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Maritime Labour Convention (MLC), 2006

Annual Report

Inspection Activities

04 January 2014 to 31 December 2014

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Purpose

This report is prepared in accordance with Standard A5.1.4.13, taking into consideration the guidance provided in B5.1.4.10 of the Maritime Labour Convention, 2006 (MLC) Code and covers the period from 04 January 2014 to 31 December 2014 , following entry into force of MLC. *The statistics contained in this report take into account only ships to which are required to be certified according MLC, 2006.*

Introduction

In February 2006, the 94th (Maritime) Session of the International Labour Conference of the ILO adopted the MLC. The MLC essentially consolidated and updated 68 existing ILO maritime Conventions and Recommendations adopted since 1920, into a single comprehensive international legal instrument.

MLC became the “fourth pillar” of the international regulatory regime for quality shipping ,complementing the key Conventions of the International Maritime Organization (IMO) – the International Convention for the Safety of Life at Sea, 1974, as amended (SOLAS), the International Convention on Standards of Training, Certification and Watchkeeping, 1978, as amended (STCW) and the International Convention for the Prevention of Pollution from Ships, as amended (MARPOL).

MLC sets out a minimum standard of working and living conditions for seafarers while creating conditions of fair competition for shipowners.

Legislation and Circulars

The Convention has been ratified by law No.4078/2012 (A' 179) under article 28, par. 1 of the Constitution of Hellas, thus forming an integral part of the Hellenic domestic law and prevailing over any other contrary provision of law. Furthermore, article fifth it stipulates that violators of the provisions of the above Law as well as of the presidential decrees and ministerial decisions issued under its authorization shall be punished according to article 45 of the Public Maritime Law Code (administrative penalty).

Furthermore, a Regulation for the implementation of the requirements of the Maritime Labour Convention has been approved by Ministerial Decision (Joint) No. 3522.2/ 08/ 2013 and issued at the Official Government Gazette (G.G.) Issue B' 1671 .

The circulars that have been issued regarding ships certification according MLC are the following (<http://www.hcg.gr/node/5914>):

1. Ships certification according MLC (MLC 01) (<http://www.hcg.gr/node/5625>)
2. Certification of Declaration of Maritime Labour Compliance (DMLC)- Part II (MLC 02)
3. Compliance with the Convention’s requirements for ships that don’t have to be certified (MLC 03).

System of Inspection

The following categories of ships have to be inspected and certified in accordance with the requirements of the convention and maintain a valid Maritime Labour Certificate (ML Certificate) and the Declaration of Maritime Labour Compliance (DMLC) Parts I and II issued:

- i. Ships of 500 gross tonnage or over, engaged in international voyages;
- ii. Ships of 500 gross tonnage or over, operating from a port, or between ports, in another country; and
- iii. Other ships, as may be voluntarily requested by a shipowner.

The circulars that are applicable are:

- i. Ship certification according MLC (MLC01) and\
- ii. Certification of Declaration of Maritime Labour Compliance (DMLC Part II) (MLC02)

The Hellenic Administration authorized 49 MLC inspectors/auditors.

The Administration after taking into account the requirements set out for authorization of recognized organizations in Standard A5.1.2.1, has authorized RO's to conduct maritime labour verification inspections and certification of Hellenic flag ships. A shipowner has the option to choose the certification body between the flag and the authorized RO. The number of appointed RO's inspectors is 499.

Ships Inspected

The following is a record of inspections for issuance of ML certificates carried out on Hellenic registered ships, during the period of this report.

Number of ships inspected by Hellenic Administration	35
Number of ships inspected by authorized RO's	160
Total number of ships inspected	195
Number of ships with no deficiencies	173
Number of ships with deficiencies	22
Total number of deficiencies	53

The total number of deficiencies noted during inspections for certification is broken down by category as follows:

Reg.1.1	Minimum Age	0
Reg. 1.2	Medical Certificates	03
Reg. 1.3	Training and Qualifications	02
Reg. 1.4	Seafarers recruitment and placement services	04
Reg. 2.1	Seafarers employment agreements	11
Reg. 2.2	Payment of wages	02
Reg. 2.3	Hours of work and hours of rest	09
Reg. 2.5	Repatriation	02
Reg. 2.7	Manning levels	0
Reg. 3.1	Accommodation and recreational facilities	10
Reg. 3.2	Food and catering	02
Reg. 4.1	Medical care on board ship and ashore	03
Reg. 4.3	Health and safety protection and accident prevention	01
Reg. 5.1.5	On-board complaint handling procedures	04
		53

Table 1: Deficiency categories.



