

**REPORT OF THE  
STANDING COMMITTEE ON PERSONNEL**

**Agenda**

1. Introduction and Approval of Agenda.
2. Update on Marine Human Resources National Advisory Committee (HRSDC).
3. Update on Maritime Occupational Health and Safety (Bruno Duguay, TC):
  - Coming into force (July 2010).
  - Violence in the workplace / Hazard Prevention Program implementation.
  - Joint response TC-HRSDC-HSO to address any issue related to violence in workplace.
4. *Marine Personnel Regulations* – summary of the policies. (Naim Nazha, TC)
5. Updates on the STCW Convention and the STCW Code – Chapters I, II, III, V, VI, and VII. (Naim Nazha, TC)
6. Other Business / Stakeholder Submissions:
  - Update on status of response to TSB Watch List Passenger Manifest (*Fire and Boat Drill Regulations*) (Darren Johnson, BC Ferries).
  - Review of on board approval training program for Master Limited and Chief Mate Limited (below and above 60 tons) approval process (Mary Actinbonte, Bytowne Brigantine).
  - Update on the Seafarers Identification Document (SID) (Joanne Laviolette, TC).
  - A presentation on the Preliminary Discussion on Compulsory Insurance for Vessels Carrying Passengers (Elizabeth Bertrand, TC).
  - A submission concerning the small vessel operator proficiency training (Dominic Dugré, Canadian Federation of Outfitters / La Federation Canadienne des Associations des Pouvoiries).
  - A presentation on the Cross-Cultural Competence for Maritime Professionals through Education and Training (Capt. Jim Parsons, the Marine Institute).
  - Submission from Virtual Marine Technology – Research Results on Life Boat Simulators Testing.
7. Tentative agenda items for the next CMAC meeting.

The meeting of the Standing Committee, chaired by Naim Nazha, Transport Canada, was held on Tuesday, November 2, 2010.

**1. INTRODUCTION AND APPROVAL OF AGENDA**

Several items were added to the Agenda:

- Update on the Seafarers Identification Document (SID) (Joanne Laviolette, TC).
- A presentation on the Preliminary Discussion on Compulsory Insurance for Vessels Carrying Passengers (Elizabeth Bertrand, TC).
- A submission concerning the small vessel operator proficiency training course (Dominic Dugré, Canadian Federation of Outfitters / La Federation Canadienne des Associations des Pouvoiries).
- A presentation on the Cross-Cultural Competence for Maritime Professionals through Education and Training (Capt. Jim Parsons, Marine Institute).
- Submission from Virtual Marine Technology – Research Results on Life Boat Simulators Testing.

The Committee adopted the amendments and Agenda.

## **2. UPDATE ON MARINE HUMAN RESOURCES NATIONAL ADVISORY COMMITTEE (HRSDC)**

Andreas Hofstaetter, Human Resources Services and Development Canada (HRSDC), made a brief statement concerning the Marine Human Resources National Advisory Committee. Andreas Hofstaetter described the Department's work towards establishing and maintaining a secretariat and project funding for skills development in the Marine sector.

While initially scheduled to provide an update on HRSDC's progress on this endeavour, he advised the participants that HRSDC is currently undergoing a Review and therefore is not in a position to proceed further with any support for the Marine sector. Until the completion of the review in February 2011, HRSDC is not in a position to proceed further with this initiative.

## **3. UPDATE ON MARITIME OCCUPATIONAL HEALTH AND SAFETY**

Bruno Duguay, Transport Canada, provided an update on the *Maritime Occupational Health and Safety Regulations*. He explained how the new regulation, which came into force on June 3<sup>rd</sup>, 2010, replaces the previous *Marine Health and Safety Regulation* published in 1987. This new regulation puts into practice new components of the regulation such as Violence in the Workplace initiative, a Drug Prevention Program, and numerous changes emerging from the 2006 Marine Labour Convention.

A Ship Safety Bulletin will be published later this fall on this topic.

## **4. MARINE PERSONNEL REGULATIONS - SUMMARY OF THE POLICIES**

Naim Nazha presented an information point concerning the summary of the policies relating to the *Marine Personnel Regulations*. Recently, only one policy has been adopted that is related to the certification of fishing vessels. Transport Canada will be issuing a Ship Safety Bulletin soon concerning fishing vessels below 15 tons operating within 50 nautical miles. The policy was presented at the Working Group on Fishing Vessel Safety Certification and Training.

## **5. UPDATES ON THE STCW CONVENTION AND THE STCW CODE - CHAPTERS I, II, III, V, VI, AND VII**

Major revisions to the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW Convention), and its associated Code have been adopted at a Diplomatic Conference in Manila, Philippines. The STCW Diplomatic Conference was held from June 21<sup>st</sup> to 25<sup>th</sup> under the auspices of the International Maritime Organization. The Diplomatic Conference adopted the amendments, to be known as "The Manila amendments to the STCW Convention and Code", thereby ensuring that the necessary global standards will be in place to train and certify seafarers to operate technologically advanced ships (further details can be found on the slide presentation "Comprehensive Review of the STCW Convention" posted to the website - <http://www.tc.gc.ca/eng/marinesafety/rsqa-cmac-menu-826.htm>).

