



At the Council Chamber, Whitehall

THE 1st DAY OF MARCH 2021

BY THE LORDS OF HER MAJESTY'S MOST HONOURABLE
PRIVY COUNCIL

The Privy Council has approved revised Rules of the Honourable Company of Master Mariners as set out in the Schedule to this Order.

Richard Tilbrook

SCHEDULE

“SECOND SCHEDULE

RULES FOR THE CREATION AND OPERATION OF THE REGISTER OF
CHARTERED MASTER MARINERS

1. PREAMBLE

Pursuant to Article 4 (5) of the Charter of the Honourable Company of Master Mariners (hereinafter referred to as the Company), this Schedule establishes the constitution of the Registration Authority to be created to operate the Register of Chartered Master Mariners (hereinafter referred to as the Register), and provides the conditions of registration for, and the method of operation of, the Register. The Registration Authority is the agent of the Court of the Company acting under the Court's delegated authority and will report regularly to the Court on the exercise of its delegated powers.

2. THE REGISTER

- (a) All Qualified Ships' Masters (see Interpretation clause) of ships, accredited by an Issuing Authority, who can demonstrate a combination of at least 10 years of experience in command of such ships and/or in the practice of maritime related operations, shall be entitled to apply for registration as Chartered Master Mariners (hereinafter referred to by the post-nominal designation of CMMar which those admitted to the Register (the Registrants) shall be entitled to use).

- (b) The grant of CMMar by the Company to an applicant shall create an annually renewable contract between the parties terminable by the Registrant's resignation or death, and by the Company as provided herein. A Registrant who purports to resign while subject to a disciplinary enquiry shall be deemed to remain registered until the enquiry has been concluded.
- (c) There shall be no requirement for applicants for registration to hold any other form of membership of, or allegiance to, the Company or be members of any of the organisations represented on the Registration Authority.
- (d) This registration shall be a recognition, in the public interest, of ability to command a ship and of the evidence of normally at least 10 years of competence of so doing or of holding such professional standing as is deemed to be not less than the equivalent of holding such a position. The evidence provided in support of any registration application shall encompass a wide range of disciplines as may be expected of those who hold Senior Marine Qualifications including the well-being and safety of all those under such command. The Registration Authority may exercise discretion in granting CMMar status to applicants who demonstrate exceptional capability over a period of less than 10 years.
- (e) Applicants for entry onto the Register shall satisfy the Registration Authority that they meet the conditions for entry set out in this Schedule and in the Rules of the Register by providing such evidence of attainment as may be required and by personal interview that they are suitably qualified, experienced, and possess the requisite personal attributes.
- (f) The applicants and the Registrants shall pay, respectively, such application fees and annual registration fees as the Registration Authority may determine particularly to meet the costs of operating the Register.
- (g) In respect of the applicant's qualifications, the Registration Authority may rely on a certificate of competency from an Issuing Authority. Similarly, the Registration Authority may remove from the Register any Registrant whose certification has been suspended, cancelled or revoked by the Issuing Authority.
- (h) Additionally, the Registration Authority may exercise, in its discretion, the right to hold a disciplinary enquiry and to apply appropriate sanctions; in situations which are outwith the jurisdiction of the relevant Issuing Authority.

3. THE REGISTRATION AUTHORITY

- (a) The Court of the Company shall establish a sub-committee (reporting to the Court), to be entitled the Registration Authority, to implement and manage the Register. The Court shall grant the Registration Authority such delegated authority to act on its behalf as shall be consistent with the requirement of the Authority reporting its proposals and actions to the Court.
- (b) The Registration Authority shall comprise a Chairman and Deputy Chairman appointed

by the Court and with voting rights on each matter discussed by the Authority, and three elected Court Assistants as voting members who shall represent the interests of the Court for such periods of time as the Court shall decide.

- (c) In addition, the Court may invite, in its discretion, one nominee from related maritime organisations to serve on the Registration Authority also for such periods of time as the Court shall decide: such nominees shall also have voting rights. Non-voting advisers may be invited to attend some or all of the meetings.
- (d) Unless the Court otherwise determines, the Clerk of the Company shall be the Registration Authority's non-member Secretary.
- (e) The administration of the Register may be undertaken by a suitable person or professional institution as selected by the Company under a contract with the Company and subject to the direction of the Registration Authority. If the administration contract is terminated for any reason or is not renewed on any occasion, the Company may seek another suitable person or professional institution with which to contract on similar terms.
- (f) The Registration Authority shall be responsible for agreeing and regularly renewing the terms of registration, for deciding who may be admitted and removed from the Register according to criteria determined by the Court of the Company from time to time, and for liaising and communicating with all interested parties. The Registration Authority shall also provide oversight of the application of its Code of Professional Conduct, including the requirement of continuing professional development, in respect of the Registrants.
- (g) The Registration Authority may require that its processes and procedures be regularly reviewed and audited by an independent organisation having equivalent professional standing and Charter-awarding capabilities.

4. CODE OF PROFESSIONAL CONDUCT

- (a) The Registration Authority shall institute a Code of Professional Conduct and Behaviour (the Code) based on professional ethics (where 'ethics' refers to the principles of good management conduct such as honesty, integrity, fairness, humanity, respect for life and law and the public interest, responsible leadership, and conscientiousness) with which it shall expect all Registrants to abide. Such a Code will also require continuing professional development and the periodic submission of evidence thereof according to guidelines published by the Registration Authority in the Rules of the Register.
- (b) Complaints about breaches of the Code shall be considered by a disciplinary process also to be included in the Rules of the Register. Subject to a right to seek leave to appeal, any Registrant found liable for a breach of the Code shall be liable to be given advice on future conduct, to be suspended from the Register on conditions, or to be removed from the Register permanently. In such circumstances, the decision may be reported for information to the relevant Issuing Authority.

5. RULES OF THE REGISTER

Subject to the approval of the Court, the Registration Authority shall have the power to make, apply, and revise such Rules as it may deem necessary for the purpose of operating the Register. Nothing in the Rules shall conflict with the Charter, Bylaws, and this Schedule.

6. INTERPRETATION

The Interpretation article in the First Schedule of the Charter shall apply also to this Second Schedule. In addition, the following shall apply:

Approved Practice of Maritime Related Operations – activities approved as such by the Registration Authority.

Issuing Authority – means, in the case of Certificates of Competency issued in accordance with the STCW Convention, a ratifying State of the STCW Convention that has been assessed by the International Maritime Organization to be fully compliant with its requirements; or the organisation or person authorised to issue Other Approved Command Qualifications, as the case may be.

Other Approved Command Qualifications – such qualifications as the Court may approve and publish in the Rules of the Register as being of similar standing to Senior Marine Qualifications.

Qualified Ships' Master – a person possessing Senior Marine Qualifications or other Approved Command Qualifications.

Registrants – persons admitted to the Register.

Rules of the Register – subsidiary rules adopted by the Court to elaborate the provisions of this Schedule.

Senior Marine Qualifications – a STCW certificate of competence issued by an Issuing Authority to the Master of a seagoing ship.

Ship – includes every description of vessel used in navigation as defined in the Merchant Shipping Act 1995.

STCW Convention – the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers 1978, as amended from time to time.”.