

Free Translation

Certificate No.: 12.600/O-72/DMLC/____/2018

MARITIME AGREEMENT STATEMENT – PART I

(Note: This statement must be attached to the Maritime Work Certificate of the ship)

REPUBLIC OF CHILE

Issued pursuant to
The MARITIME LABOUR CONVENTION, 2006
(hereinafter “the Convention”)

under the authority of the government of

CHILE

By **RECOGNISED ORGANISATION**

Particulars of the vessel

Name of the ship	
Gross tonnage	
IMO number	

CERTIFIES THAT

1. The compliance with Standard A5.1.3 of the Convention
2. The undersigned hereby states, on behalf of the abovementioned Competent Authority, that:
 - a) The provisions of the MLC, 2006 have been fully included in the national requirements mentioned below.
 - b) Said requirements are mentioned in the national provisions mentioned below. Where they differ from the stipulations of the MLC, 2006, an explanation is provided.
 - c) Details of any substantially equivalent provision pursuant to paragraph 3 and 4 of Article VI have been mentioned in the pertinent section below.
 - d) Any exemption granted by the Competent Authority as provided in Title 3 has been clearly indicated below.
 - e) Any specific requirement of each type of vessel is indicated considering national legal requirements.

1. Minimum Age (regulation 1.1)

National standards:

- Labour Code, Book I, Chapter II of Title I.
- Decree No. 50, 2007, of the Ministry of Labour and Social Security that approves the regulation to apply Article 13 of the Labour Code, updated by Decree No. 2, 2017, of the Ministry of Labour and Social Security.
- Decree No. 90, 1999, of the Ministry of National Defence that approves the regulation on Training, Qualifications, and Career of Personnel On-board, article 37, letter a).

2. Medical Certificate (regulation 1.2)

National standards:

- Law decree No. 2.222, 1978, of the Ministry of National Defence, which replaces the Navigation Act.
- Labour Code, Book I, Chapter II of Title I.
- Decree No. 90, 1999, of the Ministry of National Defence that approves the regulation on Training, Qualifications, and Career of Personnel On-board.

3. Training and qualifications (regulation 1.3)

National standards:

- Law decree No. 2.222, 1978, of the Ministry of National Defence, which replaces the Navigation Act.
- Labour Code, Book I, Chapter II of Title I.
- Decree No. 90, 1999, of the Ministry of National Defence that approves the regulation on Training, Qualifications, and Career of Personnel On-board.

4. Seafarer's employment agreements (regulation 2.1)

National standards:

- Law decree No. 2.222, 1978, of the Ministry of National Defence, which replaces the Navigation Act.
- Labour Code, Book I, Chapter II of Title I and Chapter I of Title III.
- Decree No. 90, 1999, of the Ministry of National Defence that approves the regulation on Training, Qualifications, and Career of Personnel On-board.

5. Recruitment and placement (regulation 1.4)

National standards:

- Law decree No. 2.222, 1978, of the Ministry of National Defence, which replaces the Navigation Act.
- Labour Code, Book I, Chapter II of Title I and Chapter I of Title III.
- Decree No. 90, 1999, of the Ministry of National Defence that approves the regulation on Training, Qualifications, and Career of Personnel On-board.

6. Hours of work and hours of rest (regulation 2.3)

National standards:

- Labour Code, Book I, Chapter II of Title I.
- Decree No. 26, 1987, of the Ministry of Labour and Social Security that approves the regulation on Working on Board Vessels of the National Merchant Marine.

7. Manning Levels (regulation 2.7)

National standards:

- Labour Code, Book I, Chapter II of Title I.
- Decree No. 31, 1999, of the Ministry of National Defence that approves the regulation on Minimum Safety Manning of vessels.

8. Accommodation (regulation 3.1)

National standards:

- Decree No. 146, 1987, the Ministry of National Defence that approves the regulations on building, repairs and preservation of merchant ships and special large vessels and naval artefacts, as well as the corresponding inspections.

9. Recreational facilities (regulation 3.1)

National standards:

- Decree proclaiming the Maritime Labour Convention, 2006 of the International Labour Organisation and the 2014 and 2016 amendments.
- L.D. No. 2.222 of the Ministry of Defence and S.D. No. 146 on the building, repairs and preservation of merchant ships and special large vessels and naval artefacts, as well as the corresponding inspections, with regard to article 184 of the Labour Code and other pertinent regulations.

10. Food and catering (regulation 3.2)

National standards:

- Decree No. 977, 1997, of the Ministry of health that approves the Food Regulations.
- Decree No. 594, 2000, of the Ministry of Health that approves the regulation on Basic Labour Health and Environment Conditions.
- Labour Code Book I, Chapter II of Title I and Book II, Title I.

11. Health and safety protection and accident prevention (regulation 4.3)

National standards:

- Decree No. 977, 1997, of the Ministry of health that approves the Food Regulations.
- Decree No. 594, 2000, of the Ministry of Health that approves the regulation on Basic Labour Health and Environment Conditions.
- Decree No. 90, 1999, of the Ministry of National Defence that approves the regulation on Training, Qualifications, and Career of Personnel On-board.
- Supreme decree No. 40, 1969, of the Ministry of Labour and Social Security that approves the regulations on the Prevention of Occupational Risks
- Supreme decree No. 54, 1969, of the Ministry of Labour and Social Security that approves the regulations on the Constitution and Operation of the Joint Committee of Health and Security.
- Supreme decree No. 76, 2007, of the Ministry of Labour and Social Security that approves the regulation on Safety and Health Management of any Work or Service.
- Code of Labour, Book II, Title I.
- Act 16.744 establishing the Standards on Labour Accidents and Occupational Diseases.

12. Medical care on board (regulation 4.1)

National standards:

- Labour Code, Book I, Chapter II of Title I.
- Exempt resolution No. 267, 1986, of the Ministry of Health, determining the amount of first aid kits to be available on board
- Decree No. 26, 1987, of the Ministry of Labour and Social Security that approves the regulation on Working on Board Vessels of the National Merchant Marine.

13. On-board claim procedures (regulation 5.1.5)

National standards:

- Decree proclaiming the Maritime Labour Convention, 2006 of the International Labour Organization and the 2014 and 2016 amendments.

14. Wages (regulation 2.2)

National Standards:

- Labour Code, Chapter V and VI of Title I; Chapter III of Title II.

15. Financial guarantee in case of repatriation (regulation 2.5)

National Standards:

- Decree proclaiming the Maritime Labour Convention, 2006 of the International Labour Organization and the 2014 and 2016 amendments.

16. Shipowners' liability

National standards:

- Act 16.744 establishing the Standards on Labour Accidents and Occupational Diseases

Name:.....

Position:.....

Signature:.....

Location:.....

Date:.....

SUBSTANTIALLY EQUIVALENT PROVISIONS

(Note: cross out where not applicable)

Pursuant to paragraph 3 and 4 of Article VI of the Convention, the following substantially equivalent provisions have been indicated, with the exception of the ones in the abovementioned list (a description should be included, if applicable):

.....
.....

No substantially equivalent provision has been applied

Name:.....

Position:.....

Signature:.....

Location:.....

Date:.....

EXEMPTIONS PURSUANT TO TITLE 3

(Note: cross out where not applicable)

Pursuant to Title 3 of the Convention, the competent authority has instructed the following exemptions:

.....
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No substantially equivalent provision has been applied

Name:.....

Position:.....

Signature:.....

Location:.....

Date:.....