

ጋዜጣ አዋጃት ኤርትራ
ብመንግስቲ ኤርትራ ዝሕተፎ

RDC
1

ቅጺ 18/2010 ቁ.2 ኣሰመራ፡ 15 መስከረም 2010 ዋጋ 50 ናቕፋ.

ሕጋዊ ፆልኪታ ቁጽሪ 118/2010

ሕጋጋት ደረጃታት ሰልጠና፣ ፆሰከርነት ብቕፃት፣
ድሕነቲ እተሓሰወ ኣመዳደባ ሰብኣዊ ፃቕጫ፣
ሰፃታት ስራሕን ሓሰዮን

GAZETTE OF ERITREAN LAWS
PUBLISHED BY THE GOVERNMENT OF ERITREA

Vol.18/2010 No.2 Asmara, 15th September 2010 Price 50 Nakfa

LEGAL NOTICE NO.118/2010

REGULATIONS ON STANDARDS OF
TRAINING, CERTIFICATION, SAFE MANNING, HOURS
OF WORK AND WATCHKEEPING

ሕጋዊ ምልክታ ቍ.118/2010

ሕጋጋት ደረጃታት ስልጠና፣ ምስክርነት ብቕዓት፣ ድሕነቱ እተሓለወ አመዳድባ ሰብአዊ ዓቕሚ፣ ሰዓታት ስራሕን ሓለዋን

1ይ ክፉል

ሓፈሻዊ

ዓንቀጽ 1. ሓጺር አርእስቲ

እዚ ሕጋጋት'ዚ “ሕጋጋት ደረጃታት ስልጠና፣ ምስክርነት ብቕዓት፣ ድሕነቱ እተሓለወ አመዳድባ ሰብአዊ ዓቕሚ፣ ሰዓታት ስራሕን ሓለዋን ሕጋዊ ምልክታ ቍ.118/2010” ተባሂሉ ክጥቀስ ይከኣል።

ዓንቀጽ 2. ትርጉም

አተኣታትውኡ ካልእ ትርጉም ዘውሀቦ እንተዘይኩይኑ ኣብ'ዚ ሕጋጋት'ዚ፡ -



- 1) “ግቡእ ወረቐት ምስክር” ማለት፡-
- ሀ) ንናይ ኤርትራ መራኽብ ብዝምልከት፣ ኣብ ዝምልከቶ ፍሉይ ጉዕዞ፣ ሕጋዊ በዓል ሰነድ ኣብ ዓይነታ፣ ዓቕን ክብደታ ወይ ሓይላን ዓይነት መንኮርኮራን እተመልከተ መርከብ ብእተመደቦ ጽፍሒ ሓላፍነት ብዘሰክሞ ስራሕን ብቕዓትን መሰረት ኪፍጽምን ኬገልግልን ኣኽእሎ (ኣፍልጦ) ዝህብ፣ ብመሰረት ድንጋገታት ናይ'ዚ ሕጋጋት'ዚ ዝወጸ ወረቐት ምስክር ወይ ከኣ ቅቡልነቱ ኣብ ሕቕኡ ብዝንበር ፈርማ እተመስከረ ሰነድ ማለት እዩ፣ ከምኡ'ውን

ለ) ንካልኣት መራኽብ ብዝምልከት፡ ኣብ ኣህጉራዊ ውዕል ደረጃታት ስልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ኣለዋን (ደ.ሰ.ሰ.ባ.ም.ሓ) “ንግቡእ ወረቕት ምስክር” ብዝተወሃቦ ትርጉም መሰረት ማለት እዩ፤

2) “ዝጸደቐ” ማለት ብሚኒስተር ዝጸደቐ ማለት እዩ፤

3) “ወገን ሀ1” ፣ “ወገን ሀ2” ፣ “ወገን ሀ3”ን “ወገን ሀ4” ን ማለት ኣብ ሕጋዊ 2፣ ምዕራፍ 4 ናይ ኣህጉራዊ ውዕል ድሕነት ህይወት ኣብ ባሕሪ (ኣ.ወ.ድ.ሀ.ባ)፣ ን“ወገን ባሕሪ ሀ1” ፣ “ወገን ባሕሪ ሀ2” ፣ “ወገን ባሕሪ ሀ3”፣ን “ወገን ባሕሪ ሀ4”ን ዝተዋሀቦ ትርጉም ይህልዎ፤

4) “ኣጋዚ መሃንድስ መኩንን” ማለት ብሃገራዊ ሕግታትን ሕጋጋትን ከምኡ እተረቐሐ፣ መሃንድስ መኩንን ንምዃን ኣብ ስልጠና ዝርከብ፣ ሰብ ማለት እዩ፤

5) “እተመዘዘ ሰብ” ማለት ንዕላማዚ ሕጋጋትዚ ብዝምልከት ብሚኒስተር መዝነት እተዋሀቦ ሰብ ማለት እዩ፤

6) “ወረቕት ምስክር” ማለት ኣብ ዓንቀጽ II ሕጡብ (ሐ) ናይ ኣህጉራዊ ውዕል ደረጃታት ስልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ኣለዋን (ደ.ሰ.ሰ.ባ.ም.ሓ) ዝተዋሀቦ ትርጉም ይህልዎ፤

7) “ወረቕት ምስክር ብቕዓት” ማለት ንዕላማ ዓናቕጽ (6)ን (8)ን ናይዚ ሕጋጋትዚ ዝተዋሀቦ ግቡእ ወረቕት ምስክር ማለት እዩ፤

8) “ቦጥ ቀመም” ማለት ኣብ ኣህጉራዊ ሕጊ መጐዓዝያ ብብትን ኣደገኛ ቀመም (ኣ.ሕ.መ.ብ.ሓ.ቀ) ኣብ ምዕራፍ 17 እተሰርዐት፣ ዝኹን ፈሳሲ ምህርቲ ብብዝሓ ንምግዓዝ እተሰርሐት ወይ እተቐየረትን እትዝውተርን መርከብ ማለት እዩ፤

9) “ዋና መሃንድስ መኩንን” ማለት ናይ መርከብ መካኒካዊ ጸገትን ናይ መካኒካውን ኤለትሪካውን ትካላት ስርሓትን ጸገናን ሓላፍነት እተሰከመ ገዲም መሃንድስ መኩንን ማለት እዩ፤

10) “ዋና መሓዛ” ማለት ብመዓርግ ካብ ሓለቓ ሲዒቡ ዝርከብ፣ ሓለቓ ኣብ ዚሰነፈሉ ኣጋጣሚ መዝነት (ወይ እዚ) መርከብ ኣብ ዝባኑ ዝወድቕ መኩንን ማለት እዩ፤

11) “ሕጊ” ማለት መሰጋገሪ ሕጊ ባሕሪ ኤርትራ ማለት እዩ፤

12) “ኩባንያ” ማለት ውልቀሰብ ዘካትት ኮይኑ፣ ምስ መርከብ ብዝተሓሰበ ጉዳይ ድማ ዋና መርከብ ወይ ከአ ነታ መርከብ ንክንቀሳቕሳ ካብ ዋና ሓላፍነት እተረከበ፣ ከምኡ ድማ ነዚ ሓላፍነት ዚ ብዝተረከበ እቲ ምስ ኣህጉራዊ ውዕል ደረጃታት ስልጠና ሰራሕተኛ ባሕርን ምስክርነትን ሓለዋን ጠቢቕ ዝርከብ ሕጋጋት ኣብ ልዕሊ ኩባንያ ዜገድዶ ኩሉ ግቡኣትን ሓላፍነትን ኪርከብ እተሰማምዐ ዝኹን ካልእ ውድብ ወይ ከአ ከም ኣካያዲ ሰራሕ ወይ ተኻራዪ መርከብ ዝኣመሰለ ሰብ ማለት እዩ፤

13) “ተሃንጸት” ማለት፣ ምስ መርከብ ብዝዛመድ ጉዳይ፣ ታሕተዋይ መሰረታ ተነጽፊ ወይ ከአ ኣብ ተመሳሳሊ ደረጃ ህንጸት ዝበጽሖት ማለት እዩ፤ “ተመሳሳሊ ደረጃ ህንጸት” ማለት ከአ፡-

- (ሀ) ምስ ፍልይቲ መርከብ ዘመሳሰል ህንጸት ተጀመረ፣ ከምኡ ከአ
- ለ) ብውሕዱ 50 ቶን ወይ ከአ ኣደ ሚእታዊት ናይ ኩሉ ግምት መስርሒ ጥረ ነገር፣ ብዝኾነ ነገር ግን እቲ ዝውሓደ ካብ ክልቲኡ፣ ዘጠቓለለ ምግጥጣም መርከብ ተጀመረ ማለት እዩ፤

- 14) "መኩንን ባይታ መርከብ" ማለት ብመሰረት ድንጋገታት ምዕራፍ 2 ናይ ኣህጉራዊ ውዕል (ደ.ሰ.ሰ.ባ.ም.ሓ) ብቕዓት ዘጥረየ መኩንን ማለት እዩ፤
- 15) "ክፍሊ" ማለት ክፍሊ መጉዓዝያ ባሕሪ ማለት እዩ፤
- 16) "ዳይረክተር ጀነራል" ማለት ዳይረክተር ጀነራል ክፍሊ መጉዓዝያ ባሕሪ ማለት እዩ፤
- 17) "ሰ.ሰ.ባ" ማለት ወረቐት ምስክር ስሉጥ ሰራሕተኛ ባይታ መርከብ ማለት እዩ፤
- 18) "መሃንድስ መኩንን" ማለት ብመሰረት ድንጋገታት ሕጋጋት III ናይ ኣህጉራዊ ውዕል (ደ.ሰ.ሰ.ባ.ም.ሓ) ብቕዓት ዘጥረየ መኩንን ማለት እዩ፤
- 19) "መርከብ ኤርትራ" ማለት ኣብ ትሕቲ ኣዋጅ ቁ 77/1995 እተመዘገበት መርከብ ማለት እዩ፤ "ዘይኤርትራዊት መርከብ" ማለት ከኣ ናይ ኤርትራ ዘይኩነት መርከብ ማለት እዩ፤
- 20) "ኣ.ሰ.ሓ.ድ.ባ" ማለት ኣህጉራዊ ስርዓት ሓደጋን ድሕነትን ባሕሪ ማለት እዩ፤
- 21) "ግርስቶን" ማለት ብሕጋጋት ክብደት ዝተዋህቦ ትርጉም ይህልዎ፤
- 22) "ሕጊ ጃልባ ልዑል ፍጥነት (ሕጊ ጃ.ል.ፍ)" ማለት ኣብ እተመሓየሸ ኣህጉራዊ ውዕል ድሕነት ህይወት ኣብ ባሕሪ 74 ምዕራፍ 10 ሕጋግ 1 ፖኣህጉራዊ ሕጊ ንድሕነት ጃልባ ልዑል ፍጥነት" ዝተወሃቦ ትርጉም ይህልዎ፤
- 23) "ጃልባ ልዑል ፍጥነት" ማለት ኣብ ሕጊ ጃልባ ልዑል ፍጥነት እተዋህቦ ትርጉም ይህልዎ፤

24) “ሆቨርክራፍት” ማለት ብናይ ጀት ሞተር እተፈጥረ ናይ አየር ሶል ተወጢሓ ኣብ ልዕሊ ማይ ከትንቀሳቅስ እትኸእል መጎግዝያ ማለት እዩ፤

25) “አህጉራዊ ሕጊ መጎግዝያ ብብትን ቀመም (አ.ሕ.መ.ብ.ቀ)” ማለት ኣብ ምዕራፍ 7 ክፋል (ለ) ሕጋዊ 8 ናይ እተመሓየሽ አህጉራዊ ውዕል ድሕነት ህይወት ኣብ ባሕሪ 74 ንኣደገኛ ቀመም ብብትን ዘጎግዳዛ መራኸብ ዝሰርሓሉን ንዝህልወን መሳርሕን ዝሰርዕ አህጉራዊ ሕጊ ዝተሞህሮ ትርጉም ይህልዎ፤

26) “አህጉራዊ ሕጊ መጎግዝያ ጋዝ (አ.ሕ.መ.ጋ)” ማለት ኣብ ምዕራፍ 6 ክፋል (ሐ) ሕጋዊ 8 ናይ እተመሓየሽ አህጉራዊ ውዕል ድሕነት ህይወት ኣብ ባሕሪ 74 ናብ ፈሳሲ እተቐየረ ጋዝ ብብትን ዘጎግዳዛ መራኸብ ንዝህልወን መሳርሕን ዝሰርዕ አህጉራዊ ሕጊ ዝተሞህሮ ትርጉም ይህልዎ፤

27) “አ.ው.ባ” ማለት አህጉራዊ ውድብ ባሕሪ ማለት እዩ፤

28) “አ.ው.ተ” ማለት አህጉራዊ ውዕል ተሌኮምዩኒኬሽን ማለት እዩ፤

29) “አ.ሕ.ተ” ማለት አህጉራዊ ሕብረት ተሌኮምዩኒኬሽን ማለት እዩ፤

30) “ቦጥ ፈሳሲ ጋዝ” ማለት ዝኹነ ፈሳሲ ጋዝ ወይ ኣብ ምዕራፍ 19 ናይ አህጉራዊ ሕጊ መጎግዝያ ጋዝ እተመዘገበ ካልእ ፍርያት ብብትኑ ንምጎዕዳዝ እተሰርሐት ወይ እተቐየረት ከምኡውን እተዘውተረትን መርከብ ማለት እዩ፤

31) “ሓለቓ” ማለት ናይ መርከብ እዚ ዝሓዘ ሰብ ማለት እዩ፤

32) “ጽፍሒ ምሕደራ” ማለት ምስ ዝሰዕብ ጽፍሒታት ሓላፍነት ዝተሓሰበ ማለት እዩ፤

(ሀ) አብ ተጓዳኝ ባሕሪ ዝኹነት መርከብ ከም ሓለቓ፣ ዋና መሓዛ፣ ዋና መሃንድስ ወይ ከም ካልኣይ መሃንድስ ዘገልግል፣ ከምኡ ድማ

(ለ) አብ እተረቑሖሖ ቦታ ሓላፍነት ዝርከብ ኩሉ ዓይነት ስርሓት ብግቡእ ከምዚፍጸም ዚገብር፣

33) “መገሻ ቀረባ ገማግም” ማለት መርከብ ካብ እተረቑሖሖ ወደብ ስርሒት ልዕሊ 600 ማይል ዘይትርሕቀሉ፣ ኩል ግዜ ድማ አብ ውሽጢ 20 ማይል ናይ ዕቕብ ስፍራ እትኹነሉ መገሻ ማለት እዩ፣ እዚ፣ አብ ቀይሕ ባሕሪ፣ አብ ወሽመጥ ዓቓባ፣ አብ ወሽመጥ ሰዌጽ፣ ከምኡውን ንደቡብ ክላብ ወሽመጥ ዓደን፣ ግን ካብ 45 ዲግሪ 10 ደቂቕ -ምብራቕ ዝንግሪር ዘይሓልፍ መገሻታት ዩካትት፣

34) “መኩንን” ማለት ነታ መርከብቲኣ ብዝምልከት ብመሰረት ዝወጸ ሰነድ ድሕነቱ እተሓለወ ኣመዳደባ ብደረጃ መኩንን ኣብኣ እተመደበ ሰብ ማለት እዩ፣

35) “ነዳዲ” ማለት ብዘይካ ዘይቲ መሰል ካልኣት ነገራት፣ ፔትሮልዩም ብዘኹነ መልክዑ፣ እንተላይ ዘይተጸረዩ፣ ነዳዲ ዘይቲ፣ ሓተላ፣ ጎሓፍ ነዳድን እተጸረዩ ፍርያትን ማለትዮ፣

36) “ቦጥ ነዳዲ” ማለት አብ መሽዘኒ ቦታኣ ብቐዳምነት ነዳዲ ብብትን ከተጎዓዕዝ እተሰርሐት ወይ እተቐየረት መርከብ ማለት ኩይነ፣ መጎዓዝያ ሕውስዋስ ጽዕነት ወይ ክፋል ጽዕነት ነዳዲ ብብዙሕ ዓቕን ዝጽዕና መራኸብውን የጠቓልል፣

37) “መርከብ ተሳፊርቲ” ማለት ካብ 12 ተሳፊርቲ ንላዕሊ እተጎዕዝ መርከብ ማለትዮ፣

- 38) “መርከብ ፍሰሃ” ማለት ብፍላይ ንዙረትን ሓጎስን ተባሂላ እትዝውተር መርከብ ማለት እዩ፤
- 39) “ሓይሊ መንኰርኰር” ማለት ኣብ ወረቓት ምስክር ምዝገባ መርከብ ወይ ኣብ ካልእ ወግዓዊ ሰነድ ዝርኣ ብኪሎዎት ዝምዘን ዝዓበዩ ድምር ቀጻሊ ውጽኢት ሓይሊ ናይ ኩሎም ቀንዲ ሓይሊ መንኰርኰርታ መርከብ ማለት እዩ፤
- 40) “ሕጋግ ረድዮ” ማለት ኣብ ዝኹነ እዋን ኣብ ግብሪ ዝውዕል ምስቲ ኣብ ዝቐረበ ግዜ ዝተገብረ ኣህጉራዊ ውዕል ተሌኮምዩኒኬሽን ዝጠበቐ ወይ ከምዝጠበቐ ዝቕጽር ሕጋጋት ረድዮ ማለት እዩ፤
- 41) “ረድዮ ኦፕረይተር” ማለት ኣብ ትሕቲ ድንጋገታት ናይ ሕጋግ ረድዮን (ኢ.ሕ.ተ) ምዕራፍ 4 ናይ ደ.ሲ.ሲ.ባ.ም.ሓ 95ን ብምምሕዳር እተዋህበ ወይ እተፈልጠ ግቡእ ምስክር ወረቓት ዝሓዘ ሰብ ማለት እዩ፤
- 42) “ተራ ኣባል” ማለት ሓለቓ ወይ መኰንን ዘይኰነ ተራ ኣባል ሰራሕተኛታት መርከብ ማለት እዩ፤
- 43) “ቦታ ንግድ ቀይሕ ባሕሪ” ማለት ቀይሕ ባሕሪ ብቐንዱ እንተላይ ወሽመጥ ሰዌጽን ዓቓባን ኩይኑ ብደቡብ ኣብ መንጎ ርእሲ ሲኣን (12 ዲግሪ 8.5 ደቂቕ ሰሜን፣ 43 ዲግሪ 19.6 ደቂቕ ምብራቕ) ብሓደ ወገን ኣብ መንጎ ሃንስ ሙራድ (12 ዲግሪ 40.4 ደቂቕ ሰሜን፣ 3 ዲግሪ 30.2 ደቂቕ ምብራቕ) ከኣ በቲ ካልእ ብዝርከብ ሕንጻጽ ራምብ ዝዳወብ ማለት እዩ፤
- 44) “ሰራሕተኛ ባሕሪ” ማለት ተሳፋሪይ ዘይኰነ ኣብ ተጓዓዚት ባሕሪ ዝኹነት መርከብ ዝሰርሕ ወይ ኪሰርሕ እተቐጽረ ዝኹነ ሰብ እዩ፤
- 45) “ተጓዓዚት ባሕሪ” ማለት ካብ ውሽጣዊ ክሊ ማያት ኤርትራ እንተላይ ካብ ክሊ ባሕራዊ ግዝኣታ ሓሊፋ እትጎዓዝ ማለት እዩ፤

46) “ባሕረኛ” ማለት (ብዙይካ ሓለቻታት፣ ፓይሎታትን ብግቡእ ብውዕል እተቆጽሩን እተመዘገቡን ተልመዴናትን) ኣብ ዝኹነት መርከብ ብዝኹነ ክእለት ክሰርሕ እተቈጽረ ዝኾነ ሰብ የጠቓልል፤

47) “ካልኣይ መሃንድስ መኩንን” ማለት ብመዓርግ ድሕሪ ዋና መሃንድስ መኩንን ዚሰራዕ ኩይኑ ዋና መሃንድስ መኩንን ኣብ ዚሰነፈሉ ኩነታት ናይ መርከብ መካኒካዊ ጸዓትን ናይ መካኒካውን ኤለትሪካውን ትካላት ስራሓትን ጽገናን ሓላፍነት ኣብ ዝባኑ ዝወድቆ ሰብ ማለት እዩ፤

48) “ዋና ጸሓፊ” ማለት ዋና ጸሓፊ ኣህጉራዊ ውድብ ባሕሪ (ኣ.ው.ባ) ማለት እዩ፤

49) “ኣ.ው.ድ.ሀ.ባ” ማለት ኤርትራ ዝፈረመትሉ ኣህጉራዊ ውዕል ድሕነት ህይወት ኣብ ባሕሪ ናይ 1974ን ናይ 1978 ፕሮቶኮሉን ብኣህጉራዊ ውድብ ባሕሪ ከም እተመሓየሽ ማለት እዩ፤

50) “ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ” ማለት ተጋባኣይ ናይ’ቲ ብ1978 ንደረጃታት ሰልጠና፣ ምስክርነትን ሓለዋን ሰራሕተኛታት ባሕሪ ብዝምልከት እተጋበአ ኣህጉራዊ ዋዕላ ኣብ ናይ 1995 ጉባኤኡ ዘጽደቆ ሕጊ ደረጃታት ሰልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ሓለዋን ማለት እዩ፤

51) “ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ” ማለት ኣህጉራዊ ውዕል ደረጃታት ሰልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ሓለዋን፣ 1978፣ ብእተመሓየሽ መልክዑ ማለት እዩ፤

52) “ሃገር ደ.ሰ.ሰ.ባ.ም.ሓ” ማለት ናይ ኣህጉራዊ ውዕል ደረጃታት ሰልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ሓለዋን ተወፃፃሊት ሃገር ማለት እዩ፤

53) “መርከብ ደ.ሲ.ሲ.ባ.ም.ሓ” ማለት ናይ ኣህጉራዊ ውዕል ስልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ኣለዎን ተወፃላት ሃገር ባንዴራ ከተውለብልብ መሰል ዘሎዎ መርከብ ማለት እዩ፡ ከምኡ ድማ “ዘይ ደ.ሲ.ሲ.ባ.ም.ሓ መርከብ” ማለት ናይ ደ.ሲ.ሲ.ባ.ም.ሓ ዘይኩነት መርከብ ማለት እዩ፡

54) “ቦጥ” ማለት

- (ሀ) ቦጥ ቀመም፡
 - (ለ) ናይ ፈሳሲ ጋዝ ቦጥ፡ ወይ
 - (ሐ) ናይ ነዳዲ ቦጥ፡
- ማለት እዩ፡

55) “ሳልሳይ መሃንድስ መኩንን” ወይ ከኣ “ናይ ኣለዎ መሃንድስ መኩንን” ማለት ካብ ዋና መሃንድስ መኩንንን ካብ ካልኣይ መሃንድስ መኩንንን እተፈልየ ካልእ መሃንድስ መኩንን ማለት እዩ፡

ፃንቀጽ 4. ኣጠቓቕሳ ሕግታት

ዝኹነ ንሕጊ መጎፃዝያ ቀመም ብብትን (መ.ቀ.ብ.) ሕጊ መጎፃዝያ ጋዝ (ሕ.መ.ጋ)፡ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ ወይ ኣህጉራዊ ውዕል ስልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ኣለዎን ዝግበር ምውካስ ንኤርትራ ዝምልከት ወይ ዘገድድ ነቲ ሕጊ ወይ ውዕል ዘመሓየሽ ዝኹነ ሰነድ ምውካስ የጠቓልል፡

ፃንቀጽ 5. ደረት ተፈጻምነት

(1) ብዘይካ ኣብ ንኡስ ፃንቀጽ (2) ናይዚ ፃንቀጽዚ እተገልጸ ኩነታት፡ እዚ ሕጋጋትዚ ንፃንቀጽ 29 ናይዚ ሕጋጋትዚ እናተማእዘዘ ኣብ ዝሰዕብ ኩነታት ተፈጻሚ ይኸውን፡-

(ሀ) አብ ዝሃልዎ ይሃልዎ አብ ልዕሊ ተጓጎዘቲ ባሕሪ መራኸብ ኤርትራን አብ ልዕሊ ዘይናይኤርትራ መራኸብ አብ ማያት ኤርትራ ኪአትዎ እንከሎዎ ፣ ከምኡ ወን

(ለ) አብ ልዕሊ ሓለቓታትን ባሕረኛታትን ናይ ተጓጎዘቲ ባሕሪ ዝኹና መራኸብ ኤርትራ።

(2) እዚ ሕጋጋትዚ አብ ዝስዕብ ተፈጻምነት አይህልዎን፡-

(ሀ) መራኸብ ውግእን መሳላጥያታት ሓይሊ ባሕርን ወይ ከአ አብ ዘይንግዳዊ መንግስታዊ አገልግሎት ዝዋስኡ፡ ብሃገራዊ መንግስቲ ዝዋፈራ ወይ ዝውነና ካልኣት መራኸብ፣

(ለ) ገፈፍቲ ዓሳ መራኸብ፣

(ሐ) ናይ ፍስሃ መራኸብ ብዘይካ አብ ልዕሊ 24 ሜተር ቁመት ዘሎዎን ወይ ከአ ዓሰርተው ክልተ ወይ ልዕሊኡ ቊጽሪ ተሳፈርቲ ዘለዎን፣

(መ) ጥንታዊ ዝስርሓተን መራኸብ ዕንጻይቲ፣

(ሰ) አብዚ ንኡስ ዓንቀጽዚ ካብ ሕጡባት (ሀ) ክሳብ (መ) አብ እተጠቐሰ መራኸብ አብ ዝሰርሑ ሰራሕተኛታት ባሕሪ።

2ይ ክፋል

ምስክርነትን አፍልጦ ወረቓቕቲ ምስክርን

ዓንቀጽ 6. ብቑዕነት መኩንን

ሓደ ሰብ ብሓደ ካብ ዝስዕብ ክእለታት አብ ትሕቲ ዓንቀጽ 19 ናይዚ ሕጋጋትዚ ዝወጸ ናይ ብቑዕነት ወረቓቕት ምስክር፡ ወይ ከአ ብመሰረት ዓንቀጽ

7 ናይ'ዚ ሕጋጋት'ዚ ብግቡእ ኣፍልጦ እተዋህበን ብወግዓዊ ፌርማ እተረጋገጸን ናይ ብቕዓት ወረቕት ምስክር ኣብ ዝሕዘሉ ኩነታት ከም መኡንን መጠን ብቕዓት ይህልዎ፡-

- (1) ኣለቓ መርከብ፣
- (2) ዋና መሓዛ፣
- (3) ናይ ጉዕዞ እንስፋፍ ኣላፍነት ኣለዎ ዝወሰደ መኡንን፣
- (4) ዋና መሃንድስ መኡንን፣
- (5) ካልኣይ መሃንድስ መኡንን፣
- (6) ናይ ህንደሳ ኣላፍነት ኣለዎ ዝወሰደ መኡንን፣
- (7) ናይ ረድዮ ኦፕረይተር።

ዓንቀጽ 7. ዳግም ሕደሳ ወረቕት ምስክር

- (1) ብመሰረት ዓንቀጽ 5 ናይ'ዚ ሕጋጋት'ዚ ዝወጸ ወረቕት ምስክር ኣለቓ መርከብ ወይ ካልእ መኡንን ብመሰረት ክፋል ሀ-1/11 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ ቀጻሊ ሞያዊ ብቕዓት ንምርግጋጽ ካብ 5 ዓመታት ኣብ ዘዘይሓልፍ እዋናት ብቕዓቱ ዳግም እንተዘይተሓዲሱ ንኣገልግሎት ጉዕዞ ባሕሪ ብቕዕ ኣይከውንን፡
- (2) ኣብ ትሕቲ ዓንቀጽ 10 ናይ'ዚ ሕጋጋት'ዚ ዝወጸ ምስክር ወረቕት ብመሰረት ክፋል ሀ-1/11 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ ቀጻሊ ሞያዊ ብቕዓት ብምርግጋጽ ካብ 5 ዓመት ኣብ ዘዘይሓይድ እዋናት ብቕዓቱ ዳግም እንተዘይተሓዲሱ ንኣገልግሎት ጉዕዞ ባሕሪ ብቕዕ ኣይከውንን፡
- (3) ኣብ ቀዳማይ ሰሌዳ ናይ'ዚ ሕጋጋት'ዚ ዝቐረቡ ተደላይነታት ወረቓቕቲ ምስክር ዳግም ብቕዓቶም ንክሕደስ ኣብ ዘመልክቱ ኩሎም ተፈጻምቲ ይኹኑ፡

ዓንቀጽ 8. ኣፍልጦ ወረቕት ምስክር

(1) ክፍሊ መጉዳዝያ ባሕሪ ብዝሰዕብ ነገራት ምስ ዝግብ ብስልጣን ወይ ኣብ ትሕቲ ስልጣን ናይ ደ.ሲ.ሲ.ባ.ም.ሓ ተወግዲት ሃገር ዝወጸ ናይ ሓለቓ መርከብ፣ ናይ መኡንን ወይ ናይ ረድዮ ኣፕሪይተር ግቡእ ወረቓት ምስክር ኣብ መራኸብ ኤርትራ ንክሰርሓሉ ኣፍልጦ ክህብ ይኸእል።

(ሀ) ደረጃታት ብቕዓት፣ ንምሃብን ብፌርማ ምርግጋጽን ናይቲ ወረቓት ምስክር፣ ከምኡ'ውን ንኣተሓሕዛ መዝገብ ዝምልከቱ ብኣህጉራዊ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ ዝሕተቱ ብምልኣት እተኸብሩ ምስ ዝኹኑ፣ ከምኡ'ውን

(ለ) ክፍሊ መጉዳዝያ ባሕሪ ኣብቲ ብመሰረትቲ ኣህጉራዊ ውዕል ዝግበር ናይ ስልጠናን ምስክርነትን መሰናድእ ዝህሉ ዝኹን ትርጉም ዘሎዎ ለውጢ ብቕልጡፍ ስምዕታ ምስ ዝወሃቦ፡

(2) ክፍሊ መጉዳዝያ ባሕሪ ኣብ ትሕቲ ንኡስ ግንቀጽ (1) ነብሱ ንምዕጋብ፡-

(ሀ) ነቲ ወረቓት ምስክር ዝሃበ በዓል መዚ ብዝምልከት፣ ንኣህጉራዊ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ ብመሰረት ኣውባ ምሉእ ብምሉእ ኣብ መዓላ ናይ ዘውዓላ ናይ ደ.ሲ.ሲ.ባ.ም.ሓ ሃገራት ዝርዝር ኣብ ግምት የእቱ፣ ከምኡ'ውን

(ለ) ንኣፍልጦ ናይ ዝቐረበ ወረቓት ምስክር ተኣማንነትን ሓቀኛነትን ንምርግጋጽ ብዝምልከት ድማ፡-

(i) ካብቲ ወረቓት ምስክር ዝሃበ በዓል መዚ ናይ ሕጊ ባሕሪ ሕግታቱ ቕዳሓትን ንስልጠናን ምስክርነትን ሰራሕተኛታት ባሕሪ ዝምልከት ናይ ዘሎዎ መሳለፊያታትን ስርዓታትን ዝርዝር ሓበሬታን ከምዚረክብ ኪገብር ይኸእል፣ ከምኡ'ውን

(ii) ኣድላዪ ኮይኑ ኣብ ዝርከበሉ ኡነታት ድማ ንዚ መሳለፊያታትን ስርዓትንዚ ክምርምር ይኸእል።

(3) አብ ትሕቲዚ ዓንቀጽዚ ንአፍልጦ ዝቐርብ ዝኹን ወረቐት ምስክር ብመበቆላዊ ቅዳሕ ይኸውን፡ ከምኡ ድማ እቲ መበቆላዊ ቅዳሕ ካብ ቋንቋ እንግሊዝ ብእተፈልየ ቋንቋ አብ ዝኹነሉ ግዜ ብናይ እንግሊዝ ወግዓዊ ትርጉም እተሰነዩ ይኸውን።

(4) ክፍሊ መጎዓዝያ ባሕሪ ብመሰረት ንኡሳን ዓናቕጽ (1)ን (2)ን (3)ን ወረቐት ምስክር አብ ዝፈልጠሉ ግዜ አፍልጦኡ ንምምልካት አብ ዝባኑ ብምፍራም ይቕበሉ።

(5) እቲ ብፌርማ እተደገፈ ቅበላ አብ ካልኣይ ሰሌዳ ናይዚ ሕጋጋትዚ ብእተቐመጠ ቅጥዒ ኩይነ ከም ኣደ እተፈልየ ሰነድ ይወሃብ፡ እቲ በዓል ወረቐት ዝፍቀደሉ ናይ ኣገልግሎት ብቕዓት ድማ ብከምቲ ኣብኡ እተወሰነ ብመልክዕ ፌርማዊ ቅበላ ይኸውን።

(6) አብዚ ዓንቀጽዚ እተጠቐሰ ነፍሲ ወከፍ ፌርማዊ ቅበላ፡-

(ሀ) እቲ ቍጽሪ ኡንኮን በይነን ምስ ዚኸውን፡ ምስቲ ዝምልከቶ ወረቐት ምስክር ኣደ ዓይነት ቍጽሪ ይወሃብ፡

(ለ) እቲ ቅቡል ዝኹን ምስክር ወረቐት ምስ ዝወድቕ፡ ምስ ዝሰሓብ፡ ምስ ዝእገድ፡ ወይ ከኣ በቲ ወረቐት ምስክር ብዝሃበ ወገን ምስ ዝሰረዝ ንሱውን ምስኡ ውዳቕ ይኸውን፡ ከምኡ ድማ አብ ዝኹን ኩነታት ካብ ዝተዋህበሉ አብ ውሽጢ ኣሙሽተ ዓመታት ይወድቕ፡

(7) ክፍሊ መጎዓዝያ ባሕሪ ኣደ ወረቐት ምስክር ነቲ ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ኣ ዝሓቶ ዝምልከቶም ተደላይነታት ብዘሳኒ ዝወጸ ምዃኑ ምስ ዝዓግብ ካብቲ አብ ንኡስ ዓንቀጽ (1) እተጠቐሰ ወረቐት ምስክር እተፈልየ ካልእ፡ ማለት፡ ኣደ ሰራሕተኛ ባሕሪ ነቶም ካብ ዓንቀጽ 9 ክሳብ ዓንቀጽ 17 ዘሎዉ መደባት ሰልጠና ብዓወት ድሕሪ ምዝሃም ብካልእ ወይ አብ ትሕቲ

- ናይ ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ ተወዳዳሊት ሃገር ንዝረኽቦ ወረቓት ምስክር ኣፍልጦ ክህብ ይኽእል።
- (8) ክፍሊ መጎግዝያ ባሕሪ ከም ምስክርነት ጽፍሒ ምሕደራ ናይ ብቕዓት ወረቓት ምስክር ንኣፍልጦ ዘቕረበ ዝኹነ ሰራሕተኛ ባሕሪ ብዛዕባ ናይ ኤርትራ ሕግታት ባሕሪ ግቡእ ፍልጠት፣ ከምኡ ደግሞ ምስቲ ክሰርሖ እተፈቕደሉ ዕማም ዝዛመድ ናይ ቋንቋ እንግሊዝ ምልክት ምህላዉ የረጋግጽ።
- (9) ኣብ ትሕቲዚ ዓንቀጽዚ እተሞህበ ሓበሬታን ክውሰዱ ስምምዕ እተበጽሑሎም ስጉምታትን እቲ ወረቓት ምስክር ኣፍልጦ ብዝተሞህቦ ኣብ ውሽጢ ሽዱሽተ ኣዋርሕ ናብ ዋና ጸሓፊ ይመሓላለፍ።
- (10) ብሓንቲ ናይ ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ ተወዳዳሊት ዘይኩነት ሃገር ወይ ኣብ ትሕቲ ናታ ስልጣን እተሞህበ ዝኹነ ወረቓት ምስክር ኣፍልጦ ኣይወሃቦን።
- (11) ክፍሊ መጎግዝያ ባሕሪ፣ ኩነታት ምስ ዝሓቶ፣ ብስልጣን ናይ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ ተወዳዳሊት ዝኹነት ካልእ ሃገር ዝተሞህበን ብፌርማ ቅቡል ዝኹነን ወረቓት ምስክር ዘሎዎ፣ ግን ኣብ መራኽብ ኤርትራ ንኣገልግሎት ቅቡል ከይከውን ዛጊት ኣፍልጦ ዘይረኽበ ግን ኣፍልጦ ንምርካብ ምልክታ ብግቡእ ዘቕረበ ምጻኑ እቲ ክፍሊ ምስ ዝዓግብ፣ ንሓደ ሰራሕተኛ ባሕሪ ኣብ መርከብ ኤርትራ ናይ መራኽቢ ረድዮ ዘይኩነ ካልእ ሰራሕ (ኣብ ሕጋዊት ረድዮ ብኣንጻርዚ ዝተደንገገ ምስዘይከውን) ንሰለስተ ኣዋርሕ ኬፍቅድ ይኽእል።
- (12) ብካልእ ተወዳዳሊት ሃገር ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ ወይ ኣብ ትሕቲ ስልጣን ናታ ኣፍልጦ እተሞህቦ ወረቓት ምስክር ንምፍላጥ ወይ ንምቕባል ኣብ ትሕቲ ስልጣን ተወዳዳሊት ሃገር ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ እተገብረ ፌርማዊ ቅበላ ብክፍሊ መጎግዝያ ባሕሪ ከም መሰረት ኣፍልጦ ኣይዝውተርን።

(13) አብ ትሕቲዚ ዓንቀጽዚ እተዋሀበ አፍልጦ፣ ብንኡስ ዓንቀጽ (14)

እናተገዝእ፡ ናይ'ቲ ዘረጋገጸ ወረቕት ምስክር ብቑዕነት ክሳብ ዘሎ ጥራይ ብቑዕነት ይህልዎ።

(14) ክፍሊ መጎዓዝያ ባሕሪ ተሓዝ ወረቕት ምስክር በዚ ዝስዕብ ጉዳያት ከምዝሕተት ዘእምን ብቁዕ ባይታ ምስ ዝህልዎ አብ ትሕቲዚ ዓንቀጽዚ ብፌርማ ዝሃቦ አፍልጦ አብ ዝኹነ ግዜ ክስሕቦ ወይ ክስርዞ ይኸእል፡-

(ሀ) ዝኹነ ድንጋገ ናይቲ ሕጊ ወይ አብ ትሕቲኡ ዝወጸ ዝኹነ ሕጋዊ ምስ ዚጥሕስ፣

(ለ) አብ ትሕቲ ሕግታት ኤርትራ ገበን ምስ ዚፍጽም፣

(ሐ) አብ ውርዝና ወይ ጽቡቕ ጠባይን አመልን ጉድለት ምስ ዚርአዮ፣ ወይ

(መ) ነቲ ዝድለ መምዘኒ ሕክምናዊ ብቑዕነት ብቑዕኒ ክዕቅብ ምስዘይክእል።

ዓንቀጽ 9. ግቡእ ምስክር ወረቕት

(1) አብ ሳልሳይ ሰሌዳ ናይዚ ሕጋጋትዚ አብ 1ይ ዓምዲ ናይ ሰሌዳ ብዝሰፈረ ብቑዕነት መሰረት ዘገልግል ዝኹነ መኩንን ነቲ ክእለት'ቲ ዘብቑዕ ግቡእ ምስክር ወረቕት ይሕዝ።

(2) ሓደ ሰብ ከምዚ ዝአመሰለ ግቡእ ምስክር ወረቕት ንኪወሃቦ መሰል ዚህልዎ ነቲ ምስ ውዕል ደ.ሲ.ሰ.ባ.ም.ሓ አብ ዝጠበቐ ሕጋጋት ዝርከብ አብ 2ይ ዓምዲ ናይ ሰሌዳ ዝሰፈረ መሰፈር፣ ከምኡ ድማ አብ ራብዓይ ሰሌዳ ናይዚ ሕጋጋትዚ ከም እተደንገገ ብክፍሊ መጎዓዝያ ባሕሪ እተወሰኑ ዝኹኑ ካልኣት ተደላይነታት ምስ ዜኸከበር ጥራይ ይኸውን።

ዓንቀጽ 10. ተራ ባሕሪኛታትን ሰብ ካልእ ብቑዕነትን

(1) ብዙይካቶም ኣብ ትሕቲ ስልጠና ዝርከቡን ዋላውን ኣብ ሓለዎ እናሃለዉ ስርሖም ክኢላዊ ባህሪ ዘይብሉን ተራ ባሕረኛታት፣ ኣብ ናይ 500 ወይ ዝያዳ ግሮስቶን መርከብ ናይ እንስፋፊ ሓለዎ ኣካል ዝኹን ተራ ባሕረኛ። ብመሰረት ሕጋዊ II/4 ናይ ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ ጥብቆ ብክፍሊ መጎጎዝያ ባሕሪ ወይ ብካልእ ወይ ኣብ ትሕቲ ካልእ ሃገር ደ.ሰ.ሰ.ባ.ም.ሓ ዝተሞህበ ካብዚ ንድሓር “ወረቓት ምስክር ተራ ባሕረኛ ሓለዎ እንስፋፊ” እናተባህለ ዝጥቀስ ወረቓት ምስክር ይሕዝ።

(2) ብዙይካቶም ኣብ ትሕቲ ስልጠና ዝርከቡን ስርሖም ዘይክኢላዊ ባህሪ ዘሎዎን ተራ ባሕረኛታት 750 ኪ.ዋት ሓይሊ መንኰርኰር ወይ ልዕሊኡ ብዘሎዎ መሺን ኣብ እትጎዳዝ መርከብ በብግዜኡ ምዱብ ሰብ ኣብ ዘይህልዉ ናይ ሞቶር ክፍሊ ሰራሓት ኪፍጽም ዝርቋሕ ወይ ኣካል ናይ ሓለዎ ክፍሊ ሞቶር ዚኸውን ዝኹን ሰብ ብመሰረት ሕጋዊ III/4 ናይ ጥብቆ ኣህጉራዊ ውዕል ብክፍሊ መጎጎዝያ ባሕሪ ወይ ብካልእ ሃገር ደ.ሰ.ሰ.ባ.ም.ሓ ወይ ኣብ ትሕቲ ስልጣን ካልእ ሃገር ደ.ሰ.ሰ.ባ.ም.ሓ ዝተወሃበ፣ ካብዚ ንድሓር “ወረቓት ምስክር ተራ ባሕረኛ ሓለዎ ክፍሊ ሞቶር” እናተባህለ ዝጥቀስ ወረቓት ምስክር ይሕዝ።

