



MOST URGENT

भारत सरकार / GOVERNMENT OF INDIA

पोतपरिवहन मंत्रालय / MINISTRY OF SHIPPING

नौवहन महानिदेशालय / DIRECTORATE GENERAL OF SHIPPING

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Dated :07.05.2018

To,

- 1) The Principal Officer, MMD Mumbai /Kolkata/Chennai/Kandla/Kochi.
- 2) The Shipping Master/DSEO, Mumbai/Kolkata/Chennai.
- 3) DGCOM Centre, Mumbai.

Sub : Modus-operandi of the issues reported of missing, stranded, non payment of wages, non-provisions on board ship, of seafarers, to DGCOM Centre-reg.

Sir,

I am directed to refer to the DGS Circular No 4 of 2017 issued on 11.08.2017 enabling any person for reporting the issues of missing, stranded, nonpayment of wages, non-provisions onboard ship, of seafarers, to DGCOMM Centre.

2 In this connection the modus-operandi of dealing such cases is formulated and enclosed herewith (Annexure-I)for your information and compliance.

3. This issues with the approval of Director General of Shipping& Special Secretary to the GoI.

Yours faithfully,

(S. Barguzer)

Deputy Director General of Shipping(Crew)

Encl : as above.

Copy for information to :

1. Sr.PS to DGS
2. Sr.PS to Addl. DG
3. NA/CS/CSS
- ✓ 4. Computer cell

Annexure-I

The modus-operandi of the issues reported of missing, stranded, non-payment of wages, non- provisions on board ship, of seafarers, to DGCOM Centre.

There may be following three categories where cases will be reported to DGCOM Centre:

1. Where seafarers are recruited by Indian ship-owner/their RPS registered with DGS, on Indian flag ships.
2. Where seafarers are recruited by Indian registered RPS on foreign flag vessels.
3. Where seafarers are recruited by unknown/unrecognised agent or directly by foreign ship-owner on foreign flag vessels.

Any person who informs the said cases to DGCOM Centre, the following action will require to be taken by DGCOM Centre:

Category 1 Indian Flag	Category 2 RPSL-Foreign Flag	Category 3 Non-RPSL-Foreign Flag
DGCOM on receipt of the case complete details of the case vig. Name INDOS/CDC No. of the seafarer(s), name of the ship, flag of ship, ship-owners details, RPS details, port where ship is presently stationed, will be ascertained by DGCOM Centre.	DGCOM on receipt of the case complete details of the case vig. Name INDOS/CDC No. of the seafarer(s), name of the ship, flag of ship, ship-owners details, RPS details, port where ship is presently stationed, will be ascertained.	DGCOM on receipt of the case complete details of the case vig. Name INDOS/CDC No. of the seafarer(s), name of the ship, flag of ship, ship-owners details, RPS details, port where ship is presently stationed, will be ascertained by DGCOM Centre.
A mail will be sent by DGCOM to the ship-owner and the RPS and Crew Branch of DGS, Shipping Master /DSEO and MMD and Port State where ship is stationed.	A mail will be sent by DGCOM to the ship-owner and the RPS and Crew Branch of DGS, DSEO and Port State where ship is stationed.	A mail will be sent by DGCOM Centre to the ship-owner and the RPS [if known] and Crew Branch of DGS, Shipping Master /DSEO and Port State where ship is stationed.
The mail to ship-owner/RPS should specify the presence of ship-owner/RPS on next working day in DGS/DSEO with action taken report.	The mail to ship-owner/RPS should specify the presence of ship-owner/RPS on next working day in DGS/DSEO with action taken report.	DGCOM Centre will request Flag State/Port State to look into the MLC Certificate issued to the ship concerned.
Shipping Master/DSEO will examine the financial security under MLC and Bank Guarantee under RPS Rules to invoke the provision for repatriation of seafarers. For prolonged non-payment of wages by the ship-owner, RPS to be instructed to further advise seafarers to register their lien on the ship	DSEO will examine the Bank Guarantee under RPS Rules, and invoke the provision for repatriation of seafarers. For prolonged non-payment of wages by the ship-owner, RPS to be instructed to further advise seafarers to register their lien on the ship through legal action.	A request will also be sent by DGCOM to the Maritime Administration where the ship-owner resides and Indian Mission where ship is stationed.
		A request will also be sent by DGCOM to the Indian Mission where ship is stationed with the request for repatriation of

<p>through legal action.</p> <p>For repatriation of stranded seafarers, Crew Branch of DGS will request the Indian Mission for making necessary arrangement under intimation to DSEO concerned. The reimbursement of expenses to the Indian Mission would be met from the said Bank Guarantee.</p> <p>MMD will examine the MLC Certificate issued to the ship for its withdrawal.</p>	<p>For repatriation of stranded seafarers, Crew Branch of DGS will request the Indian Mission for making necessary arrangement under intimation to DSEO concerned. The reimbursement of expenses to the Indian Mission would be met from the said Bank Guarantee.</p> <p>DGCOM Centre will request Flag State/Port State to look into the MLC Certificate issued to the ship concerned.</p> <p>A request will also be sent to the Maritime Administration where the ship-owner resides.</p> <p>DSEO will also examine the said action taken by the RPS with proof and look into the RPS License issued for its withdrawal accordingly.</p> <p>For prolonged non-payment of wages by the ship-owner, RPS to be instructed to further advise seafarers to register their lien on the ship through legal action.</p>	<p>stranded seafarers and further advise seafarers to register their lien on the ship through legal action in case of non-payment of wages.</p>
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