



Transport Malta

RECOGNITION OF CABO VERDE CERTIFICATES

AN UNDERTAKING

**CONCERNING THE RECOGNITION OF
TRAINING AND CERTIFICATION OF SEAFARERS FOR
SERVICE ON BOARD VESSELS REGISTERED IN
MALTA**

between

**INSTITUTO MARÍTIMO PORTUÁRIO – IMP /
CABO VERDE MARITIME ADMINISTRATION**

and

**THE MERCHANT SHIPPING DIRECTORATE
OF
THE AUTHORITY FOR TRANSPORT IN MALTA**

Recognition of Cabo Verde Certificates

RECOGNITION OF CERTIFICATES UNDER THE TERMS OF THE INTERNATIONAL CONVENTION ON STANDARDS OF TRAINING, CERTIFICATION AND WATCHKEEPING FOR SEAFARERS, AS AMENDED

AN UNDERTAKING

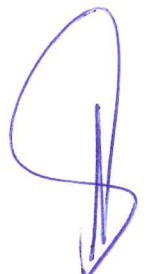
1. This undertaking is for the recognition of national certificates and is made under the terms of the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW), as amended. The Convention is referred to in this undertaking as 'the STCW Convention', and the Code annexed to the STCW Convention is referred to as 'the STCW Code'. This undertaking is made without prejudice to the national laws of either Party.
2. For the purposes of this undertaking :-
 - the term 'Issuing Authority' means the 'Instituto Marítimo Portuário – IMP / Cabo Verde Maritime Administration'.
 - the term 'Administration' means the 'Merchant Shipping Directorate of The Authority for Transport in Malta', and
 - the Issuing Authority and the Administration are hereinafter referred to as 'the Parties'.
3. The officials of the Parties, concerned with the implementation of this undertaking (hereinafter referred to as 'officials') are:

The Issuing Authority:

President of the BD of the Instituto Marítimo Portuário - IMP
Rua Patrice Lumumba, Edifício da Ex. ACIAB,
P.O. Box: Nr. 7
Mindelo-São Vicente
Cabo Verde
Tel: +238 2324342
Telefax: +238 2324343
E-Mail: joana.h.carvalho@imp.cv

The Administration:

Registrar General of Shipping and Seamen
Authority for Transport in Malta
Merchant Shipping Directorate

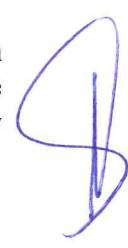


Malta Transport Centre
Lija, LJA 2021
Malta
Tel: +356 21 250360
Telefax: +356 21 241460
E-Mail: stcw.tm@transport.gov.mt

4. (1) The officials may designate one or more persons to perform on their behalf any functions emanating from this undertaking and, in such case, the officials shall each communicate to the other in writing the names, position and contact details of the persons they have designated.

(2) For the purposes of paragraph (1), the officials, will each forward to the other in writing by telefax or e-mail any changes in the names, position and contact details of the persons so designated.

5. Having regard to the guidance on arrangements between State Parties to the STCW Convention approved by the Maritime Safety Committee (MSC) of the International Maritime Organisation (IMO) during its ninety-first session in November 2012 (MSC.1/Circ. 1450) and to the provisions of regulation I/10 of the STCW Convention including the related provisions of the STCW Code, the Parties have reached the following understanding:-
 - (1) The Issuing Authority is the Party whose national certificates are to be recognised, and the Administration is the Party that will provide its endorsement (hereinafter referred to as 'flag State endorsement') as evidence of such recognition.
 - (2) The Administration will issue flag State endorsements pursuant to regulation I/2, paragraph 7, of the STCW Convention following compliance by the Issuing Authority with the requirements of regulation I/7 of the STCW Convention and section A-I/7 of the STCW Code.
 - (3) The Issuing Authority shall ensure that the training and assessment of seafarers as required under the STCW Convention are administered and monitored in accordance with the provisions of section A-I/6 of the STCW Code, and that a register or registers of all certificates and endorsements is maintained and the information will be made available as required by regulation I/2 paragraph 15 of the STCW Convention.
 - (4) The Issuing Authority shall further ensure that those who are responsible for, and that those who provide such training and assessment are qualified in accordance with the provisions of section A-I/6 of the STCW Code for the type and level of training or assessment involved.
 - (5) In order for its certificates to be recognised by the Administration for flag State endorsement, the Issuing Authority shall give the Administration assurance and confirmation through all necessary



