

EMSA International  
Workshop- Lisbon 18/20  
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ETF/ITF Perspective



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# Today's presentation



1. Promotion of careers at sea
2. Awareness of the MLC provisions for Seafarers
3. Scope and Structure of the Inspectorate in relation to the MLC
4. Common problems encountered by the ITF Inspectorate on ship's visits/Complaint procedures

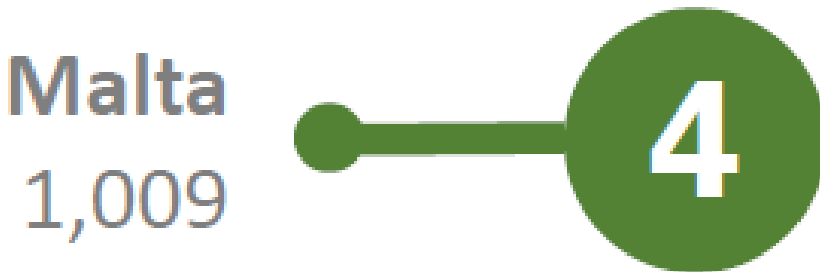
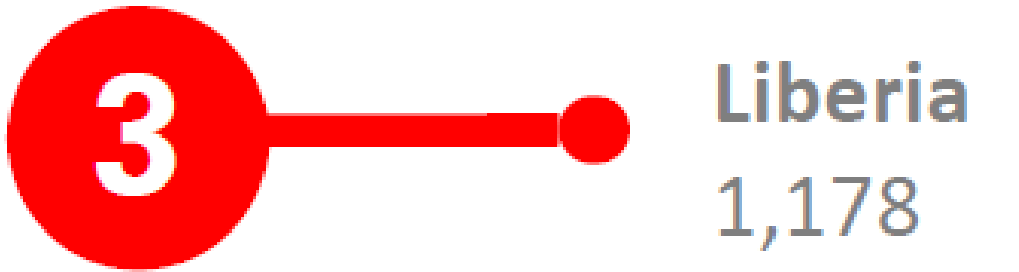
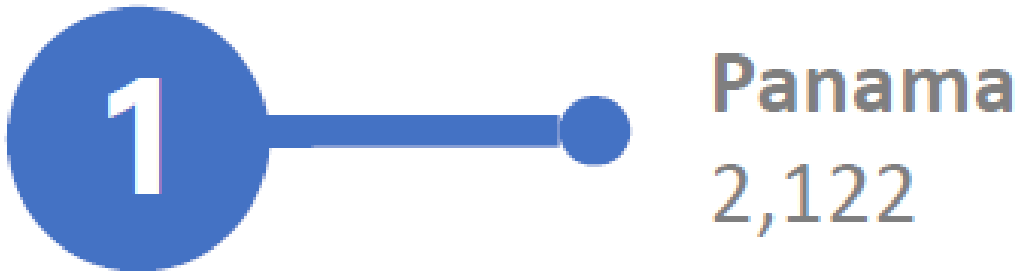


# Global 2018

Total number of inspections

10,509

Record number  
of inspections



Inspections by Reason	
1. Routine Inspection	6911
2. Request from Crew	1291
3. Request from Affiliate	301
4. Request from Seafarer	233
5. Request from Inspector	201

Most reported problem  
on vessel inspections  
**Agreement**  
3020

No. of seafarers  
covered by agreement  
**278,064**

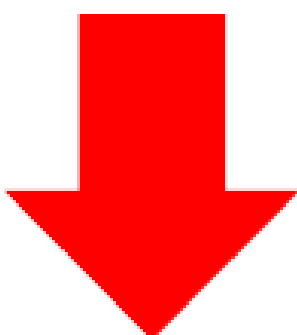
Number of Cargo  
Handling problems  
reported  
**161**

Covered/Uncovered  
**61/101**

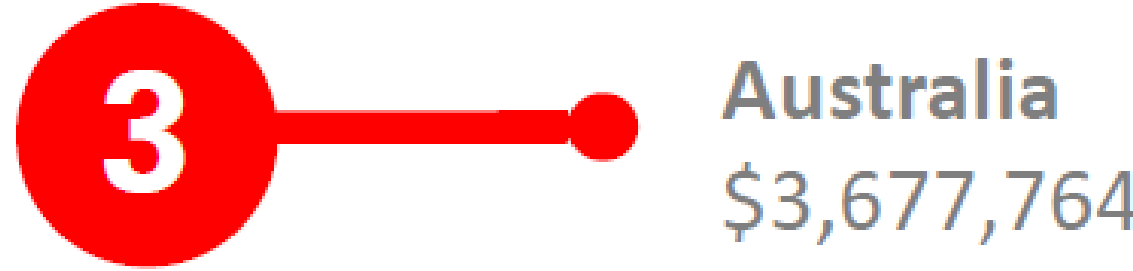
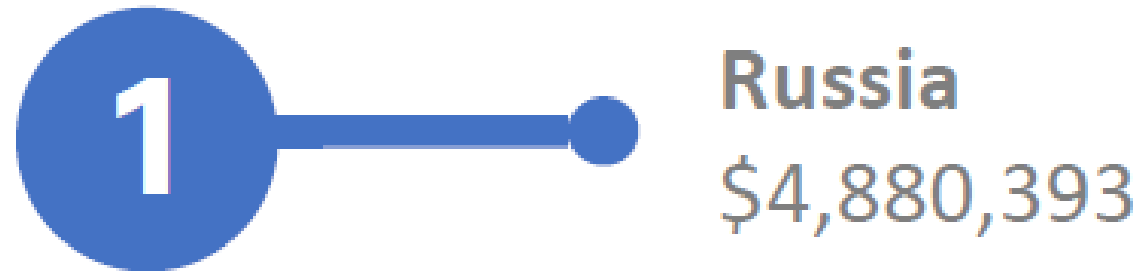
Cargo Handling By Company	
1. [Redacted]	35
2. [Redacted]	10
3. [Redacted]	7
4. [Redacted]	5
5. [Redacted]	5

Owed Wages recovered

37,839,085



