

RECOGNITION OF ITALY CERTIFICATES

**MEMORANDUM OF UNDERSTANDING
CONCERNING THE RECOGNITION OF**

**TRAINING AND CERTIFICATION OF
SEAFARERS
FOR**

**SERVICE ON MONTENEGRIN FLAGGED
VESSELS**

Between

THE ITALY ADMINISTRATION

And

THE MONTENEGRO ADMINISTRATION

RECOGNITION OF CERTIFICATES UNDER THE TERMS OF THE INTERNATIONAL CONVENTION ON STANDARDS OF TRAINING, CERTIFICATION AND WATCHKEEPING FOR SEAFARERS, 1978, ON ITS UP-TO-DATES VERSION

MEMORANDUM OF UNDERSTANDING

1. This Memorandum of Understanding („MoU“) is for the recognition of national certificates and is made under the terms of the International Convention on Standards of Training, Certification and Watch-keeping for Seafarers (STCW), 1978, on its up-to-dates version. The Convention is referred to in this MoU as „STCW 95“, and the Code annexed to STCW 95 is referred to as „the STCW Code“. This MoU is made without prejudice to the national laws of either Participant.

2. For the purposes of this MoU
 - The term „Italy Administration“ means the „Ministry of Transports, acting on behalf of the Government of the Republic of Italy“,
 - The term „**Montenegro Administration**“ means „The Ministry of Transport, Maritime Affairs and Telecommunications“, acting on behalf of the **Government of the Republic of Montenegro**“, and
 - The Italy Administration and the **Montenegro Administration** are referred to as „the Participants“.

3. Having regard to the provisions of regulation I/10 of STCW 95 including the related provisions of the STCW Code, the Participants have reached the following understanding:
 - (1) The Italy Administration is the Participant whose national certificates are to be recognized, and the **Montenegro Administration** is the Participant that will provide its Certificates of Recognition (endorsements) as evidence of such recognition.

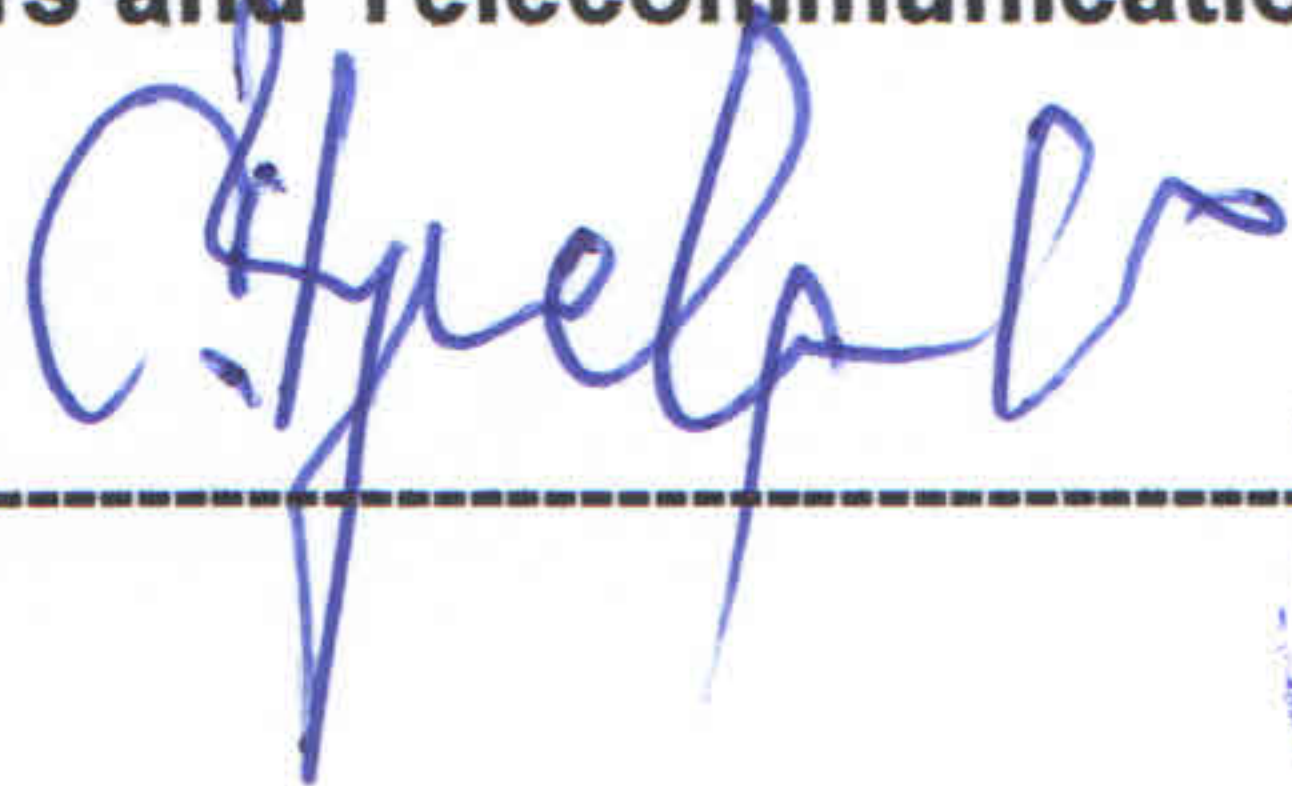
 - (2) The **Montenegro Administration** is the Participant that will provide its Certificates of Recognition (endorsement) pursuant to regulation I/2, paragraph 5, of STCW 95 following compliance by the Italy

