

Executive Order on proficiency tests, etc., in sailing for fishing and merchant vessels 1)

Pursuant to section 18(1) and section 19(1) of the Danish Act on the Crew of Ships, cf. Consolidation Act no. 74 of 17 January 2014, the following shall be laid down after consultation with the shipowners' and seafarers' organisations and authorisation pursuant to section 1(1)(2) of Executive Order no. 261 of 23 March 2020 on the transfer of certain powers to the Danish Maritime Authority and on the right of appeal, etc.

Purpose

Section 1. The purpose of the executive order is to lay down the conditions, etc., for the organisation of examinations that provide access to the acquisition of:

- 1) Licence as second hand on fishing vessels and
- 2) Certificate of proficiency in sailing for merchant ships.

Subsection 2. Requirements, etc., for the proficiency test in motor operation, which gives access to the acquisition of a certificate of proficiency in motor operation, are stated in the Executive Order on requirements for tests and the acquisition of certificates for recreational sailors and for providers of tests, etc.

Subsection 3. The proficiency test in motor operation shall, in order to give access to the acquisition of a certificate of proficiency in motor operation, establish that the candidate can safely operate relevant machinery on fishing and merchant ships.

The scope of the tests

Section 2. For the proficiency test in sailing for fishing vessels, the following knowledge is necessary:

- 1) Law of the Sea.
- 2) Navigation.
- 3) Fire prevention and operation of fire-fighting equipment.
- 4) Fishing vessel stability.
- 5) Maritime safety.
- 6) Protection of the marine environment.
- 7) Fishing vessel machinery.

Section 3. For the proficiency test in merchant shipping, the necessary knowledge of the following shall be demonstrated in accordance with the relevant requirements of Regulation II/3 of the STCW Convention:

- 1) Law of the Sea.
- 2) Navigation.
- 3) Handling dangerous goods.
- 4) Fire prevention and operation of fire-fighting equipment.
- 5) Ship stability.
- 6) Maritime safety.
- 7) Protection of the marine environment.
- 8) Small ship machinery.

Taking tests

Section 4. The proficiency test in sailing for fishing vessels and proficiency test in sailing for merchant ships shall be taken at maritime educational institutions and other schools approved in accordance with the Executive Order on approval and quality assurance, etc., of maritime education programmes.

Subsection 2. In order to be eligible to apply for a proficiency test referred to in subsection 1, the person concerned shall fulfil the service requirements prescribed for the acquisition of a certificate of proficiency in sailing and a certificate as second hand on fishing vessels, respectively, and shall be in possession of:

- 1) Watchkeeping certificate or
- 2) A declaration from the master of the ship that they have participated in the bridge watch and have been instructed in all duties relating to the watch.

Section 5. The schools mentioned in section 4(1) shall issue documentation for passing the examination in accordance with sections 2 and 3.

Entry into force and transitional provisions

Section 6. The Executive Order enters into force on 1 July 2023.

Section 7. The Executive Order does not apply to the Faroe Islands and Greenland.

The Danish Maritime Authority, 23 May 2023

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Official notes

¹ The Order contains provisions implementing parts of Directive 2008/106/EC of the European Parliament and of the Council of 19 November 2008 on the minimum level of training of seafarers, Official Journal 2008, No. OJ L 323, p. 33, as amended by Directive 2012/35/EU of the European Parliament and of the Council of 21 November 2012, amending Directive 2008/106/EC on the minimum level of training of seafarers, Official Journal of the European Union 2012, No. L 343, page 78.