

THE ILO MARITIME LABOUR CONVENTION, 2006

GUIDANCE FOR SHIP OPERATORS ON PORT STATE CONTROL AS FROM 20 AUGUST 2013

INTRODUCTION

The International Shipping Federation (ISF) is the identity used by the International Chamber of Shipping (ICS) when acting as the international employers' organisation for ship operators. ISF co-ordinates the representation of shipowners at the International Labour Organisation (ILO) in the development of maritime labour standards.

As an official social partner under the tripartite ILO process, ISF was instrumental for negotiating the text of the ILO MLC with governments and seafarers' trade unions. ISF therefore has a very special interest in working to ensure the Convention's smooth implementation.

The membership of ISF and ICS comprises national shipowners' associations from 36 nations representing 92% of the world merchant fleet.



While this advice given in this guide has been developed using the best information currently available, it is intended to serve as guidance, not as a substitute for legal advice. Its responsibility is accepted by Maritime International Secretariat, which is controlled by the International Chamber of Shipping limited liability by any person. This association or organisation which has been at any time concerned with the handling of information or data, the completion, submission or any transmission, supply or use of this guide for the accuracy of any information or advice given hereby or for any person's liability or from any consequences whatsoever resulting directly or indirectly from compliance with or violation of guidance contained herein, even if caused by a failure to provide accurate data.

On 20 August 2013, the ILO Maritime Labour Convention (MLC) will enter into force and ship operators will need to be ready.

At the 2006 Diplomatic Conference which adopted the MLC, ILO also adopted a Resolution which recommends that Port State Control (PSC) should not commence until 12 months after entry into force, i.e. August 2014. However, some port states, if they have ratified the MLC, may still decide to subject ships to PSC inspections to check compliance with the MLC from 20 August 2013.*

The following advice is intended to help ship operators avoid potential PSC problems.

The ILO MLC addresses a wide range of matters including shipping companies' obligations regarding seafarers' contractual arrangements, oversight of manning agencies, working hours, health and safety, crew accommodation, catering standards, and seafarers' welfare.

Provided that they put in the effort, the vast majority of companies should not have any difficulty complying with the substance of the Convention, which in large part is derived from existing ILO maritime standards and accepted good employment practice.

However, the enforcement mechanism is new. Shipping companies therefore must get to grips with the certification process in order to avoid port state control problems, and take appropriate measures in the event that flag states have not issued required documentation or guidance.

* Any remaining States, in conformity with article 19 thereof, are required to implement and ratify, according to their 20 August 2013, or failing this, must make PSC inspection of their registered with other 10 member States, even if the port state has not ratified the MLC.

Mlc Manual For Ship Operators

**David Attard,Malgosia
Fitzmaurice,Norman Martinez,Ignacio
Arroyo,Elda Belja**

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The IMLI Manual on International Maritime Law: Shipping law David Joseph Attard, Malgosia Fitzmaurice, Norman A. Martínez Gutiérrez, IMO International Maritime Law Institute, 2014 This three volume Manual on International Maritime Law presents a systematic analysis of the history and contemporary development of international maritime law by leading contributors from across the world Prepared in cooperation with the International Maritime Law Institute the International Maritime Organization's research and training institute this a uniquely comprehensive study of this fundamental area of international law Volume II Shipping Law provides a detailed understanding of the historical development of shipping law looking at concepts sources and international organizations relating to shipping law nationality registration and ownership of ships ship sale and shipping contracts ship management and ship finance arrest of ships international trade and shipping documents carriage of goods passengers and their luggage by sea maritime labor law law of maritime safety law of marine collisions law of salvage law of wrecks law of general average law of towage law of harbors and pilotage limitation of liability for maritime claims and law of marine insurance Volume II published in October 2014 addresses the major issues which arise in the law of the sea The forthcoming Volume III will provide analysis of marine environmental law and maritime security law The full three volume Manual will set out the entirety of international maritime law re stating and re examining its fundamental principles how it is enacted and the issues that are shaping its future It will be a superlative resource for those working with or studying this area of law

The IMLI Manual on International Maritime Law Volume II Shipping Law David Attard, Malgosia Fitzmaurice, Norman Martinez, Ignacio Arroyo, Elda Belja, 2016-05-26 This three volume Manual on International Maritime Law presents a systematic analysis of the history and contemporary development of international maritime law by leading contributors from across the world Prepared in cooperation with the International Maritime Law Institute the International Maritime Organization's research and training institute this a uniquely comprehensive study of this fundamental area of international law Volume II Shipping Law provides a detailed understanding of the historical development of shipping law looking at concepts sources and international organisations relating to shipping law nationality registration and ownership of ships ship sale and shipping contracts ship management and ship finance arrest of ships international trade and shipping documents carriage of goods passengers and their luggage by sea maritime labour law law of maritime safety law of marine collisions law of salvage law of wrecks law of general average law of towage law of harbours and pilotage limitation of liability for maritime claims and law of marine insurance Volume II published in October 2014 addresses the major issues which arise in the law of the sea The forthcoming Volume III will provide analysis of marine environmental law and maritime security law The full three volume Manual will set out the entirety of international maritime law re stating and re examining its fundamental principles how it is enacted and the issues that are shaping its future It will be a superlative resource for those working with or studying this area of law

[The ISM Code: A Practical Guide to the](#)

Legal and Insurance Implications Phil Anderson, 2015-06-16 The ISM Code has been mandatory for almost every commercial vessel in the world for more than a decade and nearly two decades for high risk vessels yet there is very little case law in this area Consequently there remains a great deal of confusion about the potential legal and insurance implications of the Code This third edition represents a major re write and addresses significant amendments that were made to the ISM Code on 1st July 2010 and 1st January 2015 This book provides practitioners with a practical overview of and much needed guidance on the potential implications of failing to implement the requirements of the Code It will be hugely valuable to DPAs managers of ship operating companies ship masters maritime lawyers and insurance claims staff **Robison's Manual of Radio**

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United States. National Oceanic and Atmospheric Administration. Manned Undersea Science and Technology Office, 1975

NOAA Diving Manual United States. National Oceanic and Atmospheric Administration. Office of Undersea Research, 1975 Glossary of U.S. Naval Abbreviations United States. Office of Naval History, 1947 **Manual of**

Wireless Telegraphy (radio) for the Use of Naval Electricians Samuel Shelburne Robison, 1913 Batcheller Collection

The Law of the Sea George Lewis Canfield, George Walton Dalzell, 1921 The Maritime Strike Jim Hagan, Andrew Wells, 1992 **Artificial Intelligence and Autonomous Shipping** Baris Soyer, Andrew Tettenborn, 2021-04-22 This

collection of essays critically evaluates the legal framework necessary for the use of autonomous ships in international waters The work is divided into three parts Part 1 evaluates how far national shipping regulation and the public international law background that lies behind it may need modification and updating to accommodate the use of autonomous ships on international voyages Part 2 deals with private law and insurance issues such as collision and pollution liability salvage limitation of liability and allocation of risk between carrier and cargo interests Part 3 analyses international convention regimes dealing with maritime safety and other matters arguing for specific changes in the existing conventions such as SOLAS and MARPOL which would provide the international framework that is necessary for putting autonomous ships into commercial use The book also takes the view that amendment of international conventions is important in the case of liability issues arguing that leaving such matters to national law particularly issues concerning product liability could not only restrict or hinder the availability of liability insurance but also hamper the development of technology in this field Written by internationally known experts in their respective areas the book offers a holistic approach to the debate on autonomous ships and makes a timely and important contribution to the literature **Seamanship Techniques** D.J. House, 2018-07-03 Ideal for Merchant Navy Officers from Cadet rank to Master Mariner the fifth edition of this highly respected book is in full colour and has been updated to include more information on topics as diverse as electronic navigation and AIS technology whilst still including essential information on subjects such as safety at sea rescue operations watchkeeping duties and pollution

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