



REPUBLIC OF CYPRUS

SHIPPING DEPUTY MINISTRY TO THE PRESIDENT

SDM 5.13.09
4.7.32
12.3.01.35.10
12.3.01.35.15.1

Circular No: 2/2019

11 January 2019

To all Registered Owners, Registered bareboat Charterers
Managers and Representatives of Ships flying the Cyprus Flag,
To all Recognized and Authorized Classification Societies,
To all Owners Managers and Representatives of ships under a foreign flag calling at
Cyprus ports

**Subject: Amendments of 2016 to the Code of the Maritime Labour Convention, 2006
Entry into force on 8 January 2019**

I refer to the above subject and further to DMS Circular No. 37/2016, I wish to inform you of the adoption, under the tacit acceptance procedure, of the Amendments of 2016 to the Code of the Maritime Labour Convention, 2006 which were approved by the 105th Session of the International Labour Conference, in accordance with Article XV, of the Convention which sets out the simplified amendment procedure adopted in respect of the Convention. The amendments will enter into force on 8th January, 2019. The full text of the amendments is hereby attached.

2. These amendments relate to Standard A5.1.3, Appendix A5-II (Maritime Labour Certificates, DMLC) and to Guidelines B4.3.1 (Occupational Accidents, injuries & diseases) and B4.3.6 (Investigations).

3. Please note that the Maritime Labour Certificates and Declarations of Maritime Labour Compliance (DMLC) already issued, will remain valid until they are expired. Furthermore, it is expected by the Shipowners/Shipmanagers, to update their policy as well as their procedures, manuals and related documentation to reflect to the new Guidelines B4.3.1&B4.3.6.

4. The Seafarers' Division of the Shipping Deputy Ministry to the President will be at the disposal of, Owners, Managers and anyone concerned with the matter for any explanations and clarifications they may require.



This Circular must be placed on board ships flying the Cyprus Flag.



Costas Iacovou
Permanent Secretary
Shipping Deputy Ministry to the President

- cc:
- Permanent Secretary, Ministry of Labour, Welfare and Social Insurance
 - Permanent Secretary, Ministry of Foreign Affairs
 - Permanent Secretary, Ministry of Health
 - Maritime Offices of the Department of Merchant Shipping abroad
 - Diplomatic Missions and Honorary Consular Offices of the Republic
 - Inspectors of Cyprus Ships
 - Cyprus Shipping Chamber
 - Cyprus Union of Shipowners
 - Cyprus Shipping Association
 - Trade Union SEK
 - Trade Union PEO

INTERNATIONAL LABOUR CONFERENCE

AMENDMENTS OF 2016 TO THE MARITIME LABOUR CONVENTION, 2006

Amendments to the Code relating to Regulation 4.3 of the MLC, 2006

Guideline B4.3.1 – Provisions on occupational accidents, injuries and diseases

At the end of paragraph 1, add the following text:

Account should also be taken of the latest version of the *Guidance on eliminating shipboard harassment and bullying* jointly published by the International Chamber of Shipping and the International Transport Workers' Federation.

In paragraph 4, move “and” from the end of subparagraph (b) to the end of subparagraph (c). Add the following new subparagraph:

(d) harassment and bullying.

Guideline B4.3.6 – Investigations

In paragraph 2, move “and” from the end of subparagraph (e) to the end of subparagraph (f). Add the following new subparagraph:

(g) problems arising from harassment and bullying.

Amendments to the Code relating to Regulation 5.1 of the MLC, 2006

Standard A5.1.3 – Maritime labour certificate and declaration of maritime labour compliance

Move the text of the current paragraph 4 to the end of paragraph 3.

Replace the current paragraph 4 with the following:

Notwithstanding paragraph 1 of this Standard, where, after a renewal inspection completed prior to the expiry of a maritime labour certificate, the ship is found to continue to meet national laws and regulations or other measures implementing the requirements of this Convention, but a new certificate cannot immediately be issued to and made available on board that ship, the competent authority, or the recognized organization duly authorized for this purpose, may extend the validity of the certificate for a further period not exceeding five months from the expiry date of the existing certificate, and endorse the certificate accordingly. The new certificate shall be valid for a period not exceeding five years starting from the date provided for in paragraph 3 of this Standard.

**Appendix A5-II
Maritime Labour Certificate**

Add the following text to the end of the model form for the maritime labour certificate:

Extension after renewal inspection (if required)

This is to certify that, following a renewal inspection, the ship was found to continue to be in compliance with national laws and regulations or other measures implementing the requirements of this Convention, and that the present certificate is hereby extended, in accordance with paragraph 4 of Standard A5.1.3, until (not more than five months after the expiry date of the existing certificate) to allow for the new certificate to be issued to and made available on board the ship.

Completion date of the renewal inspection on which this extension is based was:

.....

Signed:.....

(Signature of authorized official)

Place:

Date:

(Seal or stamp of the authority, as appropriate)