



Maritime Circular No.33

To:

Ship - Owners/ Managers/ Operators, Registration Officers (RegOffs), P&I Clubs, Recognised Organisations (ROs), Flag State Inspectors (FSIs)

Subject:

Amendments of 2014 to the Maritime Labour Convention, 2006

Date:

30th of November 2016

References:

Maritime Labour Convention, 2006

Amendments of 2014 to the MLC, 2006 approved by the Conference at its 103rd session, Geneva, 11 June 2014

SLMARAD Maritime Circular No.02

SLMARAD Maritime Circular No.03

SLMARAD Maritime Circular No.15

Purpose

To inform all interested parties about the 2014 amendments to the Maritime Labour Convention, 2006.

To give instructions on the implementation of the 2014 amendments to the Maritime Labour Convention, 2006 for vessels under Sierra Leone Flag, to which the convention applies.

To give the necessary support to shipowners to prepare in order to comply with the latest amendments of the MLC,2006.

Application

1. The 2014 amendments to the Maritime Labour Convention, 2006 (MLC, 2006) will enter into force 18 January 2017. These amendments have been adopted to ensure financial security for seafarers in the event of abandonment (Standard A2.5.2); and financial security to assure compensation in the event of a contractual claim involving death or long-term disability (Standard A4.2.1).
2. As such, the following shall be implemented to all Sierra Leonean vessels to which MLC,2006 applies:
 - a. All Sierra Leonean vessels must carry on board a certificate or other documentary evidence of valid financial security issued by the financial security provider acceptable by the Administration. Owners shall contact their current financial security provider, regarding the availability of financial security to cover the 2014 MLC amendments.

- b. The Declarations of Maritime Labour Compliance (DMLC Parts I and II) have been revised by the Administration to include the new amendments. Sierra Leone vessels must be issued with the new DMLC Parts I and II as required below.
- c. Where applicable and if necessary, MLC inspections must be carried out.
- d. **For vessels to be registered under Sierra Leone, after the date of issuance of this Circular:**
 - i. Owners shall submit a copy of the Financial Security Certificates (Standard A2.5.2 & Standard A4.2.1) issued by an approved financial security provider in the format described in new Appendices A2-I and A4-I of the MLC, 2006.
 - ii. The Administration will then issue the DMLC Part I in the new format as per the 2014 MLC amendments.
 - iii. At initial inspection the RO responsible for carrying out the MLC inspection for the vessel shall endorse the DMLC Part II in the new format as per the 2014 MLC amendments and issue the MLC Statement of Compliance on behalf of the Republic of Sierra Leone (refer to Sierra Leone Maritime Circular No. 03 and 15).
- e. **For existing vessels registered under Sierra Leone, prior the date of issuance of this Circular:**
 - i. Shipowners must submit to this Administration, not later than the date of the first renewal inspection following entry into force of the 2014 amendments to the MLC, 2006:
 - A copy of the Financial Security Certificates (Standard A2.5.2 & Standard A4.2.1) issued by an approved financial security provider in the format described in new Appendices A2-I and A4-I of the MLC, 2006.
 - The Administration will then re-issue the DMLC Part I in the new format as per the 2014 MLC amendments.
 - The RO responsible for carrying out the renewal MLC inspection for the vessel shall endorse the new DMLC Part II in the new format as per the 2014 MLC amendments and issue the MLC Statement of Compliance (refer to Sierra Leone Maritime Circular No. 03 and 15).
 - ii. Shipowners may request the re-issuance of the DMLC Part I by this Administration through the authorized Registration Officers (refer to Sierra Leone Maritime Circular No. 02), prior the entry into force of the 2014 amendments to the MLC, 2006. Such requests, shall be accompanied by copies of Financial Security Certificates issued by an approved financial security provider in the format described in new Appendices A2-I and A4-I of the MLC, 2006.

3. Instructions to P&I Clubs:

- a. P&I Clubs, shall inform the Administration at least 30 days in advance for the cancellation or expiry of Financial Security Certificates of a vessel. The information shall be submitted to this Administration to info@slmarad.com and must specify the reason of cancellation.

- b. Evidence of financial security under Regulation 2.5, paragraph 2. The certificate or other documentary evidence referred to in Standard A2.5.2, paragraph 7, shall be in accordance with Appendix A2-I of the MLC, 2006.
- c. Evidence of financial security under Regulation 4.2. The certificate or other documentary evidence of financial security required under Standard A4.2.1, paragraph 14, shall be in accordance with Appendix A4-I of the MLC, 2006

4. Instructions to Recognized Organizations:

- a. ROs shall ensure that they duly follow the latest amendments of 2014 to the MLC,2006 and revise their inspection reports, checklists and routines accordingly.
- b. ROs must submit to this Administration the MLC Statement of Compliance along with the new endorsed DMLC Part II as follows:
 - i. New vessels inspected after the date of issuance of this Circular, following completion of the interim / initial inspections.
 - ii. For existing vessels inspected after the date into force of the amendments, following completion of the renewal inspection.

5. Instructions to Ship-Owners:

- a. Shipowners shall ensure that Financial Security (Standard A2.5.2 & Standard A4.2.1) is maintained on board their vessels and a copy of the Financial Security Certificates shall be posted in a conspicuous place on board where it is available to the seafarers.
6. In order to protect the Sierra Leone Flag’s interests, Sierra Leone Maritime Administration – SLMARAD, without any prejudice, reserves the right to take any actions deemed necessary against any vessel / owner / entity in the case no action is taken to reinstate any cancelled or expired Financial Security Certificate.
7. The above will enter into effect as of 30th November 2016.

For additional information please contact SLMARAD at info@slmarad.com

Revision Status

Date	Revision	Comments - Changes
30/11/2016	0	Initial - Adopted