# Checklist of requirements for licensing under Section 31 of the Trade Regulation Code (GewO)

## I. Operational framework

#### 1. Senior executive

Federal Office of Economics and Export

	Reference	Control
1.1 Company management has selected a senior executive as designated executive.		
1.2 The position of the senior executive corresponds to Section 5 (3) of the Works Constitution Act (BetrVG).		
1.3 The designated executive is responsible for the following tasks:		
ensuring that a process manual is maintained		
supervising the recruitment, training and testing of personnel		
introducing measures to remedy any deficiencies identified in the control and verification processes		
internal communication and communication with the Federal Office of Economics and Export Control		
implementing and monitoring procedures and standing orders		
1.4 The designated executive meets the requirements of Section 11 (2) of the Ordinance on the Licensing of Security Companies on Board Oceangoing Vessels.		
The individual is reliable within the meaning of Section 8 of the Ordinance on the Licensing of Security Companies on Board Oceangoing Vessels.		
The individual is at least 18 years old.		
The individual is personally qualified within the meaning of Section 9 of the Ordinance on the Licensing of Security Companies on Board Oceangoing Vessels.		
The individual possesses the necessary competence, Section 10 of the Ordinance on the Licensing of Security Companies on Board Oceangoing Vessels in conjunction with the annex.		
1.5 The appointment has been notified to all personnel in writing.		
1.6 Points 1.1 and 1.4 have been documented.		

Comments (Please use this space to provide any additional comments):

Documents included with the application:	
Documentation on the appointment of the designated executive including: name and role in the company	
description of tasks	
copy of the announcement to personnel	
an overview of employers to date	П

an explanatory statement on whether either criminal proceedings or a preliminary investigation by the public prosecutor are pending against the individual, and a certificate of good conduct pursuant to Section 30 (5) of the Act on the Central Criminal Register and the Juvenile Delinquency Register		
(Bundeszentralregistergesetz), or a comparable foreign document. The foreign document, if not in German, must be submitted in the form of a certified translation.  Education or training certificates or other evidence, with which the		
competence according to sec. 10 of the Ordinance on the Licensing of Security Companies on Board Ocean-going Vessels is proven		
2. Organizational structure		
2.1 The following aspects of the organizational structure have been determined, documented, and notified to personnel in writing:		
responsibilities within the security company		
details of the right to issue instructions and to whom this right may be transferred		
rules on deputising in the case of absence		
2.2 The security teams on board ocean-going vessels are of a sufficient size (at least 4 security operatives), depending on the risk assessment conducted as part of operations planning.		
2.3 The criteria for determining the necessary personnel including the allocation of responsibilities within the security team have been documented.		
2.4 The following positions are occupied within the security team:		
team leader		
deputy team leader		
guards		
trained paramedic		
2.5 There is sufficient personnel on land to keep the service operating around the clock.		
2.6 All personnel will immediately be informed in writing of changes to the organizational structure that are relevant to carrying out their security function.		
Comments:	1	
Documents included with the application:		
Organizational chart Copy of the notification to personnel of responsibilities, the right to issue instructions, and rules on deputising.		
Description of the organizational structure		

#### 3. Process framework

	1	1
3.1 A process manual has been created detailing procedures and the individual responsibilities.		
3.2 The creation of procedures takes into account the risks associated		
with the security functions.		
3.3 Personnel are supplied with the process manual, which provides		
guidelines.		
3.4 Changes to procedures, particularly due to changes in legal requirements, will be immediately integrated into the process manual.		
3.5 Changes will be notified to personnel immediately.		
3.6 It is ensured that personnel take note of the changes.		
Comments:		
Documents included with the application:		
Process manual		
Description of the operating procedures paying attention to 3.2 to 3.6		
4. Personnel selection process		
4.1 A requirements profile was drawn up for the personnel selection process.		
4.2 The following documents are requested and documented:		
certificate of good conduct which was issued no earlier than 3 months		
before submission, or a comparable foreign document issued by an		
authority in the place of residence		
curriculum vitae		
evidence of knowledge required pursuant to Section 10 of the Ordinance		
on the Licensing of Security Companies on Board Ocean-going Vessels		
and on time spent in the service of the armed forces and the police		
valid Medical Certificate for Service at Sea		
a certificate issued by a medical officer (Amtsarzt), specialist, or		
psychologist if facts are known that give reason to doubt personal		
qualification as stipulated in Section 9 (1) of the Ordinance on the Licensing of Security Companies on Board Ocean-going Vessels		
Elderising of Security Companies on Board Ocean-going Vessels		
Commonto		
Comments:		
Decrements included with the small-stice.		
Documents included with the application:		
Requirements profile		
Description of the personnel selection process		

