

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 be used as guidance only. It is not intended to be used as a substitute for legal advice. The International Labour Organisation (ILO) is the only body that can provide authoritative guidance on the Convention. The ILO is not responsible for any consequences resulting directly or indirectly from compliance with or violation of guidance contained herein, even if issued by a failure to provide reasonable care.

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 own procedures, the MLC, or failing this, to ensure PSC inspection of their registered ships under the MLC.

Mlc Manual For Ship Operators

Baris Soyer,Andrew Tettenborn



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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

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Human Factors in Design, Engineering, and Computing Waldemar Karwowski, Tareq Ahram, 2024-11-08 Proceedings of the AHFE International Conference on Human Factors in Design Engineering and Computing AHFE 2024 Hawaii Edition Honolulu Hawaii USA 8 10 December 2024

Multifaceted Development Imtiaz A. Hussain, 2023-07-02 This book focuses on the modernization of Bangladesh It does so by including case studies at the national and sub national government levels and comparative studies with other countries Chapters in the book highlight how a number of aspects have been affected in the modernization process such as the adoption of western curriculum and English language in schools the use of animation to boost school student comprehension of texts the rural urban divide pedagogical training to emergent andragogy dependent market needs converting local shipping experiences to fill growing global needs and multilateral environmental adaptation and mitigation mandates being adopted locally

Maritime Organisation, Management and Liability Stephen Girvin, Vibe Ulfbeck, 2021-05-20 This book identifies and examines the legal challenges facing the shipping industry and ship management today It first addresses flag state rules and private international law as organisational tools of the shipowner for establishing the applicable legal framework in an age of increasing regulatory activity and extraterritorial effect of legislation It then focuses on sustainability requirements and the liability of shipping companies managing supply chains and ships as waste The third section considers challenges stemming from times of financial crisis and deals with the cross border impact of shipping insolvencies the UNCITRAL Model Law and the approaches of different jurisdictions Finally the fourth section concerns digitalisation and automation including delivery on the basis of digital release codes bills of lading based on blockchain technology the use of web portals and data sharing and particular aspects of the law relating to autonomous ships notably in marine insurance and carriage of goods The book will be a useful resource for academics and practising lawyers working in shipping and maritime law

Official Gazette Vietnam, 2016-11

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