

Maritime Labour Convention, 2006 (as amended)

Declaration of Maritime Labour Compliance (DMLC) – Part II

Name of Ship	IMO/MNZ Number	Gross tonnage
Length of ship	Operating limits	Flag state
Name of Shipowner/operator		
Address		

The following measures have been drafted by the shipowner, named in the Maritime Labour Certificate to which this Declaration is attached, to ensure ongoing compliance between inspections.

State in the response section how the shipowner is meeting these requirements.

1	Minimum Age (Reg. 1.1)	
Response	[Click here to enter text.]	
2	Medical Certification (Reg. 1.2)	
Response	[Click here to enter text.]	
3	Qualifications of Seafarers (Reg. 1.3)	
Response	[Click here to enter text.]	
4	Seafarers' Employment Agreements (Reg. 2.1)	
Response	[Click here to enter text.]	
5	Use of Private Recruitment And Placement Service providers (Reg. 1.4)	
Response	[Click here to enter text.]	
6	Hours of Work or Rest (Reg. 2.3)	
Response	[Click here to enter text.]	
7	Crewing levels for the ship (Reg. 2.7)	

Response	[Click here to enter text.]	
8	Accommodation (Reg. 3.1)	
Response	[Click here to enter text.]	
9	Onboard Recreational Facilities (Reg. 3.1)	
Response	[Click here to enter text.]	
10	Food and Catering (Reg. 3.2)	
Response	[Click here to enter text.]	
11	Health and Safety and Accident Prevention (Reg. 4.3)	
Response	[Click here to enter text.]	
12	Onboard Medical Care (Reg. 4.1)	
Response	[Click here to enter text.]	
13	Onboard Complaint Procedures (Reg. 5.1.5)	
Response	[Click here to enter text.]	
14	Payment of Wages (Reg. 2.2)	
Response	[Click here to enter text.]	
15	Financial Security for Repatriation (Reg. 2.5)	
Response	[Click here to enter text.]	
16	Financial Security for shipowners liability (Reg. 4.2)	
Response	[Click here to enter text.]	

I hereby certify that the above measures have been drafted to ensure ongoing compliance between inspections, with the requirements listed in Part I.

Name of ship owner:

Address:

Name of authorised signatory:

Signature:

Date:

(Stamp or seal of the shipowner)

The above measures have been reviewed by: _____

and on inspection of the ship have been determined as meeting the purposes set out under Standard A 5.1.3, paragraph 10(b), regarding measures to ensure initial and ongoing compliance with the requirements set out in Part I of this Declaration.

Name:

Title:

Address:

Signature:

Place:

Date:

(Stamp or seal of the delegated person, as appropriate)

Explanatory notes and guidance for shipowners

1	<p>Minimum Age (Reg. 1.1)</p> <p>The following should be included;</p> <ul style="list-style-type: none"> • No person under the age of 16 will be employed on the ship. • No seafarer under the age of 18 will work at night (as defined in the DMLC part I) unless it is part of a recognised training scheme. • A list of hazardous work that seafarers under the age of 18 are prohibited from undertaking. • A list of seafarers who are under 18 years of age. <p>To ensure compliance the Master will check that the seafarer is over 16 by inspecting the individual's passport/discharge book.</p>
2	<p>Medical Certification (Reg. 1.2)</p> <p>A statement to the effect that:</p> <ul style="list-style-type: none"> • Only medical certificates approved by MNZ (including those issued by other Administrations) will be accepted. • No seafarer will be engaged without a valid medical certificate. • Medical certificates should be given in English or accompanied by an English translation • Reference should be made regarding who checks the individual certificates ensuring that any restrictions are complied with • What the procedure is if either the Master or the shipowner has concerns about the medical fitness of a seafarer to undertake their duties
3	<p>Qualifications of Seafarers (Reg. 1.3)</p> <p>The declaration should state:</p> <ul style="list-style-type: none"> • That only certificated seafarers in accordance with national and international requirements will be employed on board. • What evidence will be provided in the event of a seafarer's Certificate of Competency requiring revalidation. • That seafarers on international voyages are required to carry their certificates with them. In addition, for New Zealand ships holding SOLAS convention documents, seafarers are required to carry their certificates on board. • Who is responsible for ensuring that individual seafarers have the correct certificates and what happens if a seafarer joins a ship without the required qualifications. • The procedure used to instruct seafarers in onboard personal safety training and how this training is to be recorded.

4	<p>Seafarers' Employment Agreements (Reg. 2.1)</p> <p>This section should include:</p> <ul style="list-style-type: none"> • Confirmation that the seafarers' employment agreements (SEA) include the items listed in paragraph 4 of Standard A2.1. • A statement indicating whether a collective bargaining agreement [or any other supplementary documentation?] forms all or part of the SEA. • Confirmation that the seafarer has been given a signed original copy of the SEA and how this is recorded. • Confirmation that the seafarer has been given an opportunity to examine and seek advice prior to signing the SEA and how this is recorded. • The method used to provide seafarers with a record of employment on board the ship. • The procedure for granting shore leave (2.4) • Annual leave provision and how this is calculated. • Details of authorised representatives for signing the SEA on behalf of the shipowner.
5	<p>Use of Private Recruitment And Placement Service providers (Reg. 1.4)</p> <p>This section should include:</p> <ul style="list-style-type: none"> • Information on whether seafarers are directly or indirectly engaged by the shipowner. • A list of RPS providers that supply seafarers to the ship. • Confirmation that the RPS providers reside in a ratifying country, or <ul style="list-style-type: none"> ○ If the RPS providers are based in a non-ratifying country a statement to the effect that the agency operates in accordance with MLC, 2006 requirements and what evidence is available to confirm this. • Confirmation that no fees or other charges are borne either directly or indirectly by the seafarer when gaining employment and how this is verified. • Confirmation that the RPS providers do not operate blacklists in order to prevent seafarers gaining employment and how this is verified • Confirmation that as far as practicable the shipowner has the means to protect seafarers from being stranded in a foreign port together with confirmation that a system of protection is in place by way of insurance or an equivalent measure to compensate seafarers for monetary loss resulting from the failure of either the manning agencies or the shipowner to meet their obligations to the seafarers.