Naim Nazha provided a detailed presentation outlining the amendments to the Annex and both Codes to the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW 95) and highlighting potential impact to stakeholders and possible amendments required to the *Marine Personnel Regulations*. Copies of the Manila amendments were made available to the participants.

## **6. OTHER BUSINESS / STAKEHOLDER SUBMISSIONS**

### **Update on status of response to TSB Watch List Passenger Manifest (*Fire and Boat Drill Regulations*) (Darren Johnson, BC Ferries)**

Darren Johnson, BC Ferries, requested an update on the TSB Watch List Passenger Manifest and what action(s), if any, is Transport Canada considering in preparing regulations relating to the *Fire and Boat Drill Regulations*.

Transport Canada introduced the *Fire and Boat Drill Regulations* and no further action is required concerning this issue.

### **Review of on board approval training (OAT) program for Master Limited and Chief Mate Limited (below and above 60 tons) approval process (Mary Actinbonte, Bytowne Brigantine)**

Mary Actinbonte, Bytowne Brigantine, submitted a question regarding how they can work together with Transport Canada to put a process in place to submit an OAT for limited certificates of competencies for Masters and Mates and have it approved for the upcoming season. She was informed that Transport Canada will elaborate a standard regarding this issue and will work in partnership with appropriate stakeholders in order to do the groundwork.

### **Update on the Seafarers Identification Document (SID) (Joanne Laviolette, TC)**

Joanne Laviolette, Transport Canada, presented an update concerning the Seafarers Identity Documents Convention (C-185). C-185 provides for a modernized SID that enhances maritime security while facilitating shore leave and the professional movement of seafarers. In view of the potential ratification of C-185, Marine Safety will be implementing a temporary measure for the issuance and verification of the SID using a consent form. Copies of the consent form were made available for the participants to review and provide their comments.

While Transport Canada is proceeding with this interim measure, it did receive, from the participants present, the support for implementing a regulation for the issuance of the SID under C-185 of the International Labour Organisation.

**A Presentation on the Preliminary Discussion on Compulsory Insurance for Vessels Carrying Passengers (Elisabeth Bertrand, TC)**

Elisabeth Bertrand, Transport Canada, made a detailed presentation concerning insurance liability and the marine industry. She advocated for the necessity for licenced operators in Canada to obtain insurance for passenger carrying vessels. Her team is currently conducting a fact finding process to discern which operators have insurance, what are the population of their vessels, and what insurance premiums are they paying that covers the amount of people they are carrying on their vessels. Based on a ministerial commitment to introduce compulsory insurance regulations, Elisabeth Bertrand stressed that insurance regulations would only apply to commercial and public vessels engaged in the domestic carriage of passengers and not to adventure tourism activities (under section 37.1(1) of the *Marine Liability Act, 2009*), and passenger vessels used solely in international carriage.

**A submission concerning the small vessel operator proficiency training (Dominic Dugré, Canadian Federation of Outfitters)**

The co-chair of the Quebec Regional Boating Advisory Committee, Michel Boulianne, submitted a letter on behalf of the Canadian Federation of Outfitters concerning the certification of their members for the small vessel operator proficiency-training course (SVOP) at their training facilities. He contends that due to accessibility issues, it is difficult to qualify his members for this certification and that the Pleasure Craft Operator Card (PCOC) certification is more appropriate for his operators who navigate vessels in near shallow waters. Naim Nazha responded by outlining that the course does not have to come from a school and that the Federation could prepare an SVOP training course, as per the syllabus described in the TP 14692. This course should then be submitted for TC approval, including a list of the instructors they want to have approved.

**A presentation on the Cross-Cultural Competence for Maritime Professionals through Education and Training (Capt. Jim Parsons, Marine Institute)**

Captain Jim Parsons presented the Marine Institute's research project on Cross-Cultural Competence for Maritime Professionals through Education and Training (CUL.COMPET). The project examines the current status of Cross-Cultural training in maritime education and training systems and identifies gaps, needs, and challenges to be addressed in maritime education.

Considered 1 of 4 major maritime capacity building projects that is funded through the International Association of Maritime Universities (IAMU), Captain Jim Parson presented the current findings of Phase I of the study. He concludes that the Cross-Cultural competencies may be difficult to measure; that there is no mandatory requirement for CUL.COMPET; that the use of simulations, role play, case studies, seminars and workshops are seen as appropriate educational tools, and that CUL.COMPET should be phased in different levels commencing with cultural awareness and becoming more targeted in fulfilling the needs of the maritime profession. The next step in the research project is to design a plan of study and content for CUL.COMPET training.

**Submission from Virtual Marine Technology – Research Results on Life Boat Simulators Testing**

Virtual Marine Technology presented their research findings on survival craft and life boat rescue simulations that adhere to STCW standards. Their presentation outlined how the three main components of their project – how the simulator model resembles a real life boat; the realism of the cue; and how the simulations resemble rough seas - showed promising results.

***Approved by:***

*Naim Nazha, Marine Safety, TC, Standing Committee Chair*