suspicion and the person has not submitted additional material on the request of Estonian Maritime Administration.

§ 39 Approval and Issue of the Certificate of Seagoing Service and the Checking of Correctness of the Information in It

- (1) The Certificate of Seagoing Service shall be issued by the Master of the ship, or the company, or a crewing company which has been registered in the Index of

Economic Activity as the one offering services on the labour market. The certificate shall be confirmed by signature and stamp, including the name of the undersigned. The form of the Certificate of Seagoing Service has been specified in Annex 47.

- (2) If seagoing service forms part of a curriculum, it shall be registered in the Training Record Book. A certificate of the seagoing service which has been registered in the Training Record Book shall be issued by the maritime educational and training institution.
- (3) The Estonian Maritime Administration may check the validity of data of the Certificate of Seagoing Service within 30 days from the receipt of the documents. The Estonian Maritime Administration shall also recognize the Certificate of Seagoing Service which has been issued by the Master of a ship flying the flag of a foreign country, or by the company or a maritime educational and training institution of a foreign country.

§ 40 Proving of Knowledge and Skills of Seafarers

- (1) The professional competence of an officer on management or operational level shall be proved by an endorsement which has been specified in § 33. The issue of the endorsement shall be based on the completion of seagoing service, or refresher and updating courses, or the assessment of knowledge and skills, depending on the tasks and duties, the level of responsibility and the type of ship.
- (2) The professional competence of an officer on management or operational level for the issue of an endorsement shall be proved according to the provisions of Section A-I/11 of the STCW Code as follows:
 - 1) the completion of seagoing service of 12 months during the period of the last 5 years prior to applying for the endorsement, having performed functions appropriate to the CoC held; or
 - 2) the completion of seagoing service of 3 months during the period of the last 6 months prior to applying for the endorsement, having performed functions appropriate to the CoC held; or
 - 3) the completion of the required refresher and updating courses; or
 - 4) the assessment of knowledge and skills at a maritime educational and training institution within the scope of at least the refresher and updating course of the profession concerned; or
 - 5) the completion of seagoing service of 3 months as a trainee or as ship's officer in lower capacity prior to applying for the endorsement, if the last voyage has been performed not more than 30 days prior to the date of the submission of the application.
 - 6) [Repealed.]
- (2¹) The continuous competence with regard to Regulation IV/2 of the STCW Convention may also be proved by practice as coast station radio operator of 12 months during the period of the last 5 years prior to applying for the endorsement.

- (3) [Repealed.]
- (4) If an officer on management or operational level submits an application 6 months prior to the end of validity of the endorsement in order to prove his/her professional competence, the Estonian Maritime Administration shall issue a new endorsement, with the date of issue based on the end of validity of the previous endorsement.
- (5) The competence of seafarers with regard to Regulations V and VI of the STCW Convention shall be assessed in accordance with subsections 6 to 8.
- (6) The continuous competence with regard to Regulations V/1-1 and V/1-2 of the STCW Convention shall be proved by seagoing service of 3 months on a tanker during the last 5 years, or it shall be, after the person has obtained primary knowledge and skills, periodically assessed every five years at a maritime educational and training institution, or the required refresher and updating courses shall be completed. The knowledge and skills of seafarers shall be periodically assessed in accordance with the provisions of Sections A-V/1-1 and A-V/1-2 and Sections B-V/1, B-V/1-1 and B-V/2 of the STCW Code. The proving of continuous competence shall not be required of ratings.
- (7) The knowledge and skills of seafarers with regard to Regulations V/2, VI/1 VI/2 and VI/3 of the STCW Convention shall be, after the person has acquired primary knowledge and skills, periodically assessed every five years at a maritime educational and training institution, or the required refresher and updating courses shall be completed. The company of a ship flying the flag of Estonia may conduct the assessment of knowledge and skills on ship in the extent that has been specified in clause 4 of Section A-VI/1, clauses 6 and 12 of Section A-VI/2 and clause 6 of Section VI/3 of the STCW Code, if the company, in coordination with Estonian Maritime Administration, has included the system of assessment in the maritime safety management system with regard to the ISM Code. In order to start conducting the assessment, the company shall submit an application to the Estonian Maritime Administration, in which the procedure of assessment shall be included. The knowledge and skills of seafarers shall be periodically assessed in accordance with the provisions of Sections A-V/2, A-VI/1, A-VI/2 and A-VI/3 of the STCW Code.
- (7¹) The continuous competence with regard to Regulation V/3 of the STCW Convention shall be proved by seagoing service of 3 months during the period of the last 5 years on a ship to which the IGF Code applies, or assessed, after the person has acquired primary knowledge and skills, periodically every five years at a maritime educational and training institution, or the required refresher and updating courses shall be completed. The knowledge and skills of seafarers shall be periodically assessed in accordance with the provisions of Section A-V/3 of the STCW Code.
- (7²) The continuous competence with regard to Regulation V/4 of the STCW Convention shall be proved by seagoing service of 2 months during the period of the last 5 years on a ship operating in polar waters, or assessed, after the person has acquired primary knowledge and skills, periodically every five years at a maritime educational and training institution, or the required refresher and updating courses shall be completed. The knowledge and skills of seafarers shall

be periodically assessed in accordance with the provisions of Section A-V/4 of the STCW Code. The proving of continuous competence shall not be required of ratings.

- (8) Those responsible for the assessment of seafarers shall be appropriately qualified as holders of the CoC in accordance with Regulations II/2 and III/2 of STCW Convention, having at least one year of seagoing service in the capacity related to the CoC, as well as being appropriately qualified as assessors in accordance with the provisions of Regulation I/6 of the STCW Convention and of this Regulation, except in cases specified in subsection 10 of this section.
- (9) After the assessment of knowledge and skills at a maritime educational and training institution or on ship by the company, a record shall be compiled, on the basis of which a certificate shall be issued, which proves the compliance of the knowledge and skills of the person assessed with the requirements. The record shall include the names of the assessors, their posts, the stamp of the maritime educational and training institution, or the ship, or the company, and the contact details. The record digitally signed by all assessors shall be communicated to the Estonian Maritime Administration electronically on the day of the assessment. The original of the record, signed by all assessors and all persons whose knowledge and skills were assessed, shall be communicated to the Estonian Maritime Administration within 5 days after the completion of the assessment.
- (10) Two years after the completion of the training courses or the periodical assessment of knowledge and skills, the competence of the Master and the Chief Mate of high speed craft with regard to the recommendations of Section B-V/a of the STCW Code and Regulation 18.3 of Chapter 18 of the HSC Code shall be proved as follows:
 - 1) at least 3 months of seagoing service on high speed craft, performing the tasks that are related to those of the CoC, or
 - 2) an examination of navigation on ship, or on simulator of a maritime educational and training institution or the company, if the company has included such a method of assessment in the maritime safety management system in accordance with the ISM Code, of which a copy shall be submitted to the Estonian Maritime Administration. After the completion of the examination of navigation a record shall be compiled and submitted to the Estonian Maritime Administration pursuant to the procedures that have been specified in subsection 9. On the basis of the record a new Type Rating Certificate shall be issued.
- (11) In order to work on a shipping line that is connected to a port in Estonia, the Master and the Chief Mate of high speed craft, who are holders of the Type Rating Certificate that has been issued by a foreign country, shall take an examination of navigation on ship or on a simulator of a maritime educational and training institution. The document issued by the institution that has conducted the examination shall be submitted to the Estonian Maritime Administration for the issue of an endorsement of recognition of the Type Rating Certificate of a foreign country, which grants the right to work on a certain ship and on a certain shipping line, or a respective marking shall be made on the Type Rating Certificate. The form of the endorsement shall be specified in Annex 43.