## 5. Personnel review process

5.1 The reliability and personal aptitude of the security operatives will be			
tested at intervals not exceeding 12 months pursuant to Sections 8 and 9			
of the Ordinance on the Licensing of Security Companies on Board Ocean-			
going Vessels.			
5.2 Review is documented.			
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Comments:			
Documents included with the application:			
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Description of personnel review process			
6. Familiarization training			
6.1 A written familiarization concept has been developed.			
6.2 The familiarization programme incorporates the aspects mentioned in			
Section 6 (1) numbers 1 to 5 of the Ordinance implementing the Ocean-			
Going Vessel Security Ordinance.			
6.3 familiarization training is documented.			
6.4 The documentation is brought to the attention of the designated			
executive.			
Comments:			
oniments.			
Documents included with the application:			
familiarization concept			
7 Further training process for personnel			
7. Further training process for personnel			
7.1 Security eneratives receive appual training to keep their competence	1	ı	1
7.1 Security operatives receive annual training to keep their competence up-to-date.			
7.2 Time, duration and content of the training and the names of the			
participants are documented.			
7.3 The security operatives providing security services undertake firearms			
training at least four times a year.			
7.4 Firearms training is undertaken at intervals not exceeding 6 months.			
7.5 The designated executive ensures that all accessible information on			1
the current threat level in hazardous sea areas (strategies and weaponry			1
of specific criminal groups, targets of attacks) is obtained and evaluated.			
7.6 Relevant knowledge about the situation is immediately transferred to			
deployed security operatives.			
7.7 The time intervals between the gathering of information, the			
information sources, and the evaluation made are documented.			1

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7.8 Evidence of the use of information services able to provide a current overview of events relevant to operations is included with the application.		
Comments:		
Documents included with the application:		
Description of further training process for personnel		
Training concepts		
Description of information gathering		
Evidence of the use of information services able to provide a current overview of events relevant to operations		
8. Legal advice		
8.1 The security operatives have access to legal advice around the clock.		
8.2 Legal advice is given by professional, qualified legal advisors.		
8.3 All personnel have been provided with the contact details.		
8.4 All security operatives are immediately informed of changes to those responsible.		
Documents included with the application: Name of the person charged with giving legal advice, their qualification, and the company they belong to.  9. Documentation of control and verification processes		
o. Documentation of control and vermoution processes		
9.1 The internal verification processes stipulate control mechanisms to be used in daily operations.		
9.2 The controls that are carried out ensure compliance with legal requirements, particularly those set out in Sections 4 to 6, 13 and 14 of the Ordinance on the Licensing of Security Companies on Board Ocean- going Vessels.		
9.3 The design, appropriateness and effectiveness of the organizational structure and process framework including the procedures at sea are examined regularly.		
9.4 The system is checked by:		
a member of personnel that is not directly involved in routine work in the department for operations planning		
Name and role of the member of personnel		
an external expert		

