



सत्यमेव जयते

भारत सरकार / GOVERNMENT OF INDIA
परिवहन विभाग / MINISTRY OF SHIPPING
संयुक्त परिवहन विभाग / DIRECTORATE GENERAL OF SHIPPING
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Dated: 17.04.13

M.S. Notice No. 11 of 2013

(Corrigendum to the M.S. Notice No. 7 of 2013)

Sub.-: Implementation of the Maritime Labour Convention,2006 – voluntary inspection of Indian flag ships – req.

An arrangement of voluntary inspection of the Indian flag ships for compliance with the different aspects of the Maritime Labour Convention [MLC] 2006, pending its formal ratification by India, was formulated vide this office M.S. Notice No. 7 of 2013[F. No. 16(5)/CR/2010] dated 01 .02.13.

2. Pursuant thereto, the following minor changes in the different schedules and guidelines are now effected in the said M.S. Notice No 7 of 2013, mutatis mutandis, on a holistic re-examination thereof.

2.1. Procedures for submission of applications for voluntary inspection of ships:

2.1.1. The following modifications have been made in the procedures given in the Annexure -I of the original M.S. Notice No. 7 of 2013;

Sr. No. (1)	Para No. (2)	Existing Provision (3)	To be now read as (4)
1.	04	"On receipt of the application, the Registrar of the concerned vessel shall examine the application and satisfy himself that the applicant has complied with the requirements of this M. S. Notice and in that event, the said Registrar shall request the IRS (recognized organization), to conduct a thorough inspection of the vessel within the stipulations prescribed in this Notice and	On receipt of an application, the Registrar of the vessel concerned shall examine the application and satisfy himself that the applicant has complied with the requirements of this M. S. Notice and thereupon, the said Registrar shall advise the Indian Register of Shipping (IRS) [Recognized Organization], to conduct a thorough inspection of the vessel, within the stipulations prescribed in this Notice, to be read alongwith the said M. S. Notice No. 7 of 2013, and this issue a Declaration of Maritime Labour Compliance [DMLC] Part – I, for the purpose of subsequent voluntary inspection & issuance of Statement of Compliance [SOC] for the said

		also issue a DMLC Part- I for the purpose of voluntary inspection & issuance of statement of compliance for the said vessel. Such request shall be made to the IRS within one day of the receipt of the application by the said Registrar”.	vessel. The Registrar shall also forward copies of the documents of the vessel concerned, as submitted by its ship owner [to the said Registrar], on the basis of which the said Registrar has issued the DMLC Part I to the RO, electronically. Such advise shall be made to the IRS, not later than within five working days of the receipt of such an application by the said Registrar.
2.	06	_____	After para 6, an additional sub - para shall be added, as sub - para 6.1., there under, as; “ 6.1. The e-mail address for transmitting the statement of compliance electronically ,to the Directorate General of Shipping, Govt. of India, is “ mlc.stcompliance@dgshipping.com”

2.2. Declaration of Maritime Labour Compliance [DMLC] – Part I for on Indian flag ship:

2.2.1. The following modifications are made in the format of the DMLC- Part I, as furnished in the Annexure - II B of the said Original M.S. Notice No. 7 of 2013, mutatis- mutandis;

Sr. No. (1)	Para No. (2)	Existing Provision (3)	To be now read as (4)
1.	02 [Sub-para 2.5]	“The seafarer/ young person already on board the ship during the time of the voluntary inspection shall invariably have a valid medical certificate. However, they have to obtain a MLC 2006 medical certificate within 3 months of the voluntary inspection as also provided in rule (iv) above”.	The para no. 2(v) on medical certification (Regulation 1.2) of the DMLC Part - I may be modified as “The seafarers/young persons already on board the ship during the time of the voluntary inspection shall invariably hold valid medical certificates from registered medical practioners. However, they have to obtain medical certificates in the MLC format within 3 months of such voluntary inspection as also provided none sub – para (4)”.
2.	02	_____	Numbering of sub – paras (i) to (v) may be read as 1 to 5.
3.	06 [Sub – para 3]	“The ship owners shall ensure that the maximum hours of rest for every seafarer on board shall be not less than ten 10 hours in any 24 hours period	(i) The ship owners shall ensure that the minimum hours of rest for every seafarer on board their vessels shall be not less than 10 hours in any 24 hours period and not less than 77 hours in any 7 days

