



INTERMARTIME CERTIFICATION SERVICES (ICS)

STATUTORY NOTICE No.80/2013

Date: March 5, 2013

Subject: *MLC, 2006 – Interim Inspection & Certification Process*

Introduction:

Interim Inspection & Certification Process is described on Title 5 of MLC, 2006 “Compliance and Enforcement”, Standard A5.1.3 as follows:

Standard A5.1.3.5. A Maritime Labour Certificate may be issued on an interim basis:

- (a). to new ships on delivery;
- (b). when a ship changes flag; or
- (c). when a ship-owner assumes responsibility for the operation of a ship which is new to that ship-owner.

Standard A5.1.3.6. An Interim Maritime Labour Certificate may be issued for a period not exceeding six (6) months by the competent authority or a recognized organization duly authorized for this purpose.

Standard A5.1.3.7. An Interim Maritime Labour Certificate may only be issued following verification that:

- (a). the ship has been inspected, as far as reasonable and practicable, for the matters listed in Appendix A5-I, taking into account verification of items under subparagraphs (b), (c) and (d) of this paragraph;
- (b). the ship-owner has demonstrated to the competent authority or recognized organization that the ship has adequate procedures to comply with this Convention;
- (c). the master is familiar with the requirements of this Convention and the responsibilities for implementation; and
- (d). relevant information has been submitted to the competent authority or recognized organization to produce a Declaration of Maritime Labour Compliance.

Standard A5.1.3.8. A full inspection in accordance with paragraph 1 of this Standard shall be carried out prior to expiry of the interim certificate to enable issue of the full-term Maritime Labour Certificate. No further interim certificate may be issued following the initial six months (6) referred to in paragraph 6 of this Standard. A Declaration of Maritime Labour Compliance need not be issued for the period of validity of the interim certificate.

Note: For the description of “a full & detailed inspection”, refer to item 5 “Maritime Labour Certificate”, on *Statutory Notice No.79/2013”MLC, 2006 –Implementation & Certification Process (Panama)”*.

Interim Inspection & Certification Process

Interim Inspection & Certification Process of MLC, 2006 may begin from August 20, 2013 following instructions contained in this *Statutory Notice No.80/2013*:

1-DMLC-Part I

1.1-DMLC-Part I need not be issued for the six (6) months of validity of the Interim Maritime Labour Certificate. To produce the DMLC-Part I, the ship-owner shall submit the relevant information to the competent authority. To obtain the DMLC-Part I for Panamanian flagged vessels refer to item 1 “DMLC-Part I”, on *Statutory Notice No.79/2013”MLC, 2006–Implementation & Certification Process (Panama)”*.

2-DMLC-Part II

2.1- DMLC-Part II need not be issued for the six (6) months of validity of the Interim Maritime Labour Certificate. For the review & endorsement of a DMLC-Part II, the ship-owner shall submit relevant information to the Recognized Organization. Refer to item 2 “DMLC-Part II”, item 3 “DMLC-Part II-Review” and item 4 “DMLC-Part II-Endorsement”, on *Statutory Notice No.79/2013”MLC, 2006–Implementation & Certification Process (Panama)”*.

3-Interim Maritime Labour Certificate (MLC) valid for six (6) months

3.1- An Interim Maritime Labour Certificate valid for six (6) months may only be issued following the inspection of the ship “as far as reasonable and practicable” and following the verification of Standard A5.1.3.7 (a), (b), (c) and (d) with satisfactory results. After that, the ICS inspector proceed with the issuance of an Interim Maritime Labour Certificate valid for six (6) months

3.2- The Interim Inspection includes the verification, “as far as reasonable and practicable”, for the following matters listed in Appendix A5-1 to the Maritime Labour Convention, 2006:

- Minimum Age (Regulation 1.1)
- Medical certification (Regulation 1.2)
- Qualifications of Seafarers (Regulation 1.3)
- Seafarers employment agreements (Regulation 2.1)
- Use of any licensed or certified or regulated private recruitment and placement service (Regulation 1.4)
- Hours of work or rest (Regulation 2.3)
- Manning levels for the ship (Regulation 2.7)
- Accommodation (Regulation 3.1)
- On-board recreational facilities (Regulation 3.1)
- Food and catering (Regulation 3.2)
- Health and safety and accident prevention (Regulation 4.3)
- On-board medical care (Regulation 4.1)
- On-board complaint procedures (Regulation 5.1.5)
- Payment of wages (Regulation 2.2)

4-Applicable ICS forms for Interim Inspection of the ship:

- 4.1-MLC/IC Certificate (2013/07) –Valid for six (6) months from the date of completion of interim inspection
- 4.2-MLC-Shipboard Inspection Plan (2013/07)
- 4.3-MLC-Shipboard Inspection Report (2013/07)
- 4.4-MLC-Shipboard Inspection-Checklist for Interim Inspection (2013/07)
- 4.5-Non Conformity Report (2013/07)

Note: All applicable forms will be forwarded to ICS inspector duly authorized for MLC, 2006 inspection and certification after the confirmation and approval of each quotation prepared by the Operations Department, under case-by-case basis only.

4.2-Copy of the documents to be submitted to ICS-Head Office–Refer to “Authorization for MLC, 2006 (2013/07)”:

- 4.2.1-MLC-IC Certificate + All applicable forms for Interim Inspection
- 4.2.2--SMC (ship) + DOC (company)
- 4.2.3-Crew List + Navigation Patent
- 4.2.4-Certificate of Inspection of Crew Accommodations (CICA)
- 4.2.5-Other additional document and information as applicable and require by ICS-Head Office

5-Important Reminder

Initial Inspection (full & detailed inspection of the ship) should be carry out before the expiry date of Interim Maritime Labour Certificate valid for six (6) months

No full term Maritime Labour Certificate valid for five (5) years can be issued by ICS-Head Office until an Initial Inspection (full & detailed inspection of the ship) has been completed and until the MLC-ST Certificate valid for five (5) months be issued by an authorized ICS inspector and be forwarded to ICS-Head Office with corresponding ICS’s forms and ship’s documents as indicated in item 5 “Maritime Labour Certificate (MLC)” of *Statutory Notice No.79/2013”MLC, 2006–Implementation & Certification Process (Panama)”*

All documents forwarded to ICS-Head Office in relation with the Interim Inspection & Certification will be kept on stand-by file until an Initial Inspection (full & detailed inspection of the ship) has been completed with satisfactory results.

For further information please contact:

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