Administration with the requirements of regulation I/7 of STCW 95 and section A-I/7 of the STCW Code.

- (3) The Italy Administration will ensure that the training and assessment of seafarers as required under STCW 95 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/9 of STCW 95. Similarly the Italy Administration will 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.
- (4) In accordance with regulation I/10, paragraph 1.1, of STCW 95, the Italy Administration will allow the **Montenegro Administration** to carry out periodic inspection of its approved facilities and procedures and will make materials and training facilities available for inspection and review when requested. Similarly the Italy Administration will allow the **Montenegro Administration** to have access to the results of the quality standards evaluations conducted in accordance with regulation I/8 of STCW 95.
- (5) The Italy Administration will notify the **Montenegro Administration** within **ninety (90) days** of any significant change in the arrangements for training and certification applying under its administration in accordance with STCW 95, and in particular regulation I/10 , paragraph 1.2. The significant changes include:
 - a) Changes in the contact details of the official responsible for authentication checks;
 - b) Changes affecting the procedures set forth in this MoU; and
 - c) Changes that amount to substantial differences from the communicated to the Secretary – General pursuant to section A-I/7 of the STCW Code.
- (6) The Italy Administration acknowledges that, in accordance with the provisions of regulation I/10, paragraph 6, of STCW 95, endorsements issued by it in recognition of a certificate issued by another Party to STCW 95 will not be accorded further recognition by the **Montenegro Administration**.

- (7) Where a seafarer presents for recognition a certificate issued under the provisions of regulations II/2, III /2 or III/3 or issued under VII/1 at the management level, the **Montenegro Administration** will not recognize the certificate unless it is satisfied that the seafarer has an appropriate knowledge of the maritime legislation of the **Montenegro Administration** relevant to the functions the seafarer is permitted to perform.
- (8) Where the **Montenegro Administration** for disciplinary reasons suspends, revokes or otherwise withdraws its Certificate of Recognition of a certificate issued by the Italy Administration, the **Montenegro Administration** will provide the Italy Administration with full details of the circumstances, within **ninety (90) days** of so doing.
4. This MoU comes into effect on the date of execution of this MoU by the Italy Administration. It will continue to have effect for a period of **five (5) years**.
5. This MoU may be terminated by either Participant by written notice given at least six (6) months before the date on which it intends that the MoU will cease to have effect. Unless either Participant gives such notice at least **six (6) months** before the date when this MoU would have ceased to have effect under the preceding paragraph, it will be renewed automatically for a further period of **five (5) years**.

