



Technical Circular

No.: 138/2020

Date: 30th November 2020

Subject: Addendum to Merchant Shipping Notice No.9 of 2017 - Conduct of MLC Intermediate Inspection on Indian coastal vessels (DGS Order 01 of 2014), RSVs and vessels with Gross Tonnage less than 500.

1. The Directorate General of Shipping, Government of India had issued Merchant Shipping Notice 09 of 2017 on implementation of the provisions of Maritime Labour Convention on the ships of less than 500 GRT, Indian River Sea Vessels covered in DGS Order 18 of 2013 as amended, and Indian Coastal Vessels, covered in DGS Order 01 of 2014 as amended.
2. The Directorate has now issued an addendum to Merchant Shipping Notice 09 of 2017 dated 25.11.2020 regarding conduct of MLC inspections on subject ships.
3. The Addendum clarifies that the Intermediate MLC inspections of subject ships will be undertaken by the surveyors from Administration (MMD / DG Shipping).
4. Accordingly, shipowners /managers are required to apply to the nearest MMD for conduct of Intermediate MLC inspection of subject ships in their fleet.
5. Shipowners/ Managers and Masters of subject Indian ships are advised to be guided by above.

Enclosure: Addendum to MSN 09 of 2017



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पोत परिवहन मंत्रालय / MINISTRY OF SHIPPING

नौवहन महानिदेशालय, मुंबई
DIRECTORATE GENERAL OF SHIPPING, MUMBAI

F.No.23-50020/17/2020-CREW - DGS

Dated: 25.11.2020

Addendum to M.S. Notice No.09 of 2017

Subject: Implementation of the Merchant Shipping (Maritime Labour) Rules, 2016 – Inspection and Certification of the Maritime Labour Conditions on Indian Ships of GRT below 500 MT and Indian Ships registered under DG Shipping Order 18 of 2013 (Indian River Sea Vessels) and DG Shipping Order 01 of 2014 (Indian Coastal Vessels) as amended – clarification - reg

Whereas in exercise of the powers conferred by Section 218 A, read with Section 457, of the Merchant Shipping Act, 1958 (44 of 1958), as amended, the Central Government, having regard to the provisions of the Maritime Labour Convention has notified the Merchant Shipping (Maritime Labour) Rules, 2016, which came into force with effect from 29.02.2016 vide the Ministry of Shipping, Govt. of India's Notification G.R.F 202 (E) dated 29.02.2016.

2. And whereas the Directorate General of Shipping, Govt. of India, through its M.S. Notice 16 of 2016 dated 8.12.2016, had laid down an elaborate and comprehensive administrative mechanism for the inspection and certification for Indian Ships of GRT 500 MT and above in line with the MLC-2006.
3. And whereas further , the Directorate General of Shipping, Govt. of India, through its M.S. Notice 09 of 2017 dated 16.11.2017, had laid down an elaborate and comprehensive administrative mechanism for the inspection and certification of Indian ships of less than 500 GRT, Indian River Sea Vessel, covered in DGS Order 18 of 2013 as amended and Indian Coastal Vessel, covered in DGS Order 01 of 2014 as amended, in line with the MLC-2006.
4. And whereas the M.S. Notice 09 of 2017 , Para B (3) of Guidelines provides that onboard compliance verification inspection shall be carried out by the RO in accordance with the checklist given in Part A of Annexure 3 of the Notice.

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5. And whereas Para 10 of Annexure-I to M.S. Notice 16 of 2016 provides that -

"10. The ship owners shall implement the measures adopted in DMLC-Part-II to ensure ongoing compliance between the inspections. In accordance with the principles of DGS order No. 6 of 2013, the intermediate MLC inspection shall be undertaken by the surveyors of the Mercantile Marine Department, as an, 'oversight programme' of Ro. Accordingly, the ship owners shall make an application to the MMD for completion of intermediate inspection between second and third anniversary dates of MLC certificate. A fee of Rs 8,000/- (Rupees eight thousand only) shall be submitted to the MMD towards intermediate MLC inspection. However, such intermediate inspection may also be conducted by the RO, if any vessel is mainly operating in foreign waters and not visiting the Indian ports during the window period. The scope and depth of the intermediate inspection shall be equal to an inspection for renewal of the certificate."

6. And whereas the Directorate received several requests from the stake holders seeking clarification as to whether intermediate MLC inspection of RSVs and CVs is to be undertaken by surveyors from IRS or the surveyors from the Mercantile Marine Department.

7. Therefore, after examining the matter, it is clarified that though the M S Notice 9 of 2017 does not expressly prescribe that intermediate inspection for certification of below 500 GT vessels shall undertaken by the MMDs, the requirement of intermediate inspection by the flag (MMDs) as prescribed in Para 10 of Annexure-I to M.S. Notice 16 of 2016 also apply to vessels below 500 GT.

8. This issues with the approval of the Director General of Shipping and Additional Secretary to the Govt. of India.



(Subhash Barguzer)

Deputy Director General of Shipping (Crew)

Copy to:

- (1) All Shipping Companies.
- (2) Principal Officer, Mercantile Marine Departments[MMDs], Mumbai, Chennai, Kolkata, Kandla, Kochi.
- (3) Surveyor-in-charge, Mercantile Marine Department, Jamnagar, Mormagoa, New Managalore, Tuticorin, Visakhapatnam, Paradip, Haldia, Port Blair, Noida. ..
- (4) DGS website for hosting this circular therein.
- (5) Assistant Director (OL) for Hindi version

Copy also forwarded for an information to the:

1. Secretary to the Govt. of India, Ministry of Shipping, Transport Bhawan, 1, Parliament Street, New Delhi -110 001.
2. Sr. PS to the DGS, Addl. DGS, NA, CS and all Branch of this office