

L.N. 142 of 2016

**Merchant Shipping (Seafarers) (Fees) (Amendment)
(No. 2) Regulation 2016**

(Made by the Secretary for Financial Services and the Treasury under section 133 of the Merchant Shipping (Seafarers) Ordinance (Cap. 478))

1. Commencement

- (1) Subject to subsection (2), this Regulation comes into operation on 1 December 2016.
- (2) Section 3(7) and (9) comes into operation on 1 January 2017.

2. Merchant Shipping (Seafarers) (Fees) Regulation amended

The Merchant Shipping (Seafarers) (Fees) Regulation (Cap. 478 sub. leg. AB) is amended as set out in sections 3 and 4.

3. Schedule amended

- (1) The Schedule, Part II, after item 2—

Add

- “2A. Fees for an examination for a certificate of competency as Electro-technical Officers Class ETO—

For an examination for a certificate of competency on each occasion a candidate presents himself or herself—

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Section 3

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|-----|----------------------------------------------------------------------------------------------------------------|---------|
| (a) | For Part A or a portion of it,
or for exemption from all of
Part A | 580 |
| (b) | For Part B or a portion of it
(including fees for the oral
examination if taken together
with Part B) | 2,510 |
| (c) | For oral examination if taken
separately | 1,930”. |
- (2) The Schedule, Part II, item 5—
- Repeal**
- “as Deck Officers, or Marine Engineer Officers, Class 1, Class 2 or Class 3”
- Substitute**
- “(with or without endorsement) as Deck Officers or Marine Engineer Officers, Class 1, Class 2 or Class 3, or Electro-technical Officers Class ETO,”.
- (3) The Schedule, Part II, item 6—
- Repeal sub-item (f)**
- Substitute**
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|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
| “(f) | For issue or renewal of an
endorsement under the Merchant
Shipping (Seafarers) (Tankers)
Regulation on a certificate of
competency or a certificate of
service | Nil”. |
|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
- (4) The Schedule, Part II, item 7—
- Repeal the Note.**
- (5) The Schedule, Part II, item 8—
- Repeal**

“8, 10 or 15”

Substitute

“8 or 10”.

- (6) The Schedule, Part II, after item 8—

Add

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|------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| “8A. | Fee for a copy of any determination made under section 5A of the Merchant Shipping (Seafarers) (Engine Room Watch Ratings and Electro-technical Ratings) Regulation (Cap. 478 sub. leg. V) | 155 |
| 8B. | Fee for a copy of any determination made under section 10 of the Merchant Shipping (Seafarers) (Safety, Security and Designated Duties Training) Regulation | 155 |
| 8C. | Fee for a copy of any determination made under section 9 of the Merchant Shipping (Seafarers) (Certificates of Proficiency for Able Seafarers) Regulation | 155 |
| 8D. | Fee for a copy of any determination made under section 7 of the Merchant Shipping (Seafarers) (Navigational Watch) Regulation | 155 |

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- 8E. Fee for a copy of any determination made under section 7 of the Merchant Shipping (Seafarers) (Tankers) Regulation 155”.
- (7) The Schedule, Part II—
Repeal items 9 and 10.
- (8) The Schedule, Part III—
Repeal item 8
Substitute
“8. Fees in relation to a certificate of proficiency under the Merchant Shipping (Seafarers) (Engine Room Watch Ratings and Electro-technical Ratings) Regulation (Cap. 478 sub. leg. V)—
(a) For issue of a certificate of proficiency Nil
(b) For issue of a copy of a certificate of proficiency 155”.
- (9) The Schedule, Part III—
Repeal item 9.
- (10) The Schedule, Part III, before item 10—
Add
“9A. Fees in relation to a certificate of proficiency under the Merchant Shipping (Seafarers) (Safety, Security and Designated Duties Training) Regulation—

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| (a) | For issue or renewal of a certificate of proficiency | Nil |
| (b) | For issue of a copy of a certificate of proficiency | 155 |
| 9B. | Fees in relation to a certificate of proficiency under the Merchant Shipping (Seafarers) (Certificates of Proficiency for Able Seafarers) Regulation— | |
| (a) | For issue of a certificate of proficiency | Nil |
| (b) | For issue of a copy of a certificate of proficiency | 155 |
| 9C. | Fees in relation to a certificate of proficiency under the Merchant Shipping (Seafarers) (Navigational Watch) Regulation— | |
| (a) | For issue of a certificate of proficiency | Nil |
| (b) | For issue of a copy of a certificate of proficiency | 155 |
| 9D. | Fees in relation to a certificate of proficiency under the Merchant Shipping (Seafarers) (Tankers) Regulation— | |
| (a) | For issue of a certificate of proficiency | Nil |
| (b) | For issue of a copy of a certificate of proficiency | 155”. |

4. “適任證書” substituted for “合格證書”

The following provisions, Chinese text—

- (a) The Schedule, Part II, Note (1);
- (b) The Schedule, Part II, item 1;
- (c) The Schedule, Part II, item 2;
- (d) The Schedule, Part II, item 6(g) and (h);
- (e) The Schedule, Part II, item 7(a) and (d);
- (f) The Schedule, Part II, item 11;
- (g) The Schedule, Part II, item 12—

Repeal

“合格證書” (wherever appearing)

Substitute

“適任證書”.

K. C. CHAN
Secretary for Financial Services
and the Treasury

30 September 2016

Explanatory Note

The International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978 (*Convention*) sets out a comprehensive set of global standards on the training and certification of seafarers and watchkeeping, in order to promote the safety of life and property at sea and the protection of the marine environment. The latest substantial amendments to the Convention were adopted by the International Conference on Training and Certification of Seafarers in Manila, the Philippines in 2010 (*Manila Amendments*) and are to be implemented by 1 January 2017. The Convention as revised by the Manila Amendments applies to Hong Kong.

2. To implement the requirements under the Convention as revised by the Manila Amendments, various items of subsidiary legislation are amended, repealed or made under the Merchant Shipping (Seafarers) Ordinance (Cap. 478). Certain examinations, certificates and endorsements are introduced or removed. This Regulation amends the Schedule to the Merchant Shipping (Seafarers) (Fees) Regulation (Cap. 478 sub. leg. AB) to introduce the new fees, and to remove the obsolete fees, of those examinations, certificates and endorsements.