- (12) The company of a ship on domestic voyages may carry out the assessment of knowledge and skills of seafarers as regards sections A-V/2, A-VI/1, A-VI/2 and A-VI/3 of the STCW Code aboard a ship if the company has, in concordance with the Estonian Maritime Administration, recognised this assessment in the safety management system which complies with the ISM Code or Regulation (EC) No. 336/2006 of the European Parliament and of the Council on the implementation of the International Safety Management Code within the Community and repealing Council Regulation (EC) No. 3051/95. In order to conduct the assessment, the company shall submit an application to the Estonian Maritime Administration containing the assessment procedure. In that case the Estonian Maritime Administration shall issue a Basic Safety Training Certificate, a CoP in survival craft and rescue boats, and the Certificate of advanced firefighting with restrictions which is valid for work on domestic voyages. The refresher and updating training certificate issued by the company to crew members on passenger ships in compliance with the procedure described in subsection 9 shall be valid for work on domestic voyages on the passenger ships of that company.

§ 41. [Repealed.]

Division 2 Certificate of Competency as Deck Officer

§ 42. Certificate of Competency as Skipper on Domestic Voyages on Ships of Gross Tonnage Less Than 50

- (1) For the issue of the CoC as Skipper on Domestic Voyages on Ships of Gross Tonnage Less Than 50 the following is required:
- 1) completion of the training courses of skipper on domestic voyages and GMDSS restricted radio operator;
 - 2) performance of at least 6 months of seagoing service in navigational watch on a ship with length overall 12 metres or more, or as boatmaster on pleasure craft with length overall less than 12 metres, or on pleasure craft employed for pleasure trips for pay, or on a training ship.
- (2) The CoC is issued to a person of at least 18 years of age.
- (3) The holder of the CoC as Skipper on Domestic Voyages on Ships of Gross Tonnage Less Than 50 shall have the right to serve in the capacity of skipper on domestic voyages on ships of gross tonnage less than 50.

§ 43 Certificate of Competency as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage Less Than 200

- (1) For the issue of the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage Less Than 200 the following is required:
 - 1) completion of the training courses of skipper and GMDSS restricted radio operator;
 - 2) performance of at least 6 months of seagoing service in navigational watch on a ship of gross tonnage 50 or more, or on a training ship.
- (2) The CoC is issued to a person of at least 18 years of age.
- (3) The holder of the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage Less Than 200 shall have the right to serve in the capacity of:
 - 1) officer of the watch on near-coastal voyages on fishing vessels of gross tonnage less than 200;
 - 2) skipper on domestic voyages on ships of gross tonnage less than 50;
 - 3) officer of the watch on domestic voyages on ships of gross tonnage less than 200;
 - 4) officer of the watch on near-coastal voyages on historical ships of gross tonnage less than 200.

§ 44 Certificate of Competency as Skipper on Ships of Gross Tonnage Less Than 200

- (1) For the issue of the CoC as Skipper on Ships of Gross Tonnage Less Than 200 the following is required:
 - 1) the CoC as Officer in charge of a navigational watch on ships of gross tonnage less than 200;
 - 2) performance of at least 12 months of seagoing service as officer of the watch on ships of gross tonnage 50 or more;
 - 3) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The CoC shall be issued to a person of at least 20 years of age.
- (3) The holder of the CoC as Skipper on Ships of Gross Tonnage Less Than 200 shall have the right to serve in the capacity of:
 - 1) skipper on near-coastal voyages on fishing vessels of gross tonnage less than 200;
 - 2) skipper on domestic voyages on ships of gross tonnage less than 200;
 - 3) skipper on domestic voyages on passenger ships of gross tonnage less than 200 if he/she has at least 12 months of seagoing service as skipper on ships of gross tonnage 100 or more;
 - 4) officer of the watch on near-coastal voyages on fishing vessels of gross tonnage less than 200;
 - 5) skipper on near-coastal voyages on a historical ship of gross tonnage less than 200 if he/she has seagoing service of at least 12 months as skipper on ships of gross tonnage 50 or more.

§ 45 Certificate of Competency as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage Less Than 500

- (1) For the issue of the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage less than 500 the following is required:
 - 1) completion of the training course of Master on ships of gross tonnage less than 500;
 - 2) performance of at least 12 months of seagoing service as a deck-rating on ships of gross tonnage 100 or more, including navigational watch of at least 6 months under the guidance of a deck officer.
- (1¹) The seagoing service required for the issue of the CoC shall not include service on a naval or inland vessel. Up to two months of seagoing service on a naval or training ship of gross tonnage 100 or more shall be added to the seagoing service of cadets of a maritime educational and training institution.
- (2) The CoC is issued to a person of at least 18 years of age.
- (3) The holder of the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage Less Than 500 shall have the right to work in the capacity of officer in charge of a navigational watch on ships of gross tonnage less than 500.

§ 46 Certificate of Competency as Master on Ships of Gross Tonnage Less Than 500

- (1) For the issue of the CoC as Master on Ships of Gross Tonnage Less Than 500 the following is required:
 - 1) the CoC as officer in charge of a navigational watch on ships of gross tonnage less than 500;
 - 2) performance of at least 12 months of seagoing service as officer of the watch on ships of gross tonnage 100 or more;
 - 3) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The CoC is issued to a person of at least 20 years of age.
- (3) The holder of the CoC as Master on Ships of Gross Tonnage Less Than 500 has the right to serve in the capacity of:
 - 1) Master on near-coastal voyages on ships of gross tonnage less than 500;
 - 2) Master on near-coastal voyages on passenger ships of gross tonnage less than 500, if he/she has performed at least 12 months of seagoing service as Master or Skipper on ships of gross tonnage 100 or more.

§ 47 Certificate of Competency as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage 500 or More

- (1) For the issue of the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage 500 or More the following is required:
 - 1) completion of the training course of Officer in charge of a navigational watch on ships of gross tonnage 500 or more;

- 2) performance of at least 12 months of seagoing service in the deck department on ships of gross tonnage 500 or more, including at least 6 months of navigational watch under the guidance of a deck officer, which has been recorded in the Training Record Book.
- (2) The seagoing service which is required for the issue of the CoC shall not include service on a naval ship or a river craft. Up to two months of seagoing service on a naval or training ship of gross tonnage 100 or more shall be added to the seagoing service of cadets of a maritime educational and training institution.
- (3) If the applicant does not have a properly drawn up certificate of seagoing service issued by a maritime educational and training institution, he/she is required, for the issue of the CoC, to submit a certificate of seagoing service of 36 months in the deck department on ships of gross tonnage 500 or more, including at least 6 months of navigational watch under the guidance of a deck officer. If the length of the seagoing service which has been recorded in the Training Record Book is less than 12 months, the applicant is required, for the issue of the CoC, to submit a certificate of seagoing service in which the missing part of the seagoing service has been indicated as having a triple length of it.
- (4) The seagoing service specified in clause 2 of subsection 1 and in subsection 3 may be replaced by the seagoing service of 36 months as a deck officer on ships of gross tonnage 100 or more.
- (5) The CoC is issued to a person of at least 18 years of age.
- (6) The CoC as Master on ships of gross tonnage less than 500 may be issued to the holder of the CoC as Officer in charge of a navigational watch on ships of gross tonnage 500 or more, if he/she has performed at least 12 months of seagoing service as officer in charge of a navigational watch on ships of gross tonnage 100 or more, and if he/she has completed training in accordance with Regulation II/2 or II/3 of the STCW Convention.
- (7) The holder of the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage 500 or More has the right to serve in the capacity of:
 - 1) officer of the watch on ships of unlimited gross tonnage;
 - 2) Master on domestic voyages on ships of gross tonnage less than 500, if he/she has performed at least 6 months of seagoing service as officer of the watch on ships of gross tonnage 100 or more.

