

**UNDERSTANDING BETWEEN THE GOVERNMENT OF THE
REPUBLIC OF THE PHILIPPINES AND THE GOVERNMENT OF
DENMARK CONCERNING THE RECOGNITION OF CERTIFICATES
UNDER REGULATION 1/10 OF THE 1978 STCW CONVENTION, AS
AMENDED**

The Government of the Republic of the Philippines and the Government of the Kingdom of Denmark herein after referred to as the Contracting Parties.

ACTING in accordance with the procedures referred to in Regulation 1/10 of the Annex to the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW) 1978, as amended in 1995:

HAVING REGARD to MSC Circular 950 on the Guidance on Arrangements Between Parties to the STCW Convention approved by the Maritime Safety Committee of the International Maritime Organization during its seventy-third session in May 2000;

Have agreed as follows:

ARTICLE 1

1. The Maritime Training Council (MTC), hereinafter referred to as "the certificate issuing party", is the competent authority for the Republic of the Philippines. The Danish Maritime Authority, hereinafter referred to as the "Administration", is the competent authority for the Kingdom of Denmark.

2. The agencies acting for the certificate issuing party responsible for the implementation of this Undertaking are the Professional Regulation Commission (PRC) for the Officers and the Technical Education and Skills Development Authority (TESDA) for the ratings and the Maritime Industry Authority (MARINA).

ARTICLE 2

1. The administration has the right to make visits to facilities which may include observance of procedures or the review of the adopted policies, approved or employed by the certificate issuing party;

2. In the exercise of this right, the Administration shall follow the following procedures:

a. a request to visit facilities shall be forwarded in writing, telefax or via E-mail by the Administration to the agency acting for the certificate issuing party at least thirty (30) days before the intended date of the visit;

b. the request shall list the purposes which, in the view of the Administration, makes it necessary to carry out a visit;

c. the request shall name the specific facility or facilities which the Administration intends to visit;

d. the request shall contain the names of the officials taking part in the visit and their position in the Administration;

e. the purpose of the visit shall be limited to one or more of the following:

- standards of competence;
- the issue, endorsement, revalidation and revocation of certificates;
- record-keeping;
- standards of medical fitness; and
- communication and response process to requests for verifications.

ARTICLE 3

1. Appropriate certificates covered by this Undertaking are those issued in the Philippines in compliance with Regulation II/1, II/2, III/1, III/2, III/3, IV/2, V/1 paragraph 1 and V/1. paragraph 2, for oil, chemical and/or gas tankers, and endorsed by the Philippine Administration in compliance with Regulation ½ of STCW 95.

2. Specimen certificates with endorsements covered by the Undertaking are attached to this document for identification.

ARTICLE 4

The certificate issuing party shall make available to the Administration the results of the external audit reports on the quality standards evaluations conducted in accordance with paragraph 3, Section A-I/8 of the STCW Code.

ARTICLE 5

1. If the administration, in accordance with Regulation I/9 of the STCW Convention, wants to verify the validity or contents of a certificate issued by the certificate issuing party, it shall enter into contact in writing, by telefax or b E-mail with the agency responsible for the implementation of this Undertaking of the certificate issuing party or to a person or persons nominated by the agency to act on its behalf.

2. The list of names and positions of persons nominated shall be communicated in writing to the Administration before the entry into force of this Undertaking.

3. Any change in the list of persons nominated shall be forwarded to the Administration at the earliest possible opportunity.

4. The Administration shall communicate in writing, before the entry into force of this Undertaking, the list of persons and their position which the Administration has nominated to act on its behalf to carry out the