(3) 350 ኪ.ዋት ሓይሊ መንኰርኰር ወይ ልዕሊኡ፣ ግን ካብ 750 ኪ.ዋት ሓይሊ መንኰርኰር ንታሕቲ ብዘሎዎ መሺን ኣብ እትጎዳዝ መርከብ ሰብ ኣብ እተመደበሉ ወይ በብግዜኡ ምዱብ ሰብ ኣብ ዘይህልዉ ናይ ሞቶር ክፍሊ ናይ ሓለዎ ዕማም ኪፍጽም እተረቓሑ ዝኹን ሰብ ሓይ ካብቲ ኣብ ዓንቀጽ 6 እተጠቐሰ ወረቓት ምስክር ህንደሳ ወይ ብመሰረትቲ ብሚኒስተር ዝወጽእ ሕጋዊት ኣንቀሳቓሰቲ ንኣሸቱ ጀላቡ ናይ ኣንቀሳቓሲ ሞቶር ንኣሸቶ ጃልባ ፍቓድ ይሕዝ።

ዓንቀጽ 11. ሰራሕተኛ መራሽቢ ረድዮ

(1) ነፍሲ ወከፍ መርከብ እዚ ዝሰዕብ ሰብ ወይ ሰባት ይህልዉዎ፡-

(ሀ) ትሕት ኢሉ ኣብ ንኡስ ዓንቀጽ (2) ከም እተወሰነ ንኣደጋን ድሕነትን ዝምልከት ናይ መራኽቢ ረድዮ ብቕዓት ዘሎዎ/ም፣ ከምኡ'ውን

(ለ) ኣብ ሕጋዊት ረድዮ ከከም ኣድላይነቱ እተወሰነ ወረቓቕቲ ምስክር ዘሎዎ/ም፣ ከምኡ ድማ ኣደ ካብ ከምዚኣም ዝኣመሰሉ ሰባት ኣብ ግዜ እዋናት ኣደጋ ናይ ረድዮ ርኩብ ላዕለዋይ ኣላፍነት ከህልዎ ብኣለቓ መርከብ ይርቋሕ።

(2) ንመራኽብ ወገን ባሕሪ ሀ1 ብዝምልከት ኣብ ንኡስ ዓንቀጽ (1) ከም እተጠቐሰ እቲ ክኢላ ሰብ ብውሑዱ ብመሰረት ንኡስ ክፋል (መ) ናይ ክፋል III ሀ ናይ ዓንቀጽ 55 ሕጋዊት ረድዮ ዝወጸ ናይ ኢ.ሲ.ሓ.ድ.ባ ናይ ድፍት ምንቅስቓስ ወረቓት ይሕዝ።

(3) ኣብ ወገን ባሕሪ ሀ1/ሀ2። ሀ1/ሀ2/ሀ3 ከምኡ'ውን ኣብ ሀ1/ሀ2/ሀ3/ሀ4 ንዝንቀሳቕሳ መራኽብ ብዝምልከት ኣብ ንኡስ ዓንቀጽ (1) ከም እተጠቐሰ እቲ ክኢላ ሰብ ብመሰረት ንኡስ ክፋል (ሐ) ናይ ክፋል III ሀ ናይ ዓንቀጽ 55 ሕጋዊት ረድዮ ዝወጸ ናይ ኢ.ሲ.ሓ.ድ.ባ ናይ ኣፈሻዊ ምንቅስቓስ ወረቓት ምስክር ይሕዝ።

(4) ዳይሬክተር ጀነራል ንከምዚኣም ዝሰዕቡ ሰባት እንተዘይኩይኑ ኣብ ንኡሳን ዓናቕጽ (2)ን (3)ን እተጠቐሰ ወረቓት ምስክር ንዝኹነ ሰብ ኣየፍቅድን፡-

(ሀ) ብውሑዱ 18 ዓመት ዕድመ ዝመልኡ፣

(ለ) ጽዳቕ ትምህርትን ስልጠናን ዝወድኡን ኣብ ክፋል ሀ-IV/2 ናይ ሕገ ደ.ሲ.ሲ.ባ.ም.ሓ እተቐመጠ ደረጃ ብቕዓት ዘማልእ ፣ ከምኡ'ውን

(ሐ) ብክፍሊ መጎዓዝያ ባሕሪ እተመደቡ ዝኹኑ ካልኣት ተደላይነታት ዝኣለፈ።

ዓንቀጽ 12. ስልጠናን ብቕዓትን ኣለቓታት መራኽብን ሰራሕተኛታት

ባሕርን

(1) አብ ቦጣት (ታንከራት) ምስ ጽዕነት ወይ ምስ ናይ ጽዕነት መሳርሒታት አብ ዝተላሳሰር ፍሉይ ስራሕን ሓላፍነትን እተመደቡ መኩንናትን ተራ ስራሕተኛታት ባሕርን አብ ርእሲ'ቲ ብክፋል ሀ-VI/1 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ተደላዩ ዝኹን ስልጠና፣ አብ ክፋል ሀ-VI/3 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ከም እተወሰነ አብ ገማግም ዝመሰረቱ ዝጸደቑ ልዑል ናይ መጥፍኢ ሓዊ መደብ ስልጠና ዝወድኡ ክኾኑ ኣሎዎም፣ ከምኡ ድማ እዚ ዝስዕብ፡-

(ሀ) ብዛዕባ ድሕነቱ እተሓለወ ስርሒታዊ ልምድታት ዝኣክል ፍልጠት መታን ክድልቡ ብውሑዱ ምስ ቦጣት ናይ ሰለስተ ኣዋርሕ ዝጸደቑ ናይ ጉዕዞ ባሕሪ ኣገልግሎት ዝወድኡ፣ ወይ

(ለ) ብውሑዱ አብ ክፋል ሀ-V/1 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ዝወሃብ ዓይነት ትምህርቲ ዘካተተ ዝጸደቑ ናይ ቦጥ (ታንከር) መላሊዩ መደብ ስልጠና ዝጨረሱ፡

(2) አብ ዝስዕብ ኩነታት፡ አብ ትሕቲ ንኡስ ዓንቀጽ (1) (ሀ) ዝሕተት ናይ ጉዕዞ ባሕሪ ናይ ኣገልግሎት እዋን ካብ ሓደ ወርሒ ናብ ዘይውሕድ እዋን ክንከ ይከኣል፡-

(ሀ) እታ ከምዚ ዝበለ ኣገልግሎት ዝፍጸመላ ቦጥ (ታንከር) ካብ 3,000 ግሮስቶን ንታሕቲ ምስ እትኸውን፣

(ለ) ከምዚ ዝኣመሰለ ዝጸደቑ ኣገልግሎት ዝፍጸመላ ቦጥ (ታንከር) እትገብር ነፍሲ ወከፍ ጉዕዞ ካብ ናይ 72 ሰዓታት እዋን ዘይሓልፍ ምስ ዝኸውን፣

(ሐ) ከምዚ ዝኣመሰለ ዝጸደቑ ኣገልግሎት ናይ ዝፍጸመላ ቦጥ (ታንከር) ዓይነታዊ ስራሓት፡ ከምኡ ድማ ቦቲ ግዜ'ቲ እተገብረ ብዝሒ ጉዕዞታት አብ ነፍሲ ወከፍ ግዜ እተፈጸመ ናይ ምጽዓንን ምርጋፍን ስራሓት፡ ልክዕ ከምቲ ብመሰረት ንኡስ ዓንቀጽ (1)(ሀ) አብ ውሽጢ ሕጡባት (ሀ)ን (ለ)ን

ናይዚ ንኡስ ዓንቀጽዚ ዘይኣቱ ክብደትን ጉዕዞን ኣብ ዘሎዎ ቦጥ (ታንከር) ዝርከብ ኣደ ዓይነት ጽፍሒ ፍልጠትን ልምድን የውሀብ።

(3) ኣለቓታት፣ ዋና መሃንድስ መኩንናት፣ ዋና መሓዛን ካልኣይ መሃንድስ መኩንናትን፣ ኣብ ታንከራት ናይ ምጽዓን፣ ናይ ምርጋፍ፣ ከምኡ ድማ ጽዕነት ብትራንሲት ናይ ምሕላፍ ወይ ክንክን ኣላፍነት ዘሎዎ ዝኹነ ካልእ ሰብን ኣብ ንኡስ ዓንቀጽ (1) ዘሎዉ ተደላይነታት ኣብ ርእሲ ምምላእ፣ እዚ ዝሰዕብ ይህልዎ፡-

(ሀ) ኣብ ዘገልግሉላ ዓይነት ቦጥ (ታንከር) ንዝህልዎም ስራሓት ዘገልግል ግቡእ ተመክሮ፣

(ለ) ኣብ ዘገልግሉላ ቦጥ (ታንከር) ንዝህልዎም ስራሓት ግቡእ ዝኹነ ብውሑዱ ኣብ ክፋል ሀ-V/1 ናይ ሕጊ ደ.ስ.ሰ.ባ.ም.ሓ ንዘሎ ዓይነት ትምህርቲ ዘካትት ዝጸደቐ ፍሉይ መደብ ስልጠና ዝወድኡ ወይ ከኣ ነቲ ዝድለ ደረጃ ብቐዓት ኣብ ውሽጢ ዝሓለፈ ሓሙሽተ ዓመታት ክምዝጨበጡዎ ዘረጋግጽ መረጃእታ ዘሎዎም፡

(4) ብመሰረት ንኡስ ዓንቀጽ (1) ወይ (3) ብቐዓት ዘጥረዩ መኩንናትን ተራ ሰራሕተኛ ባሕርን ከከም ኣድላይነቱ ኣብ እተዋህቦም ናይ ብቐዓት ወረቐት ምስክር ፍሩም ቅበላ ይግበረሎም፡ ከምኡ ድማ ነዚ ዝበቐዐ ነፍሲ ወከፍ ተራ ሰራሕተኛ ባሕሪ ወረቐት ምስክር ይወሃቦ፡

ዓንቀጽ 13. ኣብ ሮሮ መጎግዚያ ህዝቢ መራኽብ ናይ ዝሰርሑ ኣለቓታት፣ መኩንናት፣ ተራ ሰራሕተኛታት ባሕርን ካልኣት ሰራሕተኛታትን ስልጠናን ብቐዓትን

(1) እዚ ዓንቀጽዚ ኣብ ሮሮ መጎግዚያ ህዝቢ መራኽብ ኣብ ዘገልግሉ ኣለቓታት፣ መኩንናት፣ ተራ ሰራሕተኛታት ባሕርን ካልኣት ሰራሕተኛታትን ተፈጻምነት ይህልዎ፡

(2) ሰራሕተኛታት ባሕሪ ኣብ ሮሮ መጎግዚያ ህዝቢ መርከብ ኣብ ዝርከብ

ሰራሳት ቅድሚያ ምምዳቦም ከከምቲ ዝምደቡዎ ክእለትን ሰራሳትን
ሓላፍነታትን ቀጺሉ ዝርከብ ንኡስ ዓንቀጽ (4) ክሳብ (8) ዝሓቶ ስልጠና
ዝወድኡ ኪኹኑ ኣሎዎም፡

(3) ብመሰረት ዝቐጽል ንኡስ ዓንቀጽ (4)፣ (7)ን(8)ን ክስልጥኑ ዝግደዱ
ሰራሕተኛታት ባሕሪ ካብ ሓሙሽተ ዓመታት ኣብ ዘዘይነውሕ ምንጋወታት
ግቡእ መሓደሲ ስልጠና ይወስዱ፡

(4) ኣብ ሮሮ መጉዓዝያ ህዝቢ መራኸብ ኣብ እዋን ህጽጽ ኩነታት ኣብ ተርታ
መጸውዒ ተሳፊርቲ ክሕግዙ እተመደቡ ሓለቓታት፡ መኩንናትን ካልኣት
ሰራሕተኛታትን ኣብ ክፋል ሀ-V/2፡ ሕጡብ 1 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ
እተወሰነ ስልጠና ምሕደራ እኩብ ህዝቢ ዝወድኡ ይኹኑ፡

(5) ኣብ ሮሮ መጉዓዝያ ህዝቢ መራኸብ ፍሉይ ሰራሕን ሓላፍነትን እተዋህቦም
ሓለቓታት፡ መኩንናትን ካልኣት ሰራሕተኛታትን ኣብ ክፋል ሀ-V/2፡ ሕጡብ
2 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ እተወሰነ ናይ መላለዪ ስልጠና ዝወድኡ ይኹኑ፡

(6) ኣብ ሮሮ መጉዓዝያ ህዝቢ ዝኹና መራኸብ ኣብ ናይ ተሳፊርቲ ስፍራ ቀጥታ
ኣገልግሎት ዝቐርቡ ሰራሕተኛታት ኣብ ክፋል ሀ-V/2 ሕጡብ 3 ናይ ሕጊ
ደ.ሲ.ሲ.ባ.ም.ሓ እተወሰነ ናይ ድሕነት ስልጠና ዝወድኡ ይኹኑ፡

(7) ኣብ ሮሮ መጉዓዝያ ህዝቢ መራኸብ ተሳፊርቲ ናይ ምድያብን ምውራድን፡
ጽዕነት ናይ ምጽዓን፡ ምርጋፍ ወይ ናይ ምጥጣሕ፡ ወይ ከኣ መሳኹትን
መዓጹን ኣካል መርከብ ናይ ምዕጻው ናይ ቀረባ ሓላፍነት እተዋህቦም
ሓለቓታት፡ ዋና መሓዛታት፡ ዋና መሃንድስ መኩንናት፡ ካልኣይ መሃንድስ
መኩንናትን ነፍሲ ወከፍ ሰብን ኣብ ክፋል ሀ-V/2፡ ሕጡብ ናይ ሕጊ
ደ.ሲ.ሲ.ባ.ም.ሓ ከም እተወሰነ ናይ ተሳፋሪ ድሕነት፡ ናይ ጽዕነት ድሕነትን ናይ
ኣካል መርከብ ጥምረትን ዝምልከት ዝጸደቐ ስልጠና ዝወድኡ ይኹኑ፡

(8) አብ ሮሮ መጎግዝያ ህዝቢ መራኸብ ኣብ እዋን ህጹጽ ኩነታት ንድሕነት ተሳፊርቲ ዝምልከት ሓላፍነት ዝወስዱ ሓለቓታት፣ ዋና መሓዞት፣ ዋና መሃንድስ መኩንናትን ዝኹነ ካልእ ሰብን ኣብ ክፋል ሀ-V/2፣ ሕጡብ 5 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ ከም እተወሰነ ንምሕደራ ቅልውላውን ባህርያት ሰብን ዝምልከት ዝጸደቐ ስልጠና ዝወድኡ ይኹኑ።

(9) ኣብ'ዚ ዓንቀጽ'ዚ እተጠቐሰ ስልጠና ዝቕርብ ዝኹነ ሰብ ነዚ ከምዚ ዝኣመሰለ ስልጠና ብዓወት ንዝወድእ ነፍሲ ወከፍ ሰብ ሰነዳዊ መርድኢ ናይ ምሃብ ግቡእ ይህልዎ።

(10) ብመሰረት'ዚ ዓንቀጽ'ዚ ንዝሰልጠነን ብቐጥታ ዘጥረዩን ሰራሕተኛ ባሕሪ ብተወግዓሊት ሃገር ደ.ሲ.ሲ.ባ.ም.ሓ እተዋህበ ዝኹነ ሰነዳዊ መርድኢ ኣብ'ዚ ዓንቀጽ'ዚ ከምእተጠቐሰ ኣብ ሮሮ መጎግዝያ ህዝቢ መርከብ ንምግልጋል ብመሰረት ዓንቀጽ 7 ኣፍልጦ ክረክብ ይኸእል።

ዓንቀጽ 14. ሮሮ መጎግዝያ ህዝቢ ኣብ ዘይኩና መራኸብ መጎግዝያ ህዝቢ ናይ ዝሰርሐ ሓለቓታትን ባሕረኛታትን ስልጠናን ብቐጥታን

እዚ ዓንቀጽ'ዚ ሮሮ መጎግዝያ ህዝቢ ኣብ ዘይኩና መጎግዝያ ህዝቢ መራኸብ ኣብ ዘገልግሉ ሓለቓታት፣ መኩንናት፣ ተራ ሰራሕተኛታትን ካልኣት ሰራሕተኛታትን ተፈጻምነት ይህልዎ።

(1) ሰራሕተኛታት ባሕሪ ኣብ መጎግዝያ ህዝቢ ዝኹና መራኸብ ኣብ ዝርከብ ዕማማት ቅድሚ ምምዳቦም ከከምቲ ዝምደቡዎ ክእለትን ሰራሕተን ሓላፍነታትን ካብ ንኡስ ዓናቕጽ (4) ክሳብ (8) ዝድለ ስልጠና ዝወድኡ ይኹኑ።

- (2) ብመሰረት ንኡሳን ዓናቕጽ (4)፣ (7)ን (8)ን ክስልጥኑ ዝግደዱ ሰራሕተኛታት ባሕሪ ካብ ኣሙሽተ ዓመታት ኣብ ዘዘይነውሕ ምንጋወታት ግቡእ መሓደሲ ስልጠና ይወስዱ፡ ወይ ከኣ ነቲ ዝድለ ደረጃ ብቕዓት ኣብ ውሽጢ ዝሓለፉ ኣሙሽተ ዓመታት ክምዝጨበጡዎ ዘረጋግጹ መረዳእታ ኬቕርቡ ይስተቱ።
- (3) ኣብ መጎዓዝያ ህዝቢ ዝኹና መራኽብ ኣብ እዋን ህጹጽ ኩነታት ተሳፊርቲ ክሕግዙ ኣብ ተርታ መጸውዒ እተመደቡ ሰራሕተኛታት ኣብ ክፍል ሀ-V/3፡ሕጡብ 1 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ እተወሰነ ናይ ምሕደራ እኩብ ህዝቢ ስልጠና ዝወድኡ ይኹኑ።
- (4) ኣብ መጎዓዝያ ህዝቢ ዝኹና መራኽብ ፍሉይ ሰራሕን ኣላፍነትን እተዋህቦም ኣለቓታትን ባሕረኛታትን ኣብ ክፍል ሀ-V/3፡ ሕጡብ 2 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ እተወሰነ ናይ መላላዪ ስልጠና ዝወድኡ ይኹኑ።
- (5) ኣብ መጎዓዝያ ህዝቢ ዝኹና መራኽብ ኣብ ናይ ተሳፊርቲ ስፍራ ቀጥታ ኣግልግሎት ዘቕርቡ ባሕረኛታት ኣብ ክፍል ሀ-V/3፡ ሕጡብ 3 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ እተወሰነ ናይ ድሕነት ስልጠና ዝወድኡ ይኹኑ።
- (6) ተሳፊርቲ ናይ ምውራድን ናይ ምድያብን ብቐረባ ኣላፍነት እተዋህቦም ኣለቓታት፡ ዋና መሓዞትን ነፍሲ ወከፍ ሰብን ኣብ ክፍል ሀ-V/3፡ ሕጡብ 4፡ ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ እተወሰነ ንድሕነት ተሳፊርቲ ዝምልከት ዝጸደቐ ስልጠና ዝወድኡ ይኹኑ።
- (7) ኣብ መጎዓዝያ ህዝቢ ዝኹና መራኽብ ኣብ ህጹጽ ኩነታት ናይ ተሳፊርቲ ድሕነት ኣላፍነት ዘሎዎም ኣለቓታት፡ ዋና መሓዞት፡ ዋና መሃንድስ መኰንናት፡ ካልኣይ መሃንድስ መኰንናትን ዝኹነ ካልእን ኣብ ክፍል ሀ-V/3፡ ሕጡብ 5 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ እተወሰነ ንምሕደራ ቅልውላውን ባህርያት ሰብን ዝምልከት ዝጸደቐ ስልጠና ዝወድኡ ይኹኑ።

- (8) ብመሰረትዚ ዓንቀጽዚ ንዝሰልጠነን ብቕዓት ንዘጥረየን ሰራሕተኛ ባሕሪ ብተወዳዳሊት ሃገር ደ.ሰ.ሰ.ባ.ም.ሓ እተዋህበ ዝኹን ሰነዳዊ መረዳኢታ ኣብዚ ዓንቀጽዚ ከምእተጠቕሰ ኣብ ናይ ርሮ መጎዓዝያ ህዝቢ ዘይኩና መጎዓዝያ ህዝቢ መራኽብ ንምግልጋል ብመሰረት ዓንቀጽ 7 ኣፍልጦ ክረከብ ይኸእል።

ዓንቀጽ 15. ኣብ ጀላቡ ልዑል ፍጥነት ናይ ዝምዘዙ ኣለቓታትን ሰራሕተኛታት ባሕርን ስልጠናን ብቕዓትን

- (1) እዚ ዓንቀጽዚ ብ1 ጥሪ፡ 1996 ወይ ድሕሪኡ ኣብ እተሰርሓ ልዑል ፍጥነት ዘሎዎን ጀላቡ ኣብ ከገልግሉ ኣለቓታት፡ መኩንናትን ሰራሕተኛታት ባሕርን ተፈጻምነት ይህልዎ።
- (2) ኣለቓታትን ባሕረኛታትን ኣብ ልዑል ፍጥነት ጀላቡ ከገልግሉ ቅድሚያ ምምዘዝም ኣብ ኣሙሻይ ሰሌዳ ናይዚ ሕጋጋትዚ እተወሰነ ስልጠና ዝወድኡ ይኹኑ።
- (3) ኣብዚ ዓንቀጽዚ እተጠቕሰ ስልጠና ዝቕርብ ዝኹን ሰብ ከምዚ ዝኣመሰለ ስልጠና ብዓወት ንዝወድኡ ዝኹን ሰብ ሰነዳዊ መረዳኢታ ክህብ ግዴታ ይህልዎ።
- (4) ጃልባ ልዑል ፍጥነት ናይ ምንቅስቓስ መዝነት ንዘሎዎም ኣለቓታት መራኽብን፡ መኩንናትን ዝወሃብ ሰነዳዊ መረዳኢታ ኣብ ኣሙሻይ ሰሌዳ ናይዚ ሕጋጋትዚ ብእተወሰነ መልክዕ ዝወሃብ ወረቐት ምስክር ይኸውን፡ ኣብቲ ሰሌዳቲ ብእተወሰነ ኣገባብ ብፌርማ ቅበላ ዝረኸበ ድማ ይኸውን።
- (5) ብመሰረትዚ ዓንቀጽዚ ንዝሰልጠነን ብቕዓት ዘጥረየን ሰራሕተኛ ባሕሪ ብተወዳዳሊት ሃገር ደ.ሰ.ሰ.ባ.ም.ሓ እተዋህበ ሰነዳዊ መረዳኢታ ኣብ ጃልባ ልዑል ፍጥነት ንከገልግሉ ብመሰረት ዓንቀጽ 7 ኣፍልጦ ክወሃቦ ይኸእል።

ናይዚ ሕጋዊት ዚ ኣኖልዎ ክቐሃቦ ይከኣል፡

ናይ ስራት ናይ ረዳትን ጀላቡ ንከገልግሉ ብመሰረት ድንጋጌት ግንቀጽ 7

ብተቐጥላት ሃገር ደ.ሲ.ሲ.ግ.ሓ ኣትቐህቦ ናይ ብቑዓት ወረቑት ምስክር ኣብ

(5) ብመሰረት ድንጋጌት ናይዚ ግንቀጽ ዚ ይኖሩ ብቑዓት ንዚቐረፁ ስራተኛ ባሕሪ

ግንቀጽ ዚ ኣትዎ ወረቑት ምስክር ኣይወሃቦን፡

ኣትወሲ መምዘኒታት ኣንተዘይኣማላኡ ኣብ ንኡሳ ግንቀጽ (3) ናይዚ

(4) ዝኾነ ሰብ ኣብ ሕጋዊ VI/2.2 ናይ ኣህጉራዊ ውዕል ደ.ሲ.ሲ.ግ.ሓ ቐብቆ

ናታ ናይ ብቑዓት ወረቑት ምስክር ይህልዎ፡

(3) ፈጣን ናይ ረዳት ጀላባ ከበባ ወይ ናታ ኣላናት ከወሰድ ኣትመደቦ ሰብ

ግንቀጽ ዚ ኣትዎ ወረቑት ምስክር ኣይወሃቦን፡

ኣትወሲ መምዘኒታት ኣንተዘይኣማላኡ ኣብ ንኡሳ ግንቀጽ (1) ናይዚ

(2) ዝኾነ ሰብ ኣብ ሕጋዊ VI/2.1 ናይ ኣህጉራዊ ውዕል ደ.ሲ.ሲ.ግ.ሓ ቐብቆ

ወረቑት ምስክር ይህልዎ፡

ወይ ናታ ኣላናት ከወሰድ ኣትመደቦ ነፍሲወከፍ ሰብ ናታ ናይ ብቑዓት

(1) ፈጣናት ናይ ረዳት ጀላቡ ዘይከኑ ናይ ስራት ወይ ናይ ረዳት ጀላቡ ከበባ

ወረቑት ምስክር ይህልዎ፡

ግንቀጽ 17. ኣብ ናይ ስራት ረዳትን ጀላቡ ዝሓተት ናይ ብቑዓት ወረቑት ምስክር

ኣብኡ ዝሰፈረ ደረጃ ብቑዓት ዘግልኡ ይኾኑ፡

መላላይን መሰረታዊ ናይ ድሕነት ስልጠናን መምርሒን ይቕበሉ፡ ከምኡ ወገን ነቲ

ኩሎም ስራተኛታት ባሕሪ ብመሰረት ከፋል ሀ-VI/1 ናይ ሕገ ደ.ሲ.ሲ.ግ.ሓ

ስልጠናን መምርሒታትን

ግንቀጽ 16. ንኩሎም ስራተኛታት ባሕሪ ዝሃብ መላላይን መሰረታዊ ናይ ድሕነት

(6) አብዚ ዓንቀጽዚ “ናይ ረዳት ፈጣን ጃልባ” ማለት፡-

(ሀ) ቁመታ ካብ 6 ሜትሮ ዘይንእስ፡ ከምኡውን ቁመታ ከአ ካብ 8.5 ሜትሮ

ዘይሓልፍ፡ ከምኡ ድማ

(ለ) ምስ ምቹእ ብቕዓት ዘለዎም 3 ዘወርቲ አብ ህዱእ ማይ ብውሕዱ ብ20

ኖት ፍጥነት ምስ ምሉእ ሰባን መሳርሒታትን ድማ ብውሕዱ ብ8 ኖት

ፍጥነት፡ ብውሕዱ ንኦርባዕተ ሰዓታት ክትንቀሳቕስ እትክእል ማለት እዩ።

ዓንቀጽ 18. ኣድላይነት ልዑል ደረጃ ስልጠና ምጥፋእ ሓዊ

(1) አብ ሰራሕ ምጥፋእ ሓዊ እተመደቡ ሰራሕተኛታት ባሕሪ ብመሰረት

ድንጋገታት ክፋል ሀ-VI/3 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ ብጥበብ ምጥፋእ ሓዊ

ብፍላይ ከአ አብ ውዳበን ታኩቲክን እዝን ዘተኩረ ልዑል ደረጃ ስልጠና

ምጥፋእ ሓዊ ብዓወት ዝወድኡ፡ ከምኡ ድማ ነቲ ብእኡ ዝሕተት ደረጃ

ብቕዓት ዘማልኡ ይኹኑ።

(2) እቲ ዝወሃብ ወረቐት ምስክር ዝዘርዘር ክእለታት ልዑል ደረጃ ስልጠና

ምጥፋእ ሓዊ ዘየጠቓልል እንተኹይኑ፡ እቲ በዓል ወረቐት አብ ንኡስ

ዓንቀጽ (1) ናይዚ ዓንቀጽዚ እተጠቐሰ ብልዑል ደረጃ ምጥፋእ ሓዊ ስልጠና

ከም ዝወሰደ ዘመልከት ፍሉይ ወረቐት ምስክር ወይ ከአ ሰነዳዊ መረጃ እታ፡

ከከም ኩነታቱ ይወሃብ።

(3) ሓደ ሰራሕተኛ ባሕሪ አብ ንኡስ ዓንቀጽ (1) አብ ላዕሊ እተጠቐሰ ስርሒት

ኪቆጸጸር እተመደበ እንተኹይኑ፡ ብመሰረት ድንጋገታት ናይዚ ዓንቀጽዚ

ብቕዓት ብምጥራዩ ብተዋዓሊት ሃገር ደ.ሲ.ሲ.ባ.ም.ሓ እተዋህቦ ዝኹን

ወረቆት ምስክር ወይ ካልእ ግብእ ሰነዳዊ መረዳኦታ ብመሰረት ግንቀጽ 7 (3) ናይዚ ሕጋዳትዚ ኣፍልጦ ኪወሃቦ ይኸእል፡

ግንቀጽ 19. ምስ ቀዳማይ ረድኤት ሕክምናን ሕክምናዊ ክንክንን ዝተሓሰሰር ተደላይነታት

(1) ኣብ መርከብ ቀዳማይ ረድኤት ሕክምና ክህቡ እተመደቡ ሰራሕተኛታት ባሕሪ ኣብ ክፋል ሀ-VI/4፡ ሕጡብ 1 ክሳብ 3 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ እተወሰነ ደረጃ ብቐዳት ቀዳማይ ረድኤት ሕክምና ዘማልኡ ይኹኑ፡

(2) ኣብ መርከብ ናይ ሕክምናዊ ክንክን ሓላፍነት ክወስዱ እተመደቡ ሰራሕተኛታት ባሕሪ ኣብ ክፋል ሀ-VI/4፡ ካብ ሕጡብ 4 ክሳብ 6 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ እተወሰነ ደረጃ ብቐዳት ሕክምናዊ ክንክን ኣብ መርከብ ዘማልኡ ይኹኑ፡

(3) እቲ ዝወሃብ ምስክር ወረቆት ዝዘርዘር ክእለታት ብቀዳማይ ረድኤት ሕክምና ወይ ሕክምናዊ ክንክን እተገብረ ሰልጠና ዘደገፈልል ምስ ዝኸውን፡ እቲ ዝምልከቶ ሰብ ብቀዳማይ ደረጃ ሕክምናን ሕክምናዊ ክንክንን ኣብ ሰልጠና ከምእተሳተፈ ዘመልከት ፍሉይ ወረቆት ምስክር ወይ ሰነዳዊ መረዳኦታ፡ ከከም ኩነታቱ ይወሃብ፡

(4) ሓደ ሰራሕተኛ ባሕሪ ኣብ ንኡስ ዓናቐጽ (1) ወይ (2) ኣብ ላዕሊ እተጠቐሰ ቀዳማይ ረድኤት ሕክምና ወይ ከኣ ሕክምናዊ ክንክን ክህብ እተመዘዘ እንተኹይኑሞ፡ ብመሰረት ድንጋገታት ናይዚ ግንቀጽዚ ብቐዳት ብምጥራይ ብተወዳዳሊት ሃገር እተዋህቦ ዝኹነ ወረቆት ምስክር ወይ ካልእ ግብእ ሰነዳዊ መረዳኦታ ብመሰረት ግንቀጽ 7 ናይዚ ሕጋዳትዚ ኣፍልጦ ክወሃቦ ይኸእል፡

ግንቀጽ 20. ምሃብ፡ ቅጥዒ፡ ብቐዳት፡ ምዝገባን ምምላሰን ወረቆት ምስክር

(1) ሰራሕተኛ ባሕሪ ኣብ ራብዓይ ሰሌዳ ዝሰፈረ ተደላይነታት ክሳብ ዘማልኡ

ምልክታ ብምቕራብን ዝሕተት ክፍሊት ብምኸፋልን ግቡእ ወረቐት ምስክር ኪወሃቦ ወይ ከአ ኣብ ዝባኑ ብምፍራም ቅቡል ኪኹነሉ መሰል ይህልዎ።

(2) ኣብ ትሕቲ'ዚ ሕጋጋት'ዚ ወረቓቕቲ ምስክርን ፍሩም ቅበላን ዝወሃብ ብክፍሊ መግግዝያ ባሕሪ ኮይኑ ናብቲ ክሕዞም መሰል ዘለዎ ሰብ ድማ ይርከብ።

(3) ወረቐት ምስክርን ፍሩም ቅበላን ንኣገልግሎት ጉዕዞ ባሕሪ ቅቡል ኩይኑ ዝቕጽል እቲ በዓል ወረቐት ንሕክምናዊ ጥዕናን ሞያዊ ብቕዓትን ብዝምልከት ብክፍሊ መግግዝያ ባሕሪ ንዝወጸ ደረጃታትን ኩነታትን ከማልእ ምስዝኸእል ጥራይ ይኸውን።

(4) ኣብ ትሕቲ'ዚ ሕጋጋት'ዚ ዝወጸ፣ ዝወደቐ፣ ወይ ዳግም እተሓደሰ፣ እተሓገደ፣ እተሰረዘ፣ ወይ ከአ ምጥፍኡ ወይ ምዕናዉ እተሓበረ ኩል ወረቓቕቲ ምስክር ወይ ከአ ፍሩም ቅበላ፣ ከምኡ'ውን ኣብ ከምዚ ዝዓይነቱ ወረቓቕቲ ምስክርን ፍሩም ቅበላን እተገብረ ወይ ንዕኡ ብገለ መዳይ ዝትንክፍ ለውጢ ኩሉ ብውሕዱ ኣብ ሻዱሻይ ሰሌዳ እተወሰነ ዝርዝራትንን ኣውባ በብግዚኡ ክውስኖ ብዝኸእል መሰረት ቡቲ ክፍሊ ዝድለ ካልእ ዝርዝራትን ዘካተተ መዝገቡ ክፍሊ መግግዝያ ባሕሪ ኣድላዩ ብዝበሎ ኣገባብ ይተሓዝ።

(5) በዓል ወረቐት ምስክር ልዑል ዝጽፍሉ ግቡእ ወረቐት ምስክር ኣብ ዝወሃቡ ግዜ ነታ ቀዳመይቲ እተጠቐሰት ወረቐት ምስክር ንኸትሰረዝ ናብ ዳይረክተር ጀነራል ወይ ዳይረክተር ጀነራል ናብ ዝመርሖ ሰብ የረክብ።

(6) ሓደ ሰብ ኣብ ትሕቲ ዝወጸ ወረቐት ምስክር ወይ ፍሩም ቅበላ ገበነኛ ኩይኑ ምስ ዝርከብሞ፣ ኣብዚ ሕጋጋት'ዚ እተሓተተ ወይ ብዳይረክተር ጀነራል እተወሰነ ናይ ኣወጻጽእኡ ኩነታት ክይተኸብረ ምስ ዝተርፍ፣ ዝምልክታ ወረቐት ምስክር ዝተወሃበቶ ሰብ ዳይረክተር ጀነራል ብዝመርሖ ንኸትሰረዝ ናብ ዳይረክተር ጀነራል ወይ ከአ ዳይረክተር ጀነራል ናብ ዝመርሖ ሰብ የረክብ።

(7) አብዚ ዓንቀጽዚ፡ ከምኡውን አብ ዓንቀጽ 21፡ “ፍሩም ቅበላ” ማለት ንሓደ ወረቐት ምስክር ብመሰረት ዓንቀጽ 7 ናይዚ ሕጋጋትዚ ኣፍልጦ ምሃብ ማለት ይኸውን።

ዓንቀጽ 21. አብዚ ወረቐት ምስክርን ኣንጻር አብዚ ዝቐርብ ይግባይን .

(1) ወረቐት ምስክር ብቐዓት ወይ ከኣ ፍሩም ቅበላ ኪወሃዎ ዘመልከት ሰብ ብመሰረት ድንጋገታት ናይዚ ሕጋጋትዚ ኣቐዲሙ እተገልጸ ደረጃታት ዘሳኒ ወይ እተወሰነ ኩነታት ዘማልኦ፡ ወይውን ሕቶኡ ብመሰረቱ ዝቐረበ ምዃኑ ብዘየገድስ ክፍሊ መጎግዞያ ባሕሪ ንኡሉ ዝምልከት ኩነታት አብ ግምት ብምእታው ኣመልካቲ ናይታ ወረቐት ምስክርቲኣ ዋና ኪኸውን አብኣ ብእተጥቐሰ ክእለት ክፍጽም ብቐፅ ሰብ ምዃኑ እንተዘይግቡ ነታ ምልክታ ዝቐረበላ ወረቐት ምስክር ኣየፍቅዳን ወይ ኣየሓድሳን።

(2) ክፍሊ መጎግዞያ ባሕሪ ብዝኹነ ምክንያት ምሃብ ወይ ምሕዳስ ናይ ወረቐት ምስክር ብቐዓት ወይ ተዛማዲ ናይ ብቐዓት ወረቐት ምስክር ክጽግ ወይ ክኣቢ ምስ ዝደለ ንኣመልካቲ ናይ አብያኡ ምክንያታት ብምዝርዛር ብጽሑፍ ስምዕታ ይህቦ፡ ኣመልካቲ ድማ አብቲ ስምዕታ እተጠቐሰ ዕለት ቅድሚ ምውዳቕ ናብ ሚኒስተር ይግባይ ኪብል መሰል ይህልዎ።

(3) ኣመልካቲ አብ ንኡስ ዓንቀጽ (2) ቅድሚ እተጠቐሰ ዕለት ናብ ሚኒስተር ይግባይ ምስ ዚብል፡ ሚኒስተር ውሳኔኡ አብ ውሽጢ 60 መዓልታት ይህብ።

(4) ሚኒስተር አብ ትሕቲ ንኡስ ዓንቀጽ (3) ናይዚ ዓንቀጽዚ ብዝሃዎ ውሳኔ ቅር ዝበሎ ዝኹነ ኣመልካቲ ዝደለ ዳንነት ከፊሉ ውሳኔ ካብ ዝተሃሀበሉ አብ ውሽጢ 30 መዓልታት ናብ ላዕለዋይ ቤት ፍርዲ ኤርትራ ይግባይ ክቐርብ ይኸእል፡ ውሳኔ ላዕለዋይ ቤት ፍርዲ ናይ መወዳእታ ይኸውን።

ግንቀጽ 22. ምጥፋት ወረቆት ምስክር

ናይ ወረቆት ምስክር ወይ ፍሩም ቅበላ በዓል መሰል ሰብ እቐዲሙ እተዋህበ ወረቆት ምስክር ወይ ፍሩም ቅበላ ምስ ዝጠፍኦ ወይ ምስ ዝውሰዶ፡ ክፍሊ መገገዝያ ባሕሪ፡-

- (1) እቲ ሰብ ብናቱ ጉድለት ብዘይኮነ ምክንያት ወረቆት ምስክር ወይ ፍሩም ቅበላ ዝጠፍኦ ወይ እተወሰዶ ምዃኑ ብምክንያት ምስ ዚግብብ፡ ዝኸፈል ክፍሊት ብዝተቐበለ እቲ ሰብ እተመሳኸረ ቅዳሕ ናይቲ ዝግብኦ ምስክር ወረቆት ወይ ፍሩም ቅበላ ከምዚወሃዮ ይገብር፡
- (2) ከምኡ ምዃኑ ብምክንያት ምስ ዚይግብብ ግን፡ ዝኸፈል ክፍሊት ብዝተቐበለ እቲ ሰብ እተመሳኸረ ቅዳሕ ናይቲ ዝግብኦ ምስክር ወረቆት ወይ ፍሩም ቅበላ ከምዚወሃዮ ኪገብር ይኸእል፡

ግንቀጽ 23. መገሻ ቀረባ ገማግም

ጥቓ ገማግም ዝኹነ መገሻታት ዝመሓደረሉ መትከላት ኣብ ሻቡዓይ ሰሌዳ ናይዚ ሕጋዳትዚ ተዘርዚሩ ይርከብ፡

3ይ ክፋል

ዓይነታዊ ደረጃታት

ግንቀጽ 24. ናይ ስልጠናን ግምገማን ምዕቃብ ዓይነታዊ

ደረጃታት

- (1) ናይ ሰራሕተኛታት ባሕሪ ስልጠናን ግምገማን ብመሰረት ክፋል ሀ-1/6 ናይ ሕገ ደ.ሰ.ሰ.ባ.ም.ሓ ይመሓደርን ክትትልን ቍጽጽርን ይግበረሉን፡

(2) ሰራሕተኛታት ባሕሪ አብ ትሕቲ ዓንቀጽ 5 አብ መሬት ወረቕት ምስክር ንምሃቦም ንዝግበር ግምገማ ብዝምልከት ድንጋገታት ሻሙናይ ሰሌዳ ናይዚ ሕጋጋትዚ ተፈጻምነት ይህልዎ።

(3) ሰራሕተኛታት ባሕሪ ከሰልጥኑን ክግምግሙን ሓላፍነት ዝወስዱ ሰባት ንዝምልከቶም ዓይነትን ጽፍሒ ስልጠናን ግምገማን ብዘርኢ ጉዳይ ብመሰረት ድንጋገታት ክፋል ሀ-1/16 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ግቡእ ብቕዓት ዘሎዎም ይኹኑ።

(4) ንደረጃታት ኣፈጻጽም ብዝምልከት አብ ክፋል ሀ-1/12፣ ከምኡ ከኣ ንዝኹነ ዝምልከቶ ወረቕት ምስክር አብ ክፋል ሀ ናይ ደ.ሰ.ሰ.ባ.ም.ሓ እተኣዘዙ ካልኣት ተደላይነታት ነዞም ዝስዕቡ ብዝምልከት ይኸበሩ፡-

- (ሀ) ኩሉ አብ ተመሳሳልነት ናይ ኩነት እተመሰረተ ግዱድ ስልጠና፣
- (ለ) ብክፋል ሀ ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ዝሕተት ብተመሳሳልነት ናይ ኩነት ዝካየድ ዝኹነ ናይ ብቕዓት ግምገማ፣ ከምኡውን
- (ሐ) ብክፋል ሀ ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ዝሕተት፣ ብመገዲ ተመሳሳልነት ናይ ኩነታት ዝፈጥሮ መሳርሒ ዝግበር ዝኹነ መርኣያ ቀጻሊ ብቕዓት።

(5) ቅድሚ 1 ለካቲት 2002 እተገጥመ ወይ አብ ጥቕሚ ዝወዓለ መማሳሰሊ መሳርሒ አብ ንኡስ ዓንቀጽ (4) አብ ላዕሊ እተጠቕሰ ደረጃ ብቕዓት ብምሉእ ካብ ምክባር ነጻ ይኸውን።