§ 48 Certificate of Competency as Chief Mate on Ships of Gross Tonnage Less Than 3000

- (1) For the issue of the CoC as Chief Mate on Ships of Gross Tonnage Less Than 3000 the following is required:
 - 1) completion of the training course of Master on ships of gross tonnage 3000 or more;
 - 2) the CoC as Officer in charge of a navigational watch on ships of gross tonnage 500 or more;

- 3) performance of at least 12 months of seagoing service as officer of the watch on ships of gross tonnage 500 or more, or passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC does not include service as pilot or service on a naval ship.
- (3) The CoC as Master on ships of gross tonnage less than 500 may be issued to the holder of the CoC as Chief Mate on ships of gross tonnage less than 3000.
- (4) The holder of the CoC as Chief Mate on Ships of Gross Tonnage Less Than 3000 has the right to serve in the capacity of:
 - 1) officer of the watch on ships of unlimited gross tonnage;
 - 2) Chief Mate on ships of gross tonnage less than 3000;
 - 3) Chief Mate on domestic voyages on ships of unlimited gross tonnage;
 - 4) Master on domestic voyages on ships of gross tonnage less than 500.

§ 49 Certificate of Competency as Master on Ships of Gross Tonnage Less Than 3000

- (1) For the issue of the CoC as Master on Ships of Gross Tonnage Less Than 3000 the following is required:
 - 1) completion of the training course of Master on ships of gross tonnage 3000 or more;
 - 2) the CoC as Chief Mate on ships of gross tonnage less than 3000 or the CoC as Chief Mate on ships of gross tonnage 3000 or more;
 - 3) performance of at least 12 months of seagoing service as Chief Mate on ships of gross tonnage 500 or more;
 - 4) passing of the qualification examination in front of the Permanent Committee of the Estonian maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC shall not include service as pilot or on a naval ship.
- (3) The holder of the CoC as Master on Ships of Gross Tonnage Less Than 3000 shall have the right to serve in the capacity of:
 - 1) Officer of the watch on ships of unlimited gross tonnage;
 - 1¹) Chief Mate on ships of unlimited gross tonnage, if the CoC as Master on Ships of Gross Tonnage Less Than 3000 was issued on the basis of the CoC as Chief Mate on Ships of Gross Tonnage 3000 or More;
 - 2) Master on ships of gross tonnage less than 3000;
 - 3) Master on domestic voyages on ships of unlimited gross tonnage.

§ 50 Certificate of Competency as Chief Mate on Ships of Gross Tonnage 3000 or More

- (1) For the issue of the CoC as Chief Mate on Ships of Gross Tonnage 3000 or More the following is required:

- 1) completion of the training course of Master on ships of gross tonnage 3000 or more;
 - 2) the CoC as officer of the watch on ships of gross tonnage 500 or more;
 - 3) performance of at least 12 months of seagoing service as Officer in charge of a navigational watch on ships of gross tonnage 3000 or more;
 - 4) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC does not include service as a pilot or on a naval ship.
 - (3) The CoC as Master on ships of gross tonnage less than 500 may be issued to the holder of the CoC as Chief Mate on ships of gross tonnage 3000 or more.
 - (4) The holder of the CoC as Chief Mate on Ships of Gross Tonnage 3000 or More has the right to serve in the capacity of:
 - 1) Chief Mate, or Officer of the watch, on ships of unlimited gross tonnage;
 - 2) Master on domestic voyages on ships of gross tonnage less than 3000.

§ 51 Certificate of Competency as Master on Ships of Gross Tonnage 3000 or More

- (1) For the issue of the CoC as Master on Ships of Gross Tonnage 3000 or More the following is required:
 - 1) completion of the training course of Master on ships of gross tonnage 3000 or more;
 - 2) The CoC as Chief Mate on ships of gross tonnage 3000 or more, or the CoC as Master on ships of gross tonnage less than 3000;
 - 3) performance of at least 12 months of seagoing service as Chief Mate on ships of gross tonnage 3000 or more on international voyages;
 - 4) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC shall not include service as a pilot or on a naval ship.
- (3) The holder of the CoC as Master on Ships of Gross Tonnage 3000 or More shall have the right to serve in the capacity of Master, Chief Mate, or Officer of the Watch, on ships of unlimited gross tonnage and of unlimited area of navigation.

Division 3 Certificate of Competency as Engineer Officer

§ 52 Certificate of Competency as Chief Engineer on Ships Powered by Main Propulsion Machinery of Less Than 750 kW

- (1) For the issue of the CoC as Chief Engineer on Ships Powered by Main Propulsion Machinery of Less Than 750 kW the following is required:

- 1) completion of the training course of Officer in charge of an engineering watch on ships powered by the main propulsion machinery of less than 750 kW;
- 2) performance of at least 12 months of seagoing service in the engine room or in an engineering watch on ships powered by the main propulsion machinery of 150 kW or more.
- (2) The CoC shall not be upgraded.
- (3) The holder of the CoC as Chief Engineer on Ships of Main Propulsion Machinery of less than 750 kW shall have the right to serve in the capacity of chief engineer officer on ships powered by main propulsion machinery of less than 750 kW.

§ 53 Certificate of Competency as Officer in Charge of an Engineering Watch on Ships Powered by Main Propulsion Machinery of 750 kW or More

- (1) For the issue of the CoC as Officer in Charge of an Engineering Watch on Ships Powered by Main Propulsion Machinery of 750 kW or More the following is required:
 - 1) completion of the training course of Officer in Charge of an Engineering Watch on ships powered by main propulsion machinery of 750 kW or more;
 - 2) performance of at least 4 months of training practice at a ship repair yard or at the workshop of a maritime educational and training institution;
 - 3) performance of at least 8 months of seagoing service in the engine room, which has been registered in the Training Record Book, on ships powered by main propulsion machinery of 750 kW or more, including at least 6 months of an engineering watch under the guidance of an engineer officer.
- (2) The seagoing service which is required for the issue of the CoC shall not include service on a river craft or a naval ship. Up to two months of seagoing service on a naval ship or a training ship powered by main propulsion machinery of 200 kW or more shall be added to the seagoing service of a cadet of a maritime educational and training institution.
- (3) If the applicant does not have a properly drawn up certificate of seagoing service issued by a maritime educational and training institution, he/she is required to submit for the issue of the CoC a certificate of the performance of training practice of at least 6 months at a ship repair yard or the workshop of a maritime educational and training institution, and a certificate of performance of seagoing service of 30 months in the engine room on ships powered by main propulsion machinery of 750 kW or more, including at least 6 months of an engineering watch under the guidance of an engineer officer.
- (4) [Repealed.]
- (5) If the length of the seagoing service registered in the Training Record Book is less than 8 months, the applicant is required, for the issue of the CoC, to submit a certificate of seagoing service in which the missing part of the seagoing service has been indicated as having a triple length of it.
- (6) The seagoing service specified in clause 3 of subsection 1 and in subsection 3 may be replaced by the seagoing service of 36 months as officer in charge of

an engineering watch on ships powered by main propulsion machinery of 200 kW or more, if the person is holder of CoC as Chief Engineer on ships powered by main propulsion machinery of less than 750 kW.

- (7) The CoC is issued to a person of at least 18 years of age.
- (8) The holder of the CoC as Officer in Charge of an Engineering Watch on Ships Powered by Main Propulsion Machinery of 750 kW or More shall have the right to serve in the capacity of:
 - 1) Officer of the Watch on ships of unlimited gross tonnage and unlimited propulsion power;
 - 2) Chief Engineer on ships powered by main propulsion machinery of less than 750 kW.

