

CCS Technical Information

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To: All ship-owners, Relevant Departments of CCS headquarters

One-year Countdown of MLC, 2006 Coming Into Effect

With the announcement of Philippines ratification of MLC, 2006” by ILO on August, 20, 2012, Philippines has become the 30th Member to ratify MLC, 2006 and the conditions of the Convention coming into force have been met, i.e. at least 30 Member States with a total share of at least 33 per cent of the world gross tonnage of ships, **which means that the MLC, 2006 will come into effect as binding international law on August 20, 2013.**

Article V-7 of the Convention stated that “Each Member shall implement its responsibilities under this Convention in such a way as to ensure that the ships that fly the flag of any State that has not ratified this Convention **do not receive more favorable treatment** than the ships that fly the flag of any State that has ratified it.” The applicable ship regardless of flying which State’s flag shall be subject to strict PSC inspection after the entry into force of the Convention. In this respect, the competent authorities of the ratifying states have given guidance to encourage and instruct company/ship-owners to meet the requirements of MLC, 2006 and national provisions and obtain documentary evidence of compliance such as MLC Certificate or Declaration of Compliance for applicable vessels before August 20, 2013. The following is abstracted from Marine Safety Advisory No. 51-12 of Republic of the Marshall Islands (RMI) dated 21 August 2012 for ship owners/operators’ reference:

RECOMMENDED PROCEDURE FOR SHIPOWNERS/OPERATORS TO OBTAIN CERTIFICATION FOR THE MLC, 2006

Step 1: Perform a gap analysis of ship and company policies against the Republic of the Marshall Islands (RMI) National provisions, outlined in the pro forma DMLC Part I available in RMI Marine Notice 2-011-33 or at the following link: <http://www.register-iri.com/userfiles/file/MSD400A.doc>.

Step 2: Any areas of concern, such as where a substantial equivalency/exemption may be permitted, are to be brought to the attention of the Administrator by email at regulatoryaffairs@register-iri.com for evaluation.

Step 3: A formal request for issuance of the DMLC Part I is prepared and sent to the Administrator by email at regulatoryaffairs@register-iri.com detailing the following information for each vessel:

Vessel Name;

IMO Number;

Gross Tonnage; and

Any substantial equivalencies/exemptions as may have been agreed with the Administrator (indicate “none” otherwise)

Step 4: The DMLC Part I will then be issued; a PDF copy will be emailed to the requestor and the original will be couriered to the requestor’s attention.

Step 5: Upon issuance of the DMLC Part I, the DMLC Part II is prepared by the Company/Ship-owner (in consultation with the RO) for certification of the DMLC Part II by the RO.

Step 6: Upon completion of the DMLC (Part I and Part II), the vessel inspection process for issuance of the Declaration of Compliance is arranged, which may include any preparatory documentation review ashore prior to the onboard inspection.

Please be noted that the above-mentioned recommended procedures are proposed by RMI, other flag administrations may take different approach. CCS will follow up with their requirements in a timely manner and keep all posted in the form of the CCS

circular/notice. Below please find the list of Flag Administrations that authorized CCS on MLC, 2006:

1. Panama
2. Cyprus
3. Marshall Island
4. Singapore
5. Kiribati
6. Iran
7. Mauritius.

For any questions, please contact the Certification Management Department of CCS Headquarters without hesitation.

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