(6) ንጹር ዕላማታት፣ እንተላይ ንብቕዓትን ተመክሮ መምህራንን ገምገማትን ዝምልከት፣ ንምርግጋጽ ኩሉ ምስ ስልጠና፣ ግምገማ ብቕዓት፣ ምስክርነት፣ ምስ ቅበላኡ ብፌርማን ምስ ዳግም ምሕዳሱን ዝተኣሳሰር ንጥፈታት ብቕጻሊ ክትትል ንምግባር ዘኸኸል ዓይነቱ ዝሓለወ ስርዓት ደረጃታት ብመሰረት ክፋል

ሀ-1/8 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ ኣብ ትሕቲ መርሓ ክፍሊ መገገዳዊ ባሕሪ ይትከል።

(7) ኣብ ትሕቲ'ዚ ሕጋጋት'ዚ ንዝገበር መርመራን ናይ ምስክርነት ወረቐትን ጉዳያት ብዝምልከት ክፍሊ መገገዳዊ ባሕሪ ብዘይካ ናይ ኤርትራ፡ ብትካላት ስልጠና ባሕሪ ናይ ደ.ሲ.ሲ.ባ.ም.ሓ ተወፃዓልቲ ሃገራት እተዋህበ ትምህርትን ስልጠናን ኣፍልጦ ክህብ ይኸእል።

(8) ክፍሊ መገገዳዊ ባሕሪ ብዝምዘዘም፡ ምቹእ ብቕዓት ዘለዎም፡ ግን ንባዕሎም ኣብ'ቲ ጉዳይ ዝምልከቶ ንጥፈት ዘይወፃሉ ሰባት፡ ብመሰረት ክፋል ሀ-1/8 ናይ ሕጊ ደ.ሲ.ሲ.ባ.ም.ሓ ናይ'ቲ ጉዳይ ነጻ ግምገማ ይግበር፡ ምስ'ዚ ግምገማ'ዚ ዝተሓሳሰር ሓበሬታ ድማ ናብ ዋና ጸሓፊ ይመሓላለፍ።

4ይ ክፋል
ሆሽር ክራፍት

ፃንቀጽ 25. ትግበራ ሰሌዳ IV

ናይ'ዚ ክፋል'ዚ ድንጋገታት ኣብ ወይ ድሕሪ 1 ጥሪ 1996 ኣብ ኤርትራ ኣብ እተመዝገበትን ኣብ እተሰርሐትን ገያሺት ባሕሪ ሆሽር ክራፍት ኣብ ተግባር ይውዕል።

ፃንቀጽ 26. ግዱድ ዝተሓተተ ተደላይነታት ንስልጠና ሆሽር ክራፍት

(1) ናይ'ዚ ክፋል'ዚ ድንጋገታት ኣብ ልዕሊኦም ተፈጻሚ ናይ ዝኾነት ሆሽር ክራፍት ነፍሲ ወከፍ ወናኒ ኣብኦም ዝሰርሑ ሓለቓታት፡ ባሕሪኛታትን ካልኣት

ሰራሕተኛታትን ነቲ ብክፍሊ መጉዳዝያ ባሕሪ ዝውሰን ስልጠና ዝወድኡ ምእኛም የረጋግጽ።

- (2) ነዚ ኣብዚ ዓንቀጽዚ እተጠቐሰ ስልጠና ዝህብ ዝኹነ ሰብ ነቲ ስልጠና ብዓወት ንዝወድእ ነፍሲ ወከፍ ሰብ ሰነዳዊ መረዳእታ ናይ ምሃብ ግዴታ ይህልዎ። ንኣለቓታትን ጃልባ ልዑል ፍጥነት ናይ ምንቅስቓስ ተራ ንዘለዎም መኩንናትን ብዝምልከት እቲ ሰነዳዊ መረዳእታ እቲ ክፍሊ ብዝእዘዞ ቅጥዒ እተሞህበ ወረቐት ምስክር ይኸውን፤ እቲ ዝግበር ፈርማዊ ቅበላ እውን እቲ ክፍሊ ብዝእዘዞ ኣገባብ መሰረት ይኸውን።

ዓንቀጽ 27. ወረቐት ምስክር

ድንጋገታት ዓናቕጽ 20፣ 21ን 22ን ናይዚ ሕጋጋትዚ ከምቲ ኣብ ትሕቲዚ ሕጋጋትዚ ዝወሃቡ ካልኣት ወረቓቕቲ ምስክር ወይ ፈርማዊ ቅበላታት ተፈጻምነት ዘለዎም ኣብ ትሕት ዓንቀጽ 25 ናይዚ ሕጋጋትዚ ኣብ ዝወጹ ወረቓቕቲ ምስክር ከአ ተፈጻምነት ይህልዎም።

ዓንቀጽ 28. ምሕረት

ዳይረክተር ጀነራል ንዋና ናይ ዝኹነት ሆሽር ክራፍት፣ ነቲ ክውስኖ ዝኸለል ኩነት እንዳተገዘአ፣ ካብቲ ዓንቀጽ 25 ዝእዘዞ ዝኾነ ተደላይነታት ነጻ ክገብር ይኸእል፤ ከምኡ ድማ ብኸምዚ ንእተሞህበ ዝኾነ ነጻነት ክቕይሮ ወይ ክሰርዞ ይኸእል።

5ይ ክፋል

ድሕነቲ እተሓለወ ኣመዳደባ ሰብኣዊ ዓቕሚ

ዓንቀጽ 29. ናይ ኩባንያታትን ኣለቓታትን ካልኣትን ኣላፍነት

ከእለታዊ ብቅዓትን ዘካተተ፡ ግን ከአ አብኡ ጥራይ ዘይተወሰነ ሰነዳን ሓበሬታን ብቀጸሊ ምህላውን ንፍተሻ ቅሩብ ምዃኑን፡

(3) ኣብ ንኡስ ዓንቀጽ (2) ዝሰፈረ ነቲ ንዕላማታት ስልጠና ኣብ ትሕቲ ክትትል ወይ ኣብ እዋን ልዕሊ ዓቕሚ ሰብ ኣብ ዝኹነ ኩነታት ንዝፍጸም ምደባ ዕማማት ዝኸልከል ኣይኮነን፡

(4) ኩባንያ ኣብ መርከብ ክሰርሑ እተቆጽሩ ኩሎም ሓደስቲ ባሕረኛታት ነቲ እተመደቡዎ ስራሓት ቅድሚ ምሓዞም ኣብ መርከብ ምስ ዘሎዉ መሳርሒታት፡ ናይ ስራሕ ኣገባባትን ስርዓታትን ንግቡእ ኣፋጻጽማ ስራሓቶም ምስ ዘድልዩ ካልእት መሳናድኦታትን ንክላለዩ ርትዓዊ ዕድል ከምዝወሃቡ ንምርግጋጽ ክሰግቡ ንዘለዎም ፖሊሲታትን ስርዓታትን ዘርኢ ጽሑፍ ንሓለቓታት ነፍሲ ወከፍ መርከባ ትቕርቡ፡

(5) ኣብ ንኡስ ዓንቀጽ (4) እተጠቕሱ ፖሊሲታትን ስርዓታትን ነዞም ዝሰዕቡ የካትቱ፡-

(ሀ) ነፍሲ ወከፍ ሓድሽ እተቆጽረ ባሕረኛ ምስዚ ዝሰዕብ ንክላለ ዕድል ዝረኸበሉ ርትዓዊ ናይ ግዜ ገደብ ምምዳብ፡-

- I. እቲ ባሕረኛ ምስ ዘንቀሳቕሶ ወይ ዘዘውትሮ ፍሉይ መሳርሒ፣
- II. ምስ ፍሉይነት መርከብ ዝተኣሳሰር ሓለዋ፣ ድሕነት፣ ዕቀባ ኣካባብን ናይ ህጹጽ ኩነታት ስርዓታትን፣ ባሕረኛ እተመደቦ ብግቡእ ንምፍጸም ክፈልጦ ዘድልዩ ካልእ መሰናድኦታትን፣ ከምኡ ድማ

(ለ) ነፍሲ ወከፍ ሓድሽ እተቆጽረ ባሕረኛ ብዘርድእ ቋንቋ ኣድላዩ ሓበሬታ ዝቕበለሉ ዕድል ከም እተዋህበ ናይ ምርግጋጽ ሓላፍነት ዘለዎ ፈላጥ ኣባል ካብ መርከባታት ምምዳብ፡

(6) ነዚ ግዴታዚ ምፍጸም ናይ ዝኹነ ሓለቓን ናይቲ ኣብ ትሕቲ ንኡስ ዓንቀጽ (4) እተመዘዘ ኣባልን ግቡእ ይኸውን፡

ዓንቀጽ 30. ድሕነቱ እተሓለወ ኣመዳደባ

(1) አብ ነፍሲ ወከፍ ናይ 500 ግሮቶን ወይ ልዕሊኡ ዝኹነት መርከብ እዚ ዝሰዕብ ከረጋግጽ ግዴታ ናይ ኩባንያ ይኸውን፡-

(ሀ) ንመርከብን ንአመዳድባ ሰባት አብ መርከብን ብዝምልከት ናይ ትግባረ ሓይሊ ዘሎዎ ድሕነት አብ ግምት ዘእተወ ሰነድ አማዳድባ ምህላዉ፤

(ለ) እቲ ናይ ድሑን አመዳድባ ሰነድ ኩል ግዜ አብታ መርከብ ምህላዉ፤

(ሐ) አመዳድባ ሰባት አብ መርከብ ኩል ግዜ ብውሕዱ እቲ ናይ ድሑን አመድድባ ሰነድ አብ ዝወሰኖ ጽፍሒ ምኃን፡

(2) እዚ ዓንቀጽ'ዚ አብ ልዕሊኡ ተፍጻሚ ናይ ዝኹነት መርከብ ሓለቓ አብታ መርከብ ነታ መርከብ'ቲአ ብዝምልከት ጉዳይ ዝወጸ ብቕዓት ዘሎዎ ናይ ድሑን አመዳድባ ሰነድ እንተዘይሃልዩ፡ አመዳድባ ሰባት አብታ መርከብ ከአ ምስቲ ሰነድ'ቲ ዘሳኒ እንተዘይኩይነ፡ እታ መርከብ'ቲአ ናብ ባሕሪ ከምዘይትጎዓዝ የረጋግጽ፡

(3) ንዝኹነት ናይ ኤርትራ መርከብ ብዝምልከት ሰነድ ድሑን አመዳድባ ክወጸሉ ዘመልከት ኩባንያ፡ እታ መርከብ ዝኹነ እተመደበ ጉዕዞ ባሕሪ ብድሕነት መታን ክትፍጽም ኪምደቡላ ብዛዕባ ዘለዎም ብዝሕን ደረጃን ሰራሕተኛታት ናብ ክፍሊ መጎዓዝያ ባሕሪ ናይ ምቕራብ ግዴታ ናይ'ቲ ኩባንያ ይኸውን፡ ከምዚ ዝአመሰለ እማመ አብ ዘቕርቡ ግዜ ድማ እቲ ኩባንያ አብ ታሽዓይ ሰሌዳ ናይ'ዚ ሕጋጋት'ዚ ዝሰፈረ መምርሕን ብክፍሊ መጎዓዝያ ባሕሪ ዝወጸ ዝኹነ ተወሳኺ መርሓን አብ ግምት የእቲ፡

(4) ሰነድ ድሑን አመዳድባ ድሕሪ ምውጽኡ ነቲ ሰነድ ዝምልከት ዝኹነ ኩነታት ምስ ዝልወጥ፡ ክፍሊ መጎዓዝያ ባሕሪ ቀጸሊ ብቕዓት ናይ'ቲ ሰነድ ዳግም መታን ክኸልሶ ክኸእል ወይ ከአ ካብ'ቲ ኩባንያ ዝቕርቡ ሓድሽ እማመ መታን ከጽድቕ ኩባንያ ብዛዕባ'ዚ ለውጢ'ዚ ንክፍሊ መጎዓዝያ ባሕሪ ናይ ምሕባር ግዴታ ይህልዎ፡

ዓንቀጽ 31. ሕድገት

(1) ክፍሊ መጉዓዝያ ባሕሪ ንዝቐጽል ንኡስ ዓንቀጽ (2) እናተማእዘዘ፡ ፍሉይ እድላይነት ኣብ ዘሎዎሉ ኡነታት፡ ከምኡ ድማ ብርእይቶኡ ኣብ ሰባት፡ ኣብ ንብረት ወይ ኣብ ኣካባቢ ሓደጋ ዘዮውርድ ምስ ዝኸውን፡ ከምኡውን እቲ ሕድገት ዝፍቀደሉ ሰብ ብመሰረት ተደላይነታት ናይ ዝምልከቶ ድሕነቱ እትሓለወ ኣመዳድባ ነቲ ሃጓፍ ቦታ ስራሕ ክመልእ እኹል ብቐዓት ዘሎ ምስ ዚኸውን፡ ንሓደ እተወሰነ ስራሕተኛ ባሕሪ ኣብ እተወሰነት መርከብ ካብ ሽዱሽተ ኣዋርሕ ንዘይሓልፍ እተወሰነ እዋን፡ ብዘይካቲ ኣብቲ ዝምልከቶ ሕጋጋት ረድዮ ዝፍቀድ ኣብ ዝኾነሉ፡ ካብ ኣብ ምክትታል ረድዮ ርክብ ወጻኢ ኣብ ዝኾነ፡ ግቡእ ወረቐት ምስክር ኣብ ዘይሓዘሉ ካልእ መዝነት ኪሰርሕ ኬፍቀድ ሕድገት ክገብር ይኸእል።

(2) ልዕሊ ዓቕሚ ሰብ ኣብ ዝኹነ ኡነታት እንተዘይኮይኑ ሓደ ሰብ ከም ሓለቓ መርከብ ወይ ከም ዋና መሃንድስ ክገልግል ሕድገት ኣይፍቀድን፤ ኮይኑ ግን ኣብ እተፈቐደሉ ኡነታት፡ ኣብ ጽፍሒ ምሕደራ ንዘሎ መኩንንን ንዝሓጸረ ዝከኣል ግዜን ጥራይ ይፍቀድ።

(3) ክፍሊ መጉዓዝያ ባሕሪ ኣብ ትሕቲ ንኡስ ዓንቀጽ(2) ሕድገት ኣብ ዘፍቐደሉ ግዜ ነቲ ሕድገት ዝፈቐደሉ ፍሉይ ጉዕዞ ወይ ክፋል ጉዕዞ ይረቀሓ።

(4) ሕድገት ዝፍቀድ ብቐጥታ ትሕቲኡ ንዘሎ መደብ ስራሕ ንምምላእ ብግቡእ እተመሰከረ ብቐዓት ንዘሎ ሰብ ጥራይ ይኸውን፤ እቲ መደብ ስራሕ ኣብ ትሕቲዚ ሕጋጋትዚ ምስክር ወረቐት ዘድልዮ ምስ ዝይኸውን ከኣ ብርእይቶ ዳይረክተር ጀነራል ብቐዓቱን ተመክሮኡን ምስ ተደላይነታት ናይቲ ዝምላእ መደብ ስራሕ ብብሩህ ተመጣጠኒ ንዝኹነ ሰብ ሕድገት ክፍቀድ ይከኣል።

ብፍላይ ከአ እቲ ከምዚ ዝኣመሰለ ሰብ ግቡእ ምስክር ወረቕት ዝሓዘ ምስ ዘይከውን እቲ ሕድገት ብድሑን መገዲ ክወሃብ መታን ከከአል ንክፍሊ መጉዳዝያ ባሕሪ ቅቡል ዝኹነ ፈተና ኪሓልፍ ተደላዩ ይኸውን።

(5) ኣብ ትሕቲዚ ዓንቀጽዚ ሕድገት ምስ ዝፍቀድ ዳይሬክተር ጀነራል ብዝቐልጠፈ ዝከአል ግዜ እቲ መደብ ሰራሕ ግቡእ ምስክር ወረቕት ብዘሎዎ ኩለ ሰብ ምትክኡ የረጋግጽ።

(6) ክፍሊ መጉዳዝያ ባሕሪ ኣብ ነፍሲ ወከፍ ዓመት፣ ብዝቐልጠፈ ዝከአል፣ ግዜ፣ ድሕሪ ቀዳመይቲ መዓልቲ ጥሪ ኣብ ኩለን ገደብቲ ባሕሪ ዝኹና መራኽብ ኤርትራ ግቡእ ወረቕት ምስክር ኣብ ዘድልዮ ነፍስ ወከፍ ቦታ ሰራሕ እተፈቐደ ድምር ብዝሒ ሕድገታትን ካብኣተን ከአ ቊጽሪ ናይተን ልዕልን ትሕትን 3000 ግሮስ ቶን ዝኸና መራኽብን ዘመልከት ጸብጻብ ናብ ዋና ጸሓፊ የቐርብ።

(7) ሕድገት ዝወሃብ ኣብ ዓሰራይ ሰሌዳ ናይዚ ሕጋዊትዚ ብእተወሰነ ቅጥዒ መሰረት ይኸውን።

6ይ ክፋል

ሰዓታት ሰራሕ

ዓንቀጽ 32. ኣፈጻጽግ 6ይ ክፋል

እዚ ክፋልዚ ኣብ ልዕሊ መራኽብ ኤርትራ ጥራይ ተፈጻሚ ይኸውን።

ዓንቀጽ 33. ኣፈሻዊ ግቡእ ኩባንያታትን ኣሰራሕትን ኣለቓታትን

(1) ድንጋገታት ዓንቀጽ 35 እተሓለው ኮይኖም፣ ብምኽትይ ግብራዊ ክሳብ ዝኹነን ኣለቓታትን ባሕረኛታትን ምስ ድሕነት መርከብን ኣፈጻጽግ ግዴታ እምን

ብዙተአሳሰር ምኽንያት ድሑን ካብ ዝኹን ሰዓታት ንላዕሊ ከይሰርሑ ናይ ምርግጋጽ ግዴታ ናይ ኣስራሕቲ፣ ንመርከብ ብዝምልከት ድማ ናይ ኩባንያ ይኸውን።

(2) ኣብ ትሕቲ ዓንቀጽ 35 እተሓለወ ኮይኑ፣ ብምኽትይ ግብራዊ ክሳብ ዝኹን ባሕረኛታት ምስ ድሕነት መርከብን ኣፈጻጽማ ግዴታ ኣለቓን ባሕረኛታትን ብዙተአሳሰር ምኽንያት ድሑን ካብ ዝኹን ሰዓታት ንላዕሊ ከይሰርሑ ናይ ምርግጋጽ ግዴታ ናይ ኣለቓ መርከብ ይኸውን።

ዓንቀጽ 34. ግዴታ ኣለቓን ባሕረኛታትን

ነፍሲ ወከፍ ኣለቓን ባሕረኛን ብምኽትይ ግብራዊ ክሳብ ዝኹን ኣብ መርከብ ግዴታኡ ንምፍጻም ከጅምር እንከሎ ብግቡእ ከምዘዕረፈ፣ ካብ ግዴታ ወጻኢ ኣብ ዝኹነሉ ድማ እኹል ዕረፍቲ ከምዝረከብ የረጋግጽ።

ዓንቀጽ 35. መደባት ስራሕን ኣድላይነት ምሓዝ መዝገብን

(1) ኩባንያ ምስ ድንጋገታት ናይዚ ዓንቀጽዚ ዘሳኒ መደብ ስራሕ ከፋሎ ግዴታ ይህልዎ።

(2) እቲ ኩባንያ ብተወሳኺ ናይ ኣለቓ መርከብን ኩሎም ስራሕተኛታት ባሕርን ኣስራሒ ምስ ዘይኸውን መደብ ስራሕ ቅድሚ ምድላዉ ናይ ኣለቓ ወይ ከኣ ናይ ዝኹን ስራሕተኛ ባሕሪ ኣስራሒ ዝኹን ካልእ ሰብ ትውከስ።

(3) እቲ ከምዚ ዝኣመሰለ ኣስራሒ ብመሰረትዚ ዓንቀጽዚ መደብ ስራሕ ኬውጽእ ኩባንያ ምስኡ መሰናድኦ ክገብር ይኸእል። ኣብ ከምዚ ዝኣመሰለ ጉዳያት ድማ እቲ ኣስራሒ'ውን ኣብ ትሕቲዚ ዓንቀጽዚ ኩባንያ ብዘሎዎ ግቡኣት ይግዛእ።

(4) ኩባንያ መደብ ስራሕ ቅድሚ ምድላዉ ናይ ኣለቓ መርከብ ርእይቶ ይሓትት፣ ኣለቓ ድማ ናይዞም ዝሰዕቡ ርእይቶታት ይሓትትን ናብ ኩባንያ የመሓላልፍን፡-

(ሀ) ኮሚቴ ድህነት መርከብ፣ ወይ

(ለ) ባሕረኛታት ወይ ከአ ወክልቶም፡

(5) ንኡስ ዓንቀጽ (6) እተሓለወ ኮይኑ፡ ሓደ መደብ ስራሕ ነዚ ዝሰዕብ ምስ ዘካትት ምስዚ ዓንቀጽዚ ዘሳኒ ይኸውን፡-

(ሀ) ምስ ድህነት መርከብን ናይ ሓለቓን ባሕረኛታትን ኣፈጻጸማ ዕማማት ብዝተሓሳሰሩ ካብቲ ድህነቱ ዝሓለወ ንውሓት ሰዓታት ምእንቲ ከይሰርሑ ናይዞም ዝሰዕቡ ሰዓታት ስራሕ ዝገልጽ ይኸውን፡-

(I) ሓለቓታትን ናይ ስፍዕ ሓለዋ ወይ ናይ እልያ መርከብ ግዴታ ዘካትት ስራሕ ንዘሎዎም ስራሕተኛታት ባሕርን፣ ከምኡ'ውን

(II) ንናይ መርከብ ዋና መሃንድስ፡ ዋና መኩንንን ካልኣይ መሃንድስ መኩንን፣

(III) ተረኛ ሓለዋ ንዝወጹ ናይ ባይታ መርከብ፡ ናይ ክፍሊ ሞቶርን ምስሳይን ስራሕ ዝሰርሑ መንእሰያት ስራሕተኛታት ባሕርን፡

(ለ) እቲ መደብ ስራሕ ዝነውሐ ቀጻሊ ናይ ሓለዋ ግዜ፡ ኣብ መንጎ ሓለዋ ዝወሃብ ዝሓጸረ ናይ ዕረፍቲ ግዜ፡ ከምኡ ድማ ናይ መዓልቲ፡ ናይ ሰሙንን ናይ ወርሕን ድምር ሰዓታት ስራሕ ይውስን፣ ከምኡ ከአ

(ሐ) እቲ መደብ ኣብ ነፍሲ ወከፍ ናይ 24 ሰዓታት ግዜ፡ ሓደ ካብኡ ብውሕዱ ናይ 6 ሰዓታት ንውሓት ዘሎዎ ካብ ክልተ ናብ ዘይበዝሕ ክፋላት ክምቀል ዝከኣል ብውሕዱ ናይ ዓሰርተ ሰዓታት ዕረፍቲ ይውስን፡

(6) ድንጋገታት ንኡስ ዓንቀጽ (5) (ሐ) ኣብ ላዕሊ ብዘየገድስ፡ ዝኹነ ከምዚ ዝሰዕብ ዝኣመሰለ ምጉዳል ኩኖ ክልተ መዓልታት ክሳብ ዘይተመጠጠ፡ ከምኡ ከአ ኣብ ነፍሲ ወከፍ ናይ ሸውዓተ መዓልታት ግዜ ዝወሃብ ዕረፍቲ ካብ ሰብዓ ሰዓታት ክሳብ ዘይወሓደ፡ እቲ ናይ ዓሰርተ ሰዓታት ዝሓጸረ ግዜ ካብ ሸዱሽተ ናብ ዘይውሕድ ተኸታተልቲ ሰዓታት ክቕነስ ይከኣል፡

(7) ኩባንያ ሰዓታት ስራሕ አብ ባሕርን አብ ወደብን አብ ዘሰናድኡ ኩነታት ናይታ መርከብ ናይ ስራሕ ምንቅስቃስ ባህርን ክፍጸም ዘሎዎ ጉዕዞታትን አብ ግምት የእቲ፡

(8) አብ ትሕቲ ዝሰዕብ ኩነታት፡ እቲ መደብ ብኩባንያ ወይ ከአ ቦቲ ብመሰረት ንኡስ ዓንቀጽ (3) አብ ላዕሊ ብግቡኣት ኩባንያ ዚግዛእ አስራሒ ክቕየር ይከኣል፣ ከምኡ ዝኸውን ግን፡-

(ሀ) ንካልኣት አስራሕቲ፡ አድላዪ አብ ዝኹነሉ ከአ ንኩባንያ ምስ ዝውከሱ፣

(ለ) ኩባንያ ወይ አስራሒ ብዛዕባቲ እተአመመ ለውጢ ርእይቶ ሓለቓ ምስ ዚሓትት፡ ሓለቓ ከአ አብ ንኡስ ዓንቀጽ (4) (ሀ) ወይ (ለ) አብ ላዕሊ ናይ እተጠቐሱ ሰባት ርእይቶታት ምስ ዝሓትትን ናብ ኩባንያ ምስ ዜመሓላልፍን፣ ከምኡ ወን

(ሐ) እቲ እተቐየረ መደብ ምስ ንኡስ ዓንቀጽ (5) አብ ላዕሊ ምስ ዚላኑ፡

(9) መደብ ንሓበሬታ ኩሎም ሰራሕተኛታት ባሕሪ አብ ናይ አባላት መርከብን ኩሎም ሰራሕተኛታት ባሕርን መንበሪ ክፍልታት አብ ተራኣዪ ቦታ ምልጣፉ ኩባንያ የረጋግጽ፡

(10) ብምኽኑይ ግብራዊ ክሳብ ዝኾነ አብ መደብ ስራሕ እተወሰነ ሰዓታት ስራሕ ከይሕለፍ ናይ ምርግጋጽ ግዴታ ናይ ሓለቓ መርከብ ይኸውን፡

(11) ብመሰረት ንኡስ ዓንቀጽ (1) ንእተዳለወ መደብ ብዝምልከት እዞም ዝሰዕቡ ተደላይነታት ተፈጻምነት ይህልዎም፡-

(ሀ) እቲ ኩባንያን ሓለቓን ናይ መደብ ቅዳሕ ከምኡ ድማ ካብ ተደላይነታት መደብ ካብ ዝሰርዖ ወጻኢ ናይ ንእተገብረ ይምዘግቡን አብ መርከብ ይሕዙን፣

(ለ) (i) ናይ መደብ ቅዳሕን ካብ መደብ ወጻኢ ናይ እተገብረ ስራሕ መዝገብን እቲ መደብ ካብ እተኣታተወሉ ግዜ እትሒዙ ንሓሙሽተ ዓመታት ከምዘዕቀቡ፣ ከምኡ ድማ ፊጂስትራር ባሕረኛታት፣ ወይ ብተማናይ፣ ወይ ከእ ብሚኒስትር ብእተመዘዘ እንስፔክተር ንኸምርመር ቁሩብ ምጻኑ ኩባንያ የረጋግጽ፡

(ii) ኣብ ውሽጢቲ ናይ ሓሙሽተ ዓመታት እዋን እታ መርከብ ትምልከቶ ኩባንያ ህላወኡ ምስ ዘቋርጽ ናይ መደብን መዝገብን ቅዳሕ ናይ ምዕቃብ ግዴታ መርከብ ናይ ትምልከቶ መወዳእታ ኩባንያ ይኸውን፡

(ሐ) ሓለቓ ንነፍሲ ወከፍ ባሕረኛ ናይ ዝምልከቶ ስራሕ ቅዳሕ መደብ ይህቦ፣ እቲ ቅዳሕቲ ድማ ቦቲ ሓለቓ ወይ ሓለቓ ብዝመዘዞ ሰብ ከምኡ ድማ ቦቲ ባሕረኛ ባዕሉ እተፈረመ ይኸውን፡

(12) ሰልፍን ልምምድ ምጥፋእ ሓውን ጃልባ ድሕነትን ናይ ዕረፍቲ እዋናት ምንዋጽ ብዝገዙዎሉን ድኻም ብዘየሰበሉን ኣገባብ ይካደ፡

(13) አብ ምንቅስቃስ ንዘለፎ መሸን ዝሕሉ ሰብ አብ ዘይህልወሉ ኩነታት ኣደ ሰራሕተኛ ባሕሪ ካብ ዕረፍቲ ምስ ዝጸዋዕሞ ንቡር ናይ ዕረፍቲ ግዜኡ በዚ ጸውዒት'ዚ ምስ ዝርበሽ ነቲ ሰራሕተኛቲ እኹል ናይ ዕረፍቲ ካሕሳ ይወሃቦ።

(14) ነዚ ዓንቀጽ'ዝን ንዓንቀጽ 33ን ብዝምልከት “መደብ” ማለት አብ ንኡስ ዓንቀጽ (1) አብ ላዕሊ እተጠቐሰ ናይ ስራሕ መደብ ማለት ኢዩ።

ዓንቀጽ 36. ብህጹጽ ኩነታት ምክንያት ዝግበር ሕድገት

(1) አብ ዝኹነ ህጹጽ ኩነታት፣ እንተላይ ንካልኣት መራኽብ ወይ አብ ባሕሪ አብ ኣደጋ ንዝርከቡ ሰባት፣ ወይ አብ ልምምድ ወይ አብ ካልእ ዝያዳ ኣገዳሲ ዝኹነ ስርሒታዊ ኩነታት ኣገዝ ምሃብ አብ ዘድልዮሉ ኩነታት፣ አብ ዓንቀጽ 35(5) (ሐ)ን (6)ን ናይ'ዚ ሕጋጋት'ዚ እተወሰነ ናይ ዕረፍቲ ግዜ ተደላይነታት ከም ዘሎዎ ከይቅጽል ይኸእል።

(2) ኣፈሻውነት ንኡስ ዓንቀጽ (1) አብ ላዕሊ ዝተሓለወ ኮይኑ፣ ኣለቓ መርከብ ወይ ባሕረኛ ዋላውን ነቲ ብመሰረት ድንጋገታት ዓንቀጽ 34 ናይ'ዚ ሕጋጋት'ዚ እተዳለወ መደብ ዘፍቅዶ ናይ ዕረፍቲ ግዜ እንተዘይወሰደ፣ አብ ኣለዎ እንስፋፍ፣ ክፍሊ ሞቶር ወይ መሸን ኪሳተፍ ይኸእል፤ ከምኡ ድማ ብርእይቶ ኣለቓ መርከብ ድሕነት መርከብ ወይ ናይ ዝኹነ ሰብ ህይወት አብ ኣደጋ ዘእቱ ወይ ኣከባቢ ዝሃሲ ህጹጽ ኩነታት ምግግም ኣድላዩ ምስ ዝኸውን እቲ ህጹጽ ኩነታት ክሳብ ዘብቅዕ ኣለቓ ልዕሊ'ቲ ብመደብ እተወሰነ ግዜ ስራሕ ወይ ግዴታ ክኣልፍ ይኸእል። ኣደ ሰራሕተኛ ባሕሪ ድማ ከምኡ ልዕሊ እተመደበሉ ግዜ ስራሕ ወይ ግቡእ ክኣልፍ ኪግደድ ይከኣል።

(3) እቲ ህጹጽ ኩነታት ብዘብቅዕ ብዝቐልጠፈ ዝከኣል ግዜ አብ ምዱብ ናይ ዕረፍቲ ግዜኡ ናይ ስራሕ ኣገልግሎት ዝፈጸመ ዝኹነ ባሕረኛ እኹል ናይ ዕረፍቲ ግዜ ከም ዚወሃብ ኣለቓ መርከብ የረጋግጽ።

(4) ብመሰረት ኣብ ላዕሊ ዘሎ ንኡስ ዓንቀጽ (1) ሓለቓ መርከብ ወይ ዝኹን ባሕረኛ ብመደብ ሰርሑ ኣብ እተፈቐደ ናይ ዕረፍቲ ግዜ ምስ ዚሰርሕ ስሙን ከምኡ ዝሰርሓሉ ምኽንያትን ኣብቲ ብዓንቀጽ 32(11 ክትሓዝ ዝሕተት መዝገብ ይኣቱ (ይሰፍር):

ዓንቀጽ 37. ቅዳሕ ናይ ሕጋጋት ናይ ምሓዝ ግዴታ

እዚ ሕጋጋትዚ ዝምልከታ ነፍሲ ወከፍ መርከብ ኤርትራ ናይ 5ይን 6ይን ክፋላት ቅዳሕ ናይዚ ሕጋጋትዚ ምስኣ ክትሕዝ ኣለዎ:

ዓንቀጽ 38. ንሰዓታት ስራሕን ዕረፍትን ዝምልከት ድንጋጎታት ዘይምኸባር

(1) ዝኹን ዝምልከቶ ሰብ ንሰዓታት ስራሕን ዕረፍትን ዝምልከቱ ድንጋጎታት ናይዚ ሕጋጋትዚ ከዮኸበረ ከምዝተረፈ እቲ መዝገብ ወይ ካልእ መረጃታ ምስ ዜመልከት ክፍሊ መጎዓዝያ ባሕሪ ከምዚ ዝኣመሰለ ጉድለት ካልእ ግዜ ከይድገም ንምርግጋጽ ኣድላዪ መሲሉ እተራእዮ ሰጉምታት ይወስድ:

(2) ኣብዚ ዓንቀጽዚ እተጠቐሱ ሰጉምታት ናይ ድሑን ኣመዳድባ ዓቕሚ ሰብ ግዴታታት ክለሳ ኬካትቱ ይኸእሉ:

7ይ ክፋል

ሓለዎ ምውጻእ

ዓንቀጽ 39. መሰናድኦ ምውጻእ ሓለዎ

(1) ምዕራፍ VIII፣ ክፋል ሀ ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ኣብ ግምት ብምእታው ናይ ዝኹነት መርከብ ሓለቓ ድሑን ሓለዎ እንስፋፍን ህንደሳን ንምቕጻል ናይ መርከብ መሰናድኦ ሓለዎ ኣብ ኩል ግዜታት እኹል ምጻኑ የረጋግጽ:

(2) አብ ላዕሊ ብዘሎ ንኡስ ዓንቀጽ (1) ንሓለጅ ብዝምልከት እተደንገገ ግቡእ እተሓለወ ኮይኑ፡ ሓለጅ መርከብ ነቶም ብመሰረት ክፋል 3-1 ናይ ክፋል ሀ-VIII/2 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓን ብመሰረት'ቶም አብ ታሽዓይ ሰሌዳ ናይ'ዚ ሕጋጋት'ዚ እተወሰኑ ተደላይነታት አብ ናይ ስራሕ ግዜኦም አብ ላዕለዎይ ባይታ መርከብ ነታ መርከብ ብሰላም ናይ ምንስፋፍ ሓላፍነት ብምትግባር አብ ሓለዎ ንዝርከቡ መኰንናት መምርሒታት ይህቡ፡

(3) ናይ ዝኹነት መርከብ ዋና መሃንድስ ናይ መርከብ ናይ ህንደሳ መሰናድኦ ሓለዎ ብመሰረት ንኡስ ክፋል 3-2 ናይ ክፋል ሀ-VIII/2 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ድሑን ሓለዎ ንምቕጻል አብ ኩል ግዜ እኹል ምዃኑ የረጋግጽ። ብዛዕባ ኣቃውማ ሓለዎ ኪውስን እንከሎ ድማ ዋና መሃንድስ መኰንን አብ ንኡስ ክፋል 3-2 ናይ'ቲ ክፋል'ቲ እተቕመጡ መትከላትን አብ ታሽዓይ ሰሌዳ ናይ'ዚ ሕጋጋት'ዚ እተወሰኑ ተደላይነታትን የኹብር፡

ዓንቀጽ 40. መሰናድኦ ሓለዎ አብ ወደብ

አብ ትሕቲ ንቡር ኩነታት አብ ወደብ ብሰላም ናይ እተዓሸገት ወይ ብሰላም መልህቕ ናይ ዝደረበየት መርከብ ሓለጅ ንስለ ዕላማ ድሕነት ግቡእን ኣድማዕን ሓለዎ ዝቕጽለሉ መሰናድኦ ይገብር፡ ከምዚ ዝኣመሰለ መሰናድኦ ብመሰረት ንኡስ-ክፋል 4 ናይ ክፋል ሀ-VIII/2 ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ አብ ታሽዓይ ሰሌዳ ናይ'ዚ ሕጋጋት'ዚ ብእተወሰነ ዝኹነ ስርሒታዊ መርሓን መሰረት ይኸውን፡

ዓንቀጽ 41. ጽዕነት ንዝጸዓና መራኸብ አብ ወደብ ዝግበር ምውጻእ ሓለዎ

(1) አብ ወደብ ዘላ ሓደገኛ ጽዕነት ናይ ዝጸዓነት ዝኹነት መርከብ ሓለጅ፡ ዋላውን ብሰላም እተዓሸገትን መልህቕ ዝደረበየት ትኹን፡ አብ ርእሲ'ቲ አብ ትሕቲ ዓንቀጽ 39 ናይ'ዚ ሕጋጋት'ዚ ዝሕተት መሰናድኦ ሓለዎ፡ አብ ዝሰዕብ ኩነታት ብተወሳኺ፡-

ላ(ሀ) ሓደገኛ ጽዕነት ብብትን ንዝጸገነት መርከብ ብዝምልከት ግብጻ ብቕዓት ዘሎዎ
ላ(ለ) መኰንን ወይ መኰንናት፣ ኣድላዪ ኣብ ዝኹነሉ ኩነታትውን ተራ ኣባላት፣
ብቕረባ ኣብ መርከብ ከምዝህልዉ ብምግባር ናይ ላዕላይ ባይታ መርከብን
ናይ ህንደላን ድሑን ሓለዎ ምህላዉ የረጋግጽ፣ ከምኡ ድማ

ላ(ለ) ብብትን ንዘይኮነ ሓደገኛ ጽዕነት ንዝጸገነት መርከብ ብዝምልከት፣ ድሑን
መሰናድእ ሓለዎ ኣብ ዝውድብሉ ግዜ ባህርን ዓይነትን ዕሽጋን ኣቀማምጣን
ናይ'ቲ ሓደገኛ ጽዕነት፣ ከምኡ ድማ ኣብ መርከብ፣ ኣብ ምንስፋፍ ይኹን
ኣብ መሬት ዝህሉ ዝኹነ ፍሉይ ኩነታት ኣብ ግምት የእቱ።

(2) ከምዚ ዝኣመሰለ መሰናድእ ሓለዎ ብዳይረክተር ጀነራል እተወሰነን ኣብ ታሽዓይ
ሰሌዳ ናይዚ ሕጋዊትዚ እተደገገንን መትከላትን ተደላይነታትን ብምልኣት ኣብ
ግምት የእቱ።

8ይ ክፍል
ሕውስዋስ

ዓንቀጽ 42. ክልከላ ምቀጻጸር መንእሰያት ዝኾኑ ሰባት

(1) ኣብ ዝሰዕብ ኩነታት እንተዘይኮይኑ ትሕቲ ዓሰርተው ሸሞንተ (18) ዓመታት
ዝዕድሚኡ ሰብ ኣብ ዝኹነት መርከብ ኤርትራ ስራሕ ኣይቀጻጸርን።

(ሀ) ብክፍሊ ዝጸደቐ ኣብ ናይ "ትምህርቲ መርከብ" ወይ ኣብ ናይ "ስልጠና
መርከብ" ኣብ ዝካየድ ስራሕ እንተዘይኮይኑ፣ ወይ

(ለ) ዳይረክተር ጀነራል፣ ጥዕናውን ኣካላውን ኩነታት ናይ'ቲ ሰብ ብሓደ ወገን
ብተኮሮ ስራሕ ዝረኽቦ ትሰፉውን ትሑዝን ረብሓ ከኣ ቦቲ ካልእ ምዙን ኣቓልቦ
ብምህብ እቲ ስራሕ ንዕኡ ጠቓሚ ምዃኑ ከምዚ ዓገብ እንተዘይመስኪሩ፣

(2) ኣብ ላዕሊ ኣብ ንኡስ ዓንቀጽ (1) ዝሰፈሩ ድንጋገታት ብዘየገድሱ ኣብ ዝኹነት ትኹን መርከብ ኤርትራ ኪቑጽር ወይ ኪዋሳእ ወይ ኪሰርሕ ዝፍቀድ ዝተሓተበ ስድመ 16 ዓመታት ይኸውን።

(3) ትሕቲ ዓሰርተው ሸሞንተ ዓመታት (18) ዝዕድሚኡ ሰብ በቲ ደረጃቲ ኪቑጽር ብቑዕ ምዃኑ ብግቡእ ብእተመሰከረሉ ሓኪም እተዋህበ ወረቓት ምስክር ናብ ሓለቓ መርከብ እንተዘየቐረቡ ኣብ ዝኹነት መርከብ ብዝኹነ ደረጃ ኣይቑጽርን።

(4) ኣብ ትሕቲ ንኡስ ዓንቀጽ (2) ናይዚ ዓንቀጽዚ እተዋህበ ነፍሲ ወከፍ ወረቓት ምስክር ሕክምና፡-

(ሀ) ኣቐዲሙ እንተዘይተሓዲጉ ካብቲ እተዋህበሉ ዕለት ንሓደ ዓመት ጥራይ ብቐዓት ይህልዎ፤

(ለ) እቲ ሰብ ኪሰርሕ ካብኡ ንደሓር ብቐዓት ከምዘይበሉ ብቐዓቱ ብግቡእ እተመሰከረ ሓኪም እንተዓገብሉ ኣብ ዝኹነ ግዜ ኪሕደግ ይኸእል።

(5) ኣብ ትሕቲ ቁጽጽር ዝሰርሕ ተልመዴን እንተዘይኮይኑ ትሕቲ ዓሰርተው ሸሞንተ ዓመታት ዝዕድሚኡ ዝኹነ ሰብ ኣብ ክፍሊ ሞቶር ናይ ዝኹነት መርከብ ኪሰርሕ ኣይቑጽርን።

(6) ትሕቲ ዓሰርተው ሸሞንተ ዓመታት ዝዕድሚኡ ዝኹነ ሰብ ጥዕንኡ ወይ ድሕነቱ ኣብ ሓደጋ ኣብ ዘእቱ ዝኹነ ክፋል ናይ መርከብ ክሰርሕ ኣይቐጽርን።

