



AMSA EX 2013/30

Marine safety (Navigation Act seafarer qualifications) Exemption 2013

I, Mick Kinley, Acting Chief Executive Officer of the Australian Maritime Safety Authority (the National Marine Safety Regulator under section 9 of the *Marine Safety (Domestic Commercial Vessel) National Law*) make this instrument under subsection 143(1) of the *Marine Safety (Domestic Commercial Vessel) National Law*.

3 December 2013

Mick Kinley
Acting Chief Executive Officer

1 Name of Order

This instrument is *Marine safety (Navigation Act seafarer qualifications) Exemption 2013*.

2 Duration

This instrument:

- (a) commences when it is made; and
- (b) ceases to have effect at the end of 30 June 2016.

3 Definition

In this instrument:

national law means the *Marine Safety (Domestic Commercial Vessel) National Law* set out in Schedule 1 to the *Marine Safety (Domestic Commercial Vessel) National Law Act 2012*.

Note Under the definition of ***this Law*** in the national law, the national law includes legislative instruments made under the national law.

4 Exemption

A person is exempt from the requirement to hold a certificate of competency mentioned in an item in Schedule 1 to perform duties or functions on a domestic commercial vessel if the person holds either of the following certificates issued under *Marine Order 3 (Seagoing qualifications) 2004*:

- (a) a seafarer certificate mentioned in the item;

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- (b) a certificate of recognition recognised as equivalent to a seafarer certificate mentioned in the item.

5 Condition

The person must:

- (a) only perform duties or functions that could be performed by a holder of the certificate of competency; and
- (b) if a holder of the certificate of competency would have to comply with a provision of the national law in performing the duties and functions — comply with the provision as if the person were the holder of the certificate of competency.

Schedule 1 Certificates

(section 4)

Item	Seafarer certificate	Certificate of competency
1	Master	Master <80 m NC with endorsement for vessels <100 m
2	Master <3000 GT	Master <80 m NC with endorsement for vessels <100 m
3	Chief Mate <3000 GT	Mate <80 m NC
4	Master <500 GT with <3000 GT endorsement	Master <80 m NC with endorsement for vessels <100 m
5	Master <500 GT	Master <35 m NC
6	Chief Mate	Mate < 80 m NC
7	Watchkeeper Deck	Mate <80 m NC
8	Mate <500 GT	Mate <80 m NC
9	Watchkeeper Deck <500 GT	Mate <80 m NC
10	Engineer Class 1	Engineer Class 3 NC
11	Engineer Class 2	Engineer Class 3 NC
12	Engineer Watchkeeper	Marine Engine Driver 1 NC
13	Able Seaman	General Purpose Hand NC
14	Deck Rating	General Purpose Hand NC
15	Engine Room Rating	General Purpose Hand NC