

Circular 67 / 2013

To: Vessel Managers, Masters, Officers, Deputy Registrars, Surveyors and Other Interested Parties

Subject: Maritime Labour Convention Entry into Force – 20 August 2013

Date: 19 July 2013

Summary

To be read in conjunction with MCI Circular 57/2013, available at <http://www.maritimecookislands.com/images/circulars/mci-circular-57-maritime-labour-convention-implimentation.pdf?phpMyAdmin=468c4e449b59t7643f2c9>

How the Convention applies

The Convention applies to all ships other than warships, naval auxiliaries, fishing vessels, vessels of traditional build such as dhows and junks and vessels operating solely in inland or sheltered waters. Cook Islands flagged ships of 500gt or over, engaged on international voyage, and operating commercially must be certified as in compliance;

All Cook Islands flagged vessels under 500gt, engaged on international voyages and operating commercially must be surveyed and found to be in compliance with MLC 2006; Certification under MLC is not mandatory - owners / managers of such vessels may at their discretion request certification under MLC.

Application for certification under MLC is attached below.

We remind ship owners / managers that the entry into force date for the Convention is not the same for every member state. Entry into force on 20 August, 2013, applies only to the first 30 countries that ratified the Convention. For countries that ratified after 20 August, 2012 or have still to ratify the Convention, the entry into force date will be 12 months after the date of ratification. A list of countries that have ratified the convention is available at www.ilo.org/mlc

The significance of the entry into force date is that Port State Control (PSC) Officers in countries that have ratified the Convention may inspect all ships visiting their ports against the requirements of the MLC, 2006. All ships to which the Convention applies will be subject to inspection.

Cook Islands is not a party to the MLC 2006, despite this the MLC 2006 Standards have been implemented into National Law under the Cook Islands Maritime (MLC) Rule 2013; the MLC 2006 therefore applies to Cook Islands flagged vessels to which the convention applies;

Application for those Cook Island vessels not traveling to ports of MLC Member states, will be obliged to be in full compliance by 1 January 2014.

What should I do now?

Owners and managers are advised to ensure compliance with MLC requirements

If your vessel is 500gt and over, you should have already received DMLC Part I and be in the process of preparing DMLC Part II, or undergoing either interim or initial on board inspections. If you have not yet applied for DMLC Part I or II, we strongly advise you complete the attached application and submit it to your Deputy Registrar or Fleet Manager at your soonest convenience.

If your vessel is under 500gt, you should be in the process of requesting on board inspection via your Deputy Registrar or Fleet Manager; Or if required, certification and inspection via the application below.

If Maritime Cook Islands is not inspecting / certifying your vessel(s) MLC compliance, then you will need to contact your Recognised Organisation to begin the inspection / certification process.

Helpful links

The International Chamber of Shipping has prepared a free download "*The ILO Maritime Labour Convention, 2006 Guidance for Ship Operators on Port State Control*", available at <http://www.ics-shipping.org/ilopscguidance.pdf>

The ILO MLC Smartphone App, developed by The Club and Lloyd's Register is available for free download; more information available at <http://www.ukpandi.com/loss-prevention/apps/>

For further information or clarification please contact the Registrar of Ships, a Deputy Registrar or Fleet Manager at Maritime Cook Islands; alternatively you may contact Maritime Cook Islands Head Office at +682 23848 Phone, +682 23846 Fax, fleet@maritimecookislands.com

Please ensure this has been forwarded to interested parties.



COOK ISLANDS
APPLICATION FOR STATEMENT OF
COMPLIANCE FOR DECLARATION OF
MARITIME LABOUR CONVENTION PART I

Ship
Registration
FORM 89
v.1

A request for the issuance of the Statement of Compliance of Declaration of Maritime Labour Convention Part I, in accordance with Regulation 5.1.3

Vessel Particulars

VESSEL NAME	TYPE OF VESSEL	IMO NUMBER	CALL SIGN
OFFICAL NUMBER	GROSS TONNAGE	PORT OF REGISTRY	DATE OF BUILD

Particulars of Shipowner

Name of company or individual	
IMO Number <i>(if applicable)</i>	
Address	
Full Name of Contact Person*	
Phone number	

Particulars of Management Company

Name of Management Company	
IMO Number	
Address	
Full Name of Contact Person*	
Phone number	
E-mail	

Please attach to this application copies of any current exemptions the vessel may hold in relation to pre-existing ILO Convention requirements.

* Contact and signatory of this application must be a person authorised as decision maker of the purpose of Maritime Cook Islands matters

Signature: _____

Date: _____