



KPI MLC Information Notice June-2012 **(General Implementation Guidelines)**

MLC consists of 3 different but interrelated parts: **Articles, Regulations and the Code.**

The Articles and Regulations establish the main rights and principles, and the basic obligations of Member States that have ratified the Convention.

The Code contains detailed information on the implementation of the regulations. It consists of Part A (mandatory standards) and Part B (voluntary guidelines).

Rules and Code are organized into general areas under 5 titles:

Title 1: Minimum requirements for seafarers to work on a ship,

Title 2: Conditions of Employment,

Title 3: Accommodation, recreation facilities, food and catering,

Title 4: Health protection, medical care, welfare and social security protection,

Title 5: Compliance and enforcement.

►Entry into force:

The MLC-2006 shall come into force 12 months after the date on which there have been registered ratifications by at least 30 ILO Members with a total share in the world gross tonnage of ships of 33 per cent. The extent of achievement by two criteria is the following:

- 1- Number of ILO member States having ratified the convention, 2-
- Percentage of world gross tonnage of ships

Currently (Mid-June-2012) the criterion of the gross tonnage of ships is accomplished and has reached 56% from the world gross tonnage of ships. The number of ILO member States having ratified the Convention is 27.

►MLC is one of the main instruments in addition to the existing international conventions like SOLAS, MARPOL and STCW as well as collision avoidance rules.

Article V, paragraph 7 of MLC declares that the Port State Control (PSC) must verify compliance of the ships with the MLC requirements and if deficiencies are revealed to detain them.

►The Convention has three main objectives:

- 1) to establish (in its Articles and Regulations) a firm set of rights and principles;
- 2) to ensure (by the Code) a considerable degree of flexibility regarding the implementation of these rights and principles by Member States; and
- 3) to ensure (by title 5) the proper compliance and fulfilment of these rights and principles.



►Explanation of MLC Regulations and Code titles:

►Title 1. Minimum requirements for seafarers to work on a ship:

1.1 Minimum age

Purpose: To ensure that no under-age persons work on a ship,

1.2 Medical certification

Purpose: To ensure that all seafarers are medically fit to perform their duties at sea,

1.3 Training and qualifications

Purpose: To ensure that seafarers are trained or qualified to carry out their duties on board ship,

1.4 Recruitment and placement

Purpose: To ensure that seafarers have access to an efficient and well-regulated seafarer recruitment and placement system

►Title 2. Conditions of employment:

2.1 Seafarers' employment agreements

Purpose: To ensure that seafarers have a fair employment agreement,

2.2 Wages

Purpose: To ensure that seafarers are adequately & properly paid for their services,

2.3 Hours of work and hours of rest

Purpose: To ensure that seafarers have regulated hours of work or hours of rest,

2.4 Entitlement to leave

Purpose: To ensure that seafarers have adequate leave in relation to their services,

2.5 Repatriation

Purpose: To ensure that seafarers are able to return home,

2.6 Seafarer compensation for the ship's loss or foundering

Purpose: To ensure that seafarers are compensated when a ship is lost or has foundered,

2.7 Manning levels for the ship

Purpose: To ensure that seafarers work on board ships with sufficient personnel for the safe, efficient and secure operation of the ship,

2.8 Career and skill development and opportunities for seafarers' employment

Purpose: To promote career and skill development and employment opportunities for seafarers

►Title 3. Accommodation, recreational facilities, food and catering :

3.1 Accommodation and recreational facilities

Purpose: To ensure that seafarers have decent accommodation and recreational facilities on board,

3.2 Food and catering

Purpose: To ensure that seafarers have access to good quality food and drinking water provided under regulated/controlled hygienic conditions



►Title 4. Health protection, medical care, welfare and social security protection:

4.1 Medical care on board ship and ashore

Purpose: To protect the health of seafarers and ensure their prompt access to medical care on board ship and ashore,

4.2 Ship-owners' liability

Purpose: To ensure that seafarers are protected from the financial consequences of sickness, injury or death occurring in connection with their employment,

4.3 Health and safety protection and accident prevention

Purpose: To ensure that seafarers' work environment on board ships promotes occupational health and safety,

4.4 Access to shore-based welfare facilities

Purpose: To ensure that seafarers working on board a ship have access to shore-based facilities and services to secure their health and well-being,

4.5 Social security

Purpose: To ensure that measures are taken with a view to providing seafarers with access to social security protection

►Title 5. Compliance and enforcement :

5.1.5 On-board complaint procedures

Purpose: To ensure that on-board are to be in place procedures for the fair, effective and expeditious handling of seafarer complaints alleging breaches of the requirements of MLC,

5.2.1 Inspections in port

Purpose: to ensure consistency and to otherwise guide inspection and enforcement activities related to the MLC requirements (including seafarers' rights).

Certification Flow Chart: On Next Page

►Certification Flow-chart:

