

SAINT CHRISTOPHER AND NEVIS

STATUTORY RULES AND ORDERS

No. 5 of 2024

Merchant Shipping (Continuous Discharge Certificate) Regulations, 2024

In exercise of the powers conferred by section 456 of the Merchant Shipping Act, Cap. 7.05, the Minister responsible for Maritime Affairs makes these Regulations

[Published 22nd February 2024, Official Gazette No. 10 of 2024]

1. Citation.

These Regulations may be cited as the Merchant Shipping (Continuous Discharge Certificate) Regulations, 2024.

2. Interpretation.

In these Regulations

“Administration” means the St Kitts and Nevis International Ship Registry;

“Director” means the Director of Maritime Affairs appointed pursuant to section 411;

“International Registrar of Shipping and Seamen” means the Registrar of Shipping and Seamen appointed under section 446(1) of the Merchant Shipping Act;

“Length” means 96% of the total length on the waterline of a yacht at 85% of the least moulded depth measured from the top of the keel, or the length from the foreside of the stem to the axis of the rudder stock on that waterline, if that be greater;

“Merchant Shipping Act” means the Merchant Shipping Act, Cap. 7.05;

“Supernumeraries” referred to under regulation 15 include persons on board who are not regular crew, owners, or guests and including

- (a) Nannies;
- (b) Bodyguards;
- (c) Security Staff;
- (d) Nurses;
- (e) Medical Orderlies;
- (f) Care Assistants;
- (g) Professional Companions;
- (h) Masseuses;

- (i) Chefs and Galley Assistants,

who do not form part of the crew or Crew List or assist in the navigation or running of the yacht.

3. APPLICATION OF THIS REGULATION.

(1) These Regulations apply to every ship that flies the flag of Saint Christopher and Nevis, whether publicly or privately owned, ordinarily engaged in commercial activities other than

- a) all vessels, regardless of type, under 24m in length;
- b) non-propelled vessels, except for Accommodation Barges.

(2) In the event of doubt as to whether these Regulations apply to a ship or a particular category of ships, the question will be determined by the Director.

4. CONTINUOUS DISCHARGE CERTIFICATE.

A seaman's discharge book shall be prepared according to a uniform specimen (Annex 1) and Entries in a seaman's discharge book shall be made in compliance with the requirements prescribed herein.

5. PURPOSE OF CONTINUOUS DISCHARGE CERTIFICATE.

(1) The Seaman's book is intended for the following purposes

- (a) record of sea service;
- (b) official entries by official representatives of St Christopher and Nevis and foreign states;
- (c) the address, telephone and fax number, e-mail address of the St Kitts and Nevis International Ship Registry (issuing authority).

(2) Entries in the seaman's discharge book shall be made by the Registry of Seamen, except for the entries in the field "Record of sea service".

(3) The field "Record of sea service" shall be completed by the master of the ship and the entry shall be certified with a signature and seal of the ship.

(4) The competent officials of St Christopher and Nevis or foreign states shall make entries in the field "Official notes made by authorized persons of St Christopher and Nevis or foreign countries" on the crossing of the border of the relevant foreign State.

6. INFORMATION RECORDED WITHIN THE CONTINUOUS DISCHARGE CERTIFICATE.

(1) Digital images of the seafarer's face and signature shall be placed in the main data page of the seaman's discharge book, together with the following information regarding the seafarer:

- (a) given name(s) and surname;
- (b) citizenship;
- (c) personal identity number;
- (d) date and place of birth;

- (e) Gender;
- (f) Passport Number.

(2) The following information regarding a seaman's discharge book shall be indicated on the main data page of the seaman's discharge book

- (a) type and country code;
- (b) number;
- (c) date of issue;
- (d) term of validity;
- (e) issuing authority.

(3) The main data page of a seaman's discharge book shall include a machine-readable zone and the machine-readable zone shall indicate the seafarer's given name and surname without diacritical marks.

7. ISSUANCE OF A CONTINUOUS DISCHARGE CERTIFICATE.

(1) Seafarers working on board Saint Christopher and Nevis registered vessels must be in possession of a valid Seaman's Book issued by the Administration.

(2) The Seafarer shall submit a completed Application form together with any supporting documents required by the Administration.

(3) By signing the application, the seafarer certifies the accuracy of the information indicated therein and consents to the use of the information as required to perform the relevant services, in accordance with the laws of Saint Christopher and Nevis.

8. REISSUANCE OF A CONTINUOUS DISCHARGE CERTIFICATE.

The Seafarer shall apply for a new Seaman's Book in the following circumstances

- (a) if the validity of the seaman's discharge book will expire during a planned voyage;
- (b) if the information indicated in regulation 6 of these Regulations regarding the seafarer has changed;
- (c) if an inaccuracy in the records has been found;
- (d) if there is no place for new entries in the seaman's discharge book; or
- (e) if the seaman's discharge book is lost, stolen or damaged.

9. INVALIDATION OF A CONTINUOUS DISCHARGE CERTIFICATE.

(1) Pursuant to regulation 7 and 8, if the seaman's discharge book has been lost, stolen or destroyed, the seafarer shall inform the Administration.

(2) In case of the Seaman's Book being stolen, the seafarer shall additionally submit to the Administration the notice of a law enforcement institution.

(3) The Administration shall recognise the lost, stolen or destroyed seaman's discharge book as invalid.