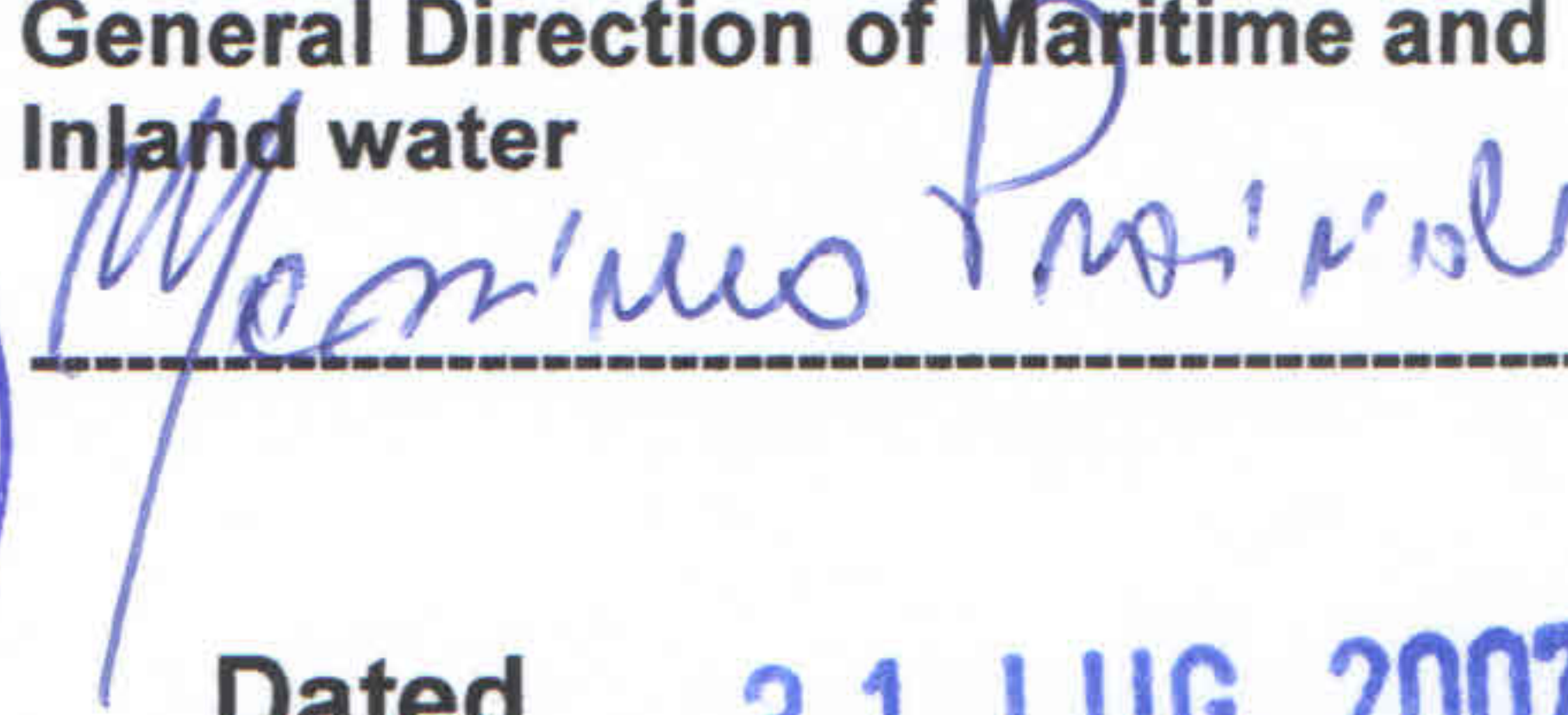
For MONTENEGRO ADMINISTRATION
Mr. Srdjan Vukcevic
Deputy Minister of Ministry of Transport
Maritime Affairs and Telecommunications



Dated July 24. 2007 in Podgorica



For ITALY ADMINISTRATION
Dott. Massimo Provinciali
General Director
Ministry of Transport
General Direction of Maritime and
Inland water



Dated 31 LUG. 2007