

To : Shipowners, Ship Managers, Ship Operators

From : General Manager
ISClass

Date : 28th June 2011

Ref : CIR 11/010

RE: MLC 2006 – Guidance Notes to Ship Owner

Dear Sir,

Information about the issuance of Maritime Labour Certificate (MLC) and Declaration of Maritime Labour Compliance (DMLC)

Introduction

The *Guidance Notes on the International Labour Organization (ILO) Maritime Labour Convention, 2006 (MLC 2006)* is to assist shipowners and operators in understanding the requirements contained within the MLC 2006 which was adopted during the 94th session of the ILO on 23rd February 2006 .

Objective

It is to establish for all seamen a decent working and living conditions and to establish control and enforcement regulations to ensure a level playing field.

Exception

MLC 2006 does not apply to ships engaged in fishing; ships which navigate exclusively in inland waters or, sheltered waters or areas where port regulations apply.

Applicability

MLC 2006 will however require all manned vessels above 500 GT engaged in international trade to carry the following certificates to ensure compliance with the requirements of MLC 2006:

Certification and Validity

1. Maritime Labour Certificate (MLC)
 - 1.1. Valid for 5 years
 - 1.2. Requires an intermediate inspection between the second and third year.
2. Declaration of Maritime Labour Compliance (DMLC)
 - 2.1. Part I - Requires the following items to meet national standards:
 - 2.1.1. Minimum age
 - 2.1.2. Medical certification
 - 2.1.3. Qualifications of seafarers
 - 2.1.4. Seafarers' employment agreements
 - 2.1.5. Use of any licensed or certified or regulated private recruitment and placement service



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- 2.1.6. Hours of work or rest
- 2.1.7. Manning levels for the ship
- 2.1.8. Accommodation
- 2.1.9. On-board recreational facilities
- 2.1.10. Food and catering
- 2.1.11. Health and safety and accident prevention
- 2.1.12. On-board medical care
- 2.1.13. On-board complaint procedures
- 2.1.14. Payment of wages
- 2.2. Part II - Requires evidence that the items detailed in Part I meet national standards and the basic format should encompass the following:
 - 2.2.1. When the ongoing compliance shall be verified
 - 2.2.2. The persons who are responsible for the verification
 - 2.2.3. Objective records noted
 - 2.2.4. Procedures to be followed when non-compliance has been noted

Note:

- i) The DMLC Part II shall be confirmed to be in order prior to the issuance of the MLC.
- ii) Both the MLC and DMLC are to be posted in English and may be in other languages. If not in English, then should be accompanied by an English language translation

Documentation

Company Manuals and Procedures

The following are examples on list of manuals that a company may have to include in its labour management system in order to comply with the requirements of the MLC 2006.

No	Description
1	Manning Agents Manual
2	Deck Operations Manual
3	Emergency Response Manual
4	Seafarer Employment Manual
5	Licensing Manual
6	Manning Level Manual
7	Medical Care Manual
8	Management System Manual
9	Onboard Maintenance Manual
10	Vessel Operations Manual
11	Payroll Manual
12	Training Manual

Please see attached Maritime Labour Convention 2006 as reference.