§ 54 Certificate of Competency as Second Engineer on Ships Powered by Main Propulsion Machinery of Less Than 3000 kW

- (1) For the issue of the CoC as Second Engineer on Ships Powered by Main Propulsion Machinery of Less Than 3000 kW the following is required:
 - 1) completion of the training course of Chief Engineer on ships powered by main propulsion machinery of less than 3000 kW or Chief Engineer on ships powered by main propulsion machinery of 3000 kW or more;
 - 2) the CoC as Officer in Charge of an Engineering Watch on ships powered by main propulsion machinery of 750 kW or more;
 - 3) performance of at least 12 months of seagoing service as officer in charge of an engineering watch on ships powered by main propulsion machinery of 750 kW or more;
 - 4) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC shall not include service on a naval ship.
- (3) The holder of the CoC as Second Engineer on Ships Powered by Main Propulsion Machinery of Less Than 3000 kW shall have the right to serve in the capacity of:
 - 1) Officer of the Watch on ships of unlimited gross tonnage and unlimited propulsion power;
 - 2) Second Engineer on ships powered by main propulsion machinery of less than 3000 kW;
 - 3) Chief Engineer on ships powered by main propulsion machinery of less than 750 kW;
 - 4) Chief Engineer on domestic voyages on ships powered by main propulsion machinery of less than 3000 kW if he/she has performed at least six months of seagoing service as Second Engineer on ships powered by main propulsion machinery of 750 kW or more.

§ 55 Certificate of Competency as Chief Engineer on Ships Powered by Main Propulsion Machinery of Less Than 3000 kW

- (1) For the issue of the CoC as Chief Engineer on Ships Powered by Main Propulsion Machinery of Less Than 3000 kW the following is required:
 - 1) completion of the training course of Chief Engineer on ships powered by main propulsion machinery less than 3000 kW or Chief Engineer on ships powered by main propulsion machinery of 3000 kW or more;
 - 2) the CoC as Second Engineer on ships powered by main propulsion machinery of less than 3000 kW;
 - 3) performance of at least 12 months of seagoing service as second engineer officer on ships powered by main propulsion machinery of 750 kW or more;
 - 4) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC shall not include service on a naval ship.
- (3) The holder of the CoC as Chief Engineer on Ships Powered by Main Propulsion Machinery of Less Than 3000 kW shall have the right to serve in the capacity of:
 - 1) Officer of the Watch on all motor ships;
 - 2) Chief Engineer on ships powered by main propulsion machinery of less than 3000 kW;
 - 3) Chief Engineer on domestic voyages on ships of unlimited propulsion power;
 - 4) Second Engineer on all motor ships if the CoC as Chief Engineer on Ships Powered by Main Propulsion Machinery of Less Than 3000 kW was issued on the basis of the CoC as Second Engineer on Ships Powered by Main Propulsion Machinery of 3000 kW or More.

§ 56 Certificate of Competency as Second Engineer on Ships Powered by Main Propulsion Machinery of 3000 kW or More

- (1) For the issue of the CoC as Second Engineer on Ships Powered by Main Propulsion Machinery of 3000 kW or More the following is required:
 - 1) completion of the training course of Chief Engineer on ships powered by main propulsion machinery of 3000 kW or more;
 - 2) the CoC as Officer in Charge of an Engineering Watch on ships powered by main propulsion machinery of 750 kW or more;
 - 3) performance of at least 12 months of seagoing service as officer in charge of an engineering watch on ships powered by main propulsion machinery of 3000 kW or more;
 - 4) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC shall not include service on a naval ship.

- (3) The holder of the CoC as Second Engineer on Ships Powered by Main Propulsion Machinery of 3000 kW or More shall have the right to serve in the capacity of:
 - 1) Officer of the Watch, or Second Engineer, on ships of unlimited gross tonnage and unlimited propulsion power;
 - 2) Chief Engineer on ships powered by main propulsion machinery of less than 3000 kW, if he/she has performed at least 6 months of seagoing service as Second Engineer on ships powered by main propulsion machinery of 750 kW or more;
 - 3) Chief Engineer on ships powered by main propulsion machinery of less than 750 kW;
 - 4) Chief Engineer on domestic voyages on ships powered by main propulsion machinery of less than 3000 kW.

§ 57 Certificate of Competency as Chief Engineer on Ships Powered by Main Propulsion Machinery of 3000 kW or More

- (1) For the issue of the CoC as Chief Engineer on Ships Powered by Main Propulsion Machinery of 3000 kW or More the following is required:
 - 1) completion of the training course of Chief Engineer on ships powered by main propulsion machinery of 3000 kW or more;
 - 2) the CoC as Second Engineer on ships powered by main propulsion machinery of 3000 kW or more, or the CoC as Chief Engineer on ships powered by main propulsion machinery of less than 3000 kW;
 - 3) performance of at least 12 months of seagoing service as Second Engineer on ships powered by main propulsion machinery of 3000 kW or more;
 - 4) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.
- (2) The seagoing service which is required for the issue of the CoC shall not include service on a naval ship.
- (3) The holder of the CoC as Chief Engineer on Ships Powered by Main Propulsion Machinery of 3000 kW or More shall have the right to serve in the capacity of Officer of the Watch, Second Engineer, or Chief Engineer on ships of unlimited gross tonnage and unlimited propulsion power.

§ 58 Certificate of Competency as Electro-Technical Officer

- (1) For the issue of the CoC as Electro-Technical Officer the following is required:
 - 1) completion of the training course of Electro-Technical Officer;
 - 2) performance of at least 12 months of seagoing service, which has been recorded in the Training Record Book, including at least 4 months of practice at a workshop in maintenance and repair of electrical installations at a ship yard or any other shore based enterprise, or the laboratory of a maritime educational and training institution; as well as at least 8 months of seagoing

service, including at least 2 months of practice as a rating forming part of an engineering watch and at least 6 months as electro-technical rating on ships powered by main propulsion machinery of 750 kW or more.

- (2) The seagoing service which is required for the issue of the CoC shall not include service on a river craft or a naval ship. Up to two months of seagoing service on a naval ship or a training ship powered by main propulsion power of 200 kW or more shall be added to the seagoing service of cadets of maritime educational and training institutions.
- (3) If the applicant does not have a properly drawn up certificate of seagoing service issued by a maritime educational and training institution, he/she is required, for the issue of the CoC, to submit a certificate of seagoing service of 18 months as electro-technical rating on ships powered by main propulsion machinery of 750 kW or more. If the length of the seagoing service which has been recorded in the Training Record Book is less than 6 months, he/she is required, for the issue of the CoC, to submit a certificate of seagoing service in which the missing part of the seagoing service has been indicated as having a triple length of it.
- (4) The CoC is issued to a person of at least 20 years of age.
- (5) The holder of the CoC as Electro-Technical Officer shall have the right to serve in the capacity of electro-technical officer on ships of unlimited gross tonnage and unlimited propulsion power.

§ 59 Certificate of Competency as Ship's Refrigerating Plant Engineer

- (1) For the issue of the CoC as Ship's Refrigerating Plant Engineer the following is required:
 - 1) completion of the training course of Ship's Refrigerating Plant Engineer;
 - 2) performance of at least 3 months of practice, which has been recorded in the Training Record Book, of repair work of refrigerating plants at a ship yard or any other shore based enterprise;
 - 3) performance of at least 8 months of seagoing service, which has been recorded in the Training Record Book, including at least 2 months of seagoing service as a rating forming part of an engineering watch and at least 6 months as ship's refrigerating plant attendant on ships of freezing efficiency of 70 000 kcal/h (81.5 kW) or more.
- (2) The CoC is issued to a person of at least 20 years of age.
- (3) The holder of the CoC as Ship's Refrigerating Plant Engineer shall have the right to serve in the capacity of ship's refrigerating plant engineer on ships of unlimited gross tonnage and unlimited propulsion power.

Division 4 Certificates of Ship's Radio Personnel and Ship Security Officer

§ 60 GMDSS Restricted Operator's Certificate

- (1) For the issue of the GMDSS Restricted Operator's Certificate it is required to complete the restricted operator's training course.
- (2) The certificate is issued to a person of at least 18 years of age.
- (3) The holder of the GMDSS Restricted Operator's Certificate shall have the right to serve in the capacity of radio operator on ships, the area of navigation of which is A1 of the GMDSS system.

§ 61 GMDSS General Operator's Certificate

- (1) For the issue of the GMDSS General Operator's Certificate it is required to complete the general operator's training course.
- (2) The certificate is issued to a person of at least 18 years of age.
- (3) The holder of the GMDSS General Operator's Certificate shall have the right to serve in the capacity of radio operator on ships, the navigation area of which is A1, A2, A3 and A4 of the GMDSS system.

