

# PRESIDENTIAL LAWS AND DECREES

## PRESIDENTIAL DECREE of 7 December 2018 no. 31.

**The regulation on training courses aimed at the exercise of the activities of the diving industry in the implementation of art. 5 of the regional law of 21 April 2016, no. 7.**

### THE PRESIDENT OF THE REGION

Considering the Statute of the Region;

Considering the decree of the President of the Region of 28 February 1979, no. 70, which approves the consolidated text of the laws on the structure of the Government and Administration of the sicilian Region;

Considering the ministerial decree of 13 January 1979, "Establishment of the category of divers in the local service";

In view of the regional law of 15 May 2000, no. 10 "Regulations on the management and employment relations, and labor in the employ of the sicilian Region";

Considering the directive no. 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the recognition of professional qualifications;

Considering the legislative decree of 9 November 2007, no. 206 "Implementation of directive no. 2005/36/EC on the recognition of professional qualifications, as well as to directive no. 2006/100/EC adapting certain directives on the free movement of persons following the accession of Bulgaria and Romania";

In view of the regional law 16 December 2008, no. 19 "Regulations for the reorganization of the regional Departments. Sort of the Government and Administration of the Region";

Considering the decree of the President of the Region, January 18, 2013, no. 6 "Regulation of the implementation of Title II of the regional law 16 December 2008, no. 19. The reconfiguration of organizational structures of regional Departments of the decree of the President of the Region, January 18, 2013, no. 6 and subsequent amendments and integrations, and implementation of article 34 of regional law may 15, 2013, no. 9";

Considering the decree of the President of the Region, 14 June 2016 no. 12 "Regulation for the implementation of Title II of the regional law 16 December 2008, no. 19. The reconfiguration of organizational structures of regional Departments referred to in article 49, paragraph 1, of the regional law of 7 May 2015, no. 9. Modification of the decree of the President of the Region, January 18, 2013, no. 6 and subsequent amendments and integrations;

Considering the legislative decree 16 January 2013, no. 13, concerning the "Definition of general rules and essential levels of performance for the identification and validation of learning, non-formal and informal learning and minimum standards of service of the national system of certification of competences, in accordance with art. 4, paragraphs 58 and 68, of the law 28 June 2012 n. 92";

Considering the decree of the Ministry of labour and social policies, in concert with the Ministry of education, university and research, June 30, 2015, concerning the definition of an operational Framework for the national recognition of qualifications of regional and skills, in the context of the national directory of qualifications of the education and training of the professional qualifications referred to in art. 8 of the legislative decree of January 16, 2013, no. 13;

In view of the regional law of 21 April 2016, no. 7 "the Discipline of the learning contents for the exercise of the activities of the diving industry" and in particular art. 5;

In view of the regional law of 17 May 2016 no. 8 "Provisions to support the economy. Standards in the field of personal. Miscellaneous provisions", and in particular art. 30 "Repertoire of qualifications in the Region";

Considering the decree on the advisory commission no. 2570 May 26, 2016, together with all Attachments, to the approval of the Repertoire of the qualifications of the sicilian Region called the directory of qualifications, as a contribution to the national plan of qualifications to the regional decree of 30 June 2015 of the Ministry of labour and social policies and in coherence with the national System of certification of competences, referred to in D. Lgs. January 16, 2013, no. 13;

In view of the regional law 29 December 2016 no. 29 "Certification System, a regional";

Considering that article 5 of the above-mentioned regional law of 21 April 2016, no. 7 provides for the adoption of the discipline of the implementation of the provisions of the same, with particular reference to the recognition of training standards referred to in article 3, paragraph 2, of and the procedures for the establishment, operation, maintenance, registration and cancellation of the individual, the Repertoire of electronic referred to in article 4;

Considering the opinion no. 278/2018, made in the meeting of 11 September 2018 by the Council of administrative justice for the sicilian Region (number deal 00088/2018);

Considering the deliberations of the regional Council n. 409, 24 October 2018 and no. 436 of the November 6, 2018;

On the proposal of the regional minister for education and vocational training in consultation with the regional Councillor for family, social policies and employment;

### ISSUES

the following rules and regulations:

#### Article. 1.

#### **Training standards for the achievement of qualifications**

1. Pursuant to article 3, paragraph 2, of the regional law of 21 April 2016, no.7, the training courses for the achievement of the qualifications of the underwater industrial that have been authorised in advance and carried out by state institutions or public bodies or by professional training centers accredited by the Region and subject to its supervision, are subject to the minimum requirements of the international education of the International Diving School Association (IDSA) with reference to the times of immersion and the fund and the activities in the water.

