

December, 2011

STCW 2010 / Work & Rest Hour Regulations – Preliminary Information

Based on the amendments to the STCW 95 Convention made in June 2010 there is an on-going implementation of the new rules of the convention into Faroese legislation. However, the work related to new Work & Rest Hour regulations will not be finalised by 1st January 2012, when the new rules will come into force internationally.

Expectedly the Faroese notice will be promulgated during the month of January, at which point they will also encompass the rest hour requirements of the MLC convention.

The changes to the STCW Convention imply the following:

- Each rest period shall be at least 10 hours in every 24 hour period and altogether 77 hours per week.
- The rest periods shall not be split into more than two during every 24-hour period, of which one of the two must be no less than 6 hours of rest.
- Each work hour period between every rest period shall not exceed 14 hours.

The STCW Convention authorizes exemptions from rest hour regulations. Over a fortnight the rest hours per week may be reduced from 77 hours to 70. In the event of deviation from the rules, the time lapse to the next deviation must be twice the length of the actual time divergence.

The Convention does not authorize a reduction of the rest hours at 10 hours during a 24-hour period. However, there is room for splitting the rest periods into three in a 24-hour period, of which one of the three rest periods must be of at least 6 hours, and none of the other two must be less than one hour.

Prior to implementing deviation from the rest hour regulation, a permit shall be obtained from FMA.

Work and rest hour tables have been made available in our home page.

Please follow this link: <http://fma.fo/Default.aspx?pageid=18380>

Note I: All ship managers and vessels alike should expect that as of 1st January 2012 Port State Controls will be conducted in accordance with the new regulations of the STCW Convention.

Note II: Hence, we urge all Faroese companies operating ships under the Faroese flag to ensure full implementation of the new regulations by 1st January 2012.

When the new notice is being promulgated in January we will follow up with an update to this newsletter to provide you with guidance in this respect. Updated work and rest hour tables will be re-issued as applicable.

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