Name of the company and expert, qualification:	I	T	T
radine of the company and expert, qualification.			
9.5 Company management has defined processes to remedy any			
deficiencies identified.			
9.6 The designated executive is informed of any deficiencies identified.			
9.7 The process contains the steps stipulated in Section 9 (3) numbers 1 to 6.			
9.8 The respective points of contact have been defined.			
9.9 Escalation stages and emergency procedures have been set up.			
9.10 The process and the respective points of contacts have been documented.			
9.11 Changes are integrated into the process manual.			
Documents included with the application:  Description of the internal control and verification processes.  10. System of documentation			
10.1 Company management has set up a system of documentation and ensure that this is maintained.			
10.2 The following has been defined in writing:			
the definition of responsibilities for the system			
the issues to be documented and the documents			
the form of documentation to be used			
the means of identifying, protecting and retrieving the documents			
the way in which the documents are used			
access rights for the documents			
measures for ensuring the retention obligation is fulfilled as stipulated in Section 13 (3) of the Ordinance on the Licensing of Security Companies on Board Ocean-going Vessels.			
Comments:  Documents included with the application: Description of the system design including names of the persons responsible at the time the application is made  11. Communication system			
11.1 Company management has set up a communication system and ensures that this is maintained.			
11.2 The communication system ensures that:			
11.2 The communication system ensures that.		ĺ	ĺ

personnel are informed of the responsibilities pertaining to them		
imminent or observed violations of legal or operational requirements are		
reported to company management and to the designated executive		
immediately.		
11.3 Company management has established a contact point which, in		
addition to the communication channels, is also responsible for receiving		
and passing on information on imminent or observed violations and		
suggestions for improvement to company management and the	_	
designated executive.		
11.4 The contact point named in 11.3 has been announced internally.		
14. E Information on imposinguit or about advisorious and accounting for		
11.5 Information on imminent or observed violations and suggestions for		
improvements and how these have been processed are documented.  11.6 The designated executive provides company management with		
regular written reports on the main processes in operations.		
regular written reports on the main processes in operations.		
Comments:		
Documents included with the application:		
Description of the communication system		
II Donlovment procedures		
II. Deployment procedures		
Before commencing the security activities covered by the licence		
application, appropriate procedures have been defined and documented,		
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application, appropriate procedures have been defined and documented, and are continually updated during the term of the licence.		
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1.8 There is a clear hierarchy and command structure within the security		
team, which is made known to all participants involved before the		
deployment.		
1.9 The command structure is followed during exercises.		
1.10 All security operatives deployed must follow the instructions of the		
team leader.		
1.11 The overriding authority of the captain to issue orders remains unaffected.		
1.12 The determining of the persons in charge including all changes is		
documented.		
Comments:		
Comments.		
2. Interaction between the team leader and the captain		
2.4. The interestion between the team leader and the contain when		
2.1 The interaction between the team leader and the captain when identifying an attack and for conduct in the event of an attack is defined.		
identifying an attack and for conduct in the event of an attack is defined.		
2.2 The captain's right to decide on defensive measures is not prejudiced.		
2.3 The team leader supports the captain to the best of his ability and		
conscience taking into account all circumstances relevant to the situation		
when the captain is assessing whether an attack is pending.		
2.4 In the event of an attack, the team leader normally remains with the		
captain in order to ensure communication with the captain.		
Comments:		
2. Dreamdured rules on the use of force and weepens		
3. Procedural rules on the use of force and weapons		
In the case that weapons are used, the procedural rules on the use of	I	
force and weapons are observed in addition to the following rules:		
The use of physical force and of weapons is strictly avoided.		
Exceptions are only made in accordance with the relevant German		
Exceptions are only made in accordance with the relevant German		
legislation, in particular Sections 32 through 35 of the German Penal		
legislation, in particular Sections 32 through 35 of the German Penal Code, paying special attention to the appropriateness, necessity and		
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warning shots in the water close to the attacker			
targeted shots against property, in particular the engine of the boat or			
the boat hull			
As a last resort, when all milder defensive measures are ineffective, it			
is possible to use firearms directly against the attacker.			
Comments: 4. Communication channels between security operatives a	and '	the captain	ı
4.1 The communication channels between security operatives and the			
captain are defined before the deployment.			
4.2 The team leader is specified as the person responsible to the captain.			
4.3 The team leader is responsible for the security operatives in his security team during the entire deployment and has legal responsibility for them, particularly with regard to the rules and regulations that must be complied with on board.			
4.4 The team leader remains in contact with the captain and his security			
company during the deployment.			
4.5 The team leader is ready to answer any queries from German			
authorities.			
4.6 If the team leader is unable to undertake his duties, his role is taken			
over by the deputy.			
5. Monitoring on board			
5.1 Measures to monitor the security operatives on board the ocean-going vessel have been taken.			
5.2 These are as follows:			
Comments:  6. Completion of reports and safeguarding of evidence			
6.1 The behaviour of the security operatives when defending off an attack		<del>                                     </del>	
is documented.			
6.2 A concept has been developed for this purpose.			
6.3 The concept also includes measures taken with respect to the safeguarding of documentation against falsification, deletion, or theft.			
Comments:			