(4) The Administration shall invalidate a Seaman's Book in the following circumstances

- (a) information regarding the death of the seafarer has been received;
- (b) information regarding the disqualification of the seafarer has been received by the Administration.

10. GROUNDS FOR DECLINE.

The International Registrar of Shipping and Seamen may decline to issue a Seaman's Book under the following circumstances

- (a) the supporting documentation stated on the application for seafarers' documents form are not received in its entirety;
- (b) the supporting documents provided are incomplete, unauthentic or unverifiable with the issuing authority;
- (c) the seafarer is subject to disqualification in accordance with the Merchant Shipping Act, sections 122 to 130.

11. GROUNDS FOR THE REVOCATION.

The Director or the International Registrar of Shipping and Seaman, as directed, may cancel or revoke a continuous discharge certificate for the falsification of

- (a) the seafarer's qualification document;
- (b) maritime education document;
- (c) seaman's discharge book;
- (d) maritime qualification;
- (e) medical certificate or certifying document of other seafarer's qualifications

and where an inquiry has been conducted in accordance with sections 122, 123 or 124 of the Merchant Shipping Act.

12. CANCELLATION OF A CONTINUOUS DISCHARGE CERTIFICATE.

The Director may cancel a Seaman's Book under the following circumstances

- (a) the seafarer has been found guilty of committing an indictable offence by a court of law and the criminal record has not been extinguished or set aside;
- (b) the seafarer, merchant or educational institution has provided false information;
- (c) falsification of the seafarer's documents referred to in regulation 11 is found;
- (d) the issuing authority does not certify the authenticity of the document on the basis of which the seaman's discharge book has been issued;
- (e) corrections or unauthorised entries have been made in the seaman's discharge book,

and where an inquiry has been conducted in accordance with sections 122, 123 or 124 of the Merchant Shipping Act.

13. REFUSAL TO ISSUE, REVOCATION OR CANCELLATION.

(1) The Director may notify the Seafarer in writing, regarding the decision to refuse, revoke or cancel a continuous discharge certificate.

(2) Where the decision has been made to revoke or cancel a continuous discharge certificate on grounds of disqualification, following an inquiry, the Minister may make an order for a rehearing, in accordance with section 125 of the Merchant Shipping Act.

14. DELEGATION.

The Director may delegate, in whole or in part, any of the duties to be carried out by him according to these Regulations, to the International Registrar of Shipping and Seaman.

15. SUPERNUMERARIES ON BOARD A YACHT.

(1) The names of all supernumeraries shall be recorded separately in the Ship's Log, and they shall undertake a safety briefing before any voyage.

(2) The total number of persons on board any yacht, including any supernumeraries, shall at no time exceed the capacity of the safety equipment or have any adverse impact on the stability or safety of the yacht.

(3) Acceptance or otherwise of a supernumerary on board a yacht is the decision of the captain.

16. FORMAT OF CONTINUOUS DISCHARGE CERTIFICATE.

The Continuous Discharge Certificate shall be in the format set out in the Schedule.

SCHEDULE

SEAMAN'S DISCHARGE BOOK REGULATIONS, 2024

SPECIMEN OF SEAMANS DISCHARGE BOOK



IMPORTANT NOTICE


1. This document remains the property of the St. Kitts & Nevis International Ship Registry and should be retained by the holder or in the custody of a Ship's Master or other duly Authorised person. It may be withdrawn by the International Registrar of Shipping & Seamen at any time.
2. This document is valid for 5 years from date of issue.
3. This document contains 32 pages
4. This document does not confer any rights of nationality or citizenship of any country on the holder.
5. This document should be produced to the Ship's Master when the holder joins a ship and should be returned to the holder when they are discharged from the ship.
6. On demand this document and the entries made therein may be inspected by a duly authorised person.
7. Entries in this document should only be made by an Authorised Official, Master or Training Officer.
8. This document should not be tampered with and if lost, destroyed or defaced the holder should apply for a replacement to the office of the International Registrar of Shipping & Seamen on the appropriate Application Form.
9. The holder of this document should have an appropriate knowledge of the maritime legislation of St. Kitts and Nevis relevant to the functions they are permitted to perform. The legislation can be found on our website - www.stkittsnevisregistry.net
10. If found this document should be returned to the office of the International Registrar of Shipping & Seamen whose address can be found at www.stkittsnevisregistry.net
11. You may verify the validity of this document online at www.skenseafarers.com

Revision 4/08

ST KITTS & NEVIS

INTERNATIONAL SHIP REGISTRY

Seafarer's Continuous Discharge Certificate And Identity Document



Issued in accordance with the Saint Christopher & Nevis Merchant Shipping Act,
Cap. 7:05

Form Code	SKN Book No.
CT029	

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**St Kitts & Nevis International Ship Registry
CDC Booklet**

Seafarers Number
SKN-0000000



Holders Signature


Control Number **SKAN-SDB-000000**

Surname **Doe**

Given Names **John**

Gender **Male**

Nationality **St. Kitts and Nevis**

Passport Number **KN00000**

Date of Birth **31 Jul 1985**

Place of Birth

Date of Issue **26 May 2023**

Date of Expiry **25 May 2028**

Rank Employed **Master**




Made this 9th day of February, 2024.

MARSHA HENDERSON
Minister responsible for Maritime Affairs