2. The requirements for teaching referred to in paragraph 1 are recognised and applied according to Annex 1, part I, as determined as at the date of entry into force of this regulation.

3. In the case of a modification to the standards indicated in the preceding paragraphs with regulation it proceeds to the update of the forecasts relative to minimum standards for the achievement of qualifications with effect, based on the routes approved and launched after the entry into force of this regulation and without prejudice to the validity of the title obtained

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4. In order to facilitate the recognition of qualifications under the directive no. 2005/36/EC of the European Parliament and of the Council of 7 September 2005, the public institutions and professional training centres accredited issuing the "Europass Certificate Supplement" referred to in article 9 of decision no. 2241/2004/EC of the European Parliament and of the Council of 15 December 2004, with evidence of the submission for approval of training courses carried out to the provisions of the regional law of 21 April 2016, no.7.

### Article. 2.

#### *The institution of the Repertoire of electronic*

1. It is set up at the regional Department of work, employment, and guidance services and of the training activities to the Repertoire of telematic referred to in article 4 of the regional law of 21 April 2016, no. 7 with the function to facilitate the meeting between offer and demand of work with reference to professional activities related to the qualifications of the underwater industrial, as defined in article 2 of the regional law of 21 April 2016, no. 7.

2. Within the term of 30 days from the date of entry into force of this regulation, the general manager of the regional Department of work, employment, and guidance services and training activities to identify, in the context of the structure of the service and the operational unit responsible for the implementation and management of the Repertoire in electronic form. In the framework of the said management order, you will proceed to the allocation of any material resources as well as the directions for the activation of the dedicated internet site, which must be promptly and appropriately made available, and advertised by means of telecommunication links on the homepage of PIR in the Region and on the page of the Department.

3. Within the term of 45 days from the date of the management order referred to in paragraph 2 of the website will be active and accessible, and you will have to give the boot to the receipt and assessment of applications for registration.

### Article. 3.

#### *Features of the Repertoire*

1. The Repertory will have a telematics-only form. Paperwork is permitted for registration, variation and deletion of individual positions. The use of paperwork is merely optional, but the user is still allowed, and after the appropriate checks by the relevant office, to update the data directly by telematics.

2. Considering the character of the telematic Repertoire, every registration, cancellation or change of location or of the data reported will take effect only from the date of publication of the updated data on the website of the Repertory.

3. The internet site of the Repertoire will have to be structured in accordance with the provisions of article 53 of the decree legislative 7 March 2005, no. 82, and of the related guidelines for the accessibility of information.

4. The internet site of the Repertoire contains a data-base of free consultation even in an anonymous format on the single individual positions, as well as specific sections relating to the procedures for the registration, updating and deletion and the application forms, the applicable regulations, standards, training reference.

5. The internet site will be realized in the entirety of its contents in Italian language. Within the term of 180 days from the date of publication of this regulation on the institutional site of the Sicilian Region, the descriptors of the data-base, research tools, and a summary of applicable regulations and of the mode of consultation, registration, update and deletion of the individual positions are published and updated in the English language.

6. In order to ensure the continuity of the service and the protection of the data-base, the competent Service shall ensure the back-up data using the cloud server of the regional Administration

### Article. 4.

#### *Registration to the Repertoire*

1. The registration to the Repertoire of telematics is on the individual instance of the individual concerned addressed to the competent office referred to in article 2, paragraph 2, of this regulation.

2. The application must be submitted on plain paper solely on the pattern paper and/or electronic communication prepared and approved by decree of the director general of the regional Department of work, employment, and guidance services and of the training activities will be implemented within the term of 45 days from the date indicated by article 2, paragraph 2, of this regulation.

3. The application must contain the appropriate information and authorization to the processing and publication of personal data pursuant to legislative decree 30 June 2003, n. 196 and subsequent amendments and integrations. The non-release by the applicant of the authorization entails the rejection of the instance to the impossibility to follow up the proceedings.

4. The methods and the contents of the registration application will be arranged with the measure of the director general of the regional Department of work, employment, and guidance services and of the training activities will be implemented within the term of 45 days from the date indicated by article 2, paragraph 2, of this regulation.