### 7. Procurement, transport, loading onto the vessel and unloading, storage and protection against loss, use and disposal of the equipment

7.1 The procedures are described in the application.			
7.2 This includes a description of the entire supply chain.			
7.3 Any export, import or transit licences as well as trading and brokering			
licences are submitted.			
7.4 The internal rules and measures on the storage of weapons and ammunition are also submitted.			
animanian are also submitted.			
Comments:			
Bassassata tarkahada 20h dha ana Bastan Garli A. W.			
<b>Documents included with the application for II. 17.:</b> Process handbook, which is to include a description of the procedures in			
II. 17. and the definition of responsibilities which take into consideration			
the risks associated with the provision security services.			
export, transit or trade permits as well as trading and brokering licences			
internal rules and measures on the storage of weapons and ammunition			
III. Standing orders			
III.1 The guard duty is regulated through a general standing order, deployment-specific standing orders, and shift scheduling.			
III.2 Before deployment, the security company delivers a copy of the			
standing orders to the security operatives in return for a written			
acknowledgement of receipt and also provides them with a copy of the			
shift schedule.			
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1. General standing order			
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1.1 The general standing orders contain details on:			
general description of duties			
legal status of the security operatives			
rights to issue directives			
rules on periods of service			
general conduct during the deployment			
rules on handling uniforms and equipment			
reports and notifications			
data protection and obligations to maintain confidentiality			
1.2 An annex detailing the applicable legal provisions of the Federal			
Republic of Germany is attached to the general standing order.		I	1

Comments:

**Documents included with the application:** 

2. Deployment-specific standing orders	
2.1 The deployment-specific standing orders contain details on:	
constructional specifications of the vessel such as rooms, storage facilities for weapons and ammunition, existing safety devices, lifesaving equipment, cargo	
shipping route	
contact person and specific rights to issue instructions	
description of the specific assignment	
conduct in emergency situations	
directory of important telephone numbers	
2.2 An annex detailing the applicable legal provisions of the coastal and port states traversed is attached to the deployment-specific standing orders.	
Comments:	
IV. Identity passes and documents	
The following documents are on hand no later than embarkation:	
in the case of deployment on an ocean-going vessel flying the federal flag, evidence of having satisfied the conditions associated with the firearms certificate under Section 28a (1) of the Weapons Act	
proof of accident and health insurance for security operatives	
travel documents and visa, if visas are to be issued by the relevant country before entry	
identity passes bearing the following information:	
surnames and first names of the security operatives	
name and address of the security company	
photographs of the security operatives	
signatures of the security operatives and of a person under Section 11 (1) or (2) of the Ordinance on the Licensing of Security Companies on Board Ocean-going Vessels	
2. The identity passes plainly differ from official identification cards.	
<ol><li>The identity passes have been numbered consecutively and recorded in a register.</li></ol>	
Comments:	 

General standing order

V. Equipment

equipment.			
2. The equipment includes:			
night-vision device			
rangefinder			
binoculars			
long firearm			
handgun			
sufficient ammunition			
ballistic helmet			
camera			
ballistic vest			
radios with microphone headsets, satellite phone			
medical equipment			
automatic life vest			
3. When selecting respective models, attention is paid to ensuring that it is possible to comply with the import, export and transit provisions that apply to the Federal Republic of Germany and to the port and coastal states as well as the provisions for trading and brokering transactions in foreign trade.			
4. The security company inspects the equipment prior to each deployment			
to ensure that it is serviceable.  5. Items of equipment that are not serviceable are replaced with			
equivalent items of equipment.			
<ol><li>Changes are reported without delay to the Federal Office of Economics and Export Control.</li></ol>			
Comments:  Documents that must be included with the application: List of the weapons and equipment used including specification of the specific features  VI. Requirements for the deployed security operations.	□ tive	s	
Security services are only provided by persons who are:			
reliable within the meaning of Section 8 of the Ordinance on the			
Licensing of Security Companies on Board Ocean-going Vessels			
at least 18 years of age have the necessary personal aptitude within the meaning of Section 9 of			
the of the Ordinance on the Licensing of Security Companies on Board Ocean-going Vessels, and			
who possess the necessary competence pursuant to Section 10 of the Ordinance on the Licensing of Security Companies on Board Oceangoing Vessels			
2. As part of the vetting process for reliability, the security operatives are			