§ 62 Second Class Radio Officer's Certificate

- (1) For the issue of the Second Class Radio Officer's Certificate the following is required:
 - 1) completion of the training course of radio officer;
 - 2) performance of at least 3 months of practice of repair work or maintenance of radio equipment.
- (2) For the issue of the certificate a person who has secondary radio-electronical education shall complete the GMDSS training course and perform at least 18 months of seagoing service as radio specialist on a ship.
- (3) The holder of the Second Class Radio Officer's Certificate shall have the right to serve on passenger ships, the navigation area of which is A1 and A2 of the GMDSS system, and on cargo ships, the navigation area of which is unlimited according to the GMDSS system.

§ 63 First Class Radio Officer's Certificate

- (1) For the issue of the First Class Radio Officer's Certificate the following is required:
 - 1) Second Class Radio Officer's Certificate;
 - 2) performance of at least 12 months of seagoing service as second class radio officer;
 - 3) passing of the qualification examination in front of the Permanent Committee of the Estonian Maritime Administration.

- (2) The holder of the First Class Radio Officer's Certificate has the right to serve on ships, the navigation area of which is unlimited according to the GMDSS system.

§ 64 Ship Security Officer's Certificate

For the issue of the Ship Security Officer's Certificate the following is required:

- 1) completion of the training course of Ship Security Officer;
- 2) performance of at least 12 months of seagoing service as an officer on management or operational level, or a crew member designated the responsibility for security, or a deck or engine rating on ships of gross tonnage 500 or more;
- 3) passing of the examination of maritime English.

Division 5 Certificates of Proficiency as Deck and Engine Ratings

§ 65 Certificate of Proficiency as Ordinary Seaman

- (1) For the issue of the CoP as Ordinary Seaman it is required to complete the training course of able seafarer deck.
- (2) The CoP is issued to a person of at least 16 years of age.

§ 66 Certificate of Proficiency as Rating Forming Part of a Navigational Watch

- (1) For the issue of the CoP as Rating Forming Part of a Navigational Watch the following is required:
 - 1) completion of the training course of able seafarer deck;
 - 2) performance of at least 2 months of seagoing service, which has been recorded in the Training Record Book, on ships of gross tonnage 200 or more, or on a training ship. If there is no Training Record Book, 6 months of seagoing service as ordinary seaman on ships of gross tonnage 200 or more or on a training ship is required.
- (2) The CoP is issued to a person of at least 16 years of age.

§ 67 Certificate of Proficiency as Able Seafarer Deck

- (1) For the issue of the CoP as Able Seafarer Deck the following is required:
 - 1) the CoP as Rating Forming Part of a Navigational Watch;
 - 2) performance of at least 12 months of seagoing service as a rating forming part of a navigational watch on ships of gross tonnage 500 or more;
 - 3) completion of the course of proficiency in survival craft and rescue boats at a maritime educational and training institution.

- (2) The CoP is issued to a person of at least 18 years of age.

§ 68 Certificate of Proficiency as Ship's Cook

- (1) For the issue of the CoP as Ship's Cook the following is required:
 - 1) completion of the training course of cook;
 - 2) performance of at least 3 months of practice in the speciality of cook;
 - 3) performance of at least 2 months of seagoing service.
- (2) The CoP is issued to a person of at least 18 years of age.
- (3) [Repealed.]

§ 69 CoP as Rating Forming Part of an Engineering Watch and the CoP as Ship's Refrigerating Plant Attendant

- (1) For the issue of the CoP as Rating Forming Part of an Engineering Watch and the CoP as Ship's Refrigerating Plant Attendant it is required to complete the training course of the corresponding profession.
- (2) The applicant for the CoP as Rating Forming Part of an Engineering Watch shall perform at least 2 months of seagoing service in the engine room, which has been recorded in the Training Record Book, or, if there is no Training Record Book, at least 6 months of seagoing service in the engine room on ships powered by main propulsion machinery of 200 kW or more
- (3) The applicant for the CoP as Ship's Refrigerating Plant Attendant shall have at least 2 months of service of refrigerating plants.
- (4) The CoP is issued to a person of at least 16 years of age.

§ 70 Certificate of Proficiency as Able Seafarer Engine and the CoP as Ship's Electro-Technical Rating

- (1) For the issue of the CoP as Able Seafarer Engine the following is required:
 - 1) the CoP as Rating Forming Part of an Engineering Watch;
 - 2) performance of at least 6 months of seagoing service as a rating forming part of an engineering watch on ships powered by main propulsion machinery of 750 kW or more.
- (2) For the issue of the CoP as Electro-Technical Rating the following is required:
 - 1) to complete the training of ship's electro-technical rating;
 - 2) to perform at least 6 months of seagoing service of attending electro-technical equipment on ships powered by main propulsion machinery of 750 kW or more, or at least one year of practice of attending electro-technical equipment.
- (3) The CoP is issued to a person of at least 18 years of age.

Division 6 Certificates to Prove Completion of Training Courses for Seafarers

§ 71. Certificate of Safety Training

- (1) For the issue of the Certificate of Safety Familiarization Training it is required to complete the required training course at a maritime educational and training institution, or on board a ship.
- (2) For the issue of the Certificate of Basic Safety Training it is required to complete the required training course at a maritime educational and training institution.

§ 72. Type Rating Certificate

- (1) For the issue of the Type Rating Certificate the following is required:
 - 1) the CoC as Master or the CoC as Chief Mate;
 - 2) completion of the training course of high speed craft at a maritime educational and training institution;
 - 3) records of completion of the training course of high speed craft concerning both the theoretical part and the examination of navigation.

§ 73. Certificate of Qualification for Work on Tankers

- (1) For the issue of the Certificate of Basic Training for Work on Tankers it is required to complete the corresponding training course at a maritime educational and training institution.
- (2) For the issue of the Certificate of Advanced Training for Work on Tankers the following is required:
 - 1) the Certificate of Basic Training for Work on Tankers;
 - 2) performance of at least 3 months of seagoing service as an officer on management or operational level or a crew member responsible for cargo operations on the corresponding type of tanker, or at least 1 month of seagoing service including at least three loading and three discharging operations as a trainee officer on management or operational level;
 - 3) completion of the corresponding training course at a maritime educational and training institution.

§ 73¹. Certificates of Crew Members Working on Ships Powered by LNG

- (1) For the issue of the certificate of basic training for work on ships powered by LNG it is required to complete the corresponding training course complying with clause 1 of Section A-V/3 of the STCW Code at a maritime educational and training institution, or to complete the basic training for work on LNG

tankers in compliance with clauses 2 and 5 or 4 and 5 of Regulation V/1-2 of the STCW Convention.

- (2) For the issue of the certificate of advanced training for work on ships powered by LNG it is required to complete a training course complying with clause 2 of Section A-V/3 of the STCW Code at a maritime educational and training institution, and at least 1 month of seagoing service on a ship subject to the IGF Code. The seagoing service shall include at least three bunkering operations, two of which may be carried out on a simulator.
- (3) A person who has completed training and received a corresponding certificate in compliance with clause 2 of Section A-V/1-2 of the STCW Code is entitled to receive a certificate of advanced training for work on ships powered by LNG, provided that he/she has, in the last five years, performed at least 3 months of seagoing service on an LNG-fuelled vessel, an LNG tanker or a vessel using some other low-flashpoint fuel. The seagoing service shall include at least three bunkering operations on a ship subject to the IGF Code, or at least three loading and three discharging operations on an LNG tanker.

§ 73². Certificates of Crew Members Working on Ships Operating in Polar Waters

- (1) For the issue of the certificate of basic training for work on ships operating in polar waters it is required to complete the basic training complying with the requirements of clause 1 of Section A-V/4 of the STCW Code.
- (2) For the issue of the certificate of advanced training for work on ships operating in polar waters it is required to complete the advanced training complying with the requirements of clause 2 of Section A-V/4 of the STCW Code, and at least two months of seagoing service in the capacity of master or deck officer on a ship operating in polar waters.