5. For the enrollment, the person concerned must proceed to the payment of the rights issue of the card. The mode of payment and related amounts, will be defined by decree of the director general of the regional Department of work, employment, and guidance services and of the training activities will be implemented within the term of 45 days from the date indicated by article 2, paragraph 2, of this regulation.

### Article. 5.

#### *Investigation of instances*

1. The competent office, acquired the instance of registration, variation or cancellation, shall verify the regularity and completeness of the same.

2. If the documentation attached to the instance is incomplete, the office provides timely communication to the applicant who shall, within the term of 30 days from receipt of notice to proceed with the integration of the same. In the event of default by the applicant the application will be rejected

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3. The competent office, if the office finds that the documentation submitted is false, it proceeds to the rejection of the application or, in the case of a subject already enrolled in the Repertoire, to the cancellation of the relative position, giving timely communication to the data subject and save the activation of the procedures as required by applicable laws and regulations.

4. In the outcome the investigation of a positive response to the instance of registration, the competent office shall, within 15 days from the receipt of the petition and, except in the cases referred to in paragraph 3, to the registration of the position in the Repertoire of electronic, the assignment of the progressive number of the individual entry and the contextual release of the card named.

### Article. 6.

#### *Application for a variation of the position*

1. The variation of the position and the data reported for the subjects already enrolled in the Repertoire of telematics is on the individual instance of the individual concerned addressed to the competent office referred to in article 2, paragraph 2, of this regulation.

2. The variation application should be submitted on plain paper solely on the pattern paper and/or electronic communication prepared and approved by decree of the director general of the regional Department of work, employment, and guidance services and of the training activities will be implemented within the term of 45 days from the date indicated by article 2, paragraph 2, of this regulation.

3. In the event of a change relative to the level of qualification the application must be accompanied by documents attesting to the new level of qualification achieved.

4. In the cases of change in the number of individual subscription to the Repertoire remains the one attributed at the time of registration.

5. In the cases referred to in paragraph 3, the card already issued must be returned together with the submission of the application and will be replaced by new updated card containing the new level of qualification obtained, subject to the progressive number of the individual entry to the Repertoire assigned at the time of registration.

6. The payment of the rights issue in the cases of the variation is due only in the cases referred to in paragraph 5.

### Article 7.

#### *Removal from the directory*

1. The cancellation of individual items from the Repertoire takes place on a voluntary basis or office.

2. The voluntary cancellation of the position and the data reported for the subjects already enrolled in the Repertoire of telematics is on the individual instance of the individual concerned addressed to the competent office referred to in article 2, paragraph 2, of this regulation.

3. The deletion of the positions is made of the office in cases of detected irregularities in the documentation or in any other case provided by law.

4. In the case of a cancellation the Repertoire will match the progressive number of the individual entry of the removal and the individual data of the subject deleted will be removed.

5. For the cancellation of the position is not required to pay the rights.

### Article 8.

#### *Card*

1. At the time of registration to the Repertoire is issued a card and by name, laying down the progressive number of individual registration, accompanied by the personal identification data (name, surname, date and place of birth), the photograph of the concerned and the level of qualification achieved in accordance with article 3, paragraph 2, of the regional law of 21 April 2016, no. 7.

2. The physical features and graphics of the card, which must ensure the non-weathering, durability, and the non-reproducibility of the same, and shall bear the words "Regione siciliana – Repertoire of telematics operators of the diving industry" will be defined by decree of the director general of the regional Department of work, employment, and guidance services and of the training activities will be implemented within the term of 45 days from the date indicated by article 2, paragraph 2, of this regulation.

3. In case of loss or destruction of the card, the writing to the Repertoire shall be submitted to the competent office request for issuance of duplicate, upon the payment of the rights issue referred to in article 4, paragraph 5, of this regulation.

### Article 9.

#### *Rights release*

1. The Accountant-general of the Region, with its own provision, shall proceed with the activation of a specific chapter in the budget of the Region where afferiranno resources for the rights of release of the card referred to in article 4, paragraph 5, of this regulation.

### Article 10.

#### *Coordination with the Repertoire of the qualifications and the database community*

1. With the subsequent decree of the minister for education and vocational training will, within 45 days from the date of entry into force of this regulation and to the updating of the Repertoire of the qualifications of the sicilian Region, referred to in article 30 of the regional law of 17 may 2016 no. 8 through the insertion between the profiles of "the Training of the governed" of the three professional qualifications referred to in regional law of 21 April 2016, no.7, as regulated in annex 1 to this regulation and with an indication of the relative discipline of reference in accordance with what will be provided for in the decree of the President, and in the following regulatory acts to implement the regional law of 29 December 2016 no. 29:

- (a) "inshore diver"
- b) "top up offshore air diver"
- (c) "altofondalista offshore sat diver".

