



MLC Amendments 2016 & future MLC Amendments

Amendments of 2016

Second meeting of the Special Tripartite Committee
(Geneva, 8-10 February 2016)

Background

On 8th January 2019 the MLC amendments 2016, regarding harassment and bullying and the extension of the MLC Certificate after renewal inspection (if required), will come into force.

Requirements

The amendments regarding harassment and bullying affect:

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

The latest version of the “*Guidance on eliminating shipboard harassment and bullying*” should be taken into account.

The Competent Authorities should ensure that health and safety implications are taken into account in case of harassment and bullying.

■ Guideline B4.3.6 – Investigations

Problems arising from harassment and bullying should be considered as subjects of investigation.

Note: These amendments affect Regulations of Part B of the Code, which are “non-mandatory Guidelines”.



The amendments regarding the **Certificate extension after renewal inspection** affect:

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

An extension to the existing MLC Certificate is provided, in case, after a renewal inspection, the new MLC Certificate cannot be immediately issued and made available on board.

The above will apply under the conditions that:

- The renewal inspection is completed prior to the expiry of the MLC Certificate.
- The extension does not exceed five (5) months from the expiry of the existing certificate.
- The Competent Authority or the Recognised Organisation authorised for this purpose endorses the existing certificate accordingly.

■ Appendix A5-II – Maritime Labour Certificate

The Maritime Labour Certificate shall include the relevant text referring to Extension after renewal inspection (if required).

Amendments of 2018

Third meeting of the Special Tripartite Committee
(Geneva, 23-27 April 2018)

Background

These amendments are expected to enter into force on 26 December 2020, unless formal expressions of disagreement are received as per Article XV, paragraph 7 of the MLC, 2006.

The amendments refer to cases of **piracy** and **armed robbery against the ship** and are related to:

- Preventing the cancellation or expiry of seafarers’ employment agreements (SEAs) during periods of captivity;
- Protecting the wages and other entitlements provided for in SEAs; and
- Protecting the entitlement of repatriation, when captive on or off the ship.



Requirements

The amendments will affect:

- Standard A2.1 – Seafarers’ employment agreements
- Standard A2.2 – Wages
- Guideline B2.5.1 – Entitlement (to repatriation)

Recommendations

Companies that have adopted a “MLC Booklet” or included in their SMS detailed MLC procedures, are recommended to revise them accordingly.

AMC can assist you in revising MLC Procedures/MLC Booklet, as well as facilitate you with clarifications or information required.

For further information please contact
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