(7) ትሕቲ ዓሰርተው ሸሞንተ ዓመታት ዝዕድሚኡ ዝኹነ ሰብ ኣብ መዓልቲ ልዕሊ ሸሞንተ ሰዓታት ክሰርሕ ኣይከተትን።



93ቀጽ 43. ምጉዕዓዝን ወረቆት ምስክር ሰነዳትን ደ.ሰ.ሰ.ባ.ም.ሓ

ድንጋገታት 93ቀጽ 26 ናይዚ ሕጋጋትዚ ዝተሓለወ ኮይኑ፡ ዝኹን ኣባል መርከብ ኣብ ከይዲ እተመደቦ ግዴታ ካብኡ ዝሕተት ሰራሓት ኪፍጽም ብቑዓቱ ዘርኢ ብመሰረት ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ ዝተወሃበ ኩሉ መበቆላዊ ወረቆቕቲ ምስክርን ካልእ ሰነዳትን ኩል ግዜ ኣብ መርከብ ክህሉ ከምዘሎዎ ኩባንያን ሓለቓ መርከብን የረጋግጹ፡

93ቀጽ 44. ፍተሻ መራኸብ

(1) እተመዘዘ ሰብ ንዝኹነት ኣብ ወደብ ኤርትራ እትህሉ መርከብ ብዝሰዕብ ዕላማታት ክፍትሻ ይኸእል፡-

(ሀ) ምስኩራት ኪኹኑ ዘለዎም ኩሎም ኣብ መርከብ ዘሎዉ ሰራሕተኛታት ባሕሪ ብቑዕን ግቡእን ወረቆት ምስክርን ፈርማዊ ቅበላን ወይ ከኣ ናይ ብቑዕ ሕድገት መረዳእታ ዝሓዙ ምዃኖም ወይ ከኣ ብሕጋዊ 1/10፡ ሕጡብ 5 ናይ ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ ዝሕተት ሰነዳዊ መረዳእታ ምቕራብም፡ ወይውን 93ቀጽ 8(11) ወይ 31 ናይዚ ሕጋጋትዚ ተፈጻምነት ኣብ ዘሎዉ ኩነታት ተደላይነት ናይቶም ድንጋገታት ዝተማልኡ ምዃኖም ምርግጋጽ፤

(ለ) ኣብ መርከብ ናይ ዘገልግሉ ሰራሕተኛታት ባሕሪ ብዝሕን ወረቆቕቲ ምስክርን ምሰቲ ተፈጻምነት ዘሎዎ ተደላይነታት ድሑን ስርዓት ኣመዳድባ ዝላኑ ምዃኑ ምርግጋጽ፤

(ሐ) መርከብ ኣብ ወደብ ኤርትራ ወይ ናብኡ እናቐረበት እንከላ ዝኹን ካብ ዝሰዕብ ፍጻመታት ብምግግሙ ምኸንያት በዚ ሕጋጋትዚ ዝሕተት ደረጃታት ሓለዋ መርከብ ብግቡእ ከምዘይተማልኡ ዘእምን ብሩህ ባይታ ኣብ ዘሎዉ ኩነታት ክእለት ሰራሕተኛታት መርከብ ንምግምጋም፡-

1. መርከብ ግጭት፡ መሬት ምትንካፍ ወይ መሰናኸል ምስ ዘጋጥማ፤

II. መርከብ አብ ጉዕዞ፡ አብ መልህኛ ወይ አብ መዐሸጊ እንከላ ዘይሕጋዊ ምርጋፍ ነገራት ምስ ዝክብር፣

III. መርከብ ብዘይልዙብ ወይ ድሕነት ብዘይብሉ አገባብ ምስ እትንቀሳቀስ ወይ ምልክታት መንሳፊፊ ጉደና ወይ ናይ ትራፊክ መፍለዪ ስርዓት ምስ ዘይሰዓብ፣

IV. መርከብ ንሰባት፡ ንብረት፡ ወይ ከአ ንአካባቢ ናብ ሓደጋ ብዘቃልዕ አገባብ ምስ እትንቀሳቀስ፡

(2) ብግቡእ እተመዘዘ ሰብ አብ ዝገብሮ ፍተሻ አብ ንኡስ ዓንቀጽ (3) አብ ታሕቲ ካብ እተዘርዘረ ገለ ጉድለት አብ ዚረኽቡሉ ግዜ ንሓለቓ መርከብ፡ እታ መርከብ ናይ ኤርትራ እንተዘይኩይና ከአ ናብ ዝቐረበ ቆንስል ባሕሪ ወይ ዲፕሎማቲካዊ ወኪል ናይታ መርከብ ባንዴራ ሃገር፡ ብጽሑፍ የሰምዕ፡

(3) አብ ንኡስ ዓንቀጽ (2) አብ ላዕሊ እተጠቓሉ ጉድለታት፡-

(ሀ) ግቡእ ወረቐት ምስክር ክህልዎ ዝሕተት ዝኹነ ባሕረኛ ግቡእን ብቐዕን ወረቐት ምስክር፡ ፈርማዊ ቅበላ ወይ ከአ ብቐዕ ሕድገት ዘይምህላወ ፣

(ለ) ዝኹነ ሰራሕተኛ ባሕሪ ብሕጋዊ 1/10 ሕጡብ 5 ናይ አህጉራዊ ውዕል ስሰባምሓ ደ.ሰ.ሰ.ባ.ም.ሓ ዝሕተት ሰነዳዊ መረዳእታ ዘይምቕራቡ፡ ወይ ከአ ዓንቀጽ 7(11) ናይዚ ሕጋጋትዚ ተፈጻምነት አብ ዘሎዉ ኩነታት ተደላይነታት ናይቲ ድንጋገ ዘይምምልኡ፣

(ሐ) ተፈጻምነት ዘሎዎ ተደላይነታት ድሑን ስርዓት አመዳደባ ሰባት ከይፈጸምካ ምትራፍ፣

(መ) መርከብ አብ እተመዘገበትሉ ሃገር ብብቐዕ በዓል መዚ ነታ መርከብ ብዝምልከት እተወሰነ ተደላይነታት መሰናድኦ ሓለዎ እንሰፋፍ ወይ ህንደሳ ከይተኸብረ ምትራፍ፣

(ሰ) ንድሕነቱ እተሓለወ እንሰፋፍ፡ ንድሕነት ርክብ ረድዮ ወይ ንምክልኻል ብከላ ባሕሪ አገዳሲ ዝኹነ መሳርሒ ናይ ምንቅስቓስ ብቐዓት ዘሎዎ ሰብ ካብ ሓለዎኡ ምብኳፍ፣

(ረ) ሐለቻ አብ ምጅማር ጉዕዞ ንመጀመርታ ሐለዋን ንዝቐጽል ምብርራይ ሐለዋታትን ብእኹል ደረጃ ዝገረፉ ሰባት ኪቐርብ ዘይምኽኣሉ እዮም፡

(4) ናይ ምስክር ወረቐት ብጉሕለት ከም እተረኸበ ወይ ከኣ እቲ ወረቐት ካብ መጀመርታኡ ነቲ ሒዝዎ ዝጸንሐ ሰብ ተባሂሉ ዝተወሃበ ከም ዘይኩን ዘእምን ብኣህ ባይታ አብ ዘለወሉ ኩነታት እንተዘይኩይኑ፣ አብ ንኡስ ዓንቀጽ(1) አብ ላዕሊ እተጠቐሰ ወረቐት ምስክርን ፍሩም ቅበላን ሕድገትን ብቲ ፍተሻ ከካይድ ቡል እተመዘዘ ሰብ ቅቡል ይኸውን፡

(5) እዚ ዓንቀጽ'ዚ፣ አብ ዝሃለወት ትሃሉ፣ አብ ልዕሊ መርከብ ኤርትራ ተፈጻሚ ይኸውን፡

ዓንቀጽ 45. ናይ ቅየዳ ስልጣን

(1) አብ ዝኹን እዚ ዝሰዕብ እተረኸበሉ ኩነታት፡-

(ሀ) ምስ ናይ ኤርትራ መርከብ ብዝዛመድ ዝኹን ጥሕሳ ናይ'ዚ ሕጋጋት'ዚ ምስ ዚጋጥም፣ ወይ

(ለ) ናይ ኤርትራ ምስ ዘይኩነት መርከብ ብዝዛመድ፡

I. ዓንቀጻት 30፣ 39፣ 40 ወይ 41 ናይ'ዚ ሕጋጋት'ዚ ምስ ዝጥሓሱ፣ ወይ

II. ብመሰረት ዓንቀጽ 43(2) ናብ ሐለቻ ድሕሪ እተዋህበ ስምዕታ አብ ዓንቀጽ

43(3) ካብ እተገልጹ ዝዓይነቱ ጉድለት ከይተኣረመ ምስ ዝተርፍ፣ ከም ሳዕቤኑ ድማ አብ ሰባትን አብ ንብረትን አብ ኣካባብን ሓደጋ ምስ ዝህሉ፣

እታ መርከብ ክትቅየድ ይከኣል፡ ከምኡ ድማ ወያ መርከብ ስንቂ ክትመልእ ወይ ከኣ ዝኹን ጉድለት ንምእራም ክትዕረ ናብ ጎረቤት ወደብ ክትቅጽል እንተተፈቂዱላ ምምሕዳር ናይታ ዝምልከታ ሃገር ብዛዕባ'ዚ ይሕበር፡

(2) ክፍሊ መገንጠያ ባሕሪ በዚ ዓንቀጽዚ መሰረት ብዛዕባ እተቐየደት መርከብ ዝምልከት ሓቅታት ብቕልጡፍ ናብ ዋና ጸሓፊ ጸብጻብ የቐርቡ።

ዓንቀጽ 46. ናይ ኣተሓሕዛ ማዕርነት ኣብ መንጎ መራኽብ ደ.ሲ.ሲ.ባ.ም.ሓን ዘይ ናይ ደ.ሲ.ሲ.ባ.ም.ሓ መራኽብን

ዓናቕጽ 44ን 45ን ናይዚ ሓጋጋትዚ ድሕሪ ደጊም ንመራኽብ ደ.ሲ.ሲ.ባ.ም.ሓ ዘይኩና መራኽብ ካብ መራኽብ ደ.ሲ.ሲ.ባ.ም.ሓ ዝበለጸ ኣተሓሕዛ ከይግበር ንምርግጋጽ ከከም ኣድላይነቱ ተፈጻምነት ይህልዎ።

ዓንቀጽ 47. ብዛዕባ ወረቓቕቲ ምስክር ኣድላይ ሓበሬታ ምሃብ

(1) ሰብ መዚ ናይ ካልኣት ደ.ሲ.ሲ.ባ.ም.ሓ ሃገራትን ኩባንያታትን ናይ ምስክር ወረቓቕቶም ኣፍልጦ ኪወሃዎ ብዝሓቱ ወይ ኣብ መራኽብ ክቕጽሩ ብዝደልዩ ሰራሕተኛታት ባሕሪ ናይ ዝቐረበሎም ወረቓቕቲ ምስክር ብቐዓትን ሓቀኛነትን ንምርግጋጽ ምስ ዝሓቱ ክፍሊ መገንጠያ ባሕሪ ኣብ ዓንቀጽ 19(4) ናይዚ ሓጋጋትዚ ከም እተጠቐሰ ንኩነታት ናይ ከምዚኣም ዝኣመሰሉ ምስክር ወረቓቕትን ፍሩም ቅበላን ሕድገትን ዝምልከት ሓበሬታ ቅሩብ ይገብር።

(2) ክፍሊ መገንጠያ ባሕሪ ናይ ምስክር ወረቓቕቶም ኣብ ትሕቲ ዓንቀጽ 7 ናይዚ ሓጋጋትዚ ኣፍልጦ ኪወሃዎ፡ ወይ ኣብ ተጓዳዝቲ ባሕሪ መራኽብ ኤርትራ ኪቕጽሩ ወይ ከኣ ኣብ ማያት ኤርትራ ዝንቀሳቐሱ ግን ኣብ ዘይ ናይ ኤርትራ መራኽብ ዝሰርሑ ሰራሕተኛታት ባሕሪ ወረቓቕቲ ምስክርን ፍሩም ቅበላን ሕድገታትን ሕቶ ምስ ዚቐርቡሉ ካብ ዝምልከቶም ሰብ መዚ ካልኣት ደ.ሲ.ሲ.ባ.ም.ሓ ሃገራት ብዛዕባዚ ወረቓቕት ምስክርን ፍሩም ቅበላን ሕድገታትን ሓበሬታ ክሓትት ይኸእል።

ግንቀጽ 48. ክፍሊት

አብ ትሕቲዚ ሕጋጋትዚ ንእተዋህበ አገልግሎት ዝሕተት መጠን ክፍሊት (ናብ መንግስቲ ኤርትራ ዝኣቱ) ብመሰረት ብክፍሊ መጉግዘያ ባሕሪ አብ መጽሓፍ ዝእዘዝ ይፍጸም፡

ግንቀጽ 49. ሕድገት

ዳይሬክተር ጀነራል ንገለ ጉጅለ ናይ ጉዳያት ወይ ውልቃዊ ጉዳያት ብዝምልከት፣ ምስ ገለ ንሱ ክውስኖ ዝኸለል ኩነት፣ እንተልዩ፣ ካብ ኩሉ ወይ ካብ ገለ ድንጋገታት ናይዚ ሕጋጋትዚ ሕድገት ከፍቅድ ይኸእል፡

ግንቀጽ 50. አብ ግብሪ ዝውዕሉ

እዚ ሕጋጋትዚ አብ ጋዜጣ አዋጃት ኤርትራ ተሓቲሙ ካብ ዝወጸሉ ዕለት ጀሚሩ አብ ግብሪ ይውዕል፡

አስመራ፡ 15 መስከረም 2010
መንግስቲ ኤርትራ።

ናይ ወረቻቸቲ ምስክር ዳግም ሕደሳ

1. አመልከትቲ ሕደሳ

(1) ኣብ ዝሓለፈ ሓመብተ ዓመታት ናይ 12 ኣዋርሕ ኣገልግሎት ጉዕዞ ባሕሪ ዘሎዎም ሰራሕተኛታት ባሕሪ፡-

- I. እቲ ዝተሓተ ዝእዘዝ ደረጃ ሕክምናዊ ብቕዓት ዘማልኡ ክኾኑ ኣለዎም፣
- II. ኣብ ናይ ጉዕዞ ባሕሪ ናይ ኣገልግሎት ግዜኣም ነቲ ዝሓዘዎ ጽፍሒ ወረቻት ምስክር ዝበቅዕ ግቡእ ሰራሕተ ብምፍጻም ብመሰረት ክፋል U-V/11 ናይ ኣህጉራዊ ውዕል ደ.ሲ.ሰ.ባ.ም.ሓ 95 ቀጻሊ ሞያዊ ብቕዓት ኬጥርዩ ኣሎዎም፣ ከምኡ ድማ
- III. ብመሰረት ዝወሃብ ናይ ብቕዓት ምስክር ወረቻት ብክፍሊ መጎዓዝያ ባሕሪ ክእዘዝ ዝኸእል ካልኣት ተመሳሳልቲ ተደላይነታት ከማልኡ ኣሎዎም፡

(2) ኣብ ዝሓለፈ 5 ዓመታት ማዕረ 12 ኣዋርሕ ኣገልግሎት ጉዕዞ ባሕሪ ዝግመት ሰራሕተ ዝፈጸሙ ሰራሕተኛታት ባሕሪ፡ ንምጥቃሶም፡-

- I. ፓይሎታት ባሕሪ፣
- II. ሓለቓታት መራኽብ፡ ኣብ ሰሓብቲ ጀላቡ ዘገልግሉ ሓለቓታት፣ መኡንናት ባይታ መርከብን መኡንናት ህንደሳን፣
- III. ኣብ ከም ናይ እንሰፋፍ ሓገዝ ወሃብቲ፣ ናይ ሴሰሚካዊ፣ ኦሻንዮግራፋውያን ሃይድሮግራፍያውን ቅየሳ ከምኡ ድማ ናይ መጽናዕቲ ባሕርን ስልጠናን መራኽብ መኡንናትን ነዚ ዝሰዕብ ረጃሕቲ ከማልኡ ኣሎዎም፡-

- (ሀ) እቲ ዝተሓተ ዝእዘዝ ደረጃ ሕክምናዊ ብቕዓት፣
- (ለ) ኣብ ናይ ኣገልግሎት ግዜኣም ነቲ ዝሓዘዎ ጽፍሒ ወረቻት ምስክር ዝበቅዕ ግቡእ ሰራሕተ ብምፍጻም ብመሰረት ክፋል U-V/11 ናይ

አህጉራዊ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ 95 ቀጻሊ ጥያቄ ብቅዓት የረጋግጹ፣
ከምኡውን

(ሐ) ብመሰረት ዝወሃብ ናይ ብቅዓት ምስክር ወረቐት ብክፍሊ መገገዝያ
ባሕሪ ክእዘዝ ዝኸእል ካልኣት ተደላይነታት፣

(3) ኣብ ዝሓለፈ 5 ዓመታት ካብ 12 ኣዋርሕ ዝወሓደ ኣገልግሎት ባሕሪ ዘሎዎም
ሰራሕተኛታት ባሕሪ ብክፍሊ መገገዝያ ባሕሪ ዝጸደቐ ፊተና ክሓልፉ ኣለዎም፡

(4) ኣብ ዝሓለፈ 5 ዓመታት ዝኹነ ኣገልግሎት ጉዕዞ ባሕሪ ዘይብሎም
ሰራሕተኛታት ባሕሪ ብክፍሊ መገገዝያ ባሕሪ ዝጸደቐ መደብ መጽናዕቲ
ብዓወት ክውድኡ ኣለዎም፡

(5) ኣብ ኢንዱስትሪ ባሕሪ ኣብ መሬት እተቐጽሩ'ሞ ነቲ ናይ ብቅዓት ወረቐቶም
ግቡእ ዝኹነ ወይ ምስኡ ዝሓመድ ስራሓት ክሰርሑ ዝጸንሑ፡ ማለት፡-

(I) መምህራን ባሕረኛነት

(II) ቀየሱቲ ባሕሪ

(III) ኣማሓደርቲ ጉዳያት ባሕሪ

ኣብ ዝሓለፉ 5 ዓመታት ናይ 12 ኣዋርሕ ናይ ጉዕዞ ባሕሪ ኣገልግሎት ዘይብሎም
ምስ ዝኹነ ነዚ ዝሰዕብ ረጃሑ ዘማልኡ ይኾኑ፡-

(ሀ) ዝተሓተ ዝእዘዝ ደረጃ ብቅዓት ሕክምናዊ ጥዕና፣ ከምኡ ከኣ

(ለ) ብደረጃ ተጸጋዕቲ (ዝያዳ ቍጽሪ) ወይ ናይ ብቅዓት ወረቐት ምስክርም ካብ
ዘውህቦም ናይ መኡነን መዓርግ/ደረጃ ለጠቕ ብዝበለ ካብ ሰለስተ ኣዋርሕ
ዘይውሕድ ዝጸደቐ ናይ ጉዕዞ ባሕሪ ኣገልግሎት፡

2. ተደላይነታት ፍሉይ ስልጠና

ተጓጎዞቲ ባሕሪ ኣብ ዝኹና መራኽብ፡ ተደላይነታት ፍሉይ ስልጠና ኣህጉራዊ ስምምዕ ብእተበጽሑ ደረጃታት ወይ ዕማማት፡ እንተላይ ኣብ ቦጣትን ሮሮ መራኽብን ዘገልግል ነፍሲ ወከፍ ሓለቓን መኩንን ኣንቀሳቓሲ ረድዮ ርክብን፡ ነዚ ዝሰዕብ ዝምልከቶም ስልጠና ብዓወት ዝውድኡ ምስ ዝኹኑ ናይ ምስክር ወረቐቶም፡ ፍሩም ቅበላኦምን ዝሰገቡም ኣፍልጦን ዳግም ብክፍሉ መጎግዝያ ባሕሪ ይሕደስ፡-

- (1) ዕማማት ህጽጽ ጉዳይ፣
- (2) ዕማማት ስርሒታዊ ድሕነት፣
- (3) ዕማማት ሕክምናዊ ክንክን፣
- (4) ዕማማት ሰረት ጽንኩር ኩነታት፡

3. ካብ ወረቓቕቲ ምስክር ደ.ሲ.ሲ.ባ.ም.ሓ 78 ናብ ደረጃታት ደ.ሲ.ሲ.ባ.ም.ሓ 95

- (1) ኣብ ትሕቲ ኣህጉራዊ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ 78 እተዋህበ ወረቓቕቲ ምስክር ዘሎዎም ናይ ዳግም ሕደሳ ኣመልከትቲ ብመሰረት ደረጃታት ደ.ሲ.ሲ.ባ.ም.ሓ 95 መታን ክሕደሱሎም ብክፍሉ መጎግዝያ ባሕሪ እተኣዘዘ ዘዝምልከቶም ጽዱቕ መሓደሲ ወይ እዋናውነት ስልጠና ክውድኡ ይሕተቱ፡
- (2) መሕደሲ ወይ እዋናውነት መደባት ስልጠና ክወስዱ ዘድልዮም ኩሎም ናይ ሕደሳ ኣመልከትቲ ዝምልከቶም ናይ መሓደሲ ወይ እዋናውነት ስልጠና ንምውሳድ ናብ ኢንሲቲትዩት ስልጠና የመልክቱ፡ ንሕደሳ ኣብ ዘምልክቱሉ ግዜ ድማ ከምዚ ዝኣመሰለ ጽዱቕ መደብ ስልጠና ብዓወት ከምዝውድኡ ናብ ክፍሉ መጎግዝያ ባሕሪ ሰነዳዊ መረዳእታ የቕርቡ፡

ካልኦይ ሰሌዳ

{ዓንቀጽ 7(5)}

ንወረቆት ምስክር አፍልጦ ዝህብ ናይ ፍሩም ቅበላ ቅጥዒ

ንደረጃታት ስልጠና ሰራሕተኛታት ባሕርን ምክስርነትን ሓለዋን (ደ.ሰ.ሰ.ባ.ም.ሓ) ብምዝልከት ብ1978 እተገብረ ኣህጉራዊ ውዕል ብ1995 ብእተመሓየሸ መልክዑ ንምትግባር ኣብ ትሕቲ ሕጋዊ ምክልታ ቍ118/2010 ንወረቆት ምስክር አፍልጦ ንምሃብ እተዋህበ ፍሩም ቅበላ፡



ወግዓዊ
ማሕተም

ብመንግስቲ..... ወይ ስለኡ ንኣቶ/ሚስተር.....
እተዋህበ ቍ.....ወረቆት ምስክር፡ ብመሰረት ድንጋገታት ሕጋግ 1/10 ናይ'ዚ ኣብ ላዕሊ እተጠቓሰ ኣህጉራዊ ውዕል፡ ብእተመሓየሸ መልክዑ፡ ብግቡእ አፍልጦ ከም እተዋህቦ፡ ስለ'ዚ ከኣ ሕጋዊ በዓል ወረቆት ብእተጠቓሰ ጽፍሒ፡ ንዝኹነ እተመልከተ ድሩትነት እናተማእዘዘ፡ ነዚ ዝሰዕብ ዕማማት ክሳብ.....ወይ ከኣ ብድሕሪት ክርእ ከምዝከኣል ዝኹነ ምንዋሕ ብቍዕነት ናይ'ዚ ፍሩም ቅበላ'ዚ ክሳብ ዝወድቀሉ ዕለት፡ ክፍጽም ከምእተፈቓደሉ መንግስቲ.....ይምስክር፡

ዕማም	ጽፍሒ	ተፈጻምነት ዝህልዎ ድረታ(እንተልዩ)

ብሕጋዊ መገዲ ነዚ ፍሩም ቅበላዚ እተዋህበ ሰብ በቲ ተፈጻምነት ዘሎዎ ብክፍሊ መጉግዝያ ባሕሪ ዝተወሰነ ተደላይነታት ድሕነቱ እተሓለወ አመዳድባ መሰረት ብዝሰዕብ ክእለት ወይ ክእለታት ኬገልግል ይኸእል፡-

ክእለት	አብ ተግባር ዝውዕል ድረታ (እንተሎ)

ፍሩም ቅበላ ቊ..... ተዋህበ ብዕለት.....

ወግግዊ ማሕተም
 ፊርማ፡ ብወግዲ እተመዘዘ በዓል መዚ
 ስም፡ ብወግዲ እተመዘዘ በዓል መዚ

ስእሊ በዓል
ፍሩም ቅበላ

መበቆላዊ ሰነድ ናይዚ ፍሩም ቅበላዚ ብመሰረት ሕጋግ 1/2፣ ሕጡብ 9 ናይ ኣህጉራዊ ውዕል ደ.ሰ.ሰ.ባ.ም.ሓ አብ ዘገልግለላ መርከብ ቅሩብ ኪኸውን ኣለዎ፡

ዕለት ልደት በዓል ወረቐት ምስክር፡.....
 ፊርማ በዓል ወረቐት ምስክር፡.....

ብቕዓት ናይዚ ፍሩም ቅበላ'ዚ እንሆ ክሳብ..... ተናዊሑ ኣሎ፡
(ወግዓዊ ማሕተም)

ፌርማ ብወግዒ እተመዘዘ በዓል መዚ

ዕለት ሕደሳ ስም ብወግዒ እተመዘዘ በዓል መዚ

ብቕዓት ናይዚ ፍሩም ቅበላ'ዚ እንሆ ክሳብ..... ተናዊሑ ኣሎ፡
(ወግዓዊ ማሕተም)

ፌርማ: ብወግዒ እተመዘዘ በዓል መዚ

ዕለት ሕደሳ ስም ብወግዒ እተመዘዘ በዓል መዚ

ብቕዓት ናይዚ ፍሩም ቅበላ'ዚ እንሆ ክሳብ..... ተናዊሑ ኣሎ፡
(ወግዓዊ ማሕተም)

ፌርማ: ብወግዒ እተመዘዘ በዓል መዚ

ዕለት ሕደሳ ስም ብወግዒ እተመዘዘ በዓል መዚ

ብቕዓት ናይዚ ፍሩም ቅበላ'ዚ እንሆ ክሳብ..... ተናዊሑ ኣሎ፡
(ወግዓዊ ማሕተም)

ፌርማ: ብወግዒ እተመዘዘ በዓል መዚ

ዕለት ሕደሳ ስም ብወግዒ እተመዘዘ በዓል መዚ

ሳልሳይ ሰሌዳ

(ዓንቀጽ 8)

ንግብ-እ ወረቆት ምስክር ዝኸውን ሰሌዳ ረጅሒታት

ዓምዲ 1	ዓምዲ 2
ክፍሊ ሓለቻን ባይታ መርከብን	ምስ አህጉራዊ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ ዝጠበቅ ሕጋግ
ጉዕዞአ ኣብ መገሻታት ቀረባ ገማግም ጥራይ ኣብ ዘይተወሰነ መርከብ ናይ እንሳፋፍ ሓለዋ ሓላፍነት ዝወሰደ መኰንን፡	ሕጋግ II/1.2
ኣብ ናይ 3000 ግሮስቶን (ግ.ቶ) መርከብ ወይ ልዕሊኡ ከም ሓለቻ ወይ ዋና መሓዛ ዘገልግል፡	ሕጋግ II/2.2
ካብ 3000 ግ.ቶ. ኣብ ዝነአሰት መርከብ ዘገልግል ሓለቻ ወይ ዋና መሓዛ፡°	ሕጋግ II/2.4
ኣብ መገሻታት ቀረባ ገማግም እትገዓዝ ትሕቲ፡ 500 ግ.ቶ መርከብ ናይ እንሳፋፍ ሓለዋ ሓላፍነት ዘሎው መኰንን፡	ሕጋግ II/3.4
ኣብ መገሻታት ቀረባ ገማግም እትሰርሕ ናይ ትሕቲ፡ 500 ግ.ቶ መርከብ ዘገልግል ሓለቻ፡	ሕጋግ II/3.6
ክፍሊ ሞቶር	ምስ ኣብ አህጉራዊ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ ዝጠበቅ ሕጋግ
750 ኪ.ዋ ሓይሊ መንኰርኰር ወይ ልዕሊኡ ብዘሎዎ መሸን ኣብ እትንቀሳቅስ መርከብ ሰብ ኣብ ዝምደበሉ ክፍሊ ሞቶር	ሕጋግ III/1.2

° ኣብ መገሻታት ቀረባ ገማግም እዚ ወረቆት ምስክር'ዚ ኣብ ናይ 3000 ግ.ቶ. ወይ ዝያዳ መራኽብ ክሰርሑ ኣፍልጦ ክወግዡ ይከኣል፡

<p>ብናይ ህንደሳ ሓለዋ ሓላፍነት፣ ወይ ከአ በብግዚኡ ምዱብ ሰብ ኣብ ዘይህልወሉ ናይ ሞቶር ክፍሊ ዕማም ክፍጽም ዝርቋሕ መሃንድስ</p>	
<p>3000 ኪ.ዋ ሓይሊ መንኰርኰር ወይ ልዕሊኡ ብዘለዎ መሸን ኣብ እትንቀሳቕስ መርከብ ከም ዋና መሃንድስ መኰንን[□] ወይ ከም ካልኣይ መሃንድስ መኰንን[†] ዘገልግል፡</p>	<p>ሕጋግ III/2.2</p>
<p>ኣብ መንጎ 750ን 3000ን ኪ.ዋን ኣብ ሓይሊ መንኰርኰር ብዘሎዎ መሸን ኣብ እትንቀሳቕስ መርከብ ዝሰርሑ ዋና መሃንድስ መኰንንን ካልኣይ መሃንድስ መኰንንን፡</p>	<p>ሕጋግ III/3.2</p>

ኣብ መንጎ ህሉውን ናይ ደ.ሲ.ሲ.ባ.ም.ሓ 95ን ደረጃታት ዝግበር ምስግጋር ንምፍጳስ ተወሰኹቲ ደረጃታት ወረቓቕቲ ምስክር ክወሃቡ ይኸእሉ፡

[□] እዚ ወረቓት ምስክር'ዚ፣ ኣድላዩ እንተኹይኑ፣ ካብ 36 ኣዋርሕ ዘይውሕድ ናይ ባሕሪ ኣገልግሎት ንዘሎዎም ባሕረኛታት ኣብ መገሻታት ቀረባ ገማግም ክሳብ 6000 ኪ.ዋ ኣብ ዝበጽሑ መራኸብ ኬገልግል ኣፍልጦ ክወሃቦ ይከእል፡

[†] ኣብ መገሻታት ቀረባ ገማግም እዚ ወረቓት ምስክር'ዚ ክሳብ ናይ 6000 ኪ.ዋ መርከብ ኬገልግል ኣፍልጦ ክወሃቦ ይከእል፡

ራብዓይ ሰሌዳ

(ግንቀጸት 9:10ን 20ን)

ምሃብ ወረቆት ምስክር ብቕዓት

1. ብዝኹን (ደረጃ ክእለት፡ ዕማም ወይ ጽፍሒ) ምስክርነት ዝደልዩ ሕጹያት ነዚ ዝስዕብ ክፍጽሙ ኣሎዎም፡-

- (1) ብዛዕባ መንነቶምን ዜግነቶምን መርትዖ የቕርቡ"
- (2) ብዛዕባ እኹልነት ዕድሜኦም መርትዖ የቕርቡ"
- (3) ብቑዕ ምስክር ሕክምናዊ ብቕዓት (እንተላይ ናይ ምርኣይን ምስማዕን ውጽኢት መርመራ)"
- (4) ነቲ ዝሕተት ናይ ኣለዋ ግዜ ወይ ጉዕዞ ባሕሪ ኣገልግሎት ዝወድኡ ይኹኑ፣
- (5) ነቲ ዝሕተት መደብ ግዱድ ስልጠና ብዓወት ዝወድኡ ይኹኑ፤ ኣብ'ዚ መዳይ'ዚ ነቲ ናይ ትምህርቲ መደብ ብዓወት ከምዝወድእዎ ዘረድእ ብወግዒ ካብ እተፈልጠ ትካል ስልጠና ናይ ትምህርቲ ውጽኢት የቕርቡ፤
- (6) ነቲ ዝድለ ደረጃ ብቕዓት ዘማልኡ ወይ ከኣ ከምቲ ግቡእ ንዝተኣዘዘ ገምጋም ብዓወት ዝወድኡ ይኹኑ፣
- (7) ንስነ ምግባርም፣ እንተላይ ካብ ግዝኣተ መስተ ነጻ ምጻኖም፣ ከምኡ ድማ ኣብ ናይ ጉዕዞ ባሕሪ ኣገልግሎቶም ንዘርኣይዎ ተቓዳዊ ተመክሮን ኣዕጋቢ ጠባይን ዝምልከት መረድኢ የቕርቡ፣
- (8) ካብ ዘመልከቱላ ዕለት ብቐጥታ ንድሕሪት ንሰለስት ዓመታት ብወግዒ ካብ እተቐመጡላ ሃገር ናይ ፖሊስ መዝገብ ጸብጸብ የቕርቡ፤ ቅድሚ ምምልካቶም ኣብ ዘሎ ናይ ክልተ ዓመታት እዋን ምስ ናይ ቅድም ናይ ምስክርነት ምልክታ ብምትእስሳር ናይ ፖሊስ ጸብጸብ ቀሪቡ እንተ ነይሩ፣ ክፍሊ መጉዳዝያ ባሕሪ ነዚ ተደላይነት'ዚ ክሰግሮ ይኸእል፡

2. ከም ናይ ኣለዋ መኩንናት መጠን ናይ መጀመርታ ምስክርነት ዝደልዩ ሕጹያት፡ ኣብ ርእሲ'ዚ ኣብ ላዕሊ ተዘርዚሩ ዘሎ ተደላይነታት፡ ናይ ኣለዋ መዝነት ዝወስድ መኩንን ብዛዕባ ዝህልዎ ዕማማትን ግቡኣትን ኣላፍነትን ናይ ስርዓታውን

ግብራውን ስልጠናን ተመክሮን ግዜ ከምዝወድኡ ዘረድእ ናይ ስልጠና መዝገብ መጽሓፍ የቕርቡ፡

3. ክፍሊ መገባዎን ባሕሪ ነቲ ምስክርነት ዝደልዩሉ ብቕዓት፡ ዕማምን ጽፍሒ ሓላፍነትን ዝምልከቱ ግቡኣትን ተደላይነታትን ንዝማልኡ ሕጹይት ጥራይ ናይ ብቕዓት ወረቓት ምስክር ይህቡ፡
4. ብክፍሊ መገባዎን ባሕሪ ዝወሃቡ ናይ ብቕዓት ወረቓቕቲ ምስክር ምስዚ ሰሌዳዚ ተአሳሲሩ ኣብ ዘሎ ጥብቆ ብዝተወሰነ ቅጥዒ መሰረት ይኸውን፡
5. ብክፍሊ መገባዎን ባሕሪ ዝወሃብ ዝኹነ ወረቓት ምስክር ብቕዓት ቦቲ ነዚ ወረቓት ምስክር ብቕዓት ብሕጋዊ መገዲ ዝሓዘ ኣብታ ዘገልግላላ መርከብ ብመበቓላዊ መልክዑ ክትሓዝ ኣሎዎ፡



ንደረጃታት ስልጠና ሰራሕተኞቻታት ባሕርን ምስክርነትን ሓለዋን (ደ.ሲ.ሲ.ባ.ም.ሓ) ዝምልከት ብ1978 እተገብረ ኣህጉራዊ ውዕል ብ1995 ብእተመሓየሸ መልክዑ ንምትግባር ኣብ ትሕቲ ሕጋዊ ምልክታ ቍ118/2010 እተዋህበ ወረቐት ምስክር፡

ወግዓዊ ማሕተም

ኣቶ/ሚስተር.....ብመሰረት ድንጋገታት ሕጋዊ.....ናይ'ዚ ኣብ ላዕሊ እተጠቐሰ ኣህጉራዊ ውዕል፡ ብእተሓደሰ መልክዑ፡ ብግቡእ ብቑዕ ኩይኑ ከምእተረኽበ፡ ስለ'ዚ ከኣ በዚ እተወሰነ ጽፍሕታት፡ ንእተመልከተ ዝኹን ደረታት እናተማእዘዘ፡ ነዚ ዝሰዕብ ስራሓት ክሳብ..... ወይ ከኣ ብድሕሪት ክርእ ከምዝከኣል ዝኹን ምንዋሕ ብቑዕነት ናይ'ዚ ወረቐት ምስክር'ዚ ክሳብ ዝወድቀሉ ዕለት፡ ክፍጽም ብቑዕ ምዃኑ መንግስቲይምስክር፡

ዕግም	ጽፍሒ	ዝትግበር ደረታት (እንተልዩ)

ብሕጋዊ መገዲ ነዚ ወረቐት ምስክር'ዚ ዝሓዘ በቲ ተፈጻሚነት ዘለዎ ብክፍሊ መገገዝያ ባሕሪ ዝሕተት ድሕነቱ እተሓለወ ኣመዳድባ መሰረት ብዝሰዕብ ክእለት ወይ ክእለታት ኬገልግል ይኸእል፡

ብቐዓት	ዝትግበር ደረታት (እንተልዩ)

ቍ. ወረቐት ምስክር..... እተዋህበሉ ዕለት.....

ወግዓዊ ማሕተም

.....
 ፊርማ፡ ብወግዲ እተመዘዘ በዓል መዚ

 ስም፡ ብወግዲ እተመዘዘ በዓል መዚ

ስዕሊ ተቐባሊ ምስክር ወረቐት

መበቆላዊ ሰነድ ናይ'ዚ ወረቐት ምስክር'ዚ ብመሰረት ሕጋዊ 1/2፡ ሕጡብ 9 ናይ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ ኣብ ዘገልግለላ መርከብ ቅሩብ ክኸውን ኣለዎ፡
 ዕለት ልደት ወረቐት ምስክር እተዋህበ ሰብ.....
 ፊርማ በዓል ወረቐት ምስክር.....

ብቕዓት ናይ'ዚ ወረቓት ምስክር'ዚ እንሆ ክሳብ..... ተሓዲሱ ኣሎ፡

ወግዓዊ _____

ማሕተም _____

ፊርማ ናይ ብግቡእ እተመዘዘ በዓል መዘ.

ዕለት ዳግም ሕደሳ _____

ስም ናይ ብግቡእ እተመዘዘ በዓል መዘ.

ብቕዓት ናይ'ዚ ወረቓት ምስክር'ዚ እንሆ ክሳብ..... ተሓዲሱ ኣሎ፡

ወግዓዊ _____

ማሕተም _____

ፊርማ ናይ ብግቡእ እተመዘዘ በዓል መዘ.

ዕለት ዳግም ሕደሳ _____

ስም ናይ ብግቡእ እተመዘዘ በዓል መዘ.

ብቕዓት ናይ'ዚ ወረቓት ምስክር'ዚ እንሆ ክሳብ..... ተሓዲሱ ኣሎ፡

ወግዓዊ _____

ማሕተም _____

ፊርማ ናይ ብግቡእ እተመዘዘ በዓል መዘ.

ዕለት ዳግም ሕደሳ _____

ስም ናይ ብግቡእ እተመዘዘ በዓል መዘ.

ብቕዓት ናይ'ዚ ወረቓት ምስክር'ዚ እንሆ ክሳብ..... ተሓዲሱ ኣሎ፡

ወግዓዊ _____

ማሕተም _____

ፊርማ ናይ ብግቡእ እተመዘዘ በዓል መዘ.

ዕለት ዳግም ሕደሳ _____

ስም ናይ ብግቡእ እተመዘዘ በዓል መዘ.



ንደረጃታት ስልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ሓለዋን (ደ.ሲ.ሲ.ባ.ም.ሓ) ብዝምልከት ብ1978 እተገብረ ኣህጉራዊ ውዕል ብ1995 ብእተመሓየሸ መልኰ ንምትግባር ኣብ ትሕቲ ሕጋዊ ምልክታ ቍ.118/2010 እተዋህበ ወረቐት ምስክር

ኣቶ/ሚስተር..... ብመሰረት ድንጋገታት ሕጋዊ ቍ..... ናይዚ ኣብ ላዕሊ እተጠቐሰ ኣህጉራዊ ውዕል፣ ብእተሓደሰ መልኰ፣ (ብዘይካ ኣብ ፈጣን ጃልባ ረድኤት፣ ኣብ ናይ ስረት፣ ከምኡ ከኣ ኣብ ናይ ረድኤት ጃልባ ክኢላ ምጻኑ) (ኣብ ቦጣት ከገልግል) (ኣብ ሓለዋ ኣገልግሎት እንስፋፍ ክሰርሕ፣ ከም ናይ ክፍሊ ሞቶር ሓለዋ ከገልግል) ብግቡእ ብቐፅ ኰይኑ ከምእተረኸበ መንግስቲ.... ይምስክር፡

ቍ.ወረቐት ምስክር..... እተዋህበሉ ዕለት.....

ወግዓዊ

ማሕተም ፌርማ ብወግዒ ናይ እተመዘዘ በዓል መዘ.

..... ስም ብወግዒ ናይ እተመዘዘ በዓል መዘ.

መበቆላዊ ሰነድ ናይዚ ወረቐት ምስክርዚ ብመሰረት ሕጋዊ 1/2፣ ሕጡብ 9 ናይ ኣህጉራዊ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ ኣብ ከገልግላላ መርከብ ቅሩብ ክኸውን ኣሎዎ፡

ዕለት ልደት በዓል ወረቐት ምስክር.....

ፌርማ በዓል ወረቐት ምስክር.....

ስዕሊ በዓል ወረቐት ምስክር

ሓሙሻይ ሰሌዳ

(ዓንቀጽ 14)

አብ ጃልባ ልዑል ፍጥነት (ጃ.ል.ፍ) ንዝምደቡ አባላትን መኩንናትን ዝወሃብ ስልጠናን ምስክርነትን

1. አድለይቲ መደባት ስልጠና

(1) አብ ጃልባ ልዑል ፍጥነት (ጃ.ል.ፍ) ዘገልግሉ ናይ ባይታ መርከብ መኩንናት አብ ርእሲ'ቲ ክህልዎም ዘሎዎ ቅቡል ዝኹን ንናይ ባይታ መርከብ መኩንን ዝምልከት ወረቓት ብቐዓት፣ ወረቓት ምስክር መዕቀኒ ዓይነት (ወ.ም.መ.ዓ) ክሕዙ የድሊ።

(2) አብ ባይታ መርከብ ዘገልግሉ መኩንናት ወረቓት ምስክር መዕቀኒ ዓይነት (ወ.ም.መ.ዓ) ንክወሃቦም ብቐዓት መታን ክኹኑ ግቡእ ስልጠና ከም እተዋህቦም አዋፊርቲ ጃልባ ልዑል ፍጥነት ናይ ምርግጋጽ ግዴታ ይህልዎም፣ ብሕጊ ጃ.ል.ፍ ዝሕተት ስልጠና ናይታ ጃልባ ናይ መንኰርኰር ሓይልን ስርዓት መቆጻጸርን፣ ናይ ኣተሓሕዛ ዓይነታዊ ጠባያታ፣ ናይ መራኽብን ናይ እንስፋፍን አገባባታ፣ ከምኡ ድማ ድልዳል ቁመናኣን ናይ ምስራር ክእለታን የካትት።

(3) ንወረቓት ምስክር መዕቀኒ ዓይነት (ወ.ም.መ.ዓ) ዝምልከት ስልጠና ዝቐርቡ ውድባት ናይቲ ስልጠና ሓላፍነት ዝወስድ ሰብ ክረቐሑ የድሊ። እዚ ሰብ'ዚ ከም አሰልጣኒ መዕቀኒ ዓይነት (አ.መ.ዓ) ይምደብ፣ አሰልጠንቲ መዕቀኒ ዓይነት (አ.መ.ዓ) ካብ ውሽጢ'ቲ ጃ.ል.ፍ ዘዋፍር ውድብ ወይ ካብ ናይ ደገ ምንጪ ኪምዘዙ ይከእል። ውድባት፣ ከም መርማሪ መዕቀኒ ዓይነት (መ.መ.ዓ) ዘገልግል ስልጠና ናይ ምግምጋም ሓላፍነት ዘሎዎ ካልእ ሰብ'ውን ክሰምዩ የድልዮም። ክልቲኦም አሰልጣንን መርማርን መዕቀኒ ዓይነት ኣብ'ቲ ከከም ዝምልከቶም ጉዳይ ዘሰልጥኑሉን ዝምርምሩሉን ጉዕዞ ብዛዕባ ምንቅስቃስ

ናይታ ጃልባ ምኩራት ክኹኑ ኣገልገሎቶም ድማ ብዳይረክተር ዝጸደቐ ክኸውን የደሊ፡ ኣብ ትሕቲ ዝኹነ ይኹን ኩነታት ሓደ ሰብ ከም ኣሰልጣኒ መዐቀኒ ዓይነት (አ.መ.ዓ) ከምኡውን መርማሪ መዐቀኒ ዓይነትን (መ.መ.ዓ) ኩይኑ ክሰርሕ ኣይፍቀድን፡

(4) ኣብ ጃ.ል.ፍ ዘገልግሉ መኰንን መሃንድሳት ኣብ ትሕቲ ተደላይነታት ናይቲ ሕጋዊ ብግቡእ እተመሰከረሎም ክኹኑ የደሊ፡ ግን ተወሳኺ ወረቓት ምስክር መዐቀኒ ዓይነት ኣየድልዮምን፡

(5) ብናይ ጋዝ ተርባይን መንኰርኰር ኣብ እትንቀሳቐስ ጃልፍ ዘገልግሉ መሃንድስ መኰንናት ናይ ሞቶር፡ ናይ ሃፋ ወይ ከኣ ሕዋስ ናይ ክልቲኡ ወረቓት ብቐዓት ክሕዙ ይኸእሉ፡ ብተወሳኺ ፍሉይት ገዳይም መኰንን መሃንድሳት ኣብ መርከቦም ንዝዘውተር መሽን ዝምልከት ኣቐዲሙ ዝጸደቐ መደብ ስልጠና ጋዝ ተርባይን ምውድኦም ዘረድእ ወረቓት ምስክር ክሕዙ የደሊ፡

2. ምሃብ ወረቓት ምስክር መዐቀኒ ዓይነት (ወ.ም.መ.ዓ)

(1) ሓደ ሕጹይ ምስ እተፈልጠ ኣሰልጣኒ መዐቀኒ ዓይነት (አ.መ.ዓ) ስልጠና ድሕሪ ምውሳዱ ብመርማሪ መዐቀኒ ዓይነት (መ.መ.ዓ) ይምርመር፡ ዕውት ኩይኑ ምስ ዝርከብ እቲ ውድብ ኣብ ጥብቆ ናይዚ ሰሌዳዚ ብዝወጸ ቅጹ መሰረት ወረቓት ምስክር መዐቀኒ ዓይነት (ወ.ም.መ.ዓ) ይህቡ፡ እቲ እተህበ ወ.ም.መ.ዓ ምስ ቅድሒ ብምስክር ሕክምናዊ ብቐዓት ተሰንዮ ናብ ክፍሊ መጐዳዝያ ባሕሪ ይቐርቡ፡ እቲ ወ.ም.መ.ዓ ዝዘውተረላ ጃልባ ወይ ዓሌት ጃልባታት (ንኣብነት፡ 65 ሜትሮ ዝንውሓታ ማዕበል እትንስጥቐ 'ካታማራን')፡ ከምኡ ድማ ናይ ስራሕ ቦትኣ ወይ መስመራ ክውስን ኣሎዎ፡

(2) ዳይረክተር ጀነራል ኩሎም ተደላይነታት ብምምልኦም ምስ ዚዓገብ እቲ ወምመዓ ኣብ ተግባር ክውዕል ብፌርማ ይቐበሎ፡ እዚ ስርዓትዚ ዘድለዩ

ሕግ 18.3.3 ናይ ሕገ ጃ.ል.ፍ ዝእዘዞ ተደላይነታት ንምርዋይ እዩ፡ ዳይሬክተር ጀነራል ነቲ ቅዳሕ ንስለ ዕላማ መዝገብ ኬትርፎ እንከሎ ነቲ መበቆላዊ ሰነድ ግን ይመልሶ፡

(3) በዓል ወረቓት ኣብ ትሕቲ መርማሪ መዐቀኒ ዓይነት (መ.መ.ዓ) ናይ መስመር መላላዩ ስልጠናን ናይ ኣፈጻጽ ስራሕ ገምጋምን ብዝሓለፈ ነቲ ወ.ም.መ.ዓ ተወሰኹቲ መስመራት ክድመረሉ ይከኣል፡ ውድብ ብእማመ መ.መ.ዓ መሰረት ኣድሽ ወ.ም.መ.ዓ ክህብ ወይ ከኣ ዝጸንሐ ከመሓይሽ ይኸእል፡ ኣብ ነፍሲ ወከፍ ኩነታት እቲ ምምሕያሻት ንምጽዳቕን ከም ኣብ ላዕሊ ዝኹን ንዕላማ ምዝገባን እቲ ወ.ም.መ.ዓ ናብ ክፍሊ መጎግዝያ ባሕሪ ክቐርብ ኣሎዎ፡

3. ዳግም ሕደሳ

(1) ናይ ወ.ም.መ.ዓ ዳግም ሕደሳ ካብ ከክልተ ዓመታት ኣብ ዘይሓልፍ ምንጋወታት ኣድላዩ ይኸውን፡ ሕጹያት ዳግም ሕደሳ ክግበረሎም ኣብ ጃ.ል.ፍ ናይ ዝሕተት ቀጻሊ ብቕዓት መረጃእታ ኬርእዩ ኣሎዎም፡ ሕጹይ ኣብ ዝሓለፈ ክልተ (2) ዓመታት ኣብ ጃ.ል.ፍ ብውሑዱ ን6 ኣዋርሕ ናይ ባሕሪ ጉዕዞ ከምዝገበረ መረጃእታ ወይ ከኣ ቅድሚ ዳግም ሕደሳ ምሕታቱ መደብ ስልጠና ብዓወት ከምዝወድኦ ካብ ኣዋፋሪ ጃ.ል.ፍ ወይ ካልእ ናይ ወ.ም.መ.ዓ ኣሰልጣኒ ውድብ ቃል ምስክርነት ኬቐርብ ኣሎዎ፡ ብዳግም ሕደሳ ዝሕተቱ ተደላይነታት ብምምልኦም እቲ ወሃቢ ውድብ ምስ ዝግግብ፡ እቲ ወ.ም.መ.ዓ ይሕደስኩም (ኣብ ጥብቆ ዘሎ መርኣዩ ወረቓት ምስክር ብግምግሉ ርኣ) ልክዕ ከም ኣብ 2(1) ኣብ ላዕሊ ንፍሩም ቅበላን ንስለ ዕላማ ምዝገባን ናብ ክፍሊ መጎግዝያ ባሕሪ ይቐርብ፡

ቅጥዕታት ወረቆት ምስክር መዕቀኒ ዓይነት

ወረቆት ምስክር መዕቀኒ ዓይነት

(ብክልተ ቅዳሓት ይምስራሕን ይድብተርን)

ወሃቢ ውድብ

ቁ. _____ (ወሃቢ ውድብ ዘመክልቶ)

አድራሻን ካልእ መራሽቢ ዝርዝርን

ወረቆት ምስክር መዕቀኒ ዓይነት (ጃልባ ልዑል ፍጥነት)

እዚ ሰነድዚ፡ አቶ (ምሉእ ስም)

ዕለት ልደት

ቍጽሪ ደብተር ባሕሪኛ.....ወይ ካልእ ሃገራዊ መለሌ ቍጽሪ.....

ናይ ብቕዓት ወረቆት ምስክር (እንተልዩ) -ደረጃኡ/ሕጋዊ.....ቁ.....

እተሞህበሉ ዕለት..... ወሃቢ በዓል መዘ.....

ምዕራፍ 18.3.3 አህጉራዊ ሕጊ ድሕነት ናይ ጃልባ ልዑል ፍጥነት ዝሓቶ ተደላዩ መደብ ስልጠና ከምዘወደእ፡ ንዕኡ ዝምልከት መርመራ፡ እንተላይ በታ ጃልባን ኣብ ዝሰዕበ መስመራትን ምስ ዝግበር ስርሒታዊ ዕማማት ዝሰማማዕ ተግባራዊ ፈተናታት ከምዘሓለፈ የረጋግጽ፡-

ስም (ወይ ዓሌት) ናይ ጃልባ () ዓይነት ጃልባ ()

መስመራት ጉዕዞ.....

ፌርማ ናይ እተመዘዘ ወሃቢ በዓል ስልጣን

ፍሩም ቅበላ ናይ

ወኪል

ዕለትን ማሕተምን

ክፍሊ መገባዘያ ባሕሪ

ክእለት

ናይ ተወሳኺ መስመራት ዝርዝር ምምሕያሻት

ፌርማ ናይ እተመዘዘ

ወሃቢ በዓል ስልጣንን

ፍሩም ቅበላ

ወኪል

ማሕተምን ዕለትን

ብግምጣል ናይ ወ.ም.መ.ዓ መርአዪ ሞዴል

እዚ ወረቓት ምስክር'ዚ ብመሰረት ምዕራፍ 18.3.5 ናይ ሕጊ ጃ.ል.ፍ ኣብ ከክልተ ዓመት ክሕደስ የድሊ፡ ዳግም ሕደሳ ናይ'ዚ ወረቓት'ዚ እዚ ኣብ ዝሰዕብ ሰሌዳ ዘሎ ብምምላእ ይረጋገጽ፡

ዳግም ሕደሳ

እዚ ወረቓት ምስክር'ዚ ካብ'ቲ እተሞህበሉ ወይ ከኣ ካብ'ቲ መወዳእታ እተሓደሰሉ ዕለት ንናይ ክልተ ዓመታት እዋን ብብቕዓት ክሰርሕ ከም እተሓደሰ በዚ ይምስከር፡

ናይ ወሃቢ ውድብ እተመዘዘ ወኪል ስምን ፌርማን	ዕለት ሕደሳ	ናይ ወሃቢ ውድብ ወግዓዊ ማሕተም	ፍፋም ቅበላን (ዕለቱን)

ሻዱሻይ ሰሌዳ

(ግንቀጽ 19(4))

መዝገብ ወረቆች ምስክርን ፍሩም ቅበላን

1. ንምሓዝ ደብተር ወረቆችቴ ምስክርን ፍሩም ቅበላታትን ብዝምልከት ኣብ ሕጡብ 4.1 ናይ ሕጋግ 1/9 ናይ እተኸለሰ ውዕል ደ.ሲ.ሲ.ባ.ም.ሓ ዝሰፈረ ተደላይነታት ኣብ ተግባር ኣብ ዝውዕለሉ ግዜ ኩል ግዜ ኣድላዪ ሓበሬታ እንተተመዘገቡን ቅሩብ ኩይኑን ኩንኡ ዝኹነ ንቡር ባንክ ሓበሬታ ኣድላዪ ኣይከውንን።
2. ብውሑዱ ብመሰረት ሕጋግ 1/9 እዚ ዝሰዕብ ሓበሬታ ብወረቆች ወይ ብኤለትሮኒካዊ መገዲ ክምዝገብ ወይ ቅሩብ ክኸውን ኣሎዎ፡-

(1) ኩነታት ወረቆች ምስክር፡-			
• ብቐፅ			
• ዝተኣገደ			
• ስሩዝ			
• ጥፋእ ምዃኑ እተሓበረ			

• ዕኩው

ምስ ናይ ኩነታት ለውጢ መዝገብ፡ እንተላይ ናይ ለውጢ ዕለታት ይተሓዝ

(2) ዝርዝር ወረቆች ምስክር፡-

- ስም ባሕረኛ
- ዕለት ልደት
- ዜግነት
- ጾታ
- ስእሊ ምህላው ይምረጽ
- ዝምልከቶ ቍ. ሰነድ
- እተሞህበሉ ዕለት
- ዝወድቀሉ ዕለት

ሻቡዓይ ሰሌዳ

(ዓንቀጽ 22)

መገሻታት ቀረባ ገማግም

1. ክፍሊ መጉዓዝያ ባሕሪ መገሻታት ቀረባ ገምጋም ኣብ ምውሳኝ ንዝስዕብ ናይ ንግድ ቦታታት ኣፍልጦ ይህብ፡-
 - (ሀ) ዘይተደረተ ናይ ንግድ ዞባ፣ ከምኡ ድማ
 - (ለ) ኣብ መገሻታት ቀረባ ገማግም ንዝነጥፉ መራኽብ፣ ዞባ ንግድ ቀይሕ ባሕሪ

2. ዘይተደረተ ናይ ንግድ ቦታ ናይ ቀረባ ገማግም መገሻታት ዘይኮነ ንጥፈት ዝካየደሉ ዝኹነ ቦታ እዩ፡

3. ናይ ቀይሕ ባሕሪ ናይ ንግድ ዞባ ብመንግስቲ ኤርትራ ንኸምኡ እተወሰነ ቦታ እዩ፡

4. “መገሻታት ቀረባ ገማግም” ማለት መርከብ ካብ እተረቐሐ ወደብ ስርሒት ልዕሊ 600 ማይል ርሒቓ ዘይትኸደሉ፣ ኩል ግዜ ድማ ኣብ ውሽጢ 20 ማይል ናይ ድሑን መዕቐቢ እትኹነሉ መገሻ ማለት እዩ፡ ከምኡ ድማ ኣብ ውሽጢ ቀይሕ ባሕሪ፣ ወሽመጥ ዓቃባ፣ ወሽመጥ ስጭጽን ንደቡብ ናብ ወሽመጥ ዓደን ዝዘርጋሕን ቦታታት የጠቓልል፡ ግን ኩኖ 45 ዓሰርተ-ምብራቕ ዝንግሪር ኣይሓልፍን፡ ክፍሊ መጉዓዝያ ባሕሪ ብፍላይ ንመገሻታት ቀረባ ገማግም ዝምልከት ናይ ብቕዓት ወረቐት ምስክር ይህብ፡

5. “ናይ ቀይሕ ባሕሪ ናይ ንግድ ዞባ” ማለት ብቕንዱ ቀይሕ ባሕሪ እንተላይ ወሽመጣት ስጭጽን ዓቃባን ብደቡብ በቲ ኣብ መንጎ ጽንፊ ሲኣን (12 ዲግሪ 8.5 ደቓይቕ ሰሜን፣ 43 ዲግሪ 19.6 ደቓይቕ ምብራቕ) ብሓደ ወገን ኣብ መንጎ ሃንስ ሙራድን (12 ዲግሪ 40.4 ደቓይቕ ሰሜን፣ 3 ዲግሪ 30.2 ደቓይቕ ምብራቕ) ከኣ በቲ ካልእ ዘሎ ናይ ራምብ መስመር ዝዳውብ ቦታ ዘጠቓልል ማለት እዩ፡

6. ክፍለ መገናኛ ሰዓት ባሕሪ ናይ ብቕዓት ወረቅት ምስክር ዘሎዎም፡ ምቹእ ደረጃ ብቕዓት ዘጥረዩ ባሕሪኛታት ምስ ገለ ደረታታት ብእተገልጸ ብቕዓት ወይ ጽፍሕታት ኣብ መገሻታት ቀረባ ገማግም ከገልግሉ ብምፍቃድ ፍሩም ቅበላታት ክህብ ይኸእል፡ ከምዚ ዝኣመሰለ ፍሩም ቅበላ ኣብ ቦጣታት ይኸን ኣብ ናይ ተሳፊርቲ ህዝቢ መራኽብ ኣብ ርሑቕ ጉዕዞ ባሕሪ ኣይዝውተርን፡

(5) ክፍለ መገናኛ ሰዓት ባሕሪ ናይ ብቕዓት ወረቅት ምስክር ዘሎዎም፡ ምቹእ ደረጃ ብቕዓት ዘጥረዩ ባሕሪኛታት ምስ ገለ ደረታታት ብእተገልጸ ብቕዓት ወይ ጽፍሕታት ኣብ መገሻታት ቀረባ ገማግም ከገልግሉ ብምፍቃድ ፍሩም ቅበላታት ክህብ ይኸእል፡ ከምዚ ዝኣመሰለ ፍሩም ቅበላ ኣብ ቦጣታት ይኸን ኣብ ናይ ተሳፊርቲ ህዝቢ መራኽብ ኣብ ርሑቕ ጉዕዞ ባሕሪ ኣይዝውተርን፡

(7) ክፍለ መገናኛ ሰዓት ባሕሪ ናይ ብቕዓት ወረቅት ምስክር ዘሎዎም፡ ምቹእ ደረጃ ብቕዓት ዘጥረዩ ባሕሪኛታት ምስ ገለ ደረታታት ብእተገልጸ ብቕዓት ወይ ጽፍሕታት ኣብ መገሻታት ቀረባ ገማግም ከገልግሉ ብምፍቃድ ፍሩም ቅበላታት ክህብ ይኸእል፡ ከምዚ ዝኣመሰለ ፍሩም ቅበላ ኣብ ቦጣታት ይኸን ኣብ ናይ ተሳፊርቲ ህዝቢ መራኽብ ኣብ ርሑቕ ጉዕዞ ባሕሪ ኣይዝውተርን፡

(8) ክፍለ መገናኛ ሰዓት ባሕሪ ናይ ብቕዓት ወረቅት ምስክር ዘሎዎም፡ ምቹእ ደረጃ ብቕዓት ዘጥረዩ ባሕሪኛታት ምስ ገለ ደረታታት ብእተገልጸ ብቕዓት ወይ ጽፍሕታት ኣብ መገሻታት ቀረባ ገማግም ከገልግሉ ብምፍቃድ ፍሩም ቅበላታት ክህብ ይኸእል፡ ከምዚ ዝኣመሰለ ፍሩም ቅበላ ኣብ ቦጣታት ይኸን ኣብ ናይ ተሳፊርቲ ህዝቢ መራኽብ ኣብ ርሑቕ ጉዕዞ ባሕሪ ኣይዝውተርን፡

(9) ክፍለ መገናኛ ሰዓት ባሕሪ ናይ ብቕዓት ወረቅት ምስክር ዘሎዎም፡ ምቹእ ደረጃ ብቕዓት ዘጥረዩ ባሕሪኛታት ምስ ገለ ደረታታት ብእተገልጸ ብቕዓት ወይ ጽፍሕታት ኣብ መገሻታት ቀረባ ገማግም ከገልግሉ ብምፍቃድ ፍሩም ቅበላታት ክህብ ይኸእል፡ ከምዚ ዝኣመሰለ ፍሩም ቅበላ ኣብ ቦጣታት ይኸን ኣብ ናይ ተሳፊርቲ ህዝቢ መራኽብ ኣብ ርሑቕ ጉዕዞ ባሕሪ ኣይዝውተርን፡

ሻመ-ናይ ሰሌዳ

(ዓንቀጽ 23)

ግምገማታት

1. ሐላፍነት ክፍሊ መጎዓዝያ ባሕሪ

(1) ክፍሊ መጎዓዝያ ባሕሪ ንኡሎም ወረቻቕቲ ብቕዓት ናይ ምስክርነት ብቕዓቶም መታን ከረጋገጽ ግምገማታት የካይድ፡ ከግምገሙ ዝደልዩ ሕጹያት ኣብ ትሕቲ ሕጡባት 1.1 ክሳብ 1.5 ከምኡ ድማ ካብ 1.7 ክሳብ 1.8 ናይ ራብዓይ ሰሌዳ ናይ'ዚ ሕጋጋት'ዚ እተዘርዘሩ ተደላይነታትን ንዘመልከቱሉ ዘለዉ ነፍሲ ወከፍ ወረቻት ምስክር ዝምልከቱ ፍሉያት ተደላይነታትን ከምዘማልኡ ብዘብርህ ሰነዳዊ መረዳእታ ብምስናይ ብግቡእ እተመልኦ ምልክታ የቕርቡ፡

(2) ክፍሊ መጎዓዝያ ባሕሪ፡ ካብ ግዜ ናብ ግዜ ኣብ ናይ ፈተና ቦርድ ዝምዘዙ ምቹእ ደረጃ ብቕዓት ዘጥረዩ ሰባት ብምርቋሕ ሓደ እኩብ ይፈጥር፡ ከምዚእም ዝኣመሰሉ ሰባት ከም ኣሕሎቕ መራኽብ ወይ ከም ዋና መሃንድሳት ድረታ ዘይብሉ ወረቻት ምስክር ብቕዓት ወይ ከኣ ምስኡ ተማዕራርዩ ዝኹን ሞያ ዘሎዎም፡ ብእ.ወ.ባ ዝወሃብ ናይ መርመርቲ ሞዴል መደብ ትምህርቲ ዝወድኡ ከምኡ ድማ ኣብ ስራሕ ዝወሃብ ስልጠና ወይ ከኣ ንናይ ባሕሪ ኣገባብ ፈተናን ተግባርን እተቐልዑን እተሳተፉን ከኹኑ ኣሎዎም፡ ኣብ'ዚ ክፋል'ዚ “ተማዕራርዩ ሞያ” ማለት ኣብ ሳልሳይ ደረጃ ትምህርቲ ብተሓማዲ ዓይነት ትምህርትን ሞያን ግቡእ ስልጠና ማለት እዩ፡

(3) ክፍሊ መጎዓዝያ ባሕሪ ንነፍሲ ወከፍ ገምጋም ኣብ ነፍሲ ወከፍ ሞያ ብውሑዱ ብሰለስተ (3) ሰባት ዝቐውም ናይ ፈተና ቦርድ ይምዝዝ፡ ቦርድ ብሓደ ፕረሲደንት ካብ ክፍሊ መጎዓዝያ ባሕሪ ብክልተ (2) ኣባላት ካብ'ቲ እኩብ ናይ ብቕዓት ሰባት ይቐውም፡

(4) ቦርድታት ብመሰረት፣ ሕጹያት ዝግምገሙሉ ደረጃታት ሞያ (ክፍሊ ባይታ መርከብ፣ ሞቶር ወይ ረድዮ ርክብ) ውድባዊ ቅርጺ ይወስድ፡ ከምዚ ዝኣመሰሉ ቦርድታት እተፈላለዩ ደረጃታት ናይ ምስክርነት ንምግምገም ይምዘዙምበር ኣብ እተፈላለዩ ሞያታት ኣይኣትዉን፡

(5) ክፍሊ መጎዓዝያ ባሕሪ ንነፍሲ ወከፍ ደረጃ ምስክርነት ዘርኢ ኣብ ውሽጢ ነፍሲ ወከፍ ሞያ ናይ ሕቶታትን ሞዴል መልስታትን እተፈልዩ ባንክ ኣበሬታ ይሕዝ፡

(6) ኣባላት ቦርድ ናይ ገምጋም ጽሑፋት ኣብ ዝሰኸልሉ ኣብ ሕሳብ ንክእትውዎ ክፍሊ መጎዓዝያ ባሕሪ ንነፍሲ ወከፍ እተመዘዘ ኣባል ቦርድ ፈተና ኣማረጽቲ ሕቶታትን ሞዴል መልስታትን ይቕርብ፡

(7) ክፍሊ መጎዓዝያ ባሕሪ ብመሰረት ጸብጻብ ቦርድ እቲ ገምጋም ብግቡእ ከምእተመሓደረን ከምእተፈጸመን ከምእተመዘነን ብዝገበ ንሕጹያት ብወግዒ ውጽኢቶም የፍልጦም፡ ነቶም ዘይተዓወቱ ሕጹያት ድማ ስለምንታይ እዚ ግዜ'ዚ ከምዘይተዓወቱ ብምሕባር ናይ ዳግም ስልጠና ወይ ናይ ዳግም ግምገማ እማመታት፡ እንተልዩ፡ የውስኣሎም፡

(8) ሕጹያት ንናይቲ ገምጋም ቅጥዒ ወይ ትሕዝቶ፡ ኣካይዳ ወይ መምዘኒ ብዝምልከት ጥርግን ኬቕርቡ ክመርጹ ስለዝኸእሉ፡ ክፍሊ መጎዓዝያ ባሕሪ ከምዚ ዝኣመሰለ ጥርግን ዝምርምረሉ መሰናድኦ ክህልዎ የድሊ፡ ከምዚ ዝኣመሰለ ጉዳያት ናብ ቦርድ ፈተና ይምራሕ ንሶም ድማ ግቡእ መርመራ ይገብሩ'ሞ ጸብጻቦም ናብ ክፍሊ መጎዓዝያ ባሕሪ የቕርቡ፡ ክፍሊ መጎዓዝያ ባሕሪ ነቲ ጉዳይ መደምደታ ንምግባር ዝቕረበሉ ጸብጻብ ድሕሪ ምግምገም ግቡእ ዝበሎ ስጉምቲ ይወስድ፡

(9) ክፍሊ መጎዓዝያ ባሕሪ ንነፍሲ ወከፍ ፈተና እኹል ደገፍ ንምግባር እኹል ቊጽሪ ኣለውቲ (ተቕጻጸርቲ) መርመራ የዳሉ፡

(10) ክፍሊ መገንጠያ ባሕሪ አቅዷሙ መደብን አካይዳን ፈተናታት አብ ናይ ግዜ ሰሌዳ ሰሪዑ ብምእዋጅ እዚ ሓበሬታዚ ብግዜኡ ናብ ሕጹያት ምብጽሖ የረጋግጽ።

2. ናይ ኣሰልጠንቲ ትካላት ሓላፍነት

(1) ኣሰልጠንቲ ኣካላት ብውሑዱ ሓደ ወርሒ ቅድሚ ምዱብ ዕለት ምጅማር ገምጋም ሰለስተ (3) ዝተመልአ ወረቓቕቲ ገምጋም ካብ ነፍሲ ወከፍ ዝግምገም ሞያን ንነፍሲ ወከፍ ደረጃ ምስክርነት ዝኸውን ሞዴል መልስታትን ንክፍሊ መገንጠያ ባሕሪ ኬቕርባ ይግደዳ።

(2) ኣብቲ ወረቓቕቲ ዝሰፈረ ሕቶታት ኣብ ምውጻእ ኩል ኣድላዪ ሕታማት፣ ቻርትታት፣ ኣቕሑ፣ ካልእ ነገራት ወይ መሳርሒታት ነቲ ግምገማ ንምሕጋዝ ኣብ ጽቡቕ ናይ ኣገልግሎት ኩነታትን ብእኹል ዓቕን ቅሩብን ምጻኑ ኣሰልጠንቲ ኣካላት ከረጋግጹ ኣሎዎን፣ እዚ ተደላይነትዚ እንተላይ እቲ ምስኡ ዝተኣሳሰር ንኣገልግሎት ቅሩብነቱን ህላወኡን ብብሩህ ክግለጽ የድሊ።

(3) ኣሰልጠንቲ ትካላት ኣብ ምምሕዳርን ምሕላውን ፈተናታት ዝሕግዙን ብሕጹያት ክለዓል ዝከኣል ንዝኹነ መዳይ ናይ ፈተና ዝምልከት ሕቶታት መልሲ ዝህቡን ብፍላይ ነቲ ኣብ ትሕቲ ግምገማ ዘሎ ፍሉይ ዓይነት ሞያ ክእለት ዘሎምም መምህራን ክቕርባ ግዴታ ይህልዎን።

(4) ኣሰልጠንቲ ትካላት ነፍሲ ወከፍ ዝጸደቐ መደብ ትምህርቲ ባሕሪ ዝወስድ ተመሃራይ ዝፈጸሞ ናይ ትምህርቲ ስራሕ፣ እተኸታተሎ ግዜታት፣ ጽሑፍን ተግባራውን ስራሓት... ወዘተ ዝሰፍረሉ መዝገብ ይህልዎን፣ እዚ መዝገብዚ፣ ቦቲ ቦርድ ምስ ዝሕተት፣ ነቲ ውልቀሰብ ከም ሕጹይ ንምስክርነት ንዝግምገም ቦርድ መርመርቲ ይቕረበሉ።

- (5) አሰልጠንቲ ትካላት ብውሑዱ ሰለሰተ አዋርሕ ቅድሚያ እተአመተ ምጅማር ናይ ቀዳማይ መርመራ ንመደብን አካይዳን ፈተናታት ዝምልከት ንድፊ ሰሌዳ ግዜ ናብ ክፍሊ መጎግዝያ ባሕሪ የቐርባ።

3. መወከሲ ስራሕ ቦርድ ፈተናታት

- (1) ቦርድ ወረቓቕቲ ገምጋም ናይ ምድላው፣ መርመራታት ናይ ምክያድን ውልቃዊ ወረቓቕቲ ናይ ምምዛንን ሓላፍነት ይህልዎ፣ ኩል'ዚ ዕማማት'ዚ ብዝወድአ ድማ ናብ ክፍሊ መጎግዝያ ባሕሪ ጸብጸብ ኬቐርብ ይግደድ።

- (2) ቦርድ ኣብ ግዜ መርመራን ቅድሚኡን ነዚ ዝሰዕብ ናይ ምርግጋጽ ሓላፍነት ይህልዎ፡-

- (I) ኣድለይቲ ዝኹኑ ቻርትታት፣ ሕታማት፣ ንዋትን ካልእ ነገራትን ወይ መሳርሒታት ብእኹል ደረጃ ነቲ ፈተና ደገፍ መታን ክህቡ ዝሰርሑን ብእኹል ዓቕን ቅሩባትን ምጻኖም፤

- (II) ኣብ ነፍሲ ወከፍ መርመራ እተመዘገቡ ሕጽያት ብመሰረት እተገብረ መሰናድኦ ኮፍ መበሊን ቍጽርን፣ ህሉዋትን ብግቡእ እተሓሰቡን ምጻኖም፤

- (III) ጽሑፍ ፈተና ብኸምዚ ዝሰዕብ ይካየድ፡-

- (ሀ) ሕጽያት ብዛዕባ ናይ መርመራ ሓፈሻዊ ሕግታት፣ ተደላይነታትን ንውሓት ግዜኡን መብርሂ ይወሃቦም፤

- (ለ) ወረቓቕቲ መርመራን አካይዳ መርመራን ብመሰረት እተአዘዘ ሕግታት መርመራ ይመሓደር፤

- (ሐ) መርመራ ኣብ ውሽጢ'ቲ እተወሰነ ንውሓት ግዜ ብግዜ ይጅመርን ይውዳእን፤ ዝኹነ ኣቐዲሙ ዘይተገመተ ወይ ክሰገር ዘይክእል ምቕራጽ ወይ ምዝንባል መሕወዪ ክወሃብ ይከኣል።

- (መ) መርመራ ብዝተወደአ ወረቓቕቲ መርመራ ይእከቡን ብግቡእ ይሕሰቡን፤

(ሰ) ቦርድ ሕግታት መርመራ ዝጠሓሱ ዝኾኑ ሕጹያት ዘይብቕዓት ብምባል ካብ ሕሳብ ከውጽኦም ይኸእል።

(ረ) ኣባላት ቦቲ መርመራ ዝካየዱሉ ህሉው መሳለጥያትት፣ ደጋፊ መሳርሒታት ወይ ነገራት ወይ ኩነታት ከይዓገቡ ኣብ ዝተረፉሉ ግዜ ቦርድ ነቲ መርመራ ከወንዝፎ ይኸእል። ኣብ ቀጻሊ ድማ ግቡእ ኣካይዳ መርመራ መታን ኬረጋግጽ ግቡእ መሲሉ እተራእዮ ካልእ መሰናድኦ ክገብር ይኸእል።

(ቀ) ድሕሪ መርመራ ነፍሲ ወከፍ ወረቕት መርመራ ብውሑዱ ብክልተ እተፈላለዩ ሰባት ብነጻ ምምዛኑ ቦርድ የረጋግጽ። እቲ ቀዳማይ ሚዛን ካብ ኣሰልጣኒ ትካል ብዝመጸ፣ ኣብቲ ዝምልከቶ ዓይነት ትምህርትን ሞያን ክኢላ ብዝኾነ መምህር ኪግበር እንከሎ፣ እቲ ካልኣይ ሚዛን ብሓደ ኣባል ቦርድ ይፍጸም። ብድሕሪዚ ክልቲኡ ገምጋማት ብቦርድ ይወዳደር'ሞ፣ ናይ ነፍሲ ወከፍ ወረቕት ናይ መወዳእታ ነጥቢ ይውሰን። ኣብ ገምጋም ንዝርከብ ንውሳኔ ዘጸግም ጉዳይ ብዝምልከት ኣብ ገምጋም ናይ'ታ ፍልይቲ ወረቕትቲኣ ከይተሳተፈ ዝጸንሐ ኣባል ቦርድ ከምዜጽንዖ ይግበር።

(በ) ቦርድ ናይ መወዳእታ ነጥብታት ኣብ ዝውስኑሉ ግዜ ናይ ክልቲኡ ነጻ ሚዛናት የወዳድርን ማእከላይ ገምጋም ይወስድን። ብተወሳኺ ቦርድ ንዝሰዕብ ኣብ ግምት የእቲ፡-

- ለ.1 ናይ ሕጹይ መደባዊ ዕዮታት ሰልጠና፣ ወይ
- ለ.2 ኣብ ናይ ጉዕዞ ባሕሪ ሰልጠና ዝዝውተር ናይ ሕጹይ ናይ ሰልጠና መዝገብ መጽሓፍን ካልእ መወከሲ ጠባይን ስነምግባርን፣
- ለ.3 ንናይ ሕጹይ ብቕዓት ዝምልከት ዝኾነ ካልእ ተዛማዲ ነገር።

ታሸፃይ ሰሌዳ

(ፃንቀጻት 30፣ 39፣ 40፣ 41ን)

ድህነት እተሓለወ አመዳደባ ዓቕሚ ሰብን፣ ሰዓታት ስራሕን ሓለዋን

1. ድህነት እተሓለወ አመዳደባ ዓቕሚ ሰብ

(1) መእተዊ

ሀ. እዚ ሕጋጋትዚ ተጓፃዝቲ ባሕሪ ዝኹና መራኸብ ኤርትራ፡ ከምኡ ከአ ካልኣት መራኸብ ኣብ ማያዊ ክሊ ኤርትራ ኣብ ዘሎዎሉ፡ ዘንቀሳቕሱ ወይ ዝውንኑ ኩባንያታት፡ ኣብ መራኸቦም ብግቡእ ዝሰልጠኑን እተመሰከረሎምን፡ ከምኡ ከአ ግቡእ ወረቐት ምስክር ወይ ከአ ፍሩም ቅበላ ዘሎዎም ወይ ከአ ብመሰረት ፃንቀጽ 5 ናይዚ ሕጋጋትዚ ከምዚ ዝአመሰለ ፍሩም ቅበላ ክወሃቦም ዘመልከቱ ግቡእ ደረጃ ዘሎዎም ስራሕተኛታት ምምድቦም ኬረጋግጹ ብሩህ ሓላፍነት የሰክሞም፡

ለ. መርከብ ብድህነትን ጽፈትን መታን ክትንቀሳቕስ ቊጽሪ ናይ እተመሰከሩ መኰንናት፡ ከምኡ ከአ ናይ እተመሰከሩን ዘይተመሰከሩን ተራ ባሕረኛታት ኣብ ኩል ግዜታት እኹል ክኸውን ኣሎዎ፡

ሐ. ኩለን ናይ 500 ግ.ቶንን ልዕሊኡን መራኸብ ናይ ድህነት እተሓለወ አመዳደባ ዓቕሚ ሰብ ሰነድ ክህልወን ይግደዳ፡ ከምኡ ድማ ናይ ትሕቲ 500 ግ. ቶን መራኸብ ወነኑ ወይ ኣንቀሳቕስቲውን ናይ ድሑን አመዳደባ ዓቕሚ ሰብን ሰነድ ክሕዙ ክሕተቱ ይኸእሉ፡

መ. ኣብ ኤርትራ ናይ እተመዝገበት መርከብ ዋና ወይ ኣንቀሳቕሲ ንድሑን ስራሕ ኣድላዩ ብዛዕባ ዝኹነ ብዝሕን ደረጃን ዓቕሚ ሰብ ገምጋም ክገብር ይሕተት፡ እዚ ነዚ ዝሰዕብ ንምርግጋጽ እኹል ክኸውን የድሊ፡-

- (i) ዝድለ ደረጃ ሓለዋ ክዕቀብን ስራሕተኛታት ድማ እኹል ዕረፍቲ ክረኸቡ ከም ዝኸእሉ፤

(II) ምስ ድሕነት መርከብ ብዝሣመድ ጉዳይ ሰራሕተኛታት ድሕነት ካብ ዘውሕስ ሰዓታት ንላዕሊ ክሰርሑ ኣይሕተቱን፣

(III) ኣለቓን ባሕረኛታትን ብመሰረት መቓን ሰርሑታዊ መርሓ ክፋል ሀ-VIII ናይ ሕጊ ደ.ሰ.ሰ.ባ.ም.ሓ ግቡኣም ክፍጽሙ ይኸእሉ፣

(IV) ኣለቓን ባሕረኛታትን ንጥዕንኦምን ድሕነቶምን ሃሳዪ ኣብ ትሕቲ ዝኹነ ኩነታትን ሃሳዪ ንዝኹነ ሰዓታትን ክሰርሑ ኣይሕተቱን፣

ሰ. ኣብቲ እተገብረ ገምጋም ዝምርኩስ እማመ ደረጃ ኣመዳድባ ዓቕሚ ሰብ ንዝቐረበ ደረጃ ኣመዳድባ ዓቕሚ ሰብ እኹል ምጻኑ ብዝገበ ሰነድ ድሑን ኣመዳድባ ዓቕሚ ሰብ ዝህብ ዳይረክተር ይቐርብ፡

(2.) ድሑን ኣመዳድባ ዓቕሚ ሰብ

ሀ. መራኸብ ብድሑንን እኹልን ስሉጥን ደረጃ ሰብ ከም እተመደበለን ናይ ምርግጋጽ ኣላፍነት ናይ ዋናታትን ናይ ኣመሓደርቲ ስራሓትን ይኸውን፡ ንግቡእ ጽፍሒ ኣመዳድባ ዓቕሚ ሰብ ዝምልከት መምርሒ ኣብ ደ.ሰ.ሰ.ባ.ም.ሓ ጥብቆ 2፡ ምዕራፍ II፡ ክፋል ለ፡ ንኡስ ክፋል 2 ተሰኒዱ ይርከብ፡

ለ. ኣደስቲ መራኸብ ኣብ ደረጃ ንድፊ እንከሎዎ፡ ከምኡ እውን ኣብ ስራሕ ዝጸንሓ መራኸብ ኣብ ኤርትራ ቅድሚ ምምዝጋቦን ወንትን ኣንቀሳቐስትን ኣብ ዳሕራይ መድረኽ ከጋጥም ዝኸእል ሽግር መታን ከወግዱ ብዛዕባ እተሓመመ ኣመዳድብኦም ምስ ሰራሕተኛታት ባሕሪ ወይ ምስ ወኪላቶምን ምስ ዳይረክተር ጀነራልን ክማኸሩ ይተባብዑ፡

ሐ. ኣብ መንጎ ዋናታትን ሰራሕተኛታ ባሕርን ወይ ከኣ ወኪላቶምን ብዛዕባ ጽፍሒ ኣመዳድባ ዓቕሚ ሰብ ዝኹነ ዘይምስምማዕ ኣብ ዝርከበሉ ግዜ ዳይረክተር ጀነራል ዝቐርብ ዝኾነ ርእይቶ ኣብ ግምት የእቱ፡ ምኽኑይ ኣብ ዝኹነሉ ኩነታት ድማ ናይ ጽፍሒ ኣመዳድባ ክለሳ ክሓትት ይኸእል፡ ኣብ

ከምዘ ዝኣመሰለ ኩነታት ምስ መትከላት ድሑን ኣመዳድባ ዓቕሚ ሰብ ብዝዛመድ ጉዳይ ኣባላት መርከብ ነቲ ኣገዳሲ ዕማማት ናይ ምክያድ ክእለቶም ንምፍታን ገለ መልክዕ ናይ ተግባራዊ መርኣዪ ፈተነ ምድላው ኣድላዪ ክኸውን ይኸእል፡ ብተመሳሳሊ፡ ኣብ መሳርሕን ስራሓትን ኣገልግሎትን መርከብ ንድሑን ጽፍሒ ኣመዳድባ ዓቕሚ ሰብ ዝትንክፍ ዝኹነ ለውጢ ኣብ ዝግበረሉ ጊዜ፡ ዋና ወይ ኣንቀሳቓሲ ሓድሽ ሰነድ ድሑን ኣመዳድባ ዓቕሚ ሰብ ክወገቦ ኬመልክት ኣሎዎ፡