2. The regional Department of employment, and guidance services and of the training activities, which shall be provided within 30 days after the adoption of the necessary requirements in respect of the competent offices and agencies of the State for the introduction of the qualifications referred to in this regulation, in the database maintained by the european Commission and published on its website, to facilitate the recognition of qualifications under the directive no. 2005/36/EC of the european Parliament and of the Council of 7 September 2005.

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## Article 11.

### Final rules and regulations

1. This regulation, together with the annex referred to in art. 1, which is an integral part, shall enter into force on the fifteenth day following that of its publication in the Official Gazette of the sicilian Region.

Palermo, 7 December 2018.

MUSUMECI

*The regional councillor for family,  
social policy and social work*

IPPOLITO

*The regional councillor for education  
and vocational training*

LAGALLA

Registered at the Court of accounts, control section, for the sicilian Region, on January 24, 2019, reg. no. 1, Acts of the Government, fg. no. 4.

## Annex 1

Regulation no. \_\_\_\_\_ of the \_\_\_\_\_

### 1. LEARNING PATHS PURSUANT TO ARTICLE 2, PARAGRAPH 1, LETT. (A), of the REGIONAL LAW OF 21 APRIL 2016, No. 7 "DIVER (INSHORE DIVER)"

(a) the Requirements of the providers of educational activity: having a surface station for air dives with panels control/air delivery/communication and a helmet (art. 2, paragraph 6, of the regional law n. 7/2016).

(b) Requirements for admission to the paths:

- Italian citizenship or another EU member state or citizens of other nationalities or stateless persons regularly residing on the territory of the community or recognized as recipients of international protection pursuant to applicable laws and regulations of the state;
- possession of license by the State exam at the end of the first cycle of education, or equivalent qualification;
- for Italian citizens and for citizens of another EU member state possession of the Booklet, scouting in the course of validity, attesting the enrolment in a register of divers in the local service referred to in article 3 of the ministerial decree of 13 January 1979, or possession of certification of medical examinations the international, attesting to the suitability of the psycho-physical to carry out the activities of the diving industry (IMCA D-20/01 (2 July 2001));
- for non-EU citizens in possession of certification of medical examinations the international, attesting to the suitability of the psycho-physical to carry out the activities of the diving industry (IMCA D-20/01 (2 July 2001));

c) Skills to be acquired within the scope of the course: The skills are presented according to the format and the structure of the Repertoire of the qualifications of the sicilian Region, in line with the descriptive rules of the ministerial decree of 30 June 2015 for the establishment of the national framework of qualifications.

(d) bottom Times to acquire to the end of the path: the time of the fund as defined by chapter 4, section 2, table 6 "IDSA level 1 IDSA level 2", i.e. from chapter 2, section 1, table 3 "IDSA level 1 IDSA level 2" of the Standard IDSA (International Diving Schools Association Standard & Procedures April 14, 2014); the timing of the fund are to find a suitable reply in the Log Book and individual.

### 2. LEARNING PATHS PURSUANT TO ARTICLE 2, PARAGRAPH 1, LETT. B), of the REGIONAL LAW OF 21 APRIL 2016, No. 7 TOP UP (OFFSHORE AIR DIVER)"

(a) the Requirements of the providers of the training activity: have a station for diving with compressed air with the bell open or basketball. Where provided must be integrated, the presence of the support unit of a hyperbaric chamber, suitably equipped and equipped, with professional staff skilled in its use, to provide support to the activities sommozzatorie (jump room) (art. 2, paragraph 7, of the regional law n. 7/2016).

