



SUB-COMMITTEE ON STANDARDS OF
TRAINING AND WATCHKEEPING
38th session
Agenda item 6

STW 38/6
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MEASURES TO ENHANCE MARITIME SECURITY

Outcome of MSC 81

Note by the Secretariat

SUMMARY

<i>Executive summary:</i>	This document reports on the outcome of MSC 81 related to measures to enhance maritime security
<i>Action to be taken:</i>	Paragraph 11
<i>Related documents:</i>	MSC 81/25 and STCW.6/Circ.9

REVIEW OF THE STCW CONVENTION AND OF THE STCW CODE SO AS TO INCLUDE APPROPRIATE SECURITY-RELATED PROVISIONS

Identification of provisions which might need to be amended

1 The Maritime Safety Committee, at its eighty-first session (10 to 19 May 2006), considered the proposals of STW 37 (STW 37/18, paragraphs 7.37 and 7.38 and annex 2¹) and authorized the Sub-Committee to start developing appropriate amendments to the STCW Convention and the STCW Code so as to include therein security-related provisions, on the understanding – as the preliminary list (see annex) was not exhaustive – that the Sub-Committee would have the flexibility to include, at any stage subject to informing the Committee, any other related issues which transpired as a result of discussions (MSC 81/25, paragraph 5.21.3).

Security-related training for shipboard personnel

2 MSC 81 agreed that all shipboard personnel should receive appropriate security-related training relevant to their shipboard duties and adequate security shipboard familiarization, and instructed the Sub-Committee to observe the following principles:

- .1 all persons employed or engaged on a ship shall receive approved familiarization training related to security awareness and prevention of security-related incidents before been assigned to shipboard duties. Such familiarization should be provided by the ship security officer or an equally qualified person;

¹ For easy reference STW 37/18, annex 2 is reproduced at annex.

- .2 all persons with designated security-related duties should receive appropriate specific security-related training before assuming such duties;
- .3 all persons employed or engaged on a ship with security related duties should, in addition, receive familiarization training with their security-related duties in accordance with the ship security plan before assuming such duties. Such familiarization training should be provided by the ship security officer or another equally qualified person;
- .4 shipboard personnel are not security experts and seafarers should not be converted into security specialists;
- .5 shipboard personnel should receive adequate security-related training so as to acquire the required knowledge and understanding to perform their assigned duties and to collectively contribute to the enhancement of maritime security; and
- .6 the proposed amendments to STCW Convention and the STCW Code should address all types and sizes of ships to which SOLAS chapter XI-2 and the ISPS Code apply. For ships which are subject to the provisions of the STCW Convention but which are not subject to the provisions of SOLAS chapter XI-2 and the ISPS Code, the Sub-Committee should consider the matter with a view to advising MSC 81 of the recommended approach, taking into account the need to ensure career development for seafarers,

when developing provisions relating to the security-related training for shipboard personnel (other than the ship security officer) for eventual inclusion in the STCW Convention and the STCW Code, as amended (MSC 81/25, paragraph 5.99).

3 MSC 81 instructed the Sub-Committee to prepare and submit for consideration with a view to adoption at the appropriate time any consequential amendments to the ISPS Code which might need to come into force when the eventual amendments to the STCW Convention and the STCW Code, as amended would become effective, so as to avoid any potential conflicts between the salient provisions of the various instruments regulating the training and certification of shipboard personnel in connection with security-related matters (MSC 81/25, paragraph 5.100).

PRINCIPLES OF SAFE MANNING

4 MSC 81 noted (MSC 81/25, paragraph 5.25) that STW 37 had received no submissions in relation to the further revision of the Principles of safe manning, with a view to reflecting the workload generated as a result of the entry into force of SOLAS chapter XI-2 and the ISPS Code.

5 MSC 81 also noted (MSC 81/25, paragraph 5.26) that STW 37, bearing in mind that the United Kingdom *et al* (MSC 81/23/3) had proposed the approval of a new work programme item dealing with the review and revision of the Principles of safe manning and, as a result, had decided not to embark on any discussion relating to the revision of the Principles of safe manning until MSC 81 had decided on how to pursue the proposal by the United Kingdom *et al* (MSC 81/23/3).