6	<p>Hours of Work or Rest (Reg. 2.3)</p> <p>This section should include information on:</p> <ul style="list-style-type: none"> • Details of any authorized exception • Where the schedule is posted up. • Who monitors the hours of work/rest for compliance both onboard and ashore. • Under what circumstances can the schedule of rest be suspended. • How are any suspensions recorded. • How details of any compensatory rest periods granted resulting from the schedule being suspended are recorded.
7	<p>Crewing Levels for the Ship (Reg. 2.7)</p> <p>The following should be included:</p> <ul style="list-style-type: none"> • A statement to the effect that the ship will be crewed in accordance with national and international regulations. A statement to the effect that the contents of the safe crewing document will be adhered to at all times. • Information on who the Master should contact if he has any concerns regarding manning.
8	<p>Accommodation (Reg. 3.1)</p> <p>If the ship's keel was laid prior to the MLC, 2006 coming in to force in New Zealand on 9th March 2017 then a statement should be made to the effect that the crew accommodation was constructed in accordance with Maritime Rules Part 51 subpart A.</p> <p>In addition the following should be included:</p> <ul style="list-style-type: none"> • How the requirements of paragraph 2(a) of Standard A3.1 are dealt with. • Who is responsible for carrying out inspections of the crew accommodation, the frequency that inspections are carried out and where they are recorded should be included. • What is provided by way of bedding, mess utensils and miscellaneous provisions. • The procedure for the sending and receiving of seafarers' mail. • Whether seafarers may be accompanied by their partners for occasional voyages. • Whether seafarers' partners, relatives or friends are permitted to visit the ship when it is in port.
9	<p>Onboard Recreational Facilities (Reg. 3.1)</p> <p>This section should, as a minimum give information on what recreation facilities (for example, DVD players, televisions, sports equipment etc) are provided on board. Where appropriate the location of the upper deck area that is reserved for seafarers.</p>

10	<p>Food and Catering (Reg. 3.2)</p> <p>The following should be included:</p> <ul style="list-style-type: none"> • Details concerning the loading, storage and treating potable water. • Procedures for storing, preparing and serving food. • That seafarers are not charged for their food. • How the shipowner ensures that food is suitable in quantity, nutritional value, quality and variety for the number of crew and operation of the ship. • How religious and cultural practices of seafarers are catered for. • The qualifications and training of the cook and any other catering staff. • Details of who carries out the inspections of the galley and food handling/storage areas and how these inspections are recorded.
11	<p>Health and Safety and Accident Prevention (Reg. 4.3)</p> <p>The following should be included:</p> <ul style="list-style-type: none"> • If a ship has 5 or more seafarers then a safety committee is required. The composition of the safety committee and the frequency of meetings together with the responsibilities of the Master, safety officer and safety representatives. • Details of the on board programmes for the prevention of occupational accidents, injuries and diseases and for continuous improvement in occupational health and safety. • Details of the adoption, the effective implementation and promotion of occupational safety and health policies and programmes. • The procedure for generating risk assessments (including those for young seafarers) and how frequently they are reviewed. • The precautions taken to prevent occupational accidents, injuries and diseases. • The procedure for investigating, reporting and correcting unsafe conditions. • The procedure for investigating, reporting on board occupational accidents. • Details of the type of work that seafarers under the age of 18 are prohibited from undertaking.
12	<p>Onboard Medical Care (Reg. 4.1)</p> <p>This section should cover:</p> <ul style="list-style-type: none"> • The provision of on board medical care including the medical chest and who is responsible for maintaining same. • Who is responsible for providing on board medical care. Confirmation that the person(s) responsible for providing on board medical care is trained (including refresher training). • The provision of on shore medical care for seafarers and confirmation that this

	<p>medical care is provided free of charge to the seafarer.</p> <ul style="list-style-type: none"> • The procedure for sending a seafarer ashore for medical attention. Including, if necessary, the use of the medical report form, • At all times there is at least one crew member who has met the standards of competence set out in Part A-VI/4-1 or Part A-VI/4- 2 of the STCW Code. Their names are indicated on the ship's noticeboard and copies of their Certificates of Competency or Certificates of Proficiency as appropriate are available for inspection.
13	<p>Onboard Complaint Procedures (Reg. 5.1.5)</p> <p>The following should be included:</p> <ul style="list-style-type: none"> • Confirmation that the onboard complaints procedure complies with national laws and requirements. • Confirmation that a copy of the on board complaints procedure is to be given to every seafarer and how this is recorded.
14	<p>Payment of Wages (Reg. 2.2)</p> <p>This section should include information concerning pay slips, charges for allotments and frequency of the payment of wages together with how the rate of exchange is determined.</p>
15	<p>Financial Security for Repatriation (Reg. 2.5)</p> <p>This section should include a certificate or other documentary evidence of financial security issued by a third party financial security provider</p>
16	<p>Financial Security for shipowners liability (Reg. 4.2)</p> <p>This section should include a certificate or other documentary evidence of financial security issued by a third party financial security provider. New Zealand</p>