(b) Requirements for admission to the paths:

- Italian citizenship or another EU member state or citizens of other nationalities or stateless persons regularly residing on the territory of the community or recognized as recipients of international protection pursuant to applicable laws and regulations of the state;
- possession of license by the State exam at the end of the first cycle of education, or equivalent qualification;
- for Italian citizens and for citizens of another EU member state possession of the Booklet, scouting in the course of validity, attesting the enrolment in a register of divers in the local service referred to in article 3 of the ministerial decree of 13 January 1979, or possession of certification of medical

examinations the international, attesting to the suitability of the psycho-physical to carry out the activities of the diving industry (IMCA D-20/01 (2 July 2001);

- for non-EU citizens in possession of certification of medical examinations the international, attesting to the suitability of the psycho-physical to carry out the activities of the diving industry (IMCA D-20/01 (2 July 2001);

• the times of the fund as defined by chapter 4, section 2, table 6 "IDSA level 1 IDSA level 2", i.e. from chapter 2, section 1, table 3 "IDSA level 1 IDSA level 2" of the Standard IDSA (International Diving Schools Association Standard & Procedures April 14, 2014), the timing of the fund are to find a suitable reply in the Log Book and the individual;

- possession of a suitable qualification for first aid (diver medic) as defined in article 2, paragraph 5, of regional law no. 7/2016 of the Region of Sicily;

c) Skills to be acquired within the scope of the course: The skills are presented according to the format and the structure of the Repertoire the qualifications of the sicilian Region, in line with the descriptive rules of the ministerial decree of 30 June 2015 for the establishment of the national framework of qualifications;

(d) bottom Times to acquire to the end of the path: the time of the fund as defined by chapter 4, section 2, table 6 "IDSA level 1 IDSA level 2 IDSA level 3", i.e. from chapter 2, section 1, table 3 "IDSA level 1 IDSA level 2 IDSA level 3" of the Standard IDSA (International Diving Schools Association Standard & Procedures April 14, 2014), the time of the fund they must find a suitable reply in the Log Book and individual.

### 3. LEARNING PATHS PURSUANT TO ARTICLE 2, PARAGRAPH 1, LETT. C), of the REGIONAL LAW OF 21 APRIL 2016, No. 7 "ALTOFONALISTA (OFFSHORE SAT DIVER)"

(a) the Requirements of the providers of the training activity: the use of plants to high depths, including closed bell and decompression chamber. The system must be properly certified and maintained in accordance with and as required by the classification society competent in PVHO (containers, pressure resistant led/towns and villages) (art. 2 paragraph 8 of the regional law n. 7/2016).

(b) Requirements for admission to the paths:

- Italian citizenship or another EU member state or citizens of other nationalities or stateless persons regularly residing on the territory community or recognized as recipients of international protection pursuant to applicable laws and regulations of the state;
- possession of license by the State exam at the end of the first cycle of education, or equivalent qualification;
- for Italian citizens and for citizens of another EU member state possession of the Booklet, scouting in the course of validity, attesting the enrolment in a register of divers in the local service referred to in article 3 of the ministerial decree of 13 January 1979, or possession of certification of medical examinations the international, attesting to the suitability of the psycho-physical to carry out the activities of the diving industry (IMCA D-20/01 (2 July 2001));
- for non-EU citizens in possession of certification of medical examinations the international, attesting to the suitability of the psycho-physical to carry out the activities of the diving industry (IMCA D-20/01 (2 July 2001);
- the times of the fund as defined by chapter 4, section 2, table 6 "IDSA level 2 IDSA level 3", i.e. from chapter 2, section 1, table 3 "IDSA level 2 IDSA level 3" of the Standard IDSA (International Diving Schools Association Standard & Procedures April 14, 2014), the time of the fund they must find a suitable reply in the Log Book and individual.
- possession of a suitable qualification for first aid (diver medic) as defined in article 2, paragraph 5, of the l.r. no. 7/2016.

c) Skills to be acquired within the scope of the course: The skills are presented according to the format and the structure of the Repertoire the qualifications of the sicilian Region, in line with the descriptive rules of the ministerial decree of 30 June 2015 for the establishment of the national framework of qualifications.

(d) bottom Times to acquire to the end of the path: the time of the fund as defined by chapter 4, section 2, table 6 "IDSA level 2 IDSA level 3 IDSA level 4", i.e. from chapter 2, section 1, table 3 "IDSA level 2 IDSA level 3 IDSA level 4" of the Standard IDSA (International Diving Schools Association Standard & Procedures April 14, 2014), the time of the fund they must find a suitable reply in the Log Book and individual.

approved: MUSUMECI

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## NOTES

Warning:

The text of the notes below published has been drawn up pursuant to art. 10, paragraphs 2 and 3 of the consolidated text approved by decree of the President of the Republic of 28 December 1985, n. 1092, only in order to facilitate the reading of the provisions of law amended or which is operated for the postponement. Remain unchanged, the value and the effectiveness of the legislative acts transcribed, according to the relevant sources. The changes are highlighted in italics.