Figure 1: Deficiency categories percentage(%)

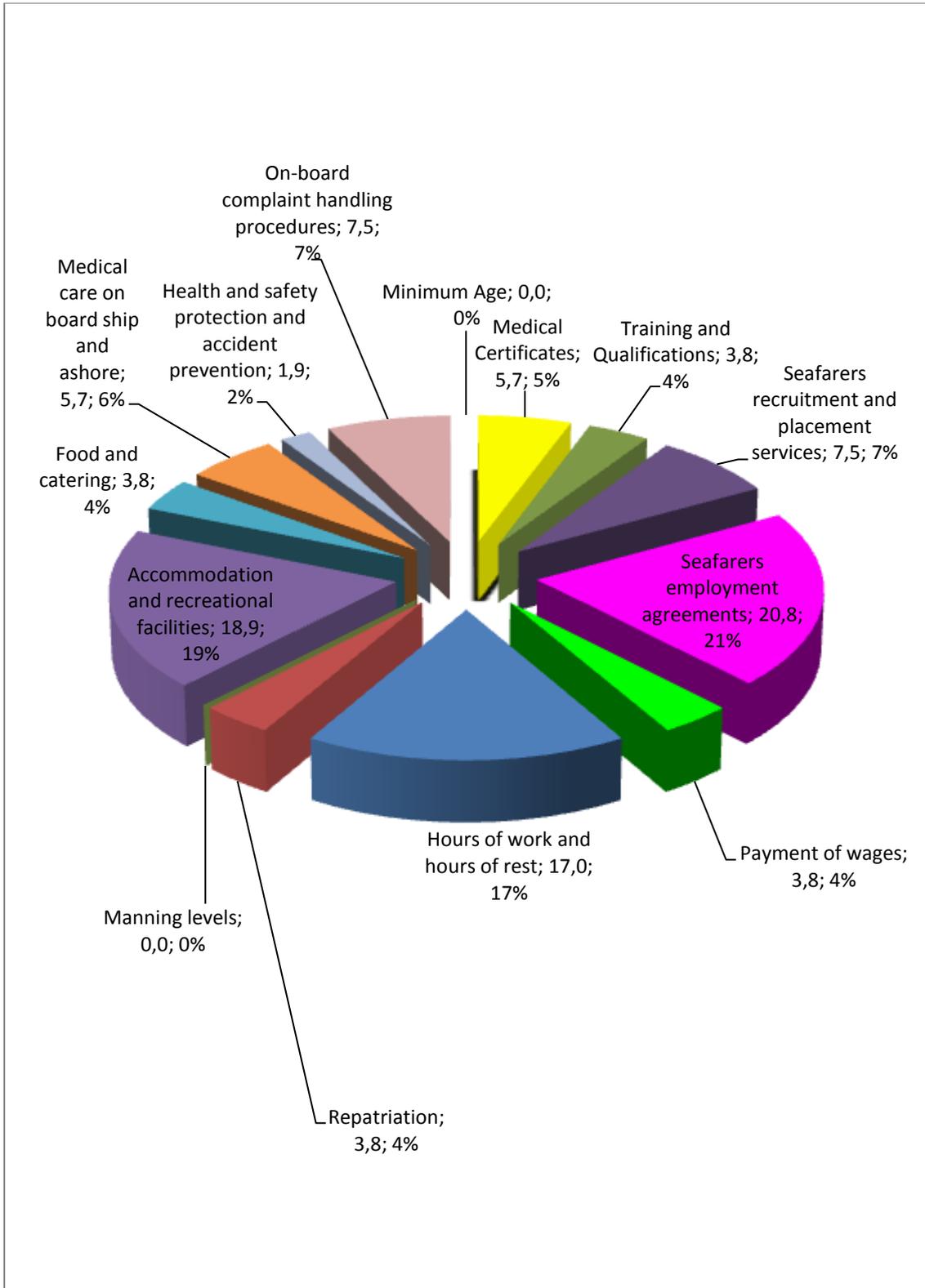


Figure 2: Deficiency categories

Violations of Legislation, Penalties Imposed and Cases of detention of Ships

Violation of legislation and penalties imposed

During the period of this report there were no evidence of violation of legislation and relative penalties imposed.

Ships Detention

During the period of this report, there was one (01) Hellenic registered ship detained on MLC related items.

Conclusion

1. The report has been prepared to provide an accurate account of the implementation of MLC on board certified ships from the date the convention entered into force on 04 January 2014 through 31 December 2014.
2. Considering the fact that this is the first report on implementing MLC for shipowners with Hellenic registered ships, the average number of deficiencies is less than 0.3 per ship.
4. The aim of the Hellenic Administration is to maintain the high level of compliance with the MLC requirements on board Hellenic flaged ship that has accomplished through out the year 2014.

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