(3) ናይ ፍሉይ ዓይነት ስራሕ መራኸብ

ሀ. ካብ ገማግም ርሑቕ ዝገኛ ናይ ደገፍ መራኸብ ብምኸኒያት በበይኑ ባህርያት ስርሓትን፡ ከምኡ ድማ ብምኸንያት፡ ክሰርሓሉ ክሰርሓሉ ዝግደዳ ኩነታት ፍሉይ ሽግራት ኣሎዎን፡ ዋናታት ብፍላይ ኣብቲ ሕጋዊ ብዛዕባ እተቐመጠ ናይ ሰዓታት ስራሕ ደረታት ብፍላይ ክዝክሩ የድሊ፡ ጽፍሒ ኣመዳድብኦም ድማ ብእኡ መሰረት ይኸውን፡

ለ. ኣብ ቦጣት ባሕሪ እተመደቡ ሓለቓታትን መኩንናትን ተራ ባሕረኛታትን፡ ከምኡ ድማ ኣብ ናይ ህዝቢ መጉዳዝያ መርከብ እንተላይ ኣብ 'ሮሮ' መጉዳዝያ ህዝቢ ዝሰርሑ ሓለቓታትን መኩንናትን ተራ ባሕረኛታትን ካልኣት ሰራሕተኛታትን ነቲ ኣብ ክፋላት ሀ-V/1ን ሀ-V/2 ናይ ሕጊ ደ.ሲ.ሰ.ባ.ም.ሓ እተጠቐሰ ብሕጋዊ ዝሕተት ስልጠና ዝወድኡ ምዃኖም ዋናታትን ኣንቀሳቓሲትን ኬረጋገጹ ኣሎዎም፡ ኣብ ጃልባ ልዑል ፍጥነት (ጃ.ል.ፍ) ዝሰርሑ ኩሎም ኣባላት ነቲ ኣብ ትሕቲ ሕጊ ጃ.ል.ፍ ዝሕተት ስልጠና ዝወድኡ ክኹኑ ኣሎዎም፡ መርከብ ናይ ምንቅስቓስ ተራ ዝጻወቱ ሓለቓታትን መኩንናትን ድማ ብሕጊ ጃ.ል.ፍ ከምዝሕተት ወረቐት ምስክር መዐቀኒ ዓይነት (ወ.ም.መ.ዓ) ክሕዙ የድሊ፡ ብሓፈሻ ኣብ ናይ ህዝቢ መጉዳዝያ መራኸብ ብዛዕባ ብዝሕን ዓይነትን ኣመዳድባ ሰራሕተኛታት ኣብ ዝውሰነሉ ጊዜ ኣብ ናይ ባሕሪ ኣከባቢ ልሙድ ዘይኩነ ዓቢ ቍጽሪ ናይ ተሳፈርቲ ናይ ምምሕዳር ኣድላይነት ኣብ ግምት ክኣቱ ኣሎዎ፡ ሰራሕተኛታት ብግቡእ ዝሰልጠኑን እተመስከሩን ክኹኑ ኣሎዎም፡ ከምኡ ድማ ዋናታትን ኣንቀሳቓሲትን ናይ

ሰረት ጃልባ ሓላፍነት ዝወሰዱ ብዝምልከት ተደላይነታት ናይ ዝተሓተ
ዝፍቀድ ቍጽሪ ዕሉማት ኣባላት ብፍላይ ጥንቁቕ ኣቓልቦ ክገብሩሉ ይግብእም፡

(4) ሰነድ ድሑን ኣመዳድባ

ዳይረክተር ጀነራል ብዛዕባ ኣመዳድባ ሰራሕተኛታት ናይ ሓንቲ መርከብ
ብዝምልከት ምስ ዝቐረበሉ እማመ ኣብ እተሰማምዓሉ ግዜ ውዕል ኣ.ው.ድ.ህ.ባ
ዝሓቶም ተደላይነታት ብዘኸብር ቅጹ መሰረት ነታ መርከብ ናይ ድሑን ኣመዳድባ
ሰነድ ይወሃባ፡ እዚ ሰነድዚ ኣብታ መርከብ ይተሓዝ፡ ብእተመዘዘ ሰብ ክፍተሽ
ኢድላዪ ምስ ዝኸውን ድማ ይቐርብ፡

2. ኣወሳሰና ናይ ጽፍሕታት ድሑን ኣመዳድባ ዓቕሚ ሰብ

(1) መትከላት

ሀ. ኣባላት መርከብ እዚ ዝሰዕብ ክእለታት ምህላወ ዘረጋግጽ ግቡእ ክእለትን
ተመክርን ዘሎዎም እኹላት መኡንናትን ተራ ባሕረኛታትን ዘካተቱ ኣብ
ዝኹነሉ ኩነታት ዳይረክተር ጀነራል እታ መርከብ ብድሑን መገዲ ሰባት
ከምእተመደቡላ ይሓሰባ፣ እዚ ድሑን ኣመዳድባ ኣብ ዝውሰነሉ ግዜ ከኣ ከም
መወከሲ ክውሰድ ዘሎዎ ኣብቲ ኣህጉራዊ ውድብ ባሕሪ (ኣ.ው.ባ) ዘሕለፎ
ውሳኔ ሀ.481 (XII) ንዝሰፈረ መትከላት የንጸባርቕ፡-

1. ኣብ ባሕሪ ብመሰረት ሕጋዊ VIII/2 ናይ ደ.ሲ.ሲ.ባ.ም.ሓ 95 ሓፊሻዊ
ምክትታል መርከብ ዘጠቓለለ ናይ ድልድል ሓለዎ ምክያድ፣
2. መርከብ ብኣድማዕን ድሑንን መገዲ ምዕሻግን ካብ እተገሸገሱ
ምውጻእን፣
3. ማይ ዘየሕልፍ መሰናድኦ መጻጽ ብኣድማዒ ደረጃ ምንቅስቓስን ምዕራይን
እንተላይ ምውፋር ጉድኣት ዝቆጸጸር ጉድለ፣

4. ህሉዋት መሳርሒታት ምጥፋእ ባርዕን መዕቆቢ ህይወት ዝኹኑ ንዋትን ምንቅስቃስ፡ ግብራዊ ኣብ ዝኹነሉ ኩነታት ድማ ብስሉጥ ምጽጋን እንተላይ ምጥርናፍን ምውራድን ተሳፊርትን ዘዩድለይቲ ሰራሕተኛታትን፤
5. ኣብ ባሕሪ ናይ ዘላ፡ ግን ከእ ኣብ ጉዕዞ ናይ ዘይትርክብ መርከብ ምሕደራ ዕምማት ድሕነት፤
6. ኣብ ባሕሪ ብመሰረት ሕጋዊ VIII/2 ናይ ደ.ሰ.ሰ.ባ.ም.ሓ 95 ድሕነቱ እተሓለወ ናይ ህንደሳ ሓለዎ ምቕጻል፡ ከምኡ ድማ ቀንዲ ሓይሊ መንኰርኰርን ተወሳኺ መሽንን ኣብ ዝሰፈረሉ ቦታታት ሓፈሻዊ ክትትል ምግባር፤
7. ክግመት ዝከኣል ሓደጋታት ናይ'ቲ መገሻ ምሕላፍ መታን ክከኣል ቀንዲ ሓይሊ መንኰርኰርን ተወሳኺ መሽንን ብድሑን ኩነታት ምንቅስቃሱን ኣብ ድሑን ኩነታት ከምዝቕጽል ምግባርን፤
8. ናይ ባርዕ ሓደጋ ተኸእሎ ንምጉዳል ናይ ድሕነታት ጥዕናን መሰናድእን ጽሬት ናይ መሽን ቦታታትን ምሕላው፤
9. ኣብ መርከብ ሕክምናዊ ክንክን ከምዝቕረብ ምግባር፤
10. ብመሰረት እተመሓየሸ ሕጋጋት ኣ.ው.ድ.ህ.ባን ኣ.ሕ.ተን ድሕነቱ እተሓለወ ናይ ረድዮ ሓለዎ ምቕጻል፤
11. ናይ ባሕሪ ኣካባቢ ንምክልኻል ኣድለይቲ ዝኹኑ ጥንቃቄታትን ሓለዎን ምቕጻል፤
12. መርከብ ኣብ ወደብ እንከላ'ውን ኩሉ ኣብ መርከብ ዝካየድ ተግባራትን ሰራሕተን ድሕነቱ እተሓለወ ኩይኑ ከምዝቕጽል ምግባር፤

(2) ምጃም ተደላይነታት ድሕነቱ እተሓለወ ኣመዳድባ ዓቕሚ ሰብ

ሀ. ኩለን መራኽብ ባህርያት ሰርሐንን ዝንቀሳቐሳሉ ቦታታትን ኣብ ግምት ብምእታው ብእኹልን ስሉጥን ደረጃ ሰራሕተኛታት ክምደቡለን ክፍሊ መገንግዚያ ባሕሪ የገድድ፡ ድሕነቱ እተሓለወን ስሉጥን ሰርሒት ንምርግጋጽ ዝተሓተ ኣድላዪ ጽፍሒ ኣመዳድባ ክውሰን የድሊ፡ ነዚ ገምጋምዚ

ንምግባር ዋናታትን አንቀሳቆስትን ነዚ ዝሰዕብ ረጅሕቲ ኣብ ግምት የእትዉ:-

1. ንውሓትን ባህርን መገሻን ቦታታት ንግድን፣
2. ናይቲ ዝካየድ ንግድ ዝኾኑ ፍሉይት ተደላይነታት፣
3. ብዝሒ፣ ዓቕንን (ኪ.ዋ) ዓይነትን ናይ ቀንዲ ሓይሊ መንኰርኰርን ተወሰኸቲ መሸናትን፣
4. ዓቕን መርከብ (ግ.ቶ)
5. ናይ መርከብ ስርሓትን ዓይነት ተክኒካዊ መሳርሕን፣

ለ. ምስዚ ረጅሕቲዚ ብምዝማድ፡ ንድሕነቱ እተሓለወ አማዳድባ ዘርኢ መትከላት አህጉራዊ ውድብ ባሕርን (ሕግ 2.1 ርኣ) ሰራሕተኛታት ድሕነቱ ካብ እተሓለወ ሰዓታት ንላዕሊ ክሰርሑ ከምዘይብሎምን ኣብ ግምት ብምእታው፡ ዋናታትን አንቀሳቆስትን ነዚ ዝሰዕብ ይትግብሩ:-

1. ወካሊ ኣብ ዝኹነ ናይ መገሻ ግዜ ኣብ'ታ መርከብ ክፍጸሙ ዘሎዎም ኩሎም ተግባራት የለልዩዎም፣
2. ነዘም ተግባራትዚኦም ንምፍጸም ዘድልዩ ክእለታትን ተመኩርን የለለዩ፣
3. ኣብ ንቡር ስርሒታት ብሓንሳብ እናተጓደኑ ኪካየዱ ዘሎዎም ተግባራት ኣየኖት ምዃኖም የለልዩ፣
4. ተጓደንቲ ስርሒታት ብድሑን ኣገባብ ንምክያድ ዘድሊ ዝተሓተ ዝከእል ቍጽሪ ሰራሕተኛታት ይውስኑ፣
5. ሓለቓን ኣባላት መርከብን ምስ ክእለቶምን ስልጠናኦምን ዝኸዱ ቀጻልትን ተጓደንትን ስርሒታት ከካይዱ ከምዝኸእሉ ንምርግጋጽ ኣብ ናይ ህዝቢ መጉዓዝያ መርከብ ክህሉ ዘሎዎ ናይ ስራሕ መሰናድኦ፡ እንተላይ ብመሰረት ሕግ 13 ናይ ምዕራፍ V ናይ ውዕል ኣ.ው.ድ.ህ.ባ ናይ ስራሕ ቋንቋ ይምስርቱ፣

6. መሰናድኦ ስራሕ ድኻም ንምውጋድ ዘኸለልን እኹል ናይ ዕረፍቲ ግዜ ዘፍቅድን ከምዝኸውን የረጋግጹን ብኡ መሰረት መደብ ስራሕ ይሕንጸጹን፡

(3) ንግቡእ ጽፍሕታት ኣመዳድባ ዓቕሚ ሰብ ዝምልከት መምርሒ

ሀ. ንእተፈላለዖ ዓቕናት መራኹብን ክብደተንን ዝንቀሳቕሳሉ ናይ ንግድ ቦታታትን ብዝምልከት ግቡእ ዝኹነ ቍጽሪ እተመስከሩ መኰንናት ባይታ መርከብን ህንደሳን ክንደይ ከምዝኸውን ምስዚ ጠቢቕ ዘሎ ሰሌዳታት መምርሒ ይህቡ፡ ኣብ ክፍሊ ህንደሳ ዘሎ መሰናድኦ ሓለዋን ካብ ስራሕተኛታት ዝሕተት ጠለብን ብመሰረት ደረጃ መሺናት ብዓቢ ደረጃ ስለዝፈላለ፡ ናይ ህንደሳ መኰንናት ብዝሒ ኣይተዋህበን፡ እዚ ሰሌዳታትዚ መመርሒ ጥራይ'ዩ ዝህቡ፣ ዋናታትን ኣንቀሳቕሶትን ናይ ኣመዳድባ ዓቕሚ ሰብ እማመእም ቅድሚ ምውድኦም ንኡሎም ተዛመድቲ ረጃሕቲ ኣብ ግምት ከእትዉ ኣሎዎም፡

ለ. ኣድላዩ ብዝሒ ተራ ኣባላት ቦቶም ኣብ ሕጡብ 2.2 ብኣሕጽሮት ዝቐረቡ ረጃሕቲ ይውሰን፡ ዋናታትን ኣንቀሳቕሶትን ብተወሳኺ ኣብ መንጎ ክኢላታትን ዘይክኢላታትን ኣብ መንጎ ምኵራትን ዘይምኵራትን ተራ ባሕረኛታት ጽቡቕ ሚዛን ከምዝህሉ ይገብሩ፡

(4) ሓለዋ

ሀ. ናይ ዝኹነት ትኹን መርከብ ሓለቓ ናይ ኡል እንተናዊ ድሕነት መርከብ ሓላፍነት ክወስድ ሕጋዊ የገድድ፡ ከምኡ'ውን ኣብ ኡሉ ግዜታት ድሕነቱ እተሓለወ እንስፋፍ ንምቕጻል ናይ ሓለዋ መሰናድኦ፡ ኣህጉራዊ ሕጋጋት ምክልኻል ግጭት ኣብ ባሕሪ 1972 (እተመሓየሸ) ከምዝሕተት'ውን እንተላይ ዋርድያ መገዲ ቀላይ እኹል ምጻኑ ከረጋግጹ ኣሎዎ፡ ናይ ዝኹነት መርከብ ዋና መሃንድስ መኰንን ድማ ናይ ህንደሳ መሰናድኦ

መ. ጽፍሒ አመዳድባ ዓቕሚ ሰብ ብምኸንያት ሕማምን ምቕያር
አባላትን ዝመጽእ ናይ ቍጽሪ አባላት ለውጥን፤

ሰ. ዝለዓለ ግዜ ናይ ቍጽሒ ሓለዎ፤

ረ. ዝወሓደ ናይ ዕረፍቲ ግዜ፤

ሸ. ድምር ጽዕነት ስራሕ፤

ቀ. ናይ ዘይሰሩዕ ሰዓታት ስራሕ መዘዝን ተርኡ ኣብ ምኸታል
ድኻምን፣ ኣብ መገሻ ናይ ሓለዎ ሰዓታት ብርትዓዊ መገዲ ሰሩዕ
ምግብሩ ክሳብ ክንደይ ኣገዳሲ ምዃኑን፤

III. ብዓቢ ደረጃ እተቐየረ ናይ ስራሕ ኩነታት፣ ከም ንኣብነት፣ ኣብ ናይ
ንግድ ኣገባብ ወይ ካልእ ኣገዳሲ ረጃሒ ዝመጽእ ለውጢ ኣድላዪ
ስለዝገበሮ ምኸኑይ ኣብ ዝኹነሉ ግዜ እንተዘይኩይኑ ኣብ ዝመጽእ መደብ
ለውጢ ክግበር የብሉን፣ ሓንቲ መርከብ ኣብ ዘይሰሩዕ ኣገባብ ንግድ
ከምእትሳተፍ ኣቐዲሙ ዝፍለጥ እንተኹይኑ ወይ ከኣ ሰዓታት ስራሕ ሰሩዕ
ምዃኑ ዘይተርፍ እንተኹይኑ፣ እዚ ኣብ ግምት ይኣቱጥ፣ ኣብቲ መደብ
ከኣ ይምዝገቡ፣ ኣብ ሕጡብ 3.2 እተጠቐሰ መስርሕ ምምኸኻር ኣብ
ምልዋጥ መደብውን ተፈጻምነት ይህልዎ፤

(2) ምምኸኻር

ኣንቀሳቐስቲ መራኸብ ንመጀመርታ ግዜ ናይ መርከብ ወይ ናይ መራኸብ ናይ
ስራሕ መደብ ኣብ ዝሕንጽጽሉ ግዜ ናይ ሓለቓ መርከብ ርእይቶ ክሓቱ
ይግደዱ፣ ሓለቓ መርከብ ድማ ብግዴኡ ናይ መኩንናቱ ርእይቶ ክሓትት፣
ከምኡ ድማ ከከም ኩነታቱ ናይ ስራሕተኛታት ባሕሪ ወይ ናይ ወኪላቶም ወይ
ናይ ማሕበር ስራሕተኛታት ርእይቶታት ይሓትትን ናብ ኣንቀሳቐስቲ መርከብ
የመሓላልፍን፣ ንመደብ ስራሕ ዝምልከት ናይ መወዳእታ ውሳኔ ናይቲ መደብ
ስራሕ ምስ ድሕነት መርከብን ኣፈጻጽማ ስራሕን ብዝዛመድ ምኸኒያት ድሕነቱ
እተሓለወ ከምዚኸውን ናይ ምርግጋጽ ሓላፍነት ዘሎዎ ኣንቀሳቐሲ መርከብ
ይኸውን፣ ሓለቓ መርከብ ብርትዓዊ መገዲ ግብራዊ ብዝኹነ ደረጃ ናይ ስራሕ
መደብ ከምዝሰዓብ ክገብር ኣሎዎ፣ ልክዕዮ፣ ኣብ ህጹጽ ኩነታት ወይ ኣቐዲሙ
ዘይተገመተ ፍጻመ ምስ ዘጋጥም፣ ለውጢ ምግባር ዘይተርፍ ክኸውን

ይኸእል፡ መደብ ስራሕ ሓደ ግዜ ብአንቀሳቻሲ ተዳልዩ ምስ ተወድኦ ኩሎም ስራሕተኛታት ባሕሪ መታን ክሕበሩሉ ኣብ'ታ መርከብ ኣብ መደቀሲ ኣባላት ብተራኣዩ መልክዕ ይልጠፍ፡

(3) ደባትር

- I) ካብ ተደላይነታት'ቲ መደብ ወጻኢ እተገብረ ኩል ስጉምቲ ኣብ ደብተር ይሰፍር፡ እቲ መዝገብ ፍተሻ ክገብሩ ንእተመዘዙ ሰባት ኩል ግዜ ቅሩብ ክሳብ ዝኹነ ምቹእ መልክዕ ኣመዘጋግባ ቅቡል ይኸውን፣ እቲ መዝገብ'ቲ ክሳብ ናይ ሓሙሽተ ዓመት ግዜ ይተሓዝ፡ እቲ መደብ ነቲ ኣብ ኢድ ዘሎ መገሻ ተግባራዊ ክሳብ ዝኹነን ኣብ'ቲ መጀመርታ እተሓሰበ ኣቻውማ ኣባላት ዝመጸ ሓድሽ ለውጢ ክሳብ ዘይሃለወን እቲ መደብ ኣብ ነፍሲ ወከፍ መገሻ ዳግም ክጽሓፍ ኣድላዩ ኣይኩነን፡
- II) እቲ ካብ ኩል ኣገዳሲ ዝኹነ ዕላማ ንስለ ረብሓ ኣባላት መርከብን ፊተሽቲ ሰብ መዝን ኣብ መርከብ ስምምዕ እተገብረሉ ናይ ሰሩዕ ስራሕ ግቡእ መዝገብ ከምዝህሉ ምግባር እዩ፡ ከምኡ ድማ እቲ መዝገብ ምስ ነፍሲ ወከፍ ዝምልከቶ ውልቃዊ ኣባል ብከም ዝርዝር መጻውዒ ኣባላት ዝእመሰለ ካልእ ሰነዳት ክመሳኸር ይኸእል፡

(4) ንህጹጽ ኩነታት ዝኸውን ፍሉይነት

ሓለቓ ወይ ባሕረኛ እቲ መደብ ካብ ዘሰፈሮ ናይ ስራሕ ግዜታት ክሓልፉ ዝድለዩሉ ኩነታት ከጋጥሞም ከምዝኸእል እዚ ሕጋጋት'ዚ ይቅበል፡ እዚ ንድሕነት መርከብ ወይ ኣካባቢ ወይ ንህይወት ኣብ ሓደጋ ዘእቲ ህጹጽ ኩነታት የጠቓልል፡ ሓለቓ ወይ ካልእ ባሕረኛ በዚ መልክዕ'ዚ ካብ እተመደበ ሰዓታት ስራሕ ብምሕላፍ ኣብ ናይ ዕረፍቲ ግዜኡ ምስ ዚሰርሕ ስሙን ከምኡ ዝገበረሉ ምኸኒያትን ኣብ'ቲ ክትሓዝ ዘሎዎ መዝገብ ይሰፍር፡

3. ናይ ድሕነቱ እተሓለወ ኣመዳድባ ዓቕሚ ሰብ ሰነድ ንምርካብ ዝቐርብ ምልክታ

ዝወሃብ ሓበሬታ				
(I) ዋናታትን ኣንቀሳቐስትን ናይ ድሕነቱ እተሓለወ ኣመዳድባ ሰነድ ክወሃቦም ናብ ዳይረክተር ጀነራል ከመልክቱ እንከሎዉ፡ እቲ እተኣመመ ጽፍሒ ኣመዳድባ ከመይ ከምእተወሰነ፡ መመርሒታት ሕጡባት 2ን 3ን ከምኡ ከኣ ኣብ ሕጋጋት ዘሎ ናይ ሰዓታት ስራሕ ድንጋገታት ብከመይ ኣብ ግምት ከምዝኣተወ ሓጺርን ብሩህን መግለጺ ከቐርቡ ኣሎዎም፡ ዋናታት ወይ ኣንቀሳቐስቲ ኣብቶም ሕጡባት ዘሎው ረጃሕትን መትከላትን ኣብ ግምት ከምዝኣተዉ ከርእዩ ኣብ ዝኸኣሉሉ ኩነታት ዳይረክተር ጀነራል ነቲ ምልክታ ብቐልጡፍ ክምስርሕ ይኸእል፡				
(II) ሰነድ ድሕነቱ እተሓለወ ኣመዳድባ ዓቕሚ ሰብ ንክወሃብ ዋና ባዕሉ ወይ ከኣ ኣብ ክንድኡ ኩይኑ ክፍጽም ብእተመዘዘ ሰብ ክሕተት ይከኣል፡ ምልክታ ኣድለይቲ ሓበሬታ ብዘሎዎ ካብ ክፍሊ መጎዓዝያ ባሕሪ ብዝርከብ ቅጺ ይቐርብ፡ ከምዚ ዝኣመሰለ ምልክታ ንዑኡ ዝግባእ ክፍሊት ይኸፈሎ፡				

ጥብቆ 1

ንእተመስከረሎም ናይ ባይታ መርከብ

መኰንናት ዝምልከት መምርሒ ዝተሓተ ጸፍሒ ኣመዳድባ ዓቕሚ ሰብ

ሰሌዳ 1.ክፍሊ ባይታ መርከብ

ዘይድሩት ንግድ

መኰንን መዓርግ (ደ.ሰ.ሰ.ባ.ም.ሓ)	መኰንን ግሮስቶን (ደ.ሰ.ሰ.ባ.ም.ሓ)	መወከሲ ደ.ሰ.ሰ.ባ.ም.ሓ	ናይ መርከብ ግሮስቶን ከምኡ'ውን ዝተሓተ ኣመዳድባ መኰንን ባይታ መርከብን		
			ግ.ቶ 3000	ግ.ቶ. 500 ግን ካብ 3000 ዝተሓተ	#500
ሓለቓ	ግ.ቶ 3000	ሕጋግ II/2	1	---	---
ሓለቓ	ግ.ቶ. 500 ግን ካብ 3000 ዝተሓተ	ሕጋግ II/2	---	1	1
ዋና መሓዛ	ግ.ቶ. 3000	ሕጋግ II/2	1	---	---
ዋና መሓዛ	ግ.ቶ. 500 ግን ካብ 3000 ዝተሓተ	ሕጋግ II/2	---	1	---
00W	ግ.ቶ. 500	ሕጋግ II/1	2(ሀ)	1(ሀ)	2(ሀ)(ለ)
ንግድ ቀረባ ገግግም					
ሓለቓ	ግ.ቶ 3000	ሕጋግ II/2	1	---	---
ሓለቓ	ግ.ቶ. 500 ግን ካብ 3000 ዝተሓተ	ሕጋግ II/2	---	1	---
ሓለቓ	ካብ 500 ዝተሓተ	ሕጋግ II/3	---	---	1
ዋና መሓዛ	ግ.ቶ. 3000	ሕጋግ II/2	1	---	---
“ “	ግ.ቶ. 500 ግን ካብ 3000 ዝተሓተ	ሕጋግ II/2	---	1	---
00W	ግ.ቶ. 500	ሕጋግ II/21	1(ሀ)	1(ሀ)	---
00W	ካብ 500 ዝተሓተ	ሕጋግ II/3	---	---	1

00W- ናይ ሓለዎ እንስፋፍ ሓላፍነት ዝወሰደ መኰንን

ግ.ቶ- መራኸብ ግዙፍ ክብደት ይውክል

(ሀ)- መራኸብ ዘይድሩት መገሻ የመልክት

(ለ)- ሰባት ዘሳፍራ መራኸብ የመልክት

(ሐ)- መራኸብ ናይ ቀረባ ገማግም መገሻ የመልክት

ሓለቓ ኣብ ሓለዎ እንተልዩ ወይ ከኣ ንሓለውቲ እኹል ዕረፍቲ ብዘኸለል ደረጃ እቲ መገሻ ሓጺር ናይ ወደብ ንጥፊታት ከኣ ውሑድ ኣብ ዝኹነሉ ኩነታት እዚ ግዴታዚ ብ1 ክጎድል ይኸለል እዩ፡

ከም ዋና መሓዛ እተመዘዘ መኰንን ናይ ደ.ሲ.ሲ.ባ.ም.ሓ II/1 ምስክርነት እናሃለዎ ብውሑዱ ናይ 6 ኣዋርሕ ተመክሮ ኪህልዎ የድሊ፡

ተወሳኺ መዘኻኸሪታት፡

ኩሎም ተራ ናይ እንስፋፍ ሓለዎ ብመሰረት ደ.ሲ.ሲ.ባ.ም.ሓ II/4 ክእለቶም ዝተመስከረሎም ይኾኑ፡

እዚ ኣብ ላዕሊ ዝሰፈረ ንመምርሒ ጥራይ ዘገልግል ኮይኑ ኣብ ተግባር ጽፍሕታት ኣመዳደባ ብዓይነት፡ ዓቕን፡ ዕድመ ከምኡውን ናይ ንግድ ዓይነት ናይታ መርከብ ይፈላሉ፡

ንእተመስከረሎም መኰንናት ህንደሳ ዝምልከት መምርሒ ዝተሓተ ጽፍሒ ኣመዳድባ

ሰሌዳ 2. ክፍሊ ሞቶር

ዘይድሩት ንግድ

መዓርግ መኰንናት (ደ.ሰ.ሰ.ባ.ም.ሓ)	መኰንናት ሓይሊ ሞቶር (ደ.ሰ.ሰ.ባ.ም.ሓ)	መወከሲ ደ.ሰ.ሰ.ባ.ም.ሓ	ናይ መራኸብ ሓይሊ ሞቶር ብኪሎዎትን (ኪ.ዋ) ዝተሓተ ኣመዳድባ መሃንድስ መኰንናትን		
			ኪ.ዋ 3000	ኪ.ዋ 750 ግን <3000	ኪ.ዋ 350 ግን <750
ዋና መሃንድስ	ኪ.ዋ 3000	ሕጋዊ III/2	1	---	---
ዋና መሃንድስ	ኪ.ዋ 750 ግን ካብ 3000 ዝተሓተ	ሕጋዊ III/3	---	1	1(ለ)
ካልኣይ መሃንድስ	ኪ.ዋ 3000	ሕጋዊ III/2	1	----	---
ካልኣይ መሃንድስ	ኪ.ዋ 750 ግን ካብ 3000 ዝተሓተ	ሕጋዊ III/3	---	1	---
00W	ኪ.ዋ 3000	ሕጋዊ III/1	2	2(ሀ)	1(ሐ)
ናይ ቀረባ ገምገም ንግድ					
ዋና መሃንድስ	ኪ.ዋ 3000	ሕጋዊ III/2	1	---	---
ዋና መሃንድስ	ኪ.ዋ 750 ግን ካብ 3000 ዝተሓተ	ሕጋዊ III/3	---	1	1(ለ)
ካልኣይ መሃንድስ	ኪ.ዋ 3000	ሕጋዊ III/2	1	----	---
ካልኣይ መሃንድስ	ኪ.ዋ 750 ግን ካብ 3000 ዝተሓተ	ሕጋዊ III/3	---	1	---
00W	ኪ.ዋ 750	ሕጋዊ III/1	2(ሀ)	1(ሀ)	1(ሐ)

00W- ኣብ ናይ ህንደሳ ሓለዎ ሓላፍነት ዝወሰደ መኰንን የመልከት

ኪ.ዋ- ናይ ሞቶር ናይ መንኰርኰር ሓይሊ ብኪሎዎት የመልከት

(ሀ)- መራኽብ ዘይድሩት መገሻ የመልከት

(ለ)- ሰባት ዘሳፍራ መራኽብ የመልከት

(ሐ)- መራኽብ ናይ ቀረባ ገማግም መገሻ የመልከት



ዋና መሃንድስን ካልኣይ መሃንድስን ኣብ ሓለዎ እንተልዮም ናይ III/1 ምስክርነት ዘለዎም መሃንድስ መኰንናት ቍጽሮም ብሓደ ክጎድል ይኸእል፡

ከም ናይ ጃልባ መሃንድስ ፍቓድ ደረጃ 1 ወይ ማዕረኡ ዝኣመሰለ ካልእ ግቡእ ምስክርነት ኣብ ሓሳብ ክኣቱ ይከኣል፡

ከም ናይ ጃልባ መሃንድስ ፍቓድ ደረጃ 2 ወይ ማዕረኡ ዝኣመሰለ ካልእ ግቡእ ምስክርነት ኣብ ግምት ክኣቱ ይከኣል፡

ተወሳኺ ምልክታ፡-

ብዘይካቶም ኣብ ናይ ካብ 750 ኪ.ዋ ዝተሓተ ናይ ቀንዲ ሞቶር ሓይሊ ዘሎዎን መራኽብ ዝሰርሑ፡ ናይ ደ.ሰ.ሰ.ባ.ም.ሓ III/4 ምስክርነት ክህልዎም ዝእመመሎም፡ ኩሎም ኣብ ሓለዎ ክፍሊ ሞቶር ዝሰርሑ ተራ ኣባላት ግድነት ናይ ደ.ሰ.ሰ.ባ.ም.ሓ III/4 ምስክርነት ክህልዎም ኣሎዎም፡

እዚ ኣብ መሰናድኦ ናይ ሰብ ዝምደቡ ክፍሊ ሞቶር እተመርኩሰ ጽፍሒ ኣመዳድባ ንመምርሒ ዝኣክል እተዋህበ ደኣዩ እምበር፡ ኣብ ተግባር ጽፍሒ ኣመዳድባ ብመሰረት ናይ መርከብ ዓይነት፡ ዓቕን፡ ዕድመን ናይ ንግድ ዓይነትን ክፈላለ ይኸእል፡ ናይ ሰብ ዘይምደቦ መሽን ምልክታ ዘሎዎን መራኽብ ለጠቕ ዝበለ ናይ መሃንድስ መኰንናት ቍጽሮ ክሕዛ ይኸእላ፡ ግን እዚ ቡብውልቁ መርከብ ዝትመን ክኸውን እዩ፡

ዓሰራይ ሰሌዳ

(ሕጋዊ (29))

ቅጹ ሕድገት



ወግዳዊ ማሕተም

ንደረጃታት ስልጠና ሰራሕተኛታት ባሕርን ምስክርነትን ሓለዋን (ደ.ሲ.ሲ.ባ.ም.ሓ) ብዘምልከት ብ1978 እተገብረ ኣህጉራዊ ውዕል ብ1995 ብእተመሓየሸ መልክዑ ንምትግባር ኣብ ትሕቲ ሕጋዊ ምልክታ ቍ.118/2010 እተዋህበ ሕድገት

ብመንግስቲ.....ወይ ስለኡ ዝወጸ ቍ.....ወረቐት ምስክር ዝሓዘ፡ ኣቶ/ሚሰተር.....ብመሰረት ድንጋገታት ዓንቀጽ.....ናይዚ ኣብ ላዕሊ እተጠቐሰ ውዕል፡ ብእተመሓየሸ መልክዑ፡ ብግቡእ ሕድገት ከም እተገብረሉ፡ ስለዚ ከኣ ሕጋዊ በዓል ወረቐት ብእተጠቐሰ ጽፍሒ፡ ንዝኹነ እተመልከተ ድሩትነት እናተማእዘዘ፡ ነዚ ዝሰዕብ ዕማም ክሳብ..... ኣብ መርከብ ቍ.እ.ው.ባ..... ክፍጽም ከምእተፈቐደሉ መንግስቲ.....ይምስክር፡

ዕማም	ጽፍሒ	ዝትግበር ደረታት (እንተልዩ)

ነዚ ፍሩም ቅበላዚ ብሕጋዊ ኣገባብ ዝሓዘ ሰብ ብናይ በዓል መዚ ዝውቱር ዝኹነ ግዴታታት ድሑን ኣመዳድባ መሰረት ከም እተወሰነ፡ ብዝሰዕብ ክእለት ወይ ክእለታት ከገልግል ይኸእል፡ -

ብቐዓት	ዝትግበር ደረታት (እንተልዩ)

ፍሩም ቅብላ ቀኔ. እተዋሀበሉ ዕለት.....

ናይ ተሓዛይ
ስእሊ

ወግዓዊ

ግሕተም

ፌርማ ናይ ብግቡእ እተመዘዘ በዓል መዘ

ስም ናይ ብግቡእ እተመዘዘ በዓል መዘ

መበቆላዊ ሰነድ ሕድገት ብመሰረት ሕጋዊ 1/2 ሕጡብ 9 ናይ ኢህጉራዊ ውዕል ደ.ስ.ሰ.ባ.ም.ሓ ኣብ ዘገልግላላ መርከብ ቅሩብ ክኸውን ኣሎዎ፡

ዕለት ልደት በዓል ወረቐት ምስክር፣

ፌርማ በዓል ወረቐት ምስክር ፣

LEGAL NOTICE NO.118/2010

REGULATIONS ON STANDARDS OF TRAINING, CERTIFICATION, SAFE MANNING, HOURS OF WORK AND WATCHKEEPING

PART I

GENERAL

Article1. Short Title

These Regulations may be cited as “the Regulations on the Standards of Training, Certification, Safe Manning, Hours of Work and Watchkeeping- Legal Notice No.118/2010.”

Article2. Definition

In these Regulations unless the context otherwise requires:

- 1) **"Appropriate Certificate"** means:-
 - a) in relation to Eritrean ships, a certificate or endorsement attesting to the recognition of a certificate issued in accordance with the provisions of these Regulations entitling the lawful holder thereof to serve in the capacity and perform the functions involved at the level of responsibility specified therein on a ship of the type, tonnage or power and means of propulsion indicated by the endorsement while engaged on the particular voyage concerned; and
 - b) in relation to other ships, an appropriate certificate as defined in the STCW Convention;
- 2) **"Approved"** means approved by the Minister;
- 3) **"Area A1"; "Area A2"; "Area A3" and "Area A4"**, have the meanings assigned to "Sea area A1", "Sea area A2", "Sea Area A3" and "Sea Area A4" in Regulation 2, Chapter IV of the SOLAS Convention;
- 4) **"Assistant Engineer Officer"** means a person under training to become an engineer officer and designated as such by national laws and regulations;
- 5) **"Authorized Person"** means a person authorized by the Minister for the purposes of these Regulations;

- 6) **"Certificate"** means as defined in article II, paragraph (c) of the STCW Convention;
- 7) **"Certificate of Competence"** means an appropriate certificate for the purposes of Articles 6 and 8 hereof;
- 8) **"Chemical Tanker"** means a ship constructed or adapted and used for the carriage in bulk of any liquid product listed in chapter 17 of the IBC Code;
- 9) **"Chief Engineer Officer"** means the senior engineer officer responsible for the mechanical propulsion and the operation and maintenance of the mechanical and electrical installations of the ship;
- 10) **"Chief Mate"** means the officer next in rank to master and upon whom the command of the ship will fall in the event of the incapacity of the master;
- 11) **"Code"** means the Transitional Maritime Code of Eritrea;
- 12) **"Company"** includes an individual, and in relation to a ship means the owner of the ship or any other organization or person such as the Manager or the demise charterer, who has assumed the responsibility for the operation of the ship from the owner and who, on assuming such responsibility, has agreed to take over all the duties and responsibilities imposed on the company by the Regulations annexed to the STCW Convention;
- 13) **"Constructed"** in relation to a ship means the keel of which is laid or which is at a similar stage of construction; and "similar stage of construction" means a stage at which-
 - a) construction identifiable with a specific ship begins; and
 - b) assembly of that ship has commenced comprising at least 50 tonnes or 1 per cent of the estimated mass of all structural material, whichever is the less;
- 14) **"Deck Officer"** means an officer qualified in accordance with the provisions of chapter II of the STCW Convention;
- 15) **"Department"** means the Department of Maritime Transport;
- 16) **"Director-General"** means the Director General of the Department of Maritime Transport;
- 17) **"EDH"** Means Efficient Deck Hand Certificate;
- 18) **"Engineer Officer"** means an officer qualified in accordance with the provisions of Regulation III of the STCW Convention;

- 19) **"Eritrean Ship"** means a vessel registered under Proclamation No 77/1995 and "non-Eritrean ship" means a ship that is not an Eritrean ship;
- 20) **"GMDSS"** means Global Maritime Distress and Safety System;
- 21) **"GT"** means gross tons as defined in the tonnage regulations;
- 22) **"HSC Code"** means the International Code on Safety for High Speed Craft as defined in SOLAS 74 as amended chapter X Regulation 1;
- 23) **"High Speed Craft"** shall have the meaning given it in High Speed Craft Code;
- 24) **"Hovercraft"** a craft capable of moving over water on a cushion of air created by jet engines;
- 25) **"IBC Code"** means the International Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk, as defined in Chapter VII part B Regulation 8 of SOLAS 74 as amended;
- 26) **"IGC Code"** means the International Code for the Construction and Equipment of Ships Carrying Liquefied Gases in Bulk, as defined in Chapter VI part C Regulation 8 of SOLAS 74 as amended;
- 27) **"IMO"** means the International Maritime Organization;
- 28) **"ITC"** means the International Telecommunications Convention.
- 29) **"ITU"** means the International Telecommunications Union;
- 30) **"Liquefied Gas Tanker"** means a ship constructed or adapted and used for the carriage in bulk of any liquefied gas or other product listed in Chapter 19 of the IGC Code;
- 31) **"Master"** means the person having command of a ship;
- 32) **"Management level"** means the level of responsibility associated with:
- a) serving as master, chief mate, chief engineer or second engineer of a sea-going ship; and
 - b) ensuring that all functions within the designated area of responsibility are properly performed;
- 33) **"Near-coastal Voyage"** means voyages during which the ship will not proceed more than 600 miles from a designated port of operation and will always remain

within 20 miles of a safe haven. It shall also include voyages within the Red Sea, Gulf of Aquaba, Gulf of Suez and extending on the south to the Gulf of Aden not beyond 45 ten-east longitudes;

34) "**Officer**" means a person carried in a ship in the capacity of an officer under the terms of the safe manning document issued in respect of that ship;

35) "**Oil**" means petroleum in any form including crude oil, fuel oil, sludge, oil refuse and refined products other than oil-like substances;

36) "**Oil Tanker**" means a ship constructed or adapted primarily to carry oil in bulk in its cargo spaces and includes a combination carrier when it is carrying a cargo or part cargo of oil in bulk;

37) "**Passenger Ship**" means a ship carrying more than 12 passengers;

38) "**Pleasure Vessel**" means a vessel that is exclusively used for pleasure;

39) "**Propulsion Power**" means the total maximum continuous rated output power in kilowatts of all the ship's main propulsion power which appears on the ship's certificate of registry or other official document;

40) "**Radio Regulation**" means the Radio Regulations annexed to or regarded as being annexed to, the most recent International Telecommunication Convention which may be in force at any time;

41) "**Radio Operator**" means a person who holds an appropriate certificate issued or recognized by the Administration under provisions of the Radio Regulation (ITU) and chapter IV of STCW 95;

42) "**Rating**" means a member of the ship's crew other than the master or an officer;

43) "**The Red Sea Trading Area**" means the Red Sea proper including the Gulf of Suez and Aqaba bounded at the south by the Rhumb line between Ras Si Ane (12 Degrees 8.5 Minutes North, 43 Degree 19.6 Minutes East) and Huns Murad (12 Degrees 40.4 Minutes North, 3 Degrees 30.2 Minutes East);

44) "**Seafarer**" means any one who is employed or engaged on a seagoing ship other than a passenger;

45) "**Sea-going**" means going to sea beyond the limits of the internal waters of Eritrea including its territorial sea;

- 46) **"Seaman"** includes every person (except masters, pilots and apprentices duly indentured and registered), employed or engaged in any capacity on board any ship;
- 47) **"Second Engineer Officer"** means the engineer officer next rank to the chief engineer officer and upon whom the responsibility for the mechanical propulsion and the operation and maintenance of the mechanical and electrical installations of the ship will fall in the event of the incapacity of the chief engineer officer;
- 48) **"Secretary-General"** means the Secretary-General of the IMO;
- 49) **"SOLAS Convention"** means the International Convention for the Safety of Life at Sea, 1974 and its Protocol of 1978 as amended by the International Maritime Organization to which Eritrea is a party;
- 50) **"The STCW Code"** means the Seafarer's Training, Certification and Watchkeeping Code adopted by the 1995 Conference of Parties to the International Convention on the Standards of Training, Certification and Watchkeeping for Seafarers, 1978;
- 51) **"STCW Convention"** means the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978 as amended;
- 52) **"STCW country"** means a country that is a party to the STCW Convention;
- 53) **"STCW ship"** means a ship entitled to fly the flag of a STCW country and "non-STCW ship" means a ship that is not a STCW ship;
- 54) **"Tanker"** means
- a) a chemical tanker,
 - b) a liquefied gas tanker or
 - c) an oil tanker;
- 55) **"Third Engineer Officer" or "Watch-keeping Engineer Officer"** means an engineer officer other than the chief engineer officer and second engineer officer.

Article 4. References

Any reference to the IBC Code, the IGC Code, the STCW Code, or the STCW Convention shall include reference to any document amending the Code or Convention, which is binding on and relevant to Eritrea.

Article 5. Scope of Application

- 1) Except as referred to in sub-Article (2) hereof and subject to Article 29 of these Regulations, these Regulations shall apply to:

- a) sea-going Eritrean ships wherever they may be and non-Eritrean ships when in Eritrean waters; and
- b) masters and seamen employed in sea-going Eritrean ships.

2) These Regulations shall not apply to:

- a) warships and naval auxiliaries or other ships owned or operated by a State and engaged only in non-commercial Government service;
- b) fishing vessels;
- c) pleasure vessels except when over 24 metres in length or carrying twelve or more passengers; or
- d) wooden ships of primitive build; or
- e) seafarers employed in the ships referred to in paragraphs (a) to (d) of this sub-Article.

PART II

CERTIFICATION AND RECOGNITION OF CERTIFICATES

Article 6. Qualification as an Officer

A person is qualified as an officer where he holds a certificate of competence issued under Article 19 of these Regulations or a certificate of competence, which has been duly recognised and endorsed in accordance with Article 7 of these Regulations, in one of the following capacities:

- 1) master;
- 2) chief mate;
- 3) officer in charge of a navigational watch;
- 4) chief engineer officer;
- 5) second engineer officer;
- 6) officer in charge of an engineering watch; or
- 7) radio operator.

Article 7. Revalidation of Certificate

- 1) The certificate of a master or other officer issued in compliance with Article 5 of these Regulations shall not be valid for sea-going service unless revalidated at intervals not exceeding 5 years to establish continued professional competence in accordance with section A-I/11 of the STCW Code.

- 2) A certificate issued pursuant to Article 10 of these Regulations shall not be valid for sea-going service unless revalidated at intervals not exceeding 5 years, to establish continued professional competence in accordance with section A-I/11 of the STCW Code.
- 3) The requirements of the First Schedule to these Regulations shall apply to all applicants for revalidation of their certificates.

Article 8. Recognition of Certificate

- 1) The Department of Maritime Transport may, for service on board Eritrean ships, recognize an appropriate certificate issued by or under the authority of another STCW country to a master, officer or radio operator where it is satisfied that:
 - a) the requirements of the STCW Convention concerning standards of competence, the issuance and endorsement of certificates and record keeping are fully complied with; and
 - b) prompt notification is given to the Department of Maritime Transport of any significant change in the arrangements for training and certification provided in compliance with the Convention.
- 2) For the purpose of satisfying itself under sub-Article (1) hereof, the Department of Maritime Transport:
 - a) Shall, with respect to the issuing authority, take into account any IMO list of STCW countries which, according to the IMO, have given full and complete effect to the STCW Convention; and
 - b) May, with respect to verification of the authenticity and validity of a certificate presented for recognition:
 - i. require from the authority which has issued the certificate, copies of its maritime legislation and details of its facilities and procedures concerning the training and certification of seafarers; and
 - ii. where deemed necessary, inspect such facilities and procedures.
- 3) Every certificate presented for recognition under this Article shall be in the original form, and where the original is in a language other than English, it shall be accompanied by an official translation in English.
- 4) Where the Department of Maritime Transport recognizes a certificate pursuant to sub-Articles (1), (2) and (3), it shall endorse such a certificate to attest its recognition.
- 5) The endorsement shall be issued as a separate document, which shall be in the form set out in the Second Schedule to these Regulations, and the capacity in

which the holder of a certificate is authorised to serve shall be provided in the form of endorsement in the manner specified therein.

- 6) Each endorsement referred to in this Article shall:
 - a) be assigned the same number as the certificate concerned, where that number is unique; and
 - b) expire as soon as the certificate endorsed expires or is withdrawn, suspended or cancelled by the party which issued it and, in any case, after five years from the date of issue.
- 7) The Department of Maritime Transport may recognise a certificate other than a certificate referred to in sub-Article (1), issued by or under the authority of another STCW country following successful completion by a seafarer of courses of training such as those referred to in Articles 9 to 17, where it is satisfied that such certificate has been issued in compliance with the relevant requirements of the STCW Convention.
- 8) The Department of Maritime Transport shall ensure that every seafarer who presents for recognition a certificate of competence which has been issued as certification at the management level has appropriate knowledge of the maritime legislation of Eritrea, and proficiency in the English language relative to the functions which he is permitted to perform.
- 9) Information provided and measures agreed upon under this Article shall be communicated to the Secretary-General within six months of recognising such certificates.
- 10) No certificate issued by or under the authority of a State that is not a STCW country shall be recognized.
- 11) The Department of Maritime Transport may, where circumstances require, allow a seafarer to serve in a capacity other than radio operator, (except as otherwise provided in the Radio Regulations), for a period not exceeding three months on board an Eritrean ship, while holding an appropriate and valid certificate issued and endorsed by the authority of another STCW country but which has not yet been endorsed so as to render it appropriate for service on board Eritrean ships, provided the Department of Maritime Transport is satisfied that application for an endorsement has been duly submitted.
- 12) An endorsement issued by or under the authority of an STCW country in recognition of, or attesting to, the recognition of a certificate by or under the authority of another STCW country shall not be used as the basis for recognition by the Department of Maritime Transport.
- 13) Subject to sub-Article (14), an endorsement granted under this Article shall remain valid only as long as the certificate to which it attests remains valid.

14) The Department of Maritime Transport may revoke or cancel at any time an endorsement granted under this Article where it has valid grounds for believing that the holder of the certificate has:

- a) committed a violation of any provision of the Code or any Regulations made thereunder;
- b) committed an offence under the laws of Eritrea;
- c) demonstrated a lack of sobriety or good character and conduct; or
- d) failed to maintain the required standard of medical fitness.

Article 9. Appropriate Certificate

- 1) Any officer serving in the capacity set out in column 1 of the table in the Third Schedule to these Regulations shall hold an appropriate certificate for that capacity.
- 2) A person shall only be entitled to be issued with such an appropriate certificate where he complies with the criteria in Regulations annexed to the STCW Convention, set out in column 2 of the table in relation to that entry, and any other requirements specified by the Department of Maritime Transport, as provided in the Fourth Schedule to these Regulations.

Article 10. Ratings and Holders of Other Qualification

- 1) Every rating forming part of a navigational watch on a ship of 500 GT or more, other than ratings under training and ratings whose duties while on watch are of an unskilled nature, shall hold a certificate referred to herein as a "Navigational Watch Rating Certificate" issued in accordance with Regulation II/4 in the Annex to the STCW Convention by the Department of Maritime Transport or by or under the authority of another STCW country.
- 2) Every rating forming part of an engine-room watch or designated to perform duties in a periodically unmanned engine-room on a ship powered by main propulsion machinery of 750 kW propulsion power or more, other than ratings under training and ratings whose duties are of an unskilled nature, shall hold a certificate referred to herein as an "Engine Room Watch Rating Certificate" issued in accordance with Regulation III/4 in the Annex to the STCW Convention by the Department of Maritime Transport or by or under the authority of another STCW country.
- 3) Any person designated to perform watch-keeping duties in a manned or periodically unmanned engine-room on a ship powered by main propulsion machinery of 350 kW power or more, but less than 750 kW, shall be the holder of one of the engineering certificates of competency referred to in Article 6 or be the holder of a Boat Engine Operator's licence issued in compliance with any Small Vessel Operator Regulations to be issued by the Minister

Article 11. Radio Communication Personnel

- 1) Every ship shall carry a person or persons:
 - a) qualified for distress and safety radio communication purposes as specified in sub- Article (2) hereof; and
 - b) who is or are holders of certificates specified in the Radio Regulations as appropriate, and one such person shall be designated by the master to have primary responsibility for radio communications during distress incidents.
- 2) On Area A1 ships, the person qualified as mentioned in sub Article (1) shall hold at least a GMDSS restricted operator's certificate issued in accordance with subsection D of section IIIA of Article 55 of the Radio Regulations.
- 3) On ships operating in Areas A1/A2, A1/A2/A3 and A1/A2/A3/A4, the person qualified as mentioned in sub-Article (1) shall hold a GMDSS general operator's certificate issued in accordance with subsection C of section IIIA of Article 55 of the Radio Regulations.
- 4) The Director-General shall not grant a certificate referred to in sub-Articles (2) and (3) to any person unless that person:
 - a) is at least 18 years of age;
 - b) has completed approved education and training and meets the standard of competence specified in section A-IV/2 of the STCW Code; and
 - c) any other requirements specified by the Department of Maritime Transport.

Article 12. Training and Qualification of Masters and Seafarers

- 1) Officers and ratings assigned specific duties and responsibilities related to cargo or cargo equipment on tankers shall have completed an approved shore-based advanced fire-fighting course as specified in section A-VI/3 of the STCW Code in addition to the training required by section A-VI/1 of the STCW Code and shall have completed:
 - a) at least three months of approved seagoing service on tankers in order to acquire adequate knowledge of safe operational practices; or
 - b) an approved tanker familiarization course covering at least the syllabus given for that course in section A-V/1 of the STCW Code.
- 2) The period of seagoing service required under sub-Article (1)(a) hereof may be reduced to not less than one month where:
 - a) the tanker on which such service is performed is of less than 3,000 GT;

- b) the duration of each voyage of the tanker on which such approved service is performed does not exceed 72 hours; and
 - c) the operational characteristics of the tanker on which such approved service is performed and the number of voyages and loading and discharging operations completed during the period, allow the same level of knowledge and experience to be acquired as would have been acquired in approved service performed in accordance with sub-Article (1) (a) on a tanker of a size, and performing voyages, not falling within paragraphs (a) and (b) of this sub-Article.
- 3) Masters, chief engineer officers, chief mates, second engineer officers and any person with immediate responsibility for loading, discharging and care in transit or handling of cargo in tankers shall, in addition to meeting the requirements of sub-Article (1), have:
- a) experience appropriate to their duties on the type of tanker on which they serve; and
 - b) completed an approved specialized training programme which at least covers the subjects set out in section A-V/1 of the STCW Code that are appropriate to their duties on the tanker on which they serve or provide evidence of having achieved the required standard of competence within the previous five years.
- 4) An appropriate endorsement shall be issued on certificates of competency to officers and ratings who are qualified in accordance with sub-Article (1) or (3), as appropriate, and every rating who is so qualified shall be certificated.

Article 13. Training and Qualification of Masters, Officers, Ratings and Other Personnel on Ro-ro Passenger Ships

- 1) This Article applies to masters, officers, ratings and other personnel serving on board ro-ro passenger ships.
- 2) Prior to being assigned shipboard duties on board ro-ro passenger ships, seafarers shall have completed the training required by sub-Articles (4) to (8) hereof in accordance with their capacity, duties and responsibilities.
- 3) Seafarers who are required to be trained in accordance with sub-Articles (4), (7) and (8) hereof shall, at intervals not exceeding five years, undertake appropriate refresher training.
- 4) Masters, officers and other personnel designated on muster lists to assist passengers in emergency situations on board ro-ro passenger ships shall have completed training in crowd management as specified in section A-V/2, paragraph 1 of the STCW Code.

- 5) Masters, officers and other personnel assigned specific duties and responsibilities on board ro-ro passenger ships shall have completed the familiarization training specified in section A-V/2, paragraph 2 of the STCW Code.
- 6) Personnel providing direct service to passengers in passenger spaces on board ro-ro passenger ships shall have completed the safety training specified in section A-V/2, paragraph 3 of the STCW Code.
- 7) Masters, chief mates, chief engineer officers, second engineer officers and every person assigned immediate responsibility for embarking and disembarking passengers, loading, discharging or securing cargo, or closing hull openings on board ro-ro passenger ships shall have completed approved training in passenger safety, cargo safety and hull integrity as specified in section A-V/2, paragraph 4 of the STCW Code.
- 8) Masters, chief mates, chief engineer officers and any person having responsibility for the safety of passengers in emergency situations on board ro-ro passenger ships shall have completed approved training in crisis management and human behaviour as specified in section A-V/2, paragraph 5 of the STCW Code.
- 9) It shall be the duty of any person providing the training referred to in this Article to issue documentary evidence to every person who successfully completes such training.
- 10) Any documentary evidence issued by an STCW country to a seafarer who is trained and qualified in accordance with this Article may be recognised in accordance with Article 7, for service as referred to in this Article on board ro-ro passenger ships.

Article 14. Training and Qualification of Masters and Seamen on Passenger Ships other than the Ro-ro Passenger Ships

- 1) This Article applies to masters, officers, ratings and other personnel serving on-board passenger ships, other than ro-ro passenger ships.
- 2) Prior to being assigned shipboard duties on board passenger ships, seafarers shall have completed the training required by sub-Articles (4) to (8) hereof in accordance with their capacity, duties and responsibilities.
- 3) Seafarers who are required to be trained in accordance with sub-Articles (4), (7) and (8) shall, at intervals not exceeding five years, undertake appropriate refresher training or be required to provide evidence of having achieved the required standard of competence within the previous five years.
- 4) Personnel designated on muster lists to assist passengers in emergency situations on board passenger ships shall have completed training in crowd management as specified in Section A-V/3, paragraph 1 of the STCW Code.
- 5) Masters and seamen assigned specific duties and responsibilities on board passenger ships shall have completed the familiarisation training specified in section A-V/3, paragraph 2 of the STCW Code.

- 6) Seamen providing direct service to passengers on board passenger ships in passenger spaces shall have completed the safety training specified in Section A-V/3, paragraph 3 of the STCW Code.
- 7) Masters, chief mates, and every person assigned immediate responsibility for embarking and disembarking passengers shall have completed approved training in passenger safety as specified in Section A-V/3, paragraph 4, of the STCW Code.
- 8) Masters, chief mates, chief engineer officers, second engineer officers and any person having responsibility for the safety of passengers in emergency situations on board passenger ships shall have completed approved training in crisis management and human behaviour as specified in Section A-V/3, paragraph 5 of the STCW Code.
- 9) Any documentary evidence issued by an STCW country to a seafarer who is trained and qualified in accordance with this Article may be recognised in accordance with Article 7, for service as referred to in this Article on board passenger ships other than ro-ro passenger ships.

Article 15. Training and Qualification of Masters and Seafarers on High Speed Craft

- 1) This Article applies to masters, officers, and seafarers serving on board high-speed craft which are ships constructed on or after 1st January, 1996.
- 2) Prior to being assigned shipboard duties on board high-speed craft, masters, and seamen shall have completed the training specified in the Fifth Schedule to these Regulations.
- 3) It shall be the duty of any person providing the training referred to in this Article to issue documentary evidence to every person who successfully completes such training.
- 4) In the case of masters, and of officers having an operational role on high speed craft, the documentary evidence shall be a certificate in a form specified in the Fifth Schedule to these Regulations and shall be endorsed in a manner specified in that Schedule.
- 5) Any documentary evidence issued by an STCW country to a seafarer who is trained and qualified in accordance with this Article may be recognised, in accordance with Article 7, for service in high-speed craft.

Article 16. Familiarization, Basic Safety Training and Instructions for all Seafarers

All seafarers shall receive familiarization, basic safety training or instruction in accordance with section A-VI/1 of the STCW Code and shall meet the appropriate standard of competence specified therein.

Article 17. Requirements for the Holding of Certificates of Proficiency for Survival Craft and Rescue Boats

- 1) Every person designated to launch or take charge of survival craft or rescue boats other than fast rescue boats shall hold a certificate of proficiency in such craft.
- 2) No person shall be granted a certificate referred to in sub-Article (1) hereof unless he meets the criteria specified in Regulation VI/2.1 in the Annex to the STCW Convention.
- 3) Every person designated to launch or take charge of a fast rescue boat shall hold a certificate of proficiency in such boat.
- 4) No person shall be granted a certificate referred to in sub-Article (3) hereof unless he meets the criteria specified in Regulation VI/2.2 in the Annex to the STCW Convention.
- 5) Any certificate of proficiency issued by an STCW country to a seafarer who is qualified in accordance with the provisions of this Article may be recognised, in accordance with the provisions of Article 7 of these Regulations, for service in survival craft and rescue boats.
- 6) In this Article, "fast rescue boat" means a rescue boat which is:
 - a) not less than 6 metres in length and not more than 8.5 metres in length; and
 - b) capable of manoeuvring, for at least 4 hours, at a speed of at least 20 knots in calm water with a suitably qualified crew of 3 persons and at least 8 knots with a full complement of persons and equipment.

Article 18. Requirements for Training in Advanced Fire Fighting

- 1) Seafarers designated to control fire-fighting operations shall have successfully completed advanced training in techniques for fighting fire with particular emphasis on organization, tactics and command in accordance with the provisions of section A-VI/3 of the STCW Code and shall meet the standard of competence specified therein.
- 2) Where training in advanced fire fighting is not included in the qualifications for the certificate to be issued, a special certificate or documentary evidence, as appropriate, shall be issued indicating that the holder has attended a course of training in advanced fire fighting referred to in sub-Article (1) hereof.
- 3) Any certificate or other appropriate documentary evidence issued by an STCW country to a seafarer who is qualified in accordance with the provisions of this Article may be recognised, in accordance with Article 7 of these Regulations, where such seafarer is designated to control the operations referred to in sub-Article (1) hereof.

Article 19. Requirements Relating to Medical First Aid and Medical Care

- 1) Seafarers designated to provide medical first aid on board ship shall meet the standard of competence in medical first aid specified in section A-VI/4, paragraphs 1 to 3 of the STCW Code.
- 2) Seafarers designated to take charge of medical care on board ship shall meet the standard of competence in medical care on board ships specified in section A-VI/4, paragraphs 4 to 6 of the STCW Code.
- 3) Where training in medical first aid or medical care is not included in the qualifications for the certificate to be issued, a special certificate or documentary evidence, as appropriate, shall be issued indicating that the holder has attended a course of training in medical first aid or in medical care.
- 4) Any certificate or other appropriate documentary evidence issued by an STCW country to a seafarer who is qualified in accordance with the provisions of this Article may be recognised, in accordance with Article 7 of these Regulations, where such seafarer is designated to provide the medical first aid or medical care referred to in sub-Articles (1) or (2) hereof.

Article 20. Issue, Form, Validity, Record and Surrender of Certificates

- 1) A seafarer, on application and payment of the prescribed fee shall be entitled to be issued an appropriate certificate or endorsement provided he meets the requirements set out in the Fourth Schedule.
- 2) Certificates and endorsements under these Regulations shall be issued by the Department of Maritime Transport and delivered to the person entitled to hold them.
- 3) A certificate or endorsement shall remain valid for sea-going service only so long as the holder can comply with the standards and conditions as to medical fitness and professional competence to act in the appropriate capacity specified by the Department of Maritime Transport.
- 4) A record of all certificates and endorsements which are issued under these Regulations, have expired or have been revalidated, suspended, cancelled, or reported lost or destroyed and any alteration of or any other matters affecting any such certificates or endorsements, shall be kept in such manner as the Department of Maritime Transport may require which shall include at least the details specified in the Sixth Schedule and any other details which may be required by the Department as may be specified by the IMO from time to time.
- 5) Where the holder of a certificate is issued with an appropriate certificate at a higher level he shall surrender the first-mentioned certificate for cancellation to the Director-General, or to such person as the Director-General directs.
- 6) Where a person is convicted of an offence under a certificate or endorsement is issued and the conditions for its issue prescribed in these Regulations or specified by the Director-General have not been complied with, then the holder of the

relevant certificate shall, at the direction of the Director-General, deliver it for cancellation to the Director-General, or to such person as the Director-General directs.

- 7) In this Article, and in Article 21, "endorsement" means endorsement of the recognition of a certificate pursuant to Article 7 of these Regulations.

Article 21. Refusal of Certificates and Appeals Against Refusal

- 1) Notwithstanding that an applicant for a certificate of competence or an endorsement complies with the standards or fulfils the conditions specified by, or by virtue of, the foregoing provisions of these Regulations, the Department of Maritime Transport shall not issue or revalidate the appropriate certificate applied for unless it is satisfied, having regard to all the relevant circumstances, that the applicant is a fit person to be the holder of the certificate and to act in the capacity to which it relates.
- 2) Where the Department of Maritime Transport intends to refuse the issue or revalidation of a certificate of competence or certificate of equivalent competence for any reason, it shall give a notice in writing, specifying the reasons for refusal thereof, to the applicant who shall have the right, before a date specified in the notice, to appeal to the Minister.
- 3) Where an applicant, before the date mentioned in sub-Article (2) hereof, has appealed to the Minister, the latter shall give his decision within 60 days.
- 4) Any applicant aggrieved by an adverse decision of the Minister under sub-Article (3) of this Article hereof may, within thirty days after such decision has been rendered, appeal to the High Court of Eritrea, upon paying the required fee. The decision of the High Court shall be final.

Article 22. Loss of Certificate

Where a person entitled to a certificate or endorsement loses or is deprived of a certificate or endorsement already issued to him, the Department of Maritime Transport,

- 1) where reasonably satisfied that the person has lost or been deprived of the certificate or endorsement without fault on his part shall, and
- 2) where he is not so satisfied may,

upon receipt of any fee payable, cause to be issued to that person a certified copy of the certificate or endorsement to which the person appears to be entitled.

Article 23. Near Coastal Voyages

The principles governing near coastal voyages are set out in the Seventh Schedule to these Regulations.

PART III

QUALITY STANDARDS

Article 24. Training, Assessment and Maintenance of Quality Standards

- 1) The training and assessment of seafarers shall be administered, supervised and monitored in accordance with the provisions of section A - I/6 of the STCW Code.
- 2) The provisions of the Eighth Schedule to these Regulations shall apply in respect of the assessment of seafarers ashore for certification under Article 5.
- 3) Persons responsible for the training and assessment of seafarers shall be appropriately 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) The performance standards and other provisions set forth in section A - I/12 and such other requirements as are prescribed in Part A of the STCW Code for any certificate concerned shall be complied with in respect of -
 - a) all mandatory simulator-based training;
 - b) any assessment of competence required by Part A of the STCW Code which is carried out by means of a simulator; and
 - c) any demonstration, by means of a simulator, of continued proficiency required by Part A of the STCW Code.
- 5) Simulators installed or brought into use prior to 1 February 2002 shall be exempt from full compliance with the performance standards referred to in sub-Article (4) hereof.
- 6) Under the direction of the Department of Maritime Transport, and in accordance with section A - I/8 of the STCW Code, a quality standards system shall be established through which all activities relating to training, assessment of competence, certification, endorsement and revalidation shall be continuously monitored to ensure the achievement of defined objectives including those concerning the qualifications and experience of instructors and assessors.
- 7) Education and training provided by maritime training institutions of an STCW country other than Eritrea may be recognized by the Department of Maritime

Transport for the purpose of examination and certification under these Regulations.

- 8) An independent evaluation shall be undertaken in accordance with section A- I/8 of the STCW Code by suitably qualified persons appointed by the Department of Maritime Transport who are not themselves involved in the activities concerned and information relating to such evaluation shall be communicated to the Secretary-General.

PART IV

HOVERCRAFT

Article 25. Application of Schedule IV

The provisions of this Part apply to every sea-going hovercraft registered in Eritrea and constructed on or after 1st January, 1996.

Article 26. Mandatory Minimum Requirements for the Training of Hovercraft

- 1) It shall be the duty of every owner of a hovercraft to which the provisions of this Part apply to ensure that masters, seamen and other personnel have completed the training specified by the Department of Maritime Transport.
- 2) It shall be the duty of any person providing the training referred to in this Article to issue documentary evidence to every person successfully completing such training. In the case of masters, and of officers having an operational role on high-speed craft, the documentary evidence shall be a certificate in a form specified by the Department; the endorsement shall also be in a manner specified by the Department.

Article 27. Certificates

The provisions of Articles 20, 21 and 22 of these Regulations shall apply to certificates issued under Article 25 of these Regulations as they apply to other certificates or endorsements issued under these Regulations.

Article 28. Exemption

The Director-General may exempt the owner of any hovercraft from any of the requirements of Article 25 subject to such conditions as he may specify, and may alter or cancel any exemption so granted.

PART V

SAFE MANNING

Article 29. Responsibilities of Companies, Masters and Others

- 1) The provisions of this Article apply only to Eritrean ships.
- 2) Every company shall ensure that:
 - a) every seaman assigned to any of its ships holds an appropriate certificate in respect of any function he is to perform on that ship;
 - b) every seaman on any of its ships has had training specified in these Regulations in respect of any function that he is to perform on that ship; and
 - c) documentation and data relevant to all seamen employed on its ships are maintained and readily available for inspection and include, without being limited to, documentation and data on their experience, training, medical fitness and competence in assigned duties.
- 3) Nothing in sub-Article (2) shall prohibit the allocation of tasks for training under supervision or in case of force majeure.
- 4) The company shall provide written instructions to the master of each of its ships setting out the policies and the procedures to be followed to ensure that all seamen who are newly employed on board the ship are given a reasonable opportunity to become familiar with the shipboard equipment, operating procedures and other arrangements needed for the proper performance of their duties, before being assigned to those duties.
- 5) The policies and procedures referred to in sub-Article (4) shall include:
 - a) allocation of a reasonable period of time during which each newly employed seaman will have an opportunity to become acquainted with :
 - i. the specific equipment the seaman will be using or operating;
 - ii. ship-specific watchkeeping, safety, environmental protection and emergency procedures and arrangements the seafarer needs to know to perform the assigned duties properly; and
 - b) designation of a knowledgeable crew member who will be responsible for ensuring that an opportunity is provided to each newly employed seaman to receive essential information in a language the seaman understands.
- 6) It shall be the duty of any master and any member of a crew designated with an obligation under sub-Article (4) to carry out that obligation.

Article 30. Safe Manning

- 1) It shall be the duty of the company to ensure that in relation to every ship of 500 GT or more:
 - a) a safe manning document is in force in respect of the ship and the manning of the ship;
 - b) the safe manning document is kept on board the ship at all times; and
 - c) the manning of the ship is maintained at all times to at least the levels specified in the safe manning document.
- 2) The master of any ship to which this Article applies shall ensure that the ship does not proceed to sea unless there is on board a valid safe manning document issued in respect of the ship and the manning of the ship complies with that document.
- 3) It shall be the duty of the company applying for the safe manning document in respect of any Eritrean ship to submit to the Department of Maritime Transport proposals as to the numbers and grade of personnel it considers should be carried so that the ship would be safely manned if it proceeded to sea on any intended voyage and in preparing such proposals the company shall take into account the guidelines contained in the Ninth Schedule to these Regulations and any additional guidance issued by the Department of Maritime Transport.
- 4) It shall be the duty of the company after the issue of a safe manning document to inform the Department of Maritime Transport as soon as any of the circumstances which are pertinent to that safe manning document change, for the purpose of enabling the Department of Maritime Transport to review the document's continuing validity or approve new proposals from the company.

Article 31. Dispensation

- 1) Subject to sub-Article (2) hereof, the Department of Maritime Transport may, in circumstances of exceptional necessity and where, in its opinion, no danger to persons, property or to the environment will be caused, issue a dispensation permitting a specified seafarer to serve in a specified ship for a specified period not exceeding six months, in a capacity other than that of a radio operator, except as provided by the relevant radio regulations, for which he does not hold the appropriate certificate, provided the person to whom the dispensation is issued is adequately qualified to fill the vacant post in a safe manner, in accordance with the applicable safe manning requirements.
- 2) A dispensation shall not be granted to a person to act as a master or chief engineer except in circumstances of force majeure, and in any event, such dispensation, where granted, shall be granted only to an officer at the management level and for the shortest duration possible.

- 3) In granting a dispensation under sub-Article (2) hereof, the Department of Maritime Transport shall specify the particular voyage or part of a voyage for which the dispensation will be valid.
- 4) A dispensation shall only be granted to a person properly certificated to fill the post immediately below; and where certification for such post is not required under these Regulations, a dispensation may be issued to a person whose qualifications and experience are, in the opinion of the Director-General, of a clear equivalence to the requirements for the post to be filled, provided that, where such person does not hold an appropriate certificate, he shall be required to pass a test acceptable to the Department of Maritime Transport as demonstrating that such a dispensation may safely be issued.
- 5) Where a dispensation is granted under this Article, the Director-General shall ensure that the post in question is filled by the holder of an appropriate certificate as soon as possible.
- 6) The Department of Maritime Transport shall, as soon as possible after the first day of January of each year, submit to the Secretary-General, a report indicating the total number of dispensations granted for each capacity for which an appropriate certificate is required in respect of all sea-going Eritrean ships, and the numbers of those ships above and below 3000 GT respectively.
- 7) A dispensation shall be given in the form specified in the Tenth Schedule to these Regulations.

PART VI

HOURS OF WORK

Article 32. Application of Part VI

This Part shall apply only to Eritrean ships.

Article 33. General Duty of Companies, Employers and Masters

- 1) Subject to the provisions of Article 35 of these Regulations, it shall be the duty of every company in respect of a ship, and of every employer, to ensure, so far as is reasonably practicable, that the master and seamen do not work more hours than is safe in relation to the safety of the ship and the master's and the seamen's performance of their duties.
- 2) Subject to Article 35 of these Regulations, it shall be the duty of every master of a ship to ensure, so far as is reasonably practicable, that seamen do not work more hours than is safe in relation to the safety of the ship and the master's and the seamen's performance of their duties.

Article 34. Duties of Masters and Seamen

Every master and seaman shall, so far as is reasonably practicable, ensure that he is properly rested when commencing duty on a ship and that he obtains adequate rest during periods when he is off duty.

Article 35. Schedules of Duties and Need to Maintain Records

- 1) It shall be the duty of the company to produce a schedule of duties complying with the provisions of this Article.
- 2) Where the company is not also the employer of the master and all the seafarers, it shall consult any other person who is an employer of the master or of any of the seafarers before production of the schedule.
- 3) The company may arrange with any such employer that the employer is to produce a schedule of duties in accordance with this Article and in such a case that employer shall also be subject to the duties of the company under this Article.
- 4) Before producing a schedule, the company shall seek the views of the master, and the master shall seek, and convey to the company, the views of:
 - a) the ships safety committee; or
 - b) the seamen or their representatives.
- 5) Subject to sub-Article (6) hereof, a schedule complies with this Article where:
 - a) it sets out the hours of work for:
 - i. masters and seafarers whose work includes regular watchkeeping duties or ship handling; and
 - ii. the ship's chief engineer, chief officer and second engineer officer,
 - iii. young seafarers in the deck, engine room and catering departments assigned to Watchkeeping,so as to provide that they do not work more hours than is safe in relation to the safety of the ship and the master's and seamen's performance of their duties;
 - b) it specifies the maximum period of continuous watchkeeping, the minimum rest period between watches, and the total daily, weekly and monthly hours of work; and
 - c) it provides a minimum of ten hours of rest in any 24-hour period, which may be divided into no more than two periods, one of which shall be at least six hours in length.
- 6) Notwithstanding the provisions of sub-Article (5)(c) hereof, the minimum period of ten hours may be reduced to not less than six consecutive hours on condition

that any such reduction shall not extend beyond two days and not less than seventy hours of rest are provided in each seven day period.

7) The company shall give consideration to the nature of the shipping operation and the voyages to be undertaken in arranging the hours of work at sea and in port.

8) The schedule may be changed by the company, or by an employer who, by virtue of sub-Article (3) hereof, is subject to the duties of the company, on condition that:

a) other employers, and where necessary the company have been consulted;

b) the company or the employer has sought the views of the master on the proposed changes and the master has sought and conveyed to the company the views of persons mentioned in sub-Article (4)(a) or (b) hereof; and

c) the schedule as changed complies with sub-Article (5) hereof.

9) The company shall ensure that the schedule is displayed prominently in the crew accommodation for the information of all the seafarers.

10) It shall be the duty of the master to ensure, as far as reasonably practicable, that the hours of work specified in the schedule are not exceeded.

11) The following requirements shall apply with respect to the schedule produced in accordance with sub-Article (1) hereof:

a) the company and the master shall maintain on the ship a copy of the schedule, and a record of all deviations from its requirements;

b) i) the company for the time being shall ensure that a copy of the schedule and of the record of all deviations from its requirements are preserved for five years from the date the schedule was introduced, and that they are available for inspection by the Registrar of Seamen, or a surveyor, or an inspector appointed the Minister.

ii) where during the five-year period there ceases to be a company in relation to the ship, the duty to preserve the copies of the schedule and of the record shall remain with the last such company; and

c) the master shall give to every seaman a copy of the schedule pertaining to that seafarer, which copy shall be signed by the master or a person authorised by the master, and by the seaman.

12) Musters, fire-fighting and lifeboat drills shall be conducted in a manner that minimises the disturbance of the rest periods and does not induce fatigue.

13) Where a seafarer is on call, such as where a machinery space is unattended, an adequate compensatory rest period shall be given to such seafarer where the normal period of rest is disturbed by call-outs to work.

- 14) In this Article and in Article 33, "schedule" means the schedule of duties referred to in sub-Article (1) hereof.

Article 36. Exemptions for Emergencies

- 1) The requirements for rest periods specified in Article 34(5)(c) and (6) of these Regulations need not be maintained in case of any emergency, including giving assistance to other ships or persons in distress at sea, or drill or in other overriding operational conditions.
- 2) Without prejudice to the generality of sub-Article (1) hereof, a master of a ship or seaman may participate in a navigational, engine room or machinery watch although he has not had the rest period provided by the schedule produced in pursuance of the provisions of Article 34 of these Regulations, and the master may exceed, and a seafarer may be required to exceed, the schedule's work or duty periods, when, in the opinion of the master, it is necessary to meet an emergency threatening the safety of the ship or the life of any person or threatening damage to the environment, until the emergency is over.
- 3) As soon as practicable after the emergency is over, the master shall ensure that any seamen who have performed work in a scheduled rest period are provided with an adequate period of rest.
- 4) When in pursuance of sub-Article (1) hereof the master or a seaman has worked within a rest period provided for by the schedule, his name shall be entered in the record required to be maintained by Article 32(11), together with the reason why he so worked.

Article 37. Duty to Carry Copy of Regulations

There shall be carried on board every Eritrean ship to which these Regulations apply a copy of Parts V and VI of these Regulations.

Article 38. Failure to Comply With Provisions Relating to Hours of Work and Rest

- 1) Where the records or other evidence indicate a failure, on the part of any person concerned, to comply with the provisions of these Regulations relating to hours of work and rest, the Department of Maritime Transport shall take such measures it may deem necessary to ensure that such failure to comply is not repeated.
- 2) The measures referred to in this Article may include a revision of the safe manning requirements.

PART VII

WATCHKEEPING

Article 39. Watchkeeping Arrangements

- 1) The master of any ship shall ensure that the watchkeeping arrangements for the ship are at all times adequate for maintaining safe navigational and engineering watches having regard to Chapter VIII of section A of the STCW Code.
- 2) Without prejudice to the duties of the master provided by sub-Article (1) hereof, the master shall give directions to the deck watchkeeping officers responsible for navigating the ship safely during their periods of duty, in accordance with Part 3-1 of section A-VIII/2 of the STCW Code and any requirements specified in the Ninth Schedule to these Regulations.
- 3) The chief engineer officer of any ship shall ensure that the engineering watchkeeping arrangements for the ship are at all times adequate for maintaining a safe watch, in accordance with Part 3 - 2 of section A-VIII/2 of the STCW Code, and when deciding the composition of the watch the chief engineer officer shall observe the principles set out in Part 3 - 2 of that section and the requirements specified in the Ninth Schedule to these Regulations.

Article 40. Watching Arrangements in Port

The master of any ship which is safely moored or safely at anchor under normal circumstances in port shall arrange for an appropriate and effective watch to be maintained for the purposes of safety. Such arrangements shall be in accordance with Part 4 of section A-VIII/2 of the STCW Code and any operational guidance specified in the Ninth Schedule to these Regulations.

Article 41. Watchkeeping Arrangements in Ports for Ships Carrying Cargo

- 1) The master of any ship which is carrying hazardous cargo and which is in port, even when safely moored or safely at anchor, shall in addition to any watchkeeping arrangements required under Article 39 of these Regulations, in the case of:
 - a) a ship carrying hazardous cargo in bulk ensure that a safe deck watch and safe engineering watch are maintained by the readily availability on board of a duly qualified officer or officers, and where appropriate, ratings; and
 - b) a ship carrying hazardous cargo other than in bulk, ensure that in organising safe watchkeeping arrangements he takes account of the nature, quality, packing and stowage of the hazardous cargo and of any special conditions on board, afloat and ashore.
- 2) Such watchkeeping arrangements shall take full account of the principles and requirements specified by the Director-General and as provided in the Ninth Schedule to these Regulations.

PART VIII

MISCELLANEOUS

Article 42. Prohibition on the Employment of Young Persons

- 1) No person under the age of eighteen (18) years shall be employed in any Eritrean ship except-
 - a) upon work approved by the Department on board a "school-ship" or "training ship"; or
 - b) where the Director General, having due regard to the health and physical condition of the person and to the prospective and immediate benefit to him of the employment, certifies that he is satisfied that the employment will be beneficial to him.
- 2) Notwithstanding the provisions of sub-Article (1) hereof, the minimum age to be employed or engaged or work in any Eritrean ship shall be 16 years.
- 3) No person under the age of eighteen years shall be employed in any capacity in any ship unless there has been delivered to the master of the ship a certificate granted by a duly qualified medical practitioner certifying that such person is fit to be employed in that capacity.
- 4) Every medical certificate issued under sub-Article (2) of this Article:
 - a) shall be valid for one year from the date of issue, unless earlier revoked;
 - b) may at any time be revoked by a duly qualified medical practitioner if he is satisfied that the person is no longer fit for work.
- 5) No person under the age of eighteen years shall be employed to work in the engine room of any ship, unless that young person is an apprentice working under supervision.
- 6) No person under the age of eighteen years shall be employed to work in any part of the ship which could jeopardize his health or safety.
- 7) No person under the age of eighteen years shall be required to work beyond eight hours a day.

Article 43. Carriage and STCW Certificates and Documents

Without prejudice to the provisions of Article 26 of these Regulations, the company and the master shall ensure that there are carried at all times on board ship all original certificates and other documents issued pursuant to the STCW Convention indicating the qualification of any member of the crew to perform functions which they are required to perform aboard ship in the course of their designated duties.

Article 44. Inspection of Ships

- 1) An authorised person may inspect any ship while in an Eritrean port for the purposes of:
 - a) verifying that all seafarers serving on board who are required to be certificated hold valid appropriate certificates and endorsements or valid dispensations or have provided documentary proof required by regulation I/10, paragraph 5 of the STCW Convention, or where Articles 8(11) or 31 of these Regulations are applicable, the requirements of those provisions have been met;
 - b) verifying that the numbers and certificates of the seafarers serving on board are in conformity with the applicable safe manning requirements; and
 - c) assessing the ability of the seafarers in the ship to maintain the watchkeeping standards required by these Regulations where there are clear grounds for believing that such standards are not being maintained because, while in a port in Eritrea or in the approaches to that port, any of the following has occurred:
 - i. the ship has been involved in a collision, grounding or stranding;
 - ii. there has been an unlawful discharge of substances from the ship when underway, at anchor or at a berth;
 - iii. the ship has been manoeuvred in an erratic or unsafe manner, or navigational course markers or traffic separation schemes have not been followed; or
 - iv. the ship has otherwise been operated in such a manner as to pose a danger to persons, property or the environment.
- 2) Where an authorised person finds on inspection any deficiency of a kind specified in sub-Article (3) hereof he shall notify in writing the master of the ship and in the case of a ship which is not an Eritrean ship, the nearest maritime consular or diplomatic representative of the flag state.
- 3) Deficiencies referred to in sub-Article (2) hereof are:
 - a) a failure of any seaman required to hold an appropriate certificate, to have a valid appropriate certificate, an endorsement, or a valid dispensation;
 - b) a failure of any seafarer to produce the documentary proof required by Regulation I/10, paragraph 5 of the STCW Convention, or where Article 7(11) of these Regulations is applicable, the requirements of that provision have not been met;
 - c) a failure to comply with the applicable safe manning requirement;

- d) a failure of navigational or engineering watch arrangements to conform to the requirements specified for the ship by the competent authority of the country in which the ship is registered;
- e) an absence on a watch of a person qualified to operate equipment essential to safe navigation, safety radio communications or the prevention of marine pollution;
- f) an inability of the master to provide adequately rested persons for the first watch at the commencement of a voyage and for subsequent relieving watches.
- 4) The certificates, endorsements and dispensations referred to in sub-Article (1) hereof shall be accepted by the authorized person carrying out the inspection unless there are clear grounds for believing that a certificate has been fraudulently obtained or that the holder of a certificate is not the person to whom that certificate was originally issued.
- 5) This Article applies to an Eritrean ship wherever it may be.

Article 45. Power to Detain

- 1) In any case where it is found:
- a) in relation to an Eritrean ship, that there is any contravention of these Regulations; or
- b) in relation to a non-Eritrean ship, that there is:
- i. any contravention of Articles 30, 39, 40 or 41 of these Regulations; or
- ii. a failure to correct a deficiency of a kind specified in Article 43(3) after notification to the master pursuant to Article 43(2), and there is in consequence a danger to persons, property or the environment,
- the ship may be detained, and in case the ship has been allowed to proceed to a nearby port for supplies or repairs to correct any deficiency, the administration of the relevant state shall be informed accordingly.
- 2) The Department of Maritime Transport shall promptly report to the Secretary-General the facts concerning the detention of a ship pursuant to this Article.

Article 46. Parity of Treatment of STCW Ships and Non STCW Ships

Articles 44 and 45 of these Regulations shall be applied as may be necessary to ensure that no more favourable treatment is given to non-STCW ships than to STCW ships.

Article 47. Provisions of Information on Certificates

- 1) The Department of Maritime Transport shall make available information on the status of such certificates, endorsements and dispensations as are referred to in Article 19(4) of these Regulations, to the authorities of other STCW countries and companies who request verification of the authenticity and validity of certificates produced to them by seafarers seeking recognition of their certificates or for employment on board ship.
- 2) The Department of Maritime Transport may request from the authorities of other STCW countries information on certificates, endorsements and dispensations issued by them, where such certificates, endorsements and dispensations are produced to the Department of Maritime Transport by seafarers seeking recognition of their certificates under Article 7 of these Regulations or for seeking employment on board Eritrean sea-going ships or by seafarers serving on board non-Eritrean ships operating in Eritrean waters.

Article 48. Fees

Rates of fees (payable to the Government of Eritrea) for the services rendered under these Regulations shall be made in accordance with the tariff book as prescribed by the Department.

Article 49. Exemption

The Director-General may grant, on such terms, if any, as he may specify, exemptions from all or any provisions of these Regulations for classes of cases or individual cases.

Article 50. Effective Date

These Regulations shall enter into force as of the date of their publication in the Gazette of Eritrean Laws.

Dane at Asmara, this 15th day of September, 2010

Government of Eritrea.

FIRST SCHEDULE

(ARTICLE 6)

REVALIDATION OF CERTIFICATES

1. Applicants for Revalidation

- (1) Seafarers with 12 months seagoing service within the last 5 years must -
 - i. meet the minimum prescribed standards of medical fitness;
 - ii. establish continued professional competence in accordance with Section A-I/11 of the STCW 95 Convention by having performed, during their period of seagoing service, functions appropriate to the level of certification held; and
 - iii. meet such other requirements as may be prescribed by the Department of Maritime Transport pursuant to the issuing of certificates of competence.
- (2) Seafarers who have performed functions considered to be equivalent to the seagoing service of 12 months within the last 5 years, namely-
 - i. marine pilots;
 - ii. masters, Deck Officers and Engineering Officers serving onboard tugs;
 - iii. officers serving onboard auxiliary vessels such as navigational aids tenders; seismic, oceanographic and hydrographic survey vessels; marine research vessels and training vessels must meet the following criteria -
 - (a) the minimum prescribed standards of medical fitness;
 - (b) establish continued professional competence in accordance with Section A-I/11 of the STCW 95 Convention, by having performed, during the period, functions appropriate to the level of certification held; and
 - (c) such other requirements as may be prescribed by the Department of Maritime Transport pursuant to the issuing of certificates of competence;
- (3) Seafarers who have less than 12 months seagoing service within the last 5 years must pass a test approved by the Department of Maritime Transport.
- (4) Seafarers who do not have any seagoing service within the last 5 years must successfully complete a programme of study approved by the Department of Maritime Transport.

(5) Seafarers who are employed ashore within the maritime industry and have been performing functions appropriate or relevant to their certificates of competence namely:

- i maritime lecturers;
- ii maritime surveyors;
- iii maritime administrators;

who do not have 12 months seagoing service within the last 5 years must meet the following criteria;

- (a) the minimum prescribed standards of medical fitness; and
- (b) complete a period of approved seagoing service of not less than 3 months in a supernumerary capacity, or in a lower officer rank / capacity than that for which their certificate of competence is valid.

2 Special Training Requirements

Every Master, Officer and Radio Operator serving onboard seagoing ships and in capacities or functions for which special training requirements have been internationally agreed upon, including tankers and ro-ro ships, will only have their certificates, endorsements and recognition revalidated by the Department of Maritime Transport provided that they have successfully completed the relevant training pertaining to-

- (1) emergency functions;
- (2) operational safety functions;
- (3) medical care functions;
- (4) survival functions.

3 STCW 78 Certificates to STCW 95 Standards

- (1) Applicants for revalidation who are holders of certificates issued under the STCW 78 Convention are required to have completed the relevant approved refresher or updating courses prescribed by the Department of Maritime Transport in order to be revalidated according to the STCW 95 standards.
- (2) All applicants for revalidation who are required to undertake updating or refresher courses shall apply to a Training Institute for such training and provide to the Department of Maritime Transport on application the relevant documentary evidence attesting successful completion of such approved courses.

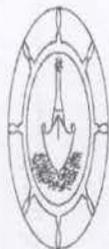
SECOND SCHEDULE

(ARTICLE 7(5))

FORM OF ENDORSEMENT ATTESTING THE RECOGNITION OF A CERTIFICATE

**ENDORSEMENT ATTESTING THE RECOGNITION OF A CERTIFICATE UNDER LEGAL NOTICE
NO.118/ 2010
GIVING EFFECT TO THE INTERNATIONAL CONVENTION ON
STANDARDS OF TRAINING, CERTIFICATION AND WATCH-KEEPING FOR SEAFARERS, 1978
AS AMENDED IN 1995**

(Official Seal)



The Government of certifies that Certificate No.
issued to by or on behalf of the Government of
..... is duly recognised in accordance with the provisions of
Regulation 1/10 of the above Convention, as amended, and the lawful holder is
authorized to perform the following functions, at the levels specified, subject to any
limitations indicated until or until the date of expiry of any
extension of the validity of this endorsement as may be shown overleaf.

FUNCTION	LEVEL	LIMITATIONS APPLYING (IF ANY)

(Official Seal)

FUNCTION	LIMITATIONS APPLYING (IF ANY)

The lawful holder of this endorsement may serve in the following capacity or capacities specified in the applicable safe manning requirements of the Department of Maritime Transport:

CAPACITY	LIMITATIONS APPLYING (IF ANY)

Endorsement No. Issued on

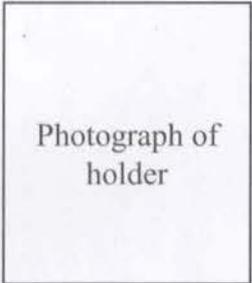
(Official Seal)

Signature of duly authorized official

.....

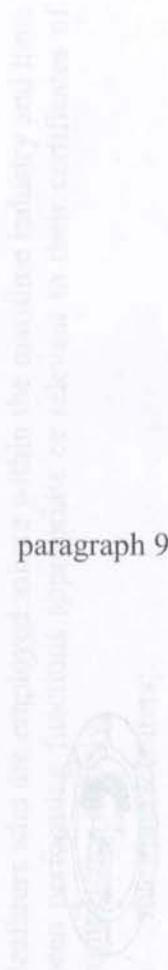
Name of duly authorized official

The original of this endorsement must be kept available in accordance with Regulation I/2, paragraph 9 of the Convention while serving on a ship.



Date of birth of the holder of the certificate

Signature of the holder of the certificate



(5) ENDORSEMENT VALIDATING THE RECOGNITION OF A CERTIFICATE UNDER TREATY NOTICE

BOOK OF ENDORSEMENT VALIDATING THE RECOGNITION OF A CERTIFICATE

The validity of this endorsement is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official
The validity of this endorsement is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official
The validity of this endorsement is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official
The validity of this endorsement is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official

THIRD SCHEDULE

(ARTICLE 8)

TABLE OF CRITERIA FOR APPROPRIATE CERTIFICATES

Column 1 Master and Deck Department	Column 2 Regulation Annexed to the STCW Convention
Officer in charge of a navigational watch on any ship on voyages not limited to near-coastal voyages.	Regulation II/1.2.
Master or chief mate on a ship of 3000 GT or more.	Regulation II/2.2.
Master or chief mate on a ship of less than 3000 GT. ^o	Regulation II/2.4.
Officer in charge of a navigational watch on a ship of less than 500 GT engaged on near-coastal voyages.	Regulation II/3.4.
Master on a ship of less than 500 GT engaged on near-coastal voyages.	Regulation II/3.6.
Engine Department	Regulation Annexed to the STCW Convention
Officer in charge of an engineering watch in a manned engine room, or designated duty engineer officer in a periodically unmanned engine-room, on a ship powered by main propulsion machinery of 750 kW propulsion power or more.	Regulation III/1.2.
Chief Engineer officer or second engineer officer in a ship powered by main propulsion machinery of 3000 kW propulsion power or more.	Regulation III/2.2.
Chief engineer officer [□] and second engineer officer [ⓧ] in a ship powered by main p	Regulation III/3.2.

^o This certificate may be endorsed for service in vessels of 3000 GT or more in the near-coastal area.

[□] This certificate may be endorsed, if required, for service in vessels up to 6000 kW in the near-coastal area for those not less than 36 months sea service.

[ⓧ] This certificate may be endorsed for service in vessels up to 6000 kW in the near-coastal area.

propulsion machinery of between 750 and 3000 kW propulsion power.

Additional categories of certificates may be issued to ease the transition between existing standards and those in the STCW 95.

FOURTH SCHEDULE

(ARTICLES 9, 10 and 20)

ISSUE OF CERTIFICATES OF COMPETENCE

1. Candidates seeking to be certificated (in any capacity, function or level) must -
 - (1) provide proof of their identity and nationality;
 - (2) provide proof of the sufficiency of their age;
 - (3) hold a valid certificate of medical fitness (inclusive of sight and hearing tests);
 - (4) have completed the required period of watchkeeping or seagoing service;
 - (5) have successfully completed the required course of compulsory training. In this regard they should provide transcripts from an approved training institution attesting that they have successfully completed the course of study;
 - (6) meet the required standards of competence or have successfully completed the prescribed assessment, as appropriate;
 - (7) provide testimonials as to their character, including sobriety, and a record of suitable experience and satisfactory conduct during the period of seagoing service; and
 - (8) provide a police record from the country in which they have officially resided during the three (3) year period immediately preceding the date of the application. The Department of Maritime Transport may waive this requirement where, within a period of two (2) years immediately preceding the application, a police record had been provided in connection with a previous application for certification.
2. Candidates seeking initial certification as watchkeeping officers are required, in addition to the abovementioned requirements, to produce a training record book, attesting to the fact that they have completed a period of systematic, practical training and experience in the tasks, duties and responsibilities of an officer in charge of a watch.
3. The Department of Maritime Transport will issue certificates of competence only to those candidates who meet the requirements appropriate to the capacity, function and level of responsibility for which they seek to be certificated.
4. Certificates of competence issued by the Department of Maritime Transport shall be in the form specified in the Annex to this Schedule.
5. Any certificate of competence issued by the Department of Maritime Transport must be kept by the lawful holder in its original form onboard the ship on which they are serving.



**CERTIFICATE ISSUED UNDER LEGAL NOTICE NO.118 /2010
GIVING EFFECT TO
THE INTERNATIONAL CONVENTION ON STANDARDS OF TRAINING,
CERTIFICATION AND WATCHKEEPING FOR SEAFARERS, 1978
AS AMENDED IN 1995**

The Government of certifies that has been found duly qualified in accordance with the provisions of Regulation of the above Convention, as amended, and has been found competent to perform the following functions, at the levels specified, subject to any limitations indicated until or until the date of expiry of any extension of the validity of this certificate as may be shown overleaf.

FUNCTION	LEVEL	LIMITATIONS APPLYING (IF ANY)

The lawful holder of this certificate may serve in the following capacity or capacities specified in the applicable safe manning requirements of the Department of Maritime Transport:

CAPACITY	LIMITATIONS APPLYING (IF ANY)



Certificate No. issued on

(Official Seal)

Signature of duly authorized official

Photograph of holder

Name of duly authorized official

The original of this certificate must be kept available in accordance with Regulation I/2, paragraph 9 of the Convention while serving on a ship.

Date of birth of the holder of the certificate

Signature of the holder of the certificate

ANNEX I

ISSUE OF CERTIFICATES OF COMPETENCY



AS AMENDED IN 1995
 CERTIFICATION AND WATCHKEEPING FOR SEAFARERS, 1978
 THE INTERNATIONAL CONVENTION ON STANDARDS OF TRAINING,
 CERTIFICATION AND WATCHKEEPING FOR SEAFARERS,
 1978
 CERTIFICATE ISSUED UNDER RULE 101 OF THE CONVENTION



FIFTH SCHEDULE

The validity of this certificate is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official
The validity of this certificate is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official
The validity of this certificate is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official
The validity of this certificate is hereby extended until	
(Official Seal)	Signature of duly authorized official
Date of revalidation	Name of duly authorized official





**CERTIFICATE ISSUED UNDER LEGAL NOTICE NO 118/ 2010
GIVING EFFECT TO THE INTERNATIONAL CONVENTION ON
STANDARDS OF TRAINING, CERTIFICATION AND WATCH-KEEPING FOR
SEAFARERS, 1978 AS AMENDED IN 1995**

The Government of certifies
that has been found duly
qualified in accordance with the provisions of Regulation of the above
Convention, as amended, [*to be proficient in survival craft and rescue boats/*other than
fast rescue boats*] [*to serve on tankers*] [*to serve as navigation/*engine room watch
rating*]

Certificate No. Issued on

(Official Seal)

Signature of duly authorized official

.....
Name of duly authorized official

The original of this certificate must be kept available in accordance with Regulation I/2,
paragraph 9 of the Convention while serving on a ship.

Date of birth of the holder of the certificate

Signature of the holder of the certificate

Photograph of
holder

FIFTH SCHEDULE

(ARTICLE 14)

TRAINING AND CERTIFICATION OF OFFICERS AND CREW ON HIGH SPEED CRAFT

1. Training Requirements

- (1) Deck officers serving on High Speed Craft (HSC) are required to hold a Type Rating Certificate (TRC) in addition to a valid deck officer certificate of competency.
- (2) HSC operators are responsible for ensuring that appropriate training is given to deck officers so that they may qualify for the issue of a TRC. The training required by the HSC Code includes knowledge of the craft's propulsion and control systems, handling characteristics, communication and navigation procedures, intact stability and survivability of the craft.
- (3) Organizations providing TRC training are required to nominate a person responsible for the training. This person will be designated the Type Rating Instructor (TRI). TRIs may be appointed from within the HSC operating organization or from an outside source. Organizations should also nominate another person responsible for the assessment of training to serve as a Type Rating examiner (TRE). Both TRIs and TREs should be experienced in the operation of the craft on the route on which they will be instructing and examining, respectively, and be approved by the Director. Under no circumstances will the same person be allowed to work as both TRI and TRE.
- (4) Engineer officers on HSC are required to be appropriately certificated under the requirements of the regulations but do not require additional type rating certification.
- (5) On HSC with gas turbine propulsion, engineer officers may hold either: Motor, Steam or Combined certificates of competency. In addition, specified senior engineer officers are required to hold a certificate attesting to the completion of an approved gas turbine training programme for the machinery on their vessel.

2. Issue of Type Rating Certificates

- (1) After undergoing training with the approved TRI a candidate will be examined by the approved TRE. Where successful, the organization should issue a TRC in the form given in the Annex to this Schedule. The TRC, plus a duplicate copy, should be forwarded, together with a valid medical fitness certificate, to the Department of Maritime Transport. The

TRC must specify the craft or class of craft (e.g. 65 metres wave piercing catamaran), and its operational area or routes.

- (2) Where the Director-General is satisfied that all the requirements have been met he will endorse the TRC for service use. This procedure is required in order to satisfy the requirements of paragraph 18.3.3 of the HSC Code. The Director-General will return the original and keep the duplicate copy for record purposes.
- (3) Further routes may be added to a TRC after a holder has undergone route familiarization training and performance assessment by the TRE. The organization may issue a new TRC or amend an existing one upon the recommendation of the TRE. In either case, the TRC must be submitted to the Department of Maritime Transport for endorsement of the amendments and recording purposes as above.

3. Revalidation

- (1) Revalidation of a TRC is required at intervals of not more than 2 years. For revalidation, candidates must be able to show evidence of continuing fitness for service on HSC. They must provide evidence of at least 6 months sea service on HSC in the preceding 2 years or a statement from a HSC operator or other TRC training organization to indicate that the candidate has successfully completed a training programme prior to seeking revalidation. When the issuing organization is satisfied that the revalidation requirements have been met, the TRC should be revalidated (see reverse side of specimen certificate format in the Annex) and submitted to the Department of Maritime Transport for endorsement and recording purposes as in 2.1 hereof.

4. Ratings and Other Personnel

- (1) Ratings and other personnel employed on HSC must undergo a training programme appropriate to their duties on board and may be trained solely for HSC service without seagoing experience on other types of ships. Ratings in this category may hold a certificate as a Deck Rating (EDH) limited for service on HSC as appropriate. This limitation will be removed where the holder completes at least 6 months service on a conventional ship. Application for removal of a limitation should be made to the Department of Maritime Transport.

5. Non Sea-going HSC

- (1) Deck officers on non sea-going HSC should follow a training, assessment and certification system similar to that detailed above. In order to qualify for a TRC, the applicant must be able to demonstrate the skills appropriate to navigational duties in the relevant operational area.

FORM OF TYPE RATING CERTIFICATE

TYPE RATING CERTIFICATE

(to be produced in duplicate and registered)

Issuing Organization	No. (Issuing Organization to allocate) Address and Contact Details
TYPE RATING CERTIFICATE (HIGH SPEED CRAFT)	
This is to confirm that <i>(full name of candidate)</i>	
Date of Birth []	
Discharge Book No. or other national ID []	
Certificate of Competency (if any) - Class/Regulation []	No. []
Date of Issue []	Issuing Authority []
has completed a course of training as required by Chapter 18.3.3 of the International Code of Safety for High Speed Craft, and has passed an examination, including practical tests, commensurate with operational tasks on board the craft and routes detailed below:	
Name (or Class) of Craft []	Type of Craft []
Route.....	
Signature of Authorized Representative Capacity	Issuing Authority Stamp and Date Department of Maritime Transport Endorsement
AMENDMENTS Details of additional routes	
Signature Authorized Representative	Issuing Authority Stamp and Date Endorsement

Reverse side of Specimen TRC

This certificate is subject to 2 yearly revalidation in accordance with Chapter 18.3.5 of the HSC Code. Confirmation that the certificate has been revalidated is to be confirmed by completion of the table below.

REVALIDATION

This is to certify that this certificate is valid for a period of two years from the date of issue or last revalidation date.

Name and Signature of Issuing Organization's Authorized Representative	Date of Revalidation	Official Stamp of Issuing Organization	Endorsement (Dated)

Endorsement

Authorized Representative

SIXTH SCHEDULE

(ARTICLE 19(4))

RECORD OF CERTIFICATES AND ENDORSEMENTS

1. In implementing the requirement in paragraph 4.1 of regulation I/9 of the revised STCW Convention for the maintenance of a register of certificates and endorsements a standard database is not necessary provided that all the relevant information is recorded and available.
2. The following items of information should be recorded and available either on paper or electronically in accordance with regulation I/9, as a minimum:

(1) Status of certificate:

- ◆ Valid
- ◆ Suspended
- ◆ Cancelled
- ◆ Reported lost
- ◆ Destroyed

with a record of changes to status to be kept, including dates of changes.

(2) Certificate details:

- ◆ Seafarer's name
- ◆ Date of birth
- ◆ Nationality
- ◆ Sex
- ◆ Preferably a photograph
- ◆ Relevant document number
- ◆ Date of issue
- ◆ Date of expiry
- ◆ Last revalidation date
- ◆ Details of dispensations(s)

(3) Competency details:

- ◆ STCW competency standard (e.g. regulation II/1)
- ◆ Capacity
- ◆ Function
- ◆ Level of responsibility
- ◆ Endorsements
- ◆ Limitations

(4) Medical details

Date of issue of latest medical certificate relating to the issue or revalidation of the appropriate certificate.

SEVENTH SCHEDULE

(ARTICLE 22)

NEAR COASTAL VOYAGES

1. The Department of Maritime Transport recognizes, for the purpose of defining Near Coastal Voyages, the following Trade areas -

(a) the Unlimited Trading Area; and

(b) the Red Sea Trading Area for ships engaged in near Coastal Trade.

2. The Unlimited Trading Area is any area in which voyages, which are not near coastal voyages, are undertaken.

3. The Red Sea Trading Area is the area it provide by the State of Eritrea.

4. "near-coastal voyage" means voyages during which the ship will not proceed more than 600 miles from a designated port of operation and will always remain within 20 miles of a safe haven. It shall also include voyages within the Red Sea, Gulf of Aquaba, Gulf of Suez and extending on the south to the Gulf of Aden not beyond 45 ten-east longitudes. The Department will issue Certificates of Competence specifically for Near Coastal Voyages.

5. "the Red Sea Trading Area" means the Red Sea proper including the Gulf of Suez and Aqaba bounded at the south by the Rhumb line between Ras Si Ane (12 Degrees 8.5 Minutes North, 43 Degree 19.6 Minutes East) and Huns Murad (12 Degrees 40.4 Minutes North, 3 Degrees 30.2 Minutes East).

6. The Department may issue endorsements to suitably qualified seafarers who hold certificates of competence, allowing them to serve, subject to certain restrictions, in stated capacities or levels on near coastal voyages. Such endorsements shall not apply to seagoing service on tankers nor passenger ships.

EIGHTH SCHEDULE

(ARTICLE 23)

ASSESSMENTS

1. Responsibilities of the Department of Maritime Transport

- (1) The Department of Maritime Transport will conduct assessments, in order to ascertain competence for certification, for all certificates of competence. Candidates wishing to be assessed must submit a duly completed application form along with documentary proof that they have met the requirements listed under paragraphs 1.1 to 1.5 and 1.7 to 1.8 of the Fourth Schedule of these Regulations and the specific requirements for each certificate for which they are applying.
- (2) The Department of Maritime Transport will nominate a pool of suitably qualified persons who will from time to time be appointed to Boards of Examiners. Such persons must be holders of certificates of competence as Masters or Chief Engineers without restrictions or the professional equivalent, have completed the IMO model Course for Examiners, and had a period of on-the-job training or exposure to maritime examination methods and practices. In this part, "professional equivalent" means appropriate training in related subjects or disciplines at a tertiary level.
- (3) For each assessment, in each discipline, the Department of Maritime Transport will appoint at least 3 persons to form a Board of Examiners. The Board will comprise of a President who will be from the Department of Maritime Transport and 2 members who will be from the pool of suitably qualified persons.
- (4) Boards will be structured according to the discipline (deck, engine or radio department) in which the candidates are to be assessed. Such Boards may be appointed for assessments in different classes of certification, but will not be appointed for assessments in different disciplines.
- (5) The Department of Maritime Transport will maintain a separate data bank of questions and model answers for each class of certification within each discipline.
- (6) The Department of Maritime Transport will provide a selection of questions, and model answers, to each appointed Board of Examiners for their consideration in formulating assessment papers.
- (7) The Department of Maritime Transport will, once it has been duly satisfied that the assessment has been properly administered, conducted and evaluated, according to the Board's report, officially notify the candidates of their results and advise those candidates who were unsuccessful of the reasons why they are unsuccessful and any recommendations as to retraining or resitting the assessment.
- (8) The Department of Maritime Transport will maintain a facility for investigating complaints, which may be preferred by candidates as to the

format or content, conduct or evaluation of assessments. All such matters will be referred to the Board of Examiners for them to conduct an investigation and submit a report to the Department of Maritime Transport. This report will then be evaluated and appropriate action taken by the Department of Maritime Transport to address the matter.

- (9) The Department of Maritime Transport will provide invigilators in sufficient numbers to adequately support each examination.
- (10) The Department of Maritime Transport will promulgate the timetable detailing the schedule and conduct of examinations and ensure that this information is communicated to the candidates in a timely manner.

2. Responsibilities of Training Institutions

- (1) Training institutions will be required to provide to the Department of Maritime Transport, at least one month before the scheduled dates of commencement of assessments, 3 complete assessment papers and model answers for each class of certification within each discipline to be assessed.
- (2) In the formulation of questions for these papers, the training institution must ensure that all the required publications, charts, instruments and other material or equipment are serviceable and available in sufficient quantities to support the assessment. Such requirements are to be clearly stated along with the associated serviceability and availability.
- (3) Training institutions will be required to provide instructors who are versed in the particular subject discipline being assessed, to assist in the invigilation of examinations and to respond to and deal with queries regarding any aspect of the examination, which may be raised by candidates.
- (4) Training institutions are to maintain records of the course-work, attendance, written and practical work etc., for each student undertaking an approved course of maritime study. Such records are to be made available to the Board of Examiners that may be assessing that particular individual as a candidate for certification, if and when required.
- (5) Training institutions are to submit to the Department of Maritime Transport a draft timetable for the scheduling and conduct of examinations, at least three months before the tentative commencement of the first examination.

3. Terms of Reference of Boards of Examiners

- (1) The Board will be responsible for the formulation of assessment papers, and conduct of examinations, and the evaluation of individual papers. Upon completion of all these functions the Board will be required to submit a report to the Department of Maritime Transport.
- (2) Prior to and during the examinations, the Board will be responsible for ensuring that -

- i the required charts, publications, instruments and other material or equipment are serviceable and available in sufficient numbers to adequately support the examination;
- ii the listed candidates for each examination are present and properly accounted for according to the seating and numbering arrangements;
- iii written examinations are conducted as follows:-
 - a the candidates are to be briefed on the general rules, requirements and duration of the examination;
 - b the examination papers are to administered and the examination conducted according to the prescribed rules for the examination;
 - c the examination is to be started and completed on time and within the specified duration; allowances may be made for any unforeseen or unavoidable stoppages or disruptions;
 - d the examination papers are to be collected and properly accounted for on completion of the examination;
 - e the Board may disqualify any candidates who violate the rules of the examination;
 - f the Board may suspend the examination where the members are not satisfied with the existing facilities, support equipment or material or conditions under which the examination is to be conducted and may subsequently make such other arrangements as may be deemed appropriate in order to ensure the proper conduct of the examination;
 - g after the examination, the Board is to ensure that each examination paper is independently evaluated by at least two persons; the first evaluation is to be done by an instructor, versed in the subject or discipline concerned, from the training institution, with the second evaluation being done by a member of the Board. Evaluations will then be compared by the Board and final grades assigned to each paper. Borderline cases are to be reviewed by a member of the Board who hitherto was not involved in the evaluation of that particular paper;
 - h in assigning final grades, the Board is to compare and average the grades of the two independent evaluations. The Board may also take into consideration -

- b.1 the candidate's course-work; or
- b.2 the candidate's training record book and testimonials of conduct and character during their period of seagoing training;
- b.3 any other relevant matter concerning the candidate's competence.

NINTH SCHEDULE

(ARTICLES 30, 39, 40 and 41)

SAFE MANNING, HOURS OF WORK AND WATCHKEEPING

1. Safe Manning

(1) Introduction

- a These Regulations place clear responsibilities on companies owning or operating Eritrean seagoing ships, and other ships whilst in Eritrean waters, to ensure that their ships are manned with personnel of appropriate grades who have been properly trained and certificated, and who are in possession of an appropriate certificate or endorsement or have applied for such an endorsement in accordance with Article 5 of these Regulation.
- b The numbers of certificated officers and certificated and non-certificated ratings must be sufficient to ensure safe and efficient operation of the ship at all times.
- c All ships of 500 GT or more are required to hold a safe manning document and owners or operators of ships below 500 GT may also be required to hold a safe manning document.
- d The owner or operator of an Eritrean registered ship is required to make an assessment of the numbers and grades of personnel necessary for safe operation. These should be sufficient to ensure that -
 - i the required watchkeeping standard can be maintained and that personnel are able to obtain sufficient rest;
 - ii personnel are not required to work more hours than is safe in relation to the safety of the ship;
 - iii the master and seafarers can perform their duties in accordance with the framework of operational guidance in section A-VIII of the STCW Code;
 - iv the master and seamen are not required to work such hours or under such conditions which may be injurious to their health and safety.
- e Proposals based on the assessment should be submitted to the Director who, when satisfied that the proposed manning levels are adequate, will issue a safe manning document.

(2) Safe Manning

- a The responsibility to ensure that ships are safely, sufficiently and efficiently manned rests with the owners and managing operators. Guidance on determining appropriate manning levels is given in STCW Code Annex 2 Chapter II Part B section 2.
- b In order to avoid possible problems at a later stage, owners and operators are recommended to consult with seafarers or their representatives and the Director-General on their proposed manning when new ships are at the design stage and in advance of registering existing ships in Eritrea.
- c In the event of any disagreement between the owners and seafarers or their representatives regarding manning levels, the Director-General will consider any views put forward and may require a revision of the manning levels, where so justified. In such cases it may be necessary to arrange for some form of practical demonstration of the ability of the crew to carry out the essential tasks in the context of the principles of safe manning. Similarly, in the event of any change in the equipment, construction or use of the ship, which may affect the safe manning level, the owner or operator should make an application for the issue of a new safe manning document.

(3) Specialist Ship Types

- a Offshore support vessels present special problems because of the diverse nature of their operations and the conditions under which they are required to operate. Owners are particularly reminded of the restrictions placed on working hours under the Regulations and should set manning levels accordingly.
- b Shipowners and operators must ensure that the master, officers and ratings on tankers, and the master, officers, ratings and other personnel on passenger ships including ro-ro passenger ships have completed the training required by the Regulations which is specified in sections A-V/1 and A-V/2 of the STCW Code. All crewmembers on high-speed craft must have completed the training required under the HSC Code, and masters and officers having an operational role must hold a Type Rating Certificate as required by the HSC Code. On passenger ships generally, the need to handle large numbers of passengers unfamiliar with the marine environment must be taken into account in determining manning levels. Personnel should be appropriately trained and certificated and owners and operators must give particularly careful attention to the requirements for minimum numbers of trained crew to take charge of survival craft.

(4) Safe Manning Document

When the Director-General has agreed to proposals regarding the manning of a particular ship, a safe manning document shall be issued for that ship in a format which complies with the requirements of the SOLAS

Convention. It should be retained on board and be available for inspection whenever required by an authorized person.

2. DETERMINATION OF SAFE MANNING LEVELS

(1) Principles

a The Director-General will consider a ship to be safely manned where the crew includes sufficient officers and ratings with appropriate skills and experience to ensure that the following capabilities are available; these reflect principles in IMO Resolution A.481 (XII), which should be consulted when determining safe manning levels -

- 1 maintain a safe bridge watch at sea in accordance with regulation VIII/2 of STCW 95, which includes general surveillance of the vessel;
- 2 moor and unmoor a vessel effectively and safely;
- 3 operate and maintain effectively all watertight closing arrangements including the ability to mount an effective damage control party;
- 4 operate and, when practicable, maintain efficiently, all fire equipment and lifesaving appliances provided including the ability to muster and disembark passengers and non-essential personnel;
- 5 manage the safety functions of a vessel at sea, when not under way;
- 6 maintain a safe engineering watch at sea in accordance with regulation VIII/2 of STCW 95, and also maintain general surveillance of spaces containing main propulsion and auxiliary machinery;
- 7 operate and maintain in a safe condition the main propulsion and auxiliary machinery to enable the ship to overcome the foreseeable perils of the voyage;
- 8 maintain the safety arrangements and the cleanliness of machinery spaces to minimize the risk of fire;
- 9 provide for medical care on board ship;
- 10 maintain a safe radio watch in accordance with the SOLAS Convention and ITU; regulations, as amended;
- 11 maintain the precautions and safeguards necessary to protect the marine environment.
- 12 maintain safety in all ship operations whilst in port.

(2) Establishing Safe Manning Requirements

a The Department of Maritime Transport requires all ships to be sufficiently and efficiently manned for their safe operation, having regard to the nature of their work and their location. To ensure safe and efficient operation, a minimum level of manning should be determined. To make that assessment, owners and operators should take account of the following factors -

- 1 the length and nature of voyage and trading area;
- 2 any special requirements of the trade involved;
- 3 number, size (kW) and type of main propulsion units and auxiliaries;
- 4 size of ship (GT);
- 5 construction and technical equipment of ship;

b In conjunction with these factors, the IMO principles of safe manning (see paragraph 2.1) and the need to ensure that personnel do not work more hours than is safe, the owner or operator should -

- 1 identify all the functions to be undertaken on board during a representative voyage;
- 2 identify the skills and experience required to perform those functions;
- 3 identify those functions in normal operations, which need to be undertaken concurrently;
- 4 determine the minimum numbers of personnel required to undertake concurrent operations safely;
- 5 establish working arrangements, including - in accordance with regulation 13 of Chapter V of the SOLAS Convention - the establishment of a working language on a passenger ship, to ensure the master and crew are capable of undertaking concurrent and continuing operations with respect to their skills and training;
- 6 ensure that the working arrangements allow for sufficient rest periods to avoid fatigue and draw up work schedules accordingly.

(3) Guidance on Appropriate Manning Levels

- a The Tables annexed hereto provide guidance on the numbers of certificated deck and engineer officers appropriate to different sizes of ships, tonnages and trading areas. As the watchkeeping arrangements for the engineering department and the demands placed on personnel vary significantly according to the level of automation, numbers are not given for engineer officers. These tables only provide guidance; owners and operators must take all relevant factors into account before finalizing their manning proposals.
- b The number of ratings required will be determined by the factors summarized at paragraph 2.2. Owners and operators should additionally seek to obtain a good balance between skilled and less skilled and between experienced and less experienced ratings.

(4) Watchkeeping

- a The Regulation require the master of any ship to be responsible for the overall safety of the ship. He must also ensure that the watchkeeping arrangements are adequate for maintaining safe navigational watches at all times, including the provision of a lookout as required by the International Regulations for the Prevention of Collisions at Sea 1972, as amended. The chief engineer officer of any ship is required to ensure that the engineering watch arrangements for the ship are adequate at all times for maintaining a safe engineering watch.
- b The principles applying to the keeping of a safe watch are in section A-VIII/2 of the STCW Code and must be followed in order to comply with these Regulations.

3. Hours of Work

(1) Working Arrangements

- i Every operator of a ship and employer is obliged to ensure that the master, officers and ratings do not work more hours than is safe in relation to the performance of their duties and the safety of the vessel. The same responsibility is placed on the master in relation to the seafarers. Manning levels should be such as to ensure so far as possible that the time and place available for taking rest periods are appropriate for achieving a good quality of rest. Operators will also want to take into account section B-VIII/1 of the STCW Code, which provides further guidance about fitness for duty.
- ii Operators are required to ensure that a schedule of duties is produced setting out the hours of work and the rest periods. It should provide that the master, officers and all other seamen do not work more hours than is safe in relation to the safety of the ship. In devising the schedule, operators should take account of factors such as -

- a trade and type of operation;
 - b type and size of ship;
 - c construction and technical equipment of ship;
 - d manning levels and changes in crew numbers due to crew changes and sickness;
 - e maximum period of continuous watch-keeping;
 - f minimum rest periods;
 - g total workload;
 - h the seriousness of irregular working hours and their contribution to fatigue causation and the importance of scheduling reasonably stable watch-keeping hours over a voyage.
- iii Changes should not be made to the schedule unless they can be justified by substantially altered work patterns made necessary, for example, by a change in trading pattern or other significant factor. Where it is known that a vessel engages in an irregular trading pattern or that working hours are likely to be uniform this can be taken into account and recorded in the schedule. The consultation process referred to in paragraph 3.2 also applies to changes in the schedule.

(2) Consultation

Operators of ships are required to seek the views of the master when first drawing up a schedule of duties for a ship or ships. The master of a ship should seek the views of his officers and shall seek and convey to the operator the views of the seafarers or their representatives or a trade union, as appropriate. The final decision on the schedule rests with the operator who will have the responsibility to ensure that the schedule is safe in relation to the safety of the ship and the performance of duties. The master must ensure that, as far as reasonably practicable, the schedule is adhered to. Of course, in an emergency or when unforeseeable events occur, changes may well be unavoidable. Article 34(9) requires that, once a schedule has been completed by the operator, it must be displayed prominently in the crew accommodation on board the vessel for the information of all the seafarers.

(3) Records

- i A record of all deviations from the schedule's requirements is to be kept on the ship. Any suitable form of record is acceptable provided that the record is always accessible to those authorized to carry out inspections; the record must be retained for a period of up to five years. There is no need to rewrite the schedule for each voyage so long as it is applicable to the voyage in question and the composition of the crew for whom it was originally intended has not changed.
- ii The overriding aim is to ensure that a proper record of agreed work patterns exists on board for the benefit of crew members and inspecting authorities, and that the record may be matched to each

individual crew member involved by means of other documents such as the crew list.

(4) Exceptions for Emergencies

These regulations recognize that situations may arise in which a master or seaman may be required to exceed the schedule's duty periods. These include emergencies, which threaten the safety of the ship or the environment or put life at risk. Where a master or other seaman exceeds the scheduled hours of work in this manner, and has worked during his rest period, his name must be entered in the record required to be maintained, together with the reason for the excess.

4 APPLICATION FOR A SAFE MANNING DOCUMENT

(1) Information to be Provided

- i When applying to the Director-General for a safe manning document, owners or operators should submit a clear and concise explanation of how the proposed manning level has been determined and how it takes account of the guidance in paragraphs 2 and 3 and the hours of work provisions in the regulations. The Director-General will be able to make a quick assessment of the application where the owner or operator can demonstrate that all the factors and principles in those paragraphs have been taken into account.
- ii Applications for a safe manning document should be made by the owner or a person authorized to act on his behalf, on a form which is obtainable from the Department of Maritime Transport and which sets out the information required. An appropriate fee is payable with respect to the application.

STCW III certification
 The Officer designated as Chief Mate must have at least 6 months experience whilst holding
 watchkeeping
 voyage is short enough and the level of port activity low enough to ensure adequate rest for the
 This requirement may be reduced by 1 if the master keeps a watch or when the length of
 (c) = denotes near coastal voyage ships
 (b) = denotes ships carrying passengers
 (a) = denotes unlimited voyage ships
 E (Inverted E) = represents Gross Tonnage of ships
 GOW - Officer in charge of a navigational watch

ANNEX 1

**GUIDANCE ON MINIMUM MANNING LEVELS
CERTIFICATED DECK OFFICERS**

TABLE 1: DECK DEPARTMENT

UNLIMITED TRADE					
OFFICER RANK (STCW)	OFFICER GROSS TONNAGE PARAMETERS (STCW)	STCW REFERENCE	GROSS TONNAGE OF SHIP AND MINIMUM DECK OFFICER MANNING		
			≥3000	≥500 BUT <3000	#500
			Master	≥3000	Reg. II/2
Master	≥500 but <3000	Reg. II/2	---	1	1
Chief Mate	≥3000	Reg. II/2	1	---	---
Chief Mate	≥500 but <3000	Reg. II/2	---	1	---
OOW	≥500	Reg. II/1	2(a)	1(a)	2(a)(b)
NEAR COASTAL TRADE					
Master	≥3000	Reg. II/2	1	---	---
Master	≥500 but <3000	Reg. II/2	---	1	---
Master	<500	Reg. II/3	---	---	1
Chief Mate	≥3000	Reg. II/2	1	---	---
Chief Mate	≥500 but <3000	Reg. II/2	---	1	---
OOW	≥500	Reg. II/1	1(a)	1(a)	---
OOW	<500	Reg. II/3	---	---	1

OOW - Officer in charge of a navigational watch

≥ (Inverted E) = represents Gross Tonnage of Ships

(a) = denotes unlimited voyage ships

(b) = denotes ships carrying passengers

(c) = denotes near coastal voyage ships

This requirement may be reduced by 1 if the master keeps a watch or where the length of voyage is short enough and the level of port activity low enough to ensure adequate rest for the watchkeepers.

The Officer designated as Chief Mate must have at least 6 months experience whilst holding STCW II/1 certification.

**GUIDANCE ON MINIMUM MANNING LEVELS
CERTIFICATED ENGINEER OFFICERS**

TABLE 2: ENGINE DEPARTMENT

UNLIMITED TRADE					
Officer rank (STCW)	OFFICER ENGINE POWER PARAMETERS (STCW)	STCW REFERENCE	ENGINE POWER OF SHIPS IN KILOWATTS (kW) AND MINIMUM ENGINE OFFICER MANNING		
			≥3000	≥750 BUT <3000	≥350 BUT <750
Ch. Engineer	≥3000	Reg. III/2	1	---	---
Ch. Engineer	≥750 but <3000	Reg. III/3	---	1	1(b)
2nd. Engineer	≥3000	Reg. III/2	1	---	---
2nd. Engineer	≥750 but <3000	Reg. III/3	---	1	---
OOW	≥3000	Reg. III/1	2	2(a)	1(c)
NEAR COASTAL TRADE					
Ch. Engineer	≥3000	Reg. III/2	1	---	---
Ch. Engineer	≥750 but <3000	Reg. III/3	---	1	1(b)
2nd. Engineer	≥3000	Reg. III/2	1	---	---
2nd. Engineer	≥750 but <3000	Reg. III/3	---	1	---
OOW	≥750	Reg. III/1	2(a)	1(a)	1(c)

OOW - Officer in Charge of an Engineering Watch

≥ (Inverted E) = symbolize the Kilowatt of Engine Propulsion

- (a) denotes unlimited voyage ships
- (b) denotes ships carrying passengers
- (c) denotes near coastal voyage ships

Number of Engineer Officers holding III/1 certification may be reduced by one if the Chief Engineer and 2nd. Engineer keep a watch.

Other appropriate certification would be considered, such as Boat Engineer Licence Grade 1 or equivalent.

Other appropriate certification would be considered, such as Boat Engineer Licence Grade 2 or equivalent.

TENTH SCHEDULE

(Regulation (29))

FORM OF DISPENSATION

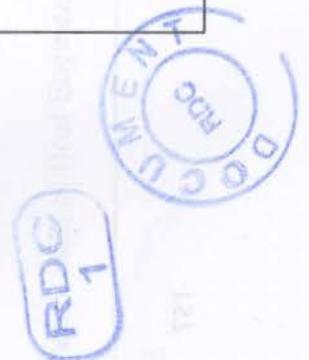
DISPENSATION ISSUED UNDER LEGAL NOTICE NO.118/2010 GIVING EFFECT TO THE INTERNATIONAL CONVENTION ON STANDARDS OF TRAINING, CERTIFICATION AND WATCHKEEPING FOR SEAFARERS, 1978 AS AMENDED IN 1995



(Official Seal)

The Government of certifies that who is the holder of Certificate No. issued by or on behalf of the Government of is duly dispensed in accordance with the provisions of Article of the above Convention, as amended, and the lawful holder is authorized to perform the following functions, at the levels specified, subject to any limitations indicated until on board the SHIP
 IMO No.....

FUNCTION	LEVEL	LIMITATIONS APPLYING (IF ANY)



The lawful holder of this endorsement may serve in the following capacity or capacities specified in the applicable safe manning requirements of the Authority:

CAPACITY	LIMITATIONS APPLYING (IF ANY)

Endorsement No. issued on

(Official Seal)

.....
Signature of duly authorized official

.....
Name of duly authorized official

Photograph of
holder

The original of this dispensation must be kept available in accordance with Regulation I/2, paragraph 9 of the Convention while serving on a ship.

Date of birth of the holder of the certificate

Signature of the holder of the certificate