*Note to the Epigraph:*

Article 5 of the regional law of 21 April 2016, no. 7, laying down the "Discipline of the learning contents for the exercise of the activities of the diving industry." provides:

"the Provisions and the final. The clause of neutrality in financial. 1. With the decree of the President of the Region, on proposal of the regional minister for education and vocational training in consultation with the regional Councilor for family, social policy and social work, to be issued within ninety days from the date of entry into force of the present law, are defined the modalities of the implementation of this law.

2. Titles and qualifications acquired at the date of entry into force of this law at the professional training centers accredited by the Region pursuant to applicable laws and regulations and that conform to the standards prescribed by article 3, paragraph 2, are eligible to register to the repertoire of electronic article

4 and are recognizable within the meaning of directive no. 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the whole territory of the community.

3. By the implementation of this law may not derive new or increased burdens for the regional finances."

Notes to the Preamble:

– The decree of the President of the Region of 28 February 1979, no. 70 laying down the "consolidated Text of the laws on the structure of the government and Administration of the Sicilian Region." is published in the Official Journal of the Sicilian Region, on 28 April 1979, no. 19.

– The ministerial decree of 13 January 1979, on the "Establishment of the category of divers in local service," is published in the Official Journal of the Italian Republic of February 16, 1979, no. 47.

– The regional law of 15 May 2000, no. 10, containing "Regulations on the management and employment relations, and labor in the employ of the Sicilian Region. Conferral of functions and tasks to local authorities. The institution of the single desk for production activities. Provisions in the field of civil protection. Rules of retirement." is published in the Official Journal of the Sicilian Region in May 17, 2000, no. 23.

– Directive of the European Parliament and of the Council of 7 September 2005, no. 2005/36/EC, implementing the "Directive of the European Parliament and of the Council on the recognition of professional qualifications." is published in the Official Journal of the European Union of the September 30, 2005, no. L 255.

– The legislative decree of 9 November 2007, no. 206, containing "Implementation of directive 2005/36/EC on the recognition of professional qualifications, and directive 2006/100/EC adapting certain directives on the free movement of persons following the accession of Bulgaria and Romania" is published in the official Journal of the Italian Republic of 9 November 2007, no. 261, S. O.

– The regional law 16 December 2008, no. 19, laying down "Rules for the reorganization of the regional Departments. Sort of the Government and Administration of the Region" is published in the Official Journal of the Sicilian Region, December 24, 2008, no. 59, S. O.

– The decree of the President of the Region, January 18, 2013 no. 6 implementing the "Regulation for the implementation of Title II of the regional law 16 December 2008, no. 19. The reconfiguration of organizational structures of regional Departments of the D. P. Reg. December 5, 2009, no. 12, and subsequent amendments and additions." is published in the Official Journal of the Sicilian Region of 28 February 2013, no. 10.

– The decree of the President of the Region, 14 June 2016 no. 12, laying down the "Regulation for the implementation of Title II of the regional law 16 December 2008, no. 19. The reconfiguration of organizational structures of regional Departments referred to in article 49, paragraph 1, of the law regional May 7, 2015, no. 9. Modification of the decree of the President of the Region, January 18, 2013, no. 6 and subsequent amendments and integrations" is published in the Official Journal of the Sicilian Region by 1 July 2016, no. 28, S. O.

– The legislative decree of 16 January 2013 no. 13, concerning the "Definition of general rules and essential levels of performance for the identification and

validation of learning, non-formal and informal learning and minimum standards of service of the national system of certification of competences, in accordance with art. 4, paragraphs 58 and 68 of the law 28 June 2012 n. 92" is published in the official Journal of the Italian Republic of February 15, 2013, no. 39.

– The decree of the Ministry of labour and social policy on 30 June 2015, on the "Definition of an operational framework for the national recognition of qualifications of regional and skills, in the context of the national directory of qualifications of the education and training of the professional qualifications referred to in article 8 of legislative decree 16 January 2013, no. 13." is published in the Official Journal of the Italian Republic of 20 July 2015, no. 166.

– For article 5 of the regional law of 21 April 2016, no. 7, laying down the "Discipline of the learning contents for the exercise of the activities of the diving industry." see note to the Epigraph.

