



MARITIME LABOUR CONVENTION, 2006: 2014 AMENDMENTS SHIPOWNER LIABILITY AND ABANDONMENT OF SEAFARERS

Notice to all shipowners, masters, seafarers, P&I Clubs, maritime insurance providers

*This notice replaces MIN 497(M). This notice should be read with MGN 480(M) and MGN 482
This MIN expires 31 December 2017 or when superseded, whichever is the sooner.*

Summary

This notice reminds shipowners that the amendments to the Maritime Labour Convention, 2006 on shipowner liability for claims for compensation for death, personal injury and abandonment of seafarers will come into force on 18 January 2017.

From that date, ships operating internationally will be required to have on board their evidence of financial security for this liability.

1. Introduction

1.1 MIN 497(M) provided information on amendments to the MLC amendments on liability and compensation regarding claims for death, personal injury and abandonment of seafarers which were adopted in June 2014. These amendments come into force internationally on 18 January 2017.

1.2 The text of the amendments, which affect Title 2.5 and Title 4.2, can be found through the following link.

http://www.ilo.org/wcmsp5/groups/public/---ed_norm/---relconf/documents/meetingdocument/wcms_248905.pdf

2. New requirements

2.1 From 18 January 2017, both flag state and port state inspections will require the evidence of financial security complying with the amendments to be posted on board the ship. An



amendment or addendum to the DMLC Part 2 should be made, which should be agreed with the MCA through the appropriate Marine Office.

2.2 Amendments have also been made to the Maritime Labour Certificate and Document of Maritime Labour Compliance Part 1 to include the new requirements, but these do not need to be re-issued until the next intermediate or renewal inspection.

3. UK implementation

3.1 MCA has consulted on amendments to the Merchant Shipping (Maritime Labour Convention) (Minimum Requirements for Seafarers, etc.) Regulations 2014 to bring them fully into line with the amended Convention.

3.2 The amending regulations are expected to come into force in March 2017. Further guidance will be issued with the regulations.

3.3 Where financial security is provided through P&I cover in the name of the registered owner of the vessel and this is different from the “shipowner” as defined for the purposes of the MLC, the Declaration of Maritime Labour Compliance Part 2 should provide a clear link.

3.4 MGN 480(M) section 2 includes guidance on acceptable forms of financial security.

More Information

Seafarer Safety and Health Branch
Maritime and Coastguard Agency
Bay 2/17
Spring Place
105 Commercial Road
Southampton
SO15 1EG

Tel : +44 (0) 203 817 2505
e-mail: mlc@mcga.gov.uk

Website Address: www.gov.uk/government/organisations/maritime-and-coastguard-agency

General Inquiries: infoline@mcga.gov.uk

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