

GIBRALTAR MARITIME ADMINISTRATION
(Ministry of Maritime Affairs)



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Maritime Labour Notice (MLN) – 012

To: Ship Owners, Operators, Masters, Officers and Classification Societies

MLC Title 2.6 Seafarer compensation for the ship's loss or foundering

This MLN provides guidance on compliance with Gibraltar regulations which give effect to MLC 2006 Title 2.6. Implementation of these guidelines will be taken as evidence of compliance with the Gibraltar regulations.

The guidelines do not preclude the ship-owner from demonstrating an equivalent or higher standard as an "alternative method" of evidence of compliance.

Documents referred to in this notice:
MLN 4.2 Ship owner's Liability

Gibraltar Merchant Shipping (Maritime Labour Convention) Regulations 2012. Reg. 20

Most regulations and notices are available on the Gibraltar website: www.gibraltarship.com

1. Ship-owners shall provide adequate compensation for unemployment resulting from the ship's loss or foundering.
2. Unless otherwise stated in a collective agreement, compensation may be limited to two month's wages and is payable:
 - a. for each day the seafarer remains unemployed;
 - b. at the same rate as the seafarer's basic wage.
3. Commencement of payment begins on the day when the seafarer becomes in fact unemployed i.e. the termination of the employment agreement.
4. Seafarers are entitled to adequate compensation for injury arising from the ship's loss or foundering (see also MLN 016).
5. Seafarers are entitled to adequate compensation for the loss of personal effects resulting from the ship's loss or foundering.
6. Ship-owners shall provide financial security for these indemnities.

7. The seafarer's right to seek any other legal remedies is not affected by these guidance notes or related Gibraltar regulations.

Alan Cubbin
Maritime Administrator

Issue date: November 2012

All notices are available through www.gibmaritime.com

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