6 Following a detailed discussion, MSC 81 decided (MSC 81/25, paragraph 23.59) to include, in the Sub-Committee's work programme and the provisional agenda for STW 38, a high priority item on "Review of the principles for establishing the safe manning levels of ships", with a target completion date of 2008, in co-operation with the NAV Sub-Committee as necessary, and referred documents (United Kingdom *et al* (MSC 81/23/3), ICFTU

(MSC 81/23/19), ICS, ISF and BIMCO (MSC 81/23/21) and IFSMA (MSC 81/23/23))² to the Sub-Committee for detailed consideration, with a view to taking into account the information contained therein, along with the Guidance on fatigue mitigation and management (MSC/Circ.1014), during its deliberations.

AMENDMENTS TO THE STCW CONVENTION AND THE STCW CODE, AS AMENDED

7 MSC 81 adopted amendments to the STCW Convention and the STCW Code relating to certificate of proficiency for ship security officer (MSC 81/25, paragraphs 3.42, 3.43, 3.56 and 3.57).

GRANTING OF PERMIT TO PERFORM THE DUTIES AND RESPONSIBILITIES OF SHIP SECURITY OFFICER

8 MSC 81 considered (MSC 81/25, paragraphs 5.28 to 5.30 and 5.101) the discussions at STW 37 on the approach to be taken in relation to the granting of dispensations to ship security officers and agreed that granting of permits to perform the duties and responsibilities of a ship security officer would on occasion be necessary. However, such permission should be restricted to the shortest possible period of time and Administrations should provide documentary evidence to prove that such a permit was granted.

9 Accordingly, MSC 81 agreed that the best method for providing guidance on this issue would be through the inclusion of appropriate provisions in part B of the STCW Code and adopted (MSC 81/25, paragraphs 3.33, 3.58 and 5.102) modified amendments to part B of the STCW Code relating to the certificate of proficiency for ship security officer circulated by means of STCW.6/Circ.9.

GUIDELINES ON TRAINING AND CERTIFICATION FOR PORT FACILITY SECURITY OFFICERS

10 MSC 81 approved (MSC 81/25, paragraph 5.103) MSC.1/Circ.1188 on Guidelines on the training and certification of port facility security officers.

Action requested of the Sub-Committee

11 The Sub-Committee is invited to:

- .1 develop appropriate amendments to the STCW Convention and the STCW Code so as to include therein security-related provisions taking into account the information and instructions provided in paragraphs 1 to 3; and
- .2 note the information provided in paragraphs 4 to 10.

² For reasons of economy, delegates are requested to bring their own copies of these documents and refer to document STW 38/1/1.

ANNEX

**PRELIMINARY LIST OF THE PROVISIONS OF THE STCW CONVENTION
WHICH NEED TO BE EXAMINED IN RELATION TO THE INCLUSION THEREIN
OF APPROPRIATE SECURITY-RELATED PROVISIONS**

Preamble⁺

Article I(2)⁺ – General obligations under the Convention

Article VIII⁺ – Dispensations

Article IX⁺ – Equivalents

Regulation[‡] I/1^{*} – Definitions and clarifications

Regulation[‡] I/4 – Control procedures

Regulation[‡] I/5.1 – National provisions

Regulation[‡] I/11.5^{*} – Revalidation of certificates

Regulation[‡] I/12^{*} – Simulators

Regulations[‡] I/13.2, I/13.3 and I/13.8 – Conduct of trials

Regulation[‡] I/14.1.5 – Responsibilities of companies

Regulation VI/1 – Mandatory minimum requirements for familiarization, basic safety and instruction for all seafarers^{**}

[Regulation VI/6 – Mandatory minimum requirements for shipboard personnel for specific security duties and responsibilities]^{**}

Regulation[‡] VIII/2 – Watchkeeping arrangements and principles to be observed on board

Explanatory Notes:

⁺ In accordance with the provisions of STCW article XII(1)(a)(vi) any amendment to an article shall be deemed to have been accepted on the date on which it is accepted by two thirds of the Parties.

[‡] The corresponding provisions of parts A and B of the STCW Code would need to be examined with a view to establishing whether any consequential amendments would be required.

^{*} Possible consequential amendments might be required.

^{**} Subject to the further consideration of the issue by MSC 81 (see paragraph 27 of the report).