		and not less than any 77 hours in 7 day period. The minimum hour of rest shall be divided not more than two periods, one of which shall be at least six hours and the interval between the consecutive period shall not be more than 14 hours”.	period. The minimum hours of rest shall be divided in to not more than two periods, one of which shall be at least six hours and the time interval between the consecutive periods of rest shall not be more than 14 hours. (ii) The ship-owners shall define the beginning of any 24 hours period and state the same in their respective ship DMLC Part - II.
4.	06 [Sub – para 4]	“Exceptions from the required hour of rest in para 3 above can be allowed if the rest period taken is not less than 70 hours in 7 day period. Such exceptions cannot be allowed for more than two consecutive weeks. The interval between two period of exceptions on board shall not be less than twice the duration of the exceptions taken into account the guidance regarding prevention of fatigue stipulated in STCW 2010”.	Deleted.
5.	09 [Sub – para 3]	_____	Below para 3, a new sub – para 3(i) is added, as under; 3(i) The details of the reasonable access of a ship to shore telephone communication, and other recreational & communication facilities provided by the ship-owner, shall be indicated by the latter in his DMLC Part-II, for the vessel concerned.
6.	10 [Headin g]	Food and Catering[Regulation 3.1 of the MLC, 2006]	Food and Catering[Regulation 3.2 of the MLC, 2006]

4. Guidelines prescribed for the Recognized Organization for the inspection of ships:

4.1. The various inspection activities prescribed under the guidelines for voluntary inspection are regrouped according to the MLC, 2006 titles and, consequently, are renumbered, group wise, as indicated in the revised annexure. (Annexure – IV: 20 pages)

5. ‘Statement of Compliance’ to be issued by the Recognized Organization (IRS):

5.1. The Statement of Compliance [SoC] shall be issued by the IRS. The revised format of the same is also enclosed (Annexure–VI: 3 pages).

6. All other terms & conditions of the said M.S. Notice No. 7 of 2013 remain unchanged.

7. This issues with the approval of the Director General of Shipping & ex-officio Additional Secretary to the Government of India.

Encl: As above

(C. Rethinadhas)
Deputy Director General of Shipping (Crew)

To:

1. All Indian flag shipping companies.
 2. Indian Register of Shipping, Mumbai.
 3. Principal Officers, Mercantile Marine Departments, Mumbai, Chennai, Kolkata, Kandla & Kochi.
 4. Surveyors-in-Charge, Mercantile Marine Departments, Jamnagar, Marmugoa, Mangalore, Tuticorin, Vishakapatnam, Paradip, Haldia, Port Blair & NOIDA.
 5. INSA/FOSMA/MASSA.
 6. NUSI/FUSI/MUI.
 7. Nautical/Engineering/Naval Architecture/Training/SD/ Hindi Branches of the Directorate General of Shipping, GOI, Mumbai.
 8. Deputy Secretary, [MA Branch], Ministry of Shipping, GOI, Transport Bhavan, 1,Parliament Street, New Delhi – 110001, for an information.
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CHECKLIST FOR INSPECTION

Report Inspector: Inspection: Company Name:	Date: Interim/Initial/Intermediate/Renewal/ Additional# Company Contact:
Ship Name:	IMO Number:
# Delete as appropriate.	

NB: Items marked * in the below list need only to be checked at the initial inspection of a new or substantially altered ship.

Sr. No	Description		Department/Function								
General Principles (inspected)		Inspector								Y/N/ NA	If N- Def. No.
1	Is a copy of the MLC 2006 available on board (Standard A5.1.1, para.2)?										
Regulation 1.1. – Minimum age (inspected and certified)		Inspector								Y/N/ NA	If N- Def. No.
1.1.1	Are all the seafarers over the age of 16?										
1.1.2.	No seafarers under the age of 18 carrying out work or being employed in situations which are likely to jeopardize their health or safety?										
1.1.3.	No seafarers under the age of 18 employed in night work (except where an exemption has been granted with respect training courses)?										
1.1.4.	Is “Night” defined in accordance to national law and practice?										
1.1.5.	Is there a list of works likely to jeopardize the health or safety of seafarers under the age of 18 available?										
Regulation 1.2. – Medical certificate (Inspected and certified)		Inspector								Y/N/ NA	If N- Def. No.
1.2.1.	Does the seafarers have a medical certificate that contains the following information?										
1.2.1.1.	Full name										
1.2.1.2.	Date of birth										
1.2.1.3.	Position/occupation: (deck, engineer, other). Other to be specified										

	contamination?											
3.2.1.6.6.	Is there an adequate supply of hot and cold water available in the galley for washing food?											
3.2.1.6.7.	Are the work surfaces(including the surfaces of galley equipment, and uptake grease filters) maintained in a good condition and are they easy to clean and disinfect?											
3.2.1.6.8.	Are adequate facilities provided for the cleaning, disinfecting and storage of utensils and equipment?											
Food storage arrangements		Inspector									Y/N/NA	If N-Def. No.
3.2.2.1.	*Are there a sufficient number of temperature controlled food storage and handling rooms for the number of persons on board and the duration of the voyage?											
3.2.2.2.	Are the temperatures of the deep freezers and dry provision rooms maintained in-accordance with national legislation (eg- 18 degrees C for deep freezers and 7 degrees C for dry provision rooms)?											
3.2.2.3.	* Are the cold store rooms insulated and ventilated in order in maintain the correct temperatures											
3.2.2.4.	Are the cold store room doors operable from both sides?											
3.2.2.5.	Are the cold store rooms fitted with man trap alarms?											
Food preparation and supply		Inspector									Y/N/NA	If N-Def. No.
3.2.3.1.	Is the condition of the food satisfactory?											
3.2.3.2.	Is the food being correctly stored with respect to stock rotation, segregation and spillages?											
3.2.3.3.	Is the food being defrosted in cool clean conditions?											
3.2.3.4.	Are the hot and cold holding arrangements in accordance with national legislation?											
3.2.3.5.	Is the meal preparation to serving times satisfactory?											
3.2.3.6.	Is the variety of the food provided satisfactory taking into account any religious requirements and cultural practices of the seafarers on board?											
Drinking water supplies		Inspector									Y/N/NA	If N-Def. No.

Statement of Compliance

(Or Short Term Voluntary
Maritime Labour Compliance)

*(Note: This Certificate shall have a Declaration
of Maritime Labour Compliance attached)*

The Statement of Compliance of the Maritime Labour Convention, 2006

(referred to below as “the Convention”)
here below is issued under the authority of the

Government of India

By the Indian Register of Shipping (Recognized Organization), under the provisions of the
Maritime Labour Convention, 2006.

Particulars of the ship	
Name of ship :	
Distinctive number or letters :	
Port of registry :	
Date of registry :	
Gross tonnage ¹ :	
IMO number :	
Type of ship :	
Name and address of the ship owner ² :	

This is to certify:

1. That this ship has been inspected and verified to be in compliance with the requirements of the Convention, and the provisions of the attached Declaration of Maritime Labour Compliance.
2. That the seafarers' working and living conditions specified in Appendix A5-I of the Convention were found to correspond to the abovementioned country's national requirements implementing the Convention. These national requirements are summarized in the Declaration of Maritime Labour Compliance, Part I.

¹ For ships covered by the tonnage measurement interim scheme adopted by the IMO, the gross tonnage is that which is included in the REMARKS column of the International Tonnage Certificate (1969). See Article II(1)(c) of the Convention.

² *Ship owner* means the owner of the ship or another organization or person, such as the manager, agent or bareboat 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 the duties and responsibilities imposed on ship owners in accordance with this Convention, regardless of whether any other organizations or persons fulfill certain of the duties or responsibilities on behalf of the ship owner. See Article II(1)(j) of the Convention.

CERTIFICATE NO:

This Certificate is valid until..... subject to inspection in accordance with Standards A5.1.3. and A5.1.4. of the Convention.

This Certificate is valid only when the Declaration of Maritime Labour Compliance issued aton.....is attached.

Completion date of the inspection on which this Certificate is based was issued at on

Signature of the duly authorized official issuing the Certificate

(Seal or stamp of issuing authority, as appropriate)

Endorsements for mandatory intermediate inspection and, if required, any additional inspection.

This is to certify that the ship was inspected in accordance with Standards A5. 1.3. and A5.1.4. of the Convention and that the seafarers' working and living conditions specified in Appendix A5-I of the Convention were found to correspond to the above-mentioned country's national requirements implementing the Convention.

Signed.....

Intermediate inspection:

(Signature of authorized official)

(to be completed between the second
And third anniversary dates)

Place.....

Date.....

(Seal or stamp of the authority, as appropriate)

Additional endorsement (if required)

This is to certify that the ship was the subject of an additional inspection for the purpose of verifying that the ship continued to be in compliance with the national requirements

implementing the Convention, as required by Standard A3.1, paragraph 3, of the Convention (re-registration or substantial alteration of accommodation) or for other reasons.

Additional inspection:
(if required)

Signed.....
(Signature of authorized official)

Place.....

Date.....
(Seal or stamp of the authority, as appropriate)

Additional inspection:
(if required)

Signed.....
(Signature of authorized official)

Place.....

Date.....
(Seal or stamp of the authority, as appropriate)

Additional inspection:
(if required)

Signed.....
(Signature of authorized official)

Place.....

Date.....
(Seal or stamp of the authority, as appropriate)