measures, that it is giving full and complete effect to the provisions of the STCW Convention and continues to do so, by giving its consent for the Administration to:

- i) visit the facilities of the Issuing Authority,
 - ii) observe the procedures used by the Issuing Authority, or
 - iii) review the policies which have been approved or employed by the Issuing Authority for the purposes of meeting the requirements of the STCW Convention with regards to the following:
 - a) standards of competence;
 - b) the issue, endorsement, revalidation and revocation of certificates;
 - c) the keeping of records.
 - d) standards of medical fitness; and
 - e) communication and response process to requests for verification.
- (6) The Issuing Authority will allow the Administration to have access to the results of the quality standards evaluations conducted in accordance with regulation I/8 of the STCW Convention.
- (7) The Issuing Authority undertakes to have and maintain a proper set-up for the purposes of facilitation of communication and quick response, namely in writing by telefax, online or by e-mail, for the verification process of certificates and for the continued implementation of the regulations of the STCW Convention. Furthermore, the Issuing Authority undertakes to aim to respond in writing by telefax or by e-mail within five working days of a certificate verification request by the Administration, subject to the continued operation of the Issuing Authority's electronic database.
- (8) (i) In the cases of any significant changes made in the arrangements for the training and certification, the Issuing Authority must within ninety (90) days inform the Administration in writing of the changes.
- (ii) For the purposes of paragraph (i) changes are considered significant in the following cases:
- (a) changes in the position or contact details of the official/s responsible for implementing this undertaking;
 - (b) changes in the procedures provided for in this undertaking or as a result of this undertaking;
 - (c) changes which amount to substantial differences from the information communicated to the International Maritime Organization (IMO) pursuant to Section A-1/7 of the STCW Code.

(9) The Issuing Authority acknowledges that, in accordance with the provisions of regulation I/10, paragraph 6, of the STCW Convention, flag State endorsements issued by it in recognition of a certificate issued by another State Party to the STCW Convention will not be accorded further recognition by the Administration.

(10) Seafarers at the management level are required by the Administration to acquire an appropriate knowledge of the maritime legislation of the Administration relevant to the functions they are permitted to perform.

(11) The Administration has the right to suspend, revoke, or otherwise withdraw the flag State endorsement of a certificate for disciplinary reasons or any reason it may deem fit. The Administration shall inform the Issuing Authority accordingly giving the reasons for its decision, within ninety (90) days of such suspension, revocation or withdrawal.

6. (1) This undertaking shall enter into force on the later of the two dates shown below.

(2) This undertaking shall be valid for a period of five years from the later of the two dates shown below and shall be tacitly renewed for successive periods of five years unless one of the parties informs the other in writing, at least 90 days prior to the date that the undertaking is to be terminated.


(3) Any significant changes in this undertaking, that may change the spirit of this undertaking, must be made with the written consent of both Parties. Failure in this regard will entitle the other Party to terminate the undertaking. Termination must be done in writing and will take effect within 90 days from the date of the notice of termination.

(4) Additional clauses and supplements to this undertaking, which do not change the spirit of this undertaking but serve only to complement it, may be made with the mutual consent of both Parties.




Registrar General of Shipping and Seamen
Merchant Shipping Directorate
Authority for Transport in Malta

Dated this 25th day of August 2020



President of the BD of IMP
Cabo Verde Maritime Administration




Dated this 25th day of August 2020