– Article 30 of the regional law of 17 May 2016 no. 8, containing "Provisions to support the economy. Standards of staff, Miscellaneous provisions" provides that:

"the Repertoire of qualifications in the Region. – 1. For the implementation in the territory of the Region of the Italian legislative decree 16 January 2013, no. 13 and subsequent amendments and integrations, and in the exercise of the functions of the address referred to in article 2, paragraph 1, of the regional law of 15 May 2000, no. 10 and subsequent amendments and integrations, the regional Councilor for education and vocational training with the decree adopts the list of qualifications in the Region.

2. The Repertoire referred to in paragraph 1 deals with the qualifications for regional consistency with the essential levels of performance which the above-mentioned legislative decree no. 13/2013 and subsequent amendments and integrations, and to the consequent side rules of implementation.

3. In the exercise of the functions laid down in paragraph 1, the regional Councilor for education and professional training can, after agreement with one or more Regions, or after a change to the arrangements previously occurred with the other Regions, use what is necessary for the adaptation of the regional Repertoire, in respect of the above-mentioned basic levels of performance.

4. The application of the provisions of this article shall not derive new or increased burdens on the budget of the Region."

– The regional law 29 December 2016 no. 29, on the "Certification System for regional" is published in the Official Journal of the Sicilian region in December 31, 2016, n. 58.

*Note to art. 1, paragraph 1:*

Article 3 of the regional law of 21 April 2016, no. 7, laying down the "Discipline of the learning contents for the exercise of the activities of the diving industry." provides that:

"the training Activities on the regional territory. - 1. In order to increase the levels of employability and the skills of the workforce, corresponding to the objective needs of the labour market, the Region promotes interventions and educational training for the exercise of the activities of the diving industry.

2. The interventions referred to in paragraph 1 shall conform in content to internationally recognized standards, with reference to the times of immersion and the fund and the activities in the water, by the International Diving Schools Association (IDSA), the controls that need to be made for the respect of obligations and requirements, subject to the general health, safety and environment (HSE), also in accordance to the guidelines of International Marine Contractors Association (IMCA).

3. The interventions referred to in this article can also be activated through the use of resources sourced outside the region is permitted for the purpose, suitable (ESF), in accordance with the limits and with the modalities indicated by the acts of programming.

4. Remains on the faculty for the accredited centres to enable courses and activities at no cost to the Region, without prejudice to compliance with training standards established by this act.

5. The securities issued at the end of the training paths and are subject to the procedures and mode of registration and certification provided for on a general level for the vocational training activities pursuant to the regulations currently in force and are recognized under the directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the whole territory of the community".

**As is known to the art. 1, paragraph 4:**

– For a directive of the European Parliament and of the Council of 7 September 2005, no. 2005/36/EC, implementing the "Directive of

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the European Parliament and of the Council on the recognition of professional qualifications." see notes to the Preamble.

– For what concerns the decision of the European Parliament and of the Council of 15 December 2004, no. 2241/2004/EC, laying down the "Decision of the European Parliament and of the Council on a single community framework for the transparency of qualifications and competences (Europass)." see now the Decision of the European Parliament and of the Council of 18 April 2018, no. 2018/646/EU amending Decision of the European Parliament on a common framework for the provision of better services for the competences and qualifications (Europass) and repealing decision no. 2241/2004/EC", published in the Official Journal of the European Union of 2 May 2018, no. L 112.

– The regional law of 21 April 2016, no. 7, laying down the "Discipline of the learning contents for the exercise of the activities of the diving industry," is published in the GazzettaUfficiale of the Sicilian Region in April 29, 2016 no. 18, S. O.

*Note to art. 2, paragraph 1:*

1. Articles 2 and 4 of the regional law of 21 April 2016, no. 7, laying down the "Discipline of the learning contents for the exercise of the activities of the diving industry." so, respectively, include: "No. 2 - Titles and training courses. – 1. The training courses referred to in this law are divided into three levels of qualification in relation to the activities referred to in paragraph 2 of article 1:

(a) first-level (inshore diver), or "diver";  
 (b) second-level (offshore air diver), also called the category "TOP UP";  
 (c) third level (offshore sat diver), also called the category "altofondalista" (saturation).

2. The titles achieved by the operators referred to in paragraph 1, letter a), are intended to provide training for operations in the underwater environment with diving up to a maximum depth of -30 metres.

3. The titles achieved by the operators referred to in paragraph 1, letter b), which are designed to provide training for operations in the underwater environment down to the depth of -50 ft (Top Up).

4. The titles achieved by the operators referred to in paragraph 1, letter c), which are designed to provide training for operations in the underwater environment at depths greater than -50 m (Top to bottom).

5. The entities referred to in paragraphs 3 and 4 are also required to be in possession of a suitable qualification in first aid (diver medic), before obtaining the final qualification.

6. For the conduct of the training activities referred to in paragraph 2, it is necessary to have a surface station for diving with air with control panels/air delivery/communication and a helmet.

7. For the conduct of the training activities referred to in paragraph 3, it is necessary to have a station for diving with compressed air with the bell in the open, or basketball. Where provided must be integrated, the presence of the support unit of a hyperbaric chamber properly equipped kitchen and equipped, with professional staff skilled in its use, to provide support to the activities *sommozzatorie* (jump in the room).

8. For the conduct of the training activities referred to in paragraph 4 is mandatory the use of plants to high depths, including bell closed decompression chamber. The system must be properly certified and maintained in accordance with as required by the classification society competent in PVHO (containers, pressure resistant led/lived in).

Art. 4 - the Encounter between demand and supply in the labour market. Repertoire electronic transmission of subject formats. – 1. In order to facilitate the marketability in the labour market of the securities of training achieved and their recognition in the international office (with reference to the EQF the qualification no. 6216 in connection with the International Classification of occupations "ISCO-88" - the qualification is equivalent to the number 7.5.4.1. "Underwater divers"), the regional Department of work, employment, and guidance services and of the educational activities of the Department of the regional family, social policies and the labour promotes the publication and update on its internet website a repertoire network of trained people within the framework of the activities referred to in article 3, laying down the details of securities obtained in accordance with the level of qualification referred to in article 2, and the contact information.

2. The registration and of the deletion from the repertoire take place behind the instance of the interested parties, accompanied by documents concerning the academic training and the consent to the processing and publication of personal data.

3. The management and keeping of the repertoire is operated from the offices of the regional Department of work, employment, orientation and of the services and of the training activities within the scope of the ordinary equipment of the institute, without new or increased charges for the regional finances.

4. The registration to the repertoire takes place according to the progressive numbering of the individual and provides for the release to the writing of a card, registered with all the integral data registration.

5. The registration in the register referred to in this article is free and is open to all those who have achieved a suitable title issued by-state institutions or public

bodies or by professional training centers accredited by the Region pursuant to the regulations currently in force and subject to its supervision, or a title issued by another Region that is recognizable in the meaning of directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005. The securities issued by other Regions or recognized under directive 2005/36/EC should, however, be conforming to the control policy and endorsement provided for by related regulations. All of the securities referred to in this subparagraph shall be achieved in compliance with the standards referred to in article 3, paragraph 2.

6. The decree referred to in article 5, paragraph 1, regulates the procedures for the payment, by the party concerned, of any charges for the release of the card referred to in paragraph 4".

*Note to art. 3, paragraph 3:*

Article 53 of the decree legislative 7 March 2005, no. 82, containing the "Code of digital administration." provides that: "the Websites of public administrations – 1. Public administrations implement the institutional sites on online networks that comply with the principles of accessibility, as well as high usability and availability, even by people with disabilities, completeness of information, clarity of language, reliability, simplicity, day consultation, quality, uniformity and interoperability. In particular, they are made easily available and accessible the data referred to in article 54.

1-bis. The public administrations shall publish, pursuant to article 9 of legislative decree 14 March 2013, n. 33, also the catalogue the data and metadata, as well as related databases in their possession, and the regulations governing the exercise of the right of telematic access and re-use of such data and metadata, without prejudice to the data present in the tax Registry.

1-ter. With the Guidelines that are laid down for the implementation and modification of the sites of the administrations.

2. (subparagraph repealed)

3. (subparagraph repealed).".

*Note to art. 8, paragraph*

To article 3 of regional law of 21 April 2016, no. 7, laying down the "Discipline of the learning contents for the exercise of the activities of the the diving industry." see explanatory note to art. 1, paragraph 1.

*Note to art. 10, paragraph 1:*

To the regional law December 29, 2016 no. 29, on the "Certification System", a regional see notes to the Preamble.

*Note to art. 10, paragraph 2:*

For a directive of the European Parliament and of the Council of 7 September 2005, no. 2005/36/EC, implementing the "Directive of the European Parliament and of the Council on the recognition of professional qualifications." see notes to the Preamble.