§ 74. Certificate of Proficiency in Survival Craft and Rescue Boats

- (1) For the issue of the CoP in Survival Craft and Rescue Boats the following is required:
 - 1) completion of the training course of proficiency in survival craft and rescue boats at a maritime educational and training institution;
 - 2) performance of at least 6 months of seagoing service on a ship.
- (2) The CoP is issued to a person of at least 18 years of age.

§ 75. Certificate of Proficiency in Liferaft

- (1) For the issue of the CoP in Liferaft the following is required:
 - 1) completion of the training course of proficiency in liferaft at a maritime educational and training institution;
 - 2) performance of at least 2 months of seagoing service on a ship.

- (2) The CoP is issued to a person of at least 18 years of age.

§ 76. Certificate of Proficiency in Fast Rescue Boats

- (1) For the issue of the CoP in fast rescue boats the following is required:
 - 1) the CoP in Survival Craft and Rescue Boats;
 - 2) completion of the training course of proficiency in fast rescue boats at a maritime educational and training institution.
- (2) The CoP is issued to a person of at least 18 years of age.

§ 77. Certificate of Proficiency in Advanced Firefighting

For the issue of the certificate of proficiency in advanced firefighting it is required to complete the training course of advanced firefighting at a maritime educational and training institution.

Chapter 4. Implementing Provisions

§ 78. Replacement of the CoC or the CoP

- (1) The CoC or the CoP issued by the Republic of Estonia or by the former Soviet Union prior to the 1995 amendments of the STCW Convention, which has become invalid, shall be replaced by the Estonian Maritime Administration with the CoC or the CoP complying with the requirements of this Regulation, taking into consideration the rights of the holder of the invalid CoC or CoP or the former CoC or CoP of the Soviet Union, as well as the requirements in force at the time of the issue of the CoC or the CoP. The CoC or the CoP shall be replaced if the issue of the CoC or the CoP has been proved and it is possible to verify it.
- (2) The Estonian Maritime Administration may replace the CoC or CoP of foreign origin, which has been issued after the implementation of the 1995 amendments of the STCW Convention, with a CoC or CoP of equal value complying with the requirements of this Regulation, if the foreign country is a Member State of the EU, or a Member State of the European Economic Area, or it is on the list of the European Commission about recognition of CoCs and CoPs by the Member States. For the replacement of the CoC or the CoP the applicant is required to submit a document about graduation from a maritime educational and training institution and to pass an examination in front of the Permanent Committee of the Estonian Maritime Administration. The CoC or the CoP shall be replaced if the issue of the CoC or the CoP has been proved and it is possible to verify it. A CoC shall be issued pursuant to the

requirements of subsections 5³ and 5⁴ of § 20 of the Estonian Maritime Safety Act.

§ 79. Replacement of the CoC as Officer in Charge of a Navigational Watch on Domestic Voyages on Ships of Gross Tonnage Less Than 200

The CoC as Officer in Charge of a Navigational Watch on Domestic Voyages on Ships of Gross Tonnage Less Than 200 shall be replaced with the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage Less Than 200.

§ 80. Replacement of the CoC as Skipper on Domestic Voyages on Ships of Gross Tonnage Less Than 200

The CoC as Skipper on Domestic Voyages on Ships of Gross Tonnage Less Than 200 shall be replaced with the CoC as Skipper on Ships of Gross Tonnage Less Than 200.

§ 81. Replacement of the CoC as Officer in Charge of a Navigational Watch on Domestic Voyages on Ships of Gross Tonnage Less Than 300

The CoC as Officer in Charge of a Navigational Watch on Domestic Voyages on Ships of Gross Tonnage Less Than 300 shall be replaced with the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage Less Than 500.

§ 82. Replacement of the CoC as Skipper on Domestic Voyages on Ships of Gross Tonnage Less Than 300

The CoC as Skipper on Domestic Voyages on Ships of Gross Tonnage Less Than 300 shall be replaced with the CoC as Master on Ships of Gross Tonnage Less than 500.

§ 83. Replacement of the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage 200 or More

The CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage 200 or More shall be replaced with the CoC as Officer in Charge of a Navigational Watch on Ships of Gross Tonnage 500 or More.

§ 84. Replacement of the CoC as Chief Mate on Ships of Gross Tonnage Less Than 1600

The CoC as Chief Mate on Ships of Gross Tonnage Less Than 1600 shall be replaced with the CoC as Chief Mate on Ships of Gross Tonnage Less Than 3000.

§ 85. Replacement of the CoC as Master on Ships of Gross Tonnage Less Than 1600 with Limitations

The CoC as Master on Ships of Gross Tonnage Less Than 1600 with limitations shall be replaced with the CoC as Master on Ships of Gross Tonnage Less Than 3000.

§ 86. Replacement of the CoC as Master on Ships of Gross Tonnage Less Than 1600

The CoC as Master on Ships of Gross Tonnage Less Than 1600 shall be replaced with the CoC as Master on Ships of Gross Tonnage Less than 3000.

§ 87. Replacement of the CoC as Chief Mate on Ships of Gross Tonnage 1600 or More

The CoC as Chief Mate on Ships of Gross Tonnage 1600 or More shall be replaced with the CoC as Chief Mate on Ships of Gross Tonnage 3000 or More.

§ 88. Replacement of the CoC as Foreign Going Master on Ships of Gross Tonnage 1600 or More

The CoC as Foreign Going Master on Ships of Gross Tonnage 1600 or More shall be replaced with the CoC as Master on Ships of Gross Tonnage 3000 or More.

§ 89. Replacement of the CoC as Officer in Charge of an Engineering Watch on Ships of Gross Tonnage Less Than 300 and Powered by Main Propulsion Machinery of Less Than 750 kW

The CoC as Officer in Charge of an Engineering Watch on Ships of Gross Tonnage Less Than 300 and Powered by Main Propulsion Machinery of Less Than 750 kW shall be replaced with the CoC as Chief Engineer on Ships Powered by Main Propulsion Machinery of Less Than 750 kW.

§ 90. Replacement of the CoC as Engineer Officer, the CoC as Electro-Mechanic Officer and the CoC as Ship's Refrigerating Plant Engineer

The CoC as Engineer Officer shall be replaced with the corresponding CoC of the STCW. The CoC as Electro-Mechanic Officer and the CoC as Ship's Refrigerating Plant

Engineer shall be replaced with the corresponding CoCs which have been specified in §§ 58 and 59.

§ 91. Replacement of the CoP as Junior Seaman

The CoP as Junior Seaman shall be replaced with the CoP as Ordinary Seaman.

§ 92. Replacement of the CoPs as Motorman, Senior Seaman, Refrigerating Plant Attendant and Ship's Electrician

The CoP as Motorman and the CoP as Senior Seaman shall be replaced with the corresponding CoPs of the STCW. The CoP as Refrigerating Plant attendant and the CoP as Ship's Electrician shall be replaced with the corresponding CoPs.

§ 93. Validity of CoCs and CoPs Issued Before Entry Into Force of the Present Regulation

- (1) The CoCs and the CoPs issued according to Regulation of the Government of the Republic of Estonia No. 389 of 9 December 1993 "Certificates of Competency of Seafarers" and the "Statute of Certificates of Competency of Seafarers", and those which have not been referred to in subsection 2 of this section, shall be replaced according to the procedures specified in §§ 79 to 92 with the CoCs and the CoPs complying with the requirements of the given Regulation.
- (2) The following CoCs and CoPs of seafarers on ships on domestic voyages and on fishing vessels on domestic voyages and near-coastal voyages, which have been issued according to Regulation of the Government of the Republic of Estonia No. 389 of 9 December 1993 "Certificates of Competency of Seafarers" and the "Statute of Certificates of Competency of Seafarers", shall be valid without endorsement as follows:
 - 1) the CoC as Skipper-Engineer Officer on domestic voyages on ships of gross tonnage less than 50 and powered by main propulsion machinery of less than 750 kW;
 - 2) the CoC as Ship's Refrigerating Plant Engineer;
 - 3) the CoP as Junior Seaman;
 - 4) the CoP as Ship's Refrigerating Plant Attendant;
 - 5) the CoP as Ship's Electrician;
 - 6) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 10;
 - 7) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 20;
 - 8) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 50 and powered by main propulsion machinery of less than 150 kW;

- 9) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 50 and powered by main propulsion machinery of less than 200 kW;
 - 10) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 100 and powered by main propulsion machinery of less than 100 kW;
 - 11) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 10 and powered by main propulsion machinery of less than 75 kW;
 - 12) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 20 and powered by main propulsion machinery of less than 100 kW;
 - 13) the CoC as Skipper on domestic voyages on ships of gross tonnage less than 50 and powered by main propulsion machinery of less than 100 kW;
 - 14) the CoC as Engineer Officer on ships powered by main propulsion machinery of less than 20 kW;
 - 15) the CoC as Engineer Officer on ships powered by main propulsion machinery of less than 50 kW;
 - 16) the CoC as Engineer Officer on ships of gross tonnage less than 200 and powered by main propulsion machinery of less than 75 kW;
 - 17) the CoC as Engineer Officer on ships of gross tonnage less than 200 and powered by main propulsion machinery of less than 100 kW;
 - 18) the CoC as Engineer Officer on ships powered by main propulsion machinery of less than 200 kW;
 - 19) the CoC as Officer in Charge of a Navigational Watch and an Engineering Watch on ships of gross tonnage less than 50 and powered by main propulsion machinery of less than 750 kW.
- (3) The CoCs and the CoPs issued according to Regulation of the Government of the Republic of Estonia No. 159 of 21 July 1998 “Qualification Requirements for Seafarers” shall be valid after the present Regulation has entered into force.
 - (4) The CoCs and the CoPs issued according to Regulation of the Government of the Republic of Estonia No. 273 of 30 October 2003 “Requirements for the Training and Qualification for Seafarers, Procedures of Certification, Formats of Certificates, and Recognition of Certificates of Competency and Other Documents Issued to Seafarers” shall be valid after the present Regulation has entered into force, except the CoC as Ship’s Electro-Technical Officer, the CoP as Able Seafarer Deck, the CoP as Rating Forming Part of an Engineering Watch, and the CoP as Electro-Technical Rating, which will be valid until 31 December 2016.
 - (5) The CoC or the CoP which complies with the requirements of the present Regulation shall be issued to seafarers who are:
 - 1) holders of the CoP as Rating Forming Part of an Engineering Watch, or
 - 2) holders of the CoC as Electro-Technical Officer, the CoP as Able Seafarer Deck, and the CoP as Electro-Technical Rating, which have been issued according to the Regulation of the Government of the Republic of Estonia No. 273 of 30 October 2003 “Requirements for the Training and Qualification for Seafarers, Procedures for Certification, Formats of Certificates, and Recognition of Certificates and Other documents Issued to Seafarers”, if the person concerned has performed at least 12 months of seagoing service in the required capacity during the period of 60 months prior to the entering into

force of the present Regulation. If the person does not have the required seagoing service, the holder of the CoC as Electro-Technical Officer can take an examination in front of the Permanent Committee of the Estonian Maritime Administration, and the holder of the CoP as Electro-Technical Rating can take an examination at a maritime educational and training institution.

- (6) [Repealed.]
- (7) In order to obtain the endorsement complying with the requirements of this Regulation, officers on management or operational level who have completed their training prior to the entry into force of the amendments of the STCW Convention in 2010 shall complete the refresher and updating course on the 2010 amendments of the STCW Convention or shall pass assessment of the knowledge of the 2010 amendments of the STCW Convention at a maritime educational and training institution. The refresher and updating courses or the assessment shall include ship's officers' knowledge, understanding and proficiency in applying leadership and teamwork and the organization of work.
- (8) The deck officers who have not completed the training of bridge resources management (BRM), or the engineer officers and the electro-technical officers who have not completed the training of engine room resources management (ERM), shall complete the required training courses for the issue of the endorsement. The training is not required from the holders of the CoCs and the CoPs which are not based on the STCW Convention.
- (9) The engineer officers and electro-technical officers, who have not completed the training in the operation of power systems in excess of 1000 volts, shall complete the required training for the issue of the endorsement. The training is not required of the holders of the CoCs and the CoPs which are not based on the STCW Convention.
- (10) An endorsement with validity up to 31 December 2016 may be issued to a person who has not completed the training courses or assessment referred to in subsections 7 to 9.
- (11) The deck officers who have not completed the training of the use of ARPA or ECDIS shall complete the required training course for the issue of the endorsement if there is a corresponding device aboard ship. In case the required training has not been completed, a corresponding restriction shall be indicated on the endorsement.
- (12) The certificate "Mandatory minimal training requirements for work on oil, chemical and liquefied gas tankers" issued according to the Regulation of the Government of the Republic of Estonia No. 273 of 30 October 2003 "Requirements for the Training and Qualification for Seafarers, Procedures for Certification, Formats of Certificates, and Recognition of Certificates and Other documents Issued to Seafarers" shall be replaced with the Certificate of Basic Training for Work on Tankers until 30 July 2018.

§ 94 Validity and Replacement of Certificates of Competency Issued Prior to 1 September 2011

- (1) The CoCs which have been issued prior to 1 September 2011 for service on ships on domestic voyages and on fishing vessels on domestic voyages or near-coastal voyages shall be valid as follows:
 - 1) the CoC as Officer in Charge of an Engineering Watch on ships powered by main propulsion machinery of less than 200 kW;
 - 2) the CoC as Chief Engineer on ships of gross tonnage less than 500 and powered by main propulsion machinery of less than 750 kW;
 - 3) the CoC as Skipper-Engineer Officer on domestic voyages on ships of gross tonnage less than 50 and powered by main propulsion machinery of less than 750 kW;
- (2) If the training or seagoing service which is required for the issue of a CoC that has been specified in clauses 1 and 3 of subsection 1 has not been completed by 1 September 2011, or the person has not applied for the issue of the CoC after the completion of the required training or seagoing service prior to 1 September 2011, then after the completion of the training and the performance of the seagoing service the CoC shall be issued, which has been specified in subsection 1, taking into consideration the rights of the person during the training.
- (3) The CoC which has been specified in clause 2 of subsection 1 shall be upon request of the holder of the CoC replaced with the CoC specified in § 95.

§ 94¹ Proving of Compliance with the Requirements for the Issue of Certificates of Crew Members Working on Ships Operating in Polar Waters, Until 1 July 2020

- (1) The certificate specified in subsection 1 of § 73² shall also be issued to a crew member if s/he can prove that:
 - 1) s/he has completed at least three months of seagoing service on a ship operating in polar waters, in the capacity of master, chief mate or deck officer, within the last five years prior to 1 July 2018, or
 - 2) s/he has completed a training course complying with the recommendations of Section B-V/g of the STCW Code prior to 1 July 2018.
- (2) The certificate specified in subsection 2 of § 73² shall also be issued to a crew member if s/he can prove that:
 - 1) s/he has completed at least three months of seagoing service on a ship operating in polar waters, in the capacity of master or chief mate, within the last five years prior to 1 July 2018, or
 - 2) s/he has completed a training course complying with the recommendations of Section B-V/g of the STCW Code prior to 1 July 2018, and at least two months of seagoing service on a ship operating in polar waters, in the capacity of master or chief mate, within the last five years prior to 1 July 2018.
- (3) Proving of compliance with the requirements in the manner stipulated in this section shall be acceptable until 1 July 2020.
- (4) Upon completion of the seagoing service specified in clause 1 of subsection 1 and clause 1 of subsection 2 the corresponding certificates shall be issued by the

Estonian Maritime Administration. The forms of the certificates shall be given in Annexes 50 and 51.

§ 94² Seagoing Service Required for Certificate of Competency as Master on Ships of Gross Tonnage Less Than 500

- (1) Until 1 August 2020, the CoC as Master on Ships of Gross Tonnage Less Than 500 may be issued to the deck officer referred to in subsection 47 (6), if he/she has performed at least 6 months of seagoing service as officer in charge of a navigational watch on ships of gross tonnage 100 or more, and if he/she has completed training in accordance with Regulation II/2 or II/3 of the STCW Convention.
- (2) The seagoing service started during the period from 1 August 2016 to 1 August 2019 shall qualify for the issue of the CoC as Master on Ships of Gross Tonnage Less Than 500 on the basis of subsection (1).

§ 94³ Seagoing Service Required for Certificate of Competency as Master on Ships of Gross Tonnage 3000 or More

The seagoing service required for obtaining the CoC as Master on Ships of Gross Tonnage 3000 or More shall also be the seagoing service performed prior to 1 February 2018 as Master on ships of gross tonnage 500 or more, during the period of 5 years prior to the date of the submission of documents.

§ 95 Replacement of CoC as Chief Engineer on Ships of Gross Tonnage Less Than 500 and Powered by Main Propulsion Machinery of Less Than 750 kW

The CoC as Chief Engineer on ships of gross tonnage less than 500 and powered by main propulsion machinery of less than 750 kW shall be replaced with the CoC as Chief Engineer on ships powered by main propulsion machinery of less than 750 kW.

§ 96 Passing on Information and Verification of the Validity of Documents

- (1) The Estonian Maritime Administration shall provide the European Council with the following information according to Directive 2008/106/EC of the European Parliament and the Council:
 - 1) the definition of near-coastal voyages and the requirements for training;
 - 2) the cases of applying for recognition by a third country concerning the training and certification for seafarers.
- (2) The Estonian Maritime Administration shall communicate to the European Council the report of assessment of the quality system within 6 months from the date of assessment.

- (3) The Estonian Maritime Administration shall inform the European Council, the other member States, and the third countries with which an agreement of recognition has been concluded according to clause 1.2 of Regulation I/10 of the STCW Convention, about details of fraud and other unlawful practices involving the certification process, as well as the contact details of the competent national authority concerning certification.
- (4) The Estonian Maritime Administration shall, on the request of a member State, verify the validity of a CoC, a CoP, an endorsement or any other document which has been issued to seafarers in Estonia.
- (5) The Estonian Maritime Administration shall make available the data about the validity and authenticity of CoCs, CoPs, endorsements and dispensations of seafarers, if requested. From 1 January 2017 the abovementioned information shall be made available electronically.
- (6) The Estonian Maritime Administration shall inform the European Council and other Member States promptly about the decision to cancel all the endorsements of CoCs which have been issued by a third country, explaining the reasons.

§ 97 Implementation

- (1) The Estonian Maritime Administration may continue to issue or replace the CoCs or the CoPs or the endorsements which have been issued in accordance with the requirements of the STCW Convention prior to 1 January 2012 to seafarers who started seagoing service or training prior to 30 June 2013. Such a CoC, CoP or endorsement shall be valid up to 31 December 2016.
- (2) [Repealed.]

§ 98 Repeal

[Omitted from this text.]

§ 99 Entry into Force

The Regulation shall enter into force on 1 July 2013.

Annexes

[Annex 1](#). CoC as Skipper on domestic voyages on ships of gross tonnage less than 50

[Annex 2](#). CoC as Officer in charge of a navigational watch on ships of gross tonnage less than 200

- [Annex 3.](#) CoC as Skipper on ships of gross tonnage less than 200
- [Annex 4.](#) CoC as Officer in charge of a navigational watch on ships of gross tonnage less than 500
- [Annex 5.](#) CoC as Master on ships of gross tonnage less than 500
- [Annex 6.](#) Officer in charge of a navigational watch on ships of gross tonnage 500 or more
- [Annex 7.](#) CoC as Chief Mate on ships of gross tonnage less than 3000
- [Annex 8.](#) CoC as Master on ships of gross tonnage less than 3000
- [Annex 9.](#) CoC as Chief Mate on ships of gross tonnage 3000 or more
- [Annex 10.](#) CoC as Master on ships of gross tonnage 3000 or more
- [Annex 11.](#) CoC as Chief Engineer on ships powered by main propulsion machinery of less than 750 kW
- [Annex 12.](#) CoC as Officer in charge of an engineering watch on ships powered by main propulsion machinery of 750 kW or more
- [Annex 13.](#) CoC as Second Engineer on ships powered by main propulsion machinery of less than 3000 kW
- [Annex 14.](#) CoC as Chief Engineer on ships powered by main propulsion machinery of less than 3000 kW
- [Annex 15.](#) CoC as Second Engineer on ships powered by main propulsion machinery of 3000 kW or more
- [Annex 16.](#) Chief Engineer on ships powered by main propulsion machinery of 3000 kW or more
- [Annex 17.](#) CoC as Ship's electro-technical officer
- [Annex 18.](#) CoC as Ship's refrigerating plant engineer officer
- [Annex 19.](#) GMDSS restricted operator's certificate
- [Annex 20.](#) GMDSS general operator's certificate
- [Annex 21.](#) Second Class radio officer's certificate
- [Annex 22.](#) First Class radio officer's certificate
- [Annex 23.](#) CoC as ship's security officer
- [Annex 24.](#) CoP as ordinary seaman
- [Annex 25.](#) CoP as rating forming part of a navigational watch
- [Annex 26.](#) CoP as able seafarer deck
- [Annex 27.](#) CoP as ship's cook
- [Annex 28.](#) CoP as rating forming part of an engineering watch
- [Annex 29.](#) CoP as ship's refrigerating plant attendant
- [Annex 30.](#) CoP as able seafarer engine
- [Annex 31.](#) CoP as ship's electro-technical rating
- [Annex 32.](#) Basic Safety Training Certificate
- [Annex 33.](#) Type Rating Certificate
- [Annex 34.](#) Certificate of basic training for work on tankers
- [Annex 35.](#) Certificate of advanced training for work on tankers
- [Annex 36.](#) CoP in survival craft and rescue boats
- [Annex 37.](#) CoP in liferaft
- [Annex 38.](#) CoP in fast rescue boats
- [Annex 39.](#) Certificate of advanced fire fighting
- [Annex 40.](#) Format of the endorsement of a STCW Convention based CoC or CoP

[Annex 41](#). Format of the endorsement of a CoC or CoP which has not been specified by the STCW Convention

[Annex 42](#). Certificate of the application for issue of an endorsement

[Annex 43](#). Endorsement of the Type Rating Certificate of a foreign country

[Annex 44](#). Endorsement of recognition of the type rating certificate of a foreign country.

[Annex 45](#). Format of a dispensation.

Annex 46. Documents proving the completion of training courses, or the assessment of knowledge and skills, or the performance of seagoing service, which are required for the issue of an endorsement [Repealed.]

[Annex 47](#). Format of the certificate of seagoing service

[Annex 48](#). Format of the records

[Annex 49](#). List of documents proving the completion of training courses, which are issued by a maritime educational and training institution

[Annex 50](#). Certificate of basic training for work on ships operating in polar waters

[Annex 51](#). Certificate of advanced training for work on ships operating in polar waters

ⁱ DIRECTIVE 2008/106/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the minimum level of training of seafarers (recast) (ELT L 323, 03.12.2008, lk 33–61), which has been amended with DIRECTIVE 2012/35/EU OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive 2008/106/EC on the minimum level of training of seafarers,

And

DIRECTIVE 2005/45/EC OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the mutual recognition of seafarers' certificates issued by the Member States and amending Directive 2001/25/EC, (ELT L 255, 30.09.2005, lk 160–163).