1. The security operatives are equipped with appropriate and serviceable

required to submit the following documents:

an overview of employers to date

an explanatory statement on whether either criminal proceedings or a preliminary investigation by the public prosecutor are pending against		
preliminary investigation by the public prosecutor are pending against		
promining involugation by the public proceduter are perfaining against		
the individual, and		
, '		
a certificate of good conduct under Section 30 or 30b of the Act on the		
Central Criminal Register and the Juvenile Delinquency Register		
(Bundeszentralregistergesetz) which must be issued no earlier than 3		
months before submission, or a comparable foreign document. The		
foreign document, if not in German, must be submitted in the form of a		
certified translation.		
Comments:		
VII. Requirements for company management	<u> </u>	
The members of the company management as well as persons charged with management of a business or branch office are:		
reliable within the meaning of Section 8 of the Ordinance on the		$\Box$
Licensing of Security Companies on Board Ocean-going Vessels		
at least 18 years old		
have the personal aptitude within the meaning of Section 9 of the		
Ordinance on the Licensing of Security Companies on Board Ocean-		
going Vessels.		
going vessels.		
VIII. Public and employers' liability insurance		
VIII. Public and employers' liability insurance  1. Public and employers' liability insurance has been procured and is maintained for the duration of the activities.		
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Public and employers' liability insurance has been procured and is maintained for the duration of the activities.      The minimum coverage for an insured event is 5 million euros for		
<ol> <li>Public and employers' liability insurance has been procured and is maintained for the duration of the activities.</li> <li>The minimum coverage for an insured event is 5 million euros for personal injury and damage to property and 500,000 euros for financial</li> </ol>		
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Public and employers' liability insurance has been procured and is maintained for the duration of the activities.     The minimum coverage for an insured event is 5 million euros for personal injury and damage to property and 500,000 euros for financial losses.     If exclusions have been made:  Liability for compensation claims due to wilful breach of duty has been		
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3. The following records are completed and the documents and evidence below compiled:		
security contract with name and address of the principal, content and		
nature of the assignment as well as the date of contract execution		
documentation of each deployment upon termination of the deployment		
with the following details:		
name and IMO ship identification number of the ocean-going vessel		
itinerary and travel period through the hazardous area		
names of the deployed security operatives together with the		
documents required under Section 5 (4)		
list of weapons, ammunition and other equipment under Section 6 (1)		
first sentence that are carried aboard, together with any export, transit		
or trade permits as well as documentation on losses, replacements or		
use		
name, address and birth date of the security operatives, indicating the		
date of contract execution		
evidence concerning the reliability, qualification and competence of the		
security operatives and concerning their familiarization and basic		
training in accordance with Sections 7 to 10		
the standing orders under Section 5 (2) first sentence and		
acknowledgments of receipt under Section 5 (2) second sentence		
insurance policy under Section 12 (1)		
notifications under Section 14 and		
results of the verifications conducted as part of the control and verification processes under Section 4 (1) second sentence, number 5.		
4. In the event that weapons are used, the following are documented		
immediately after termination of the deployment:		
time, location and duration of the deployment		
course of events leading up to the use of weapons		
in the event of an attack: number and weaponry of the attackers		
in the event of an attack: boats and weapons used by the attackers in the attack		
in the event of an attack: course of the defensive measures		
weapons used and ammunition consumed		
identity of wounded and dead		
written witness statements and available records on the use of weapons		
as well as		
target practice.		
5. The records and the documentation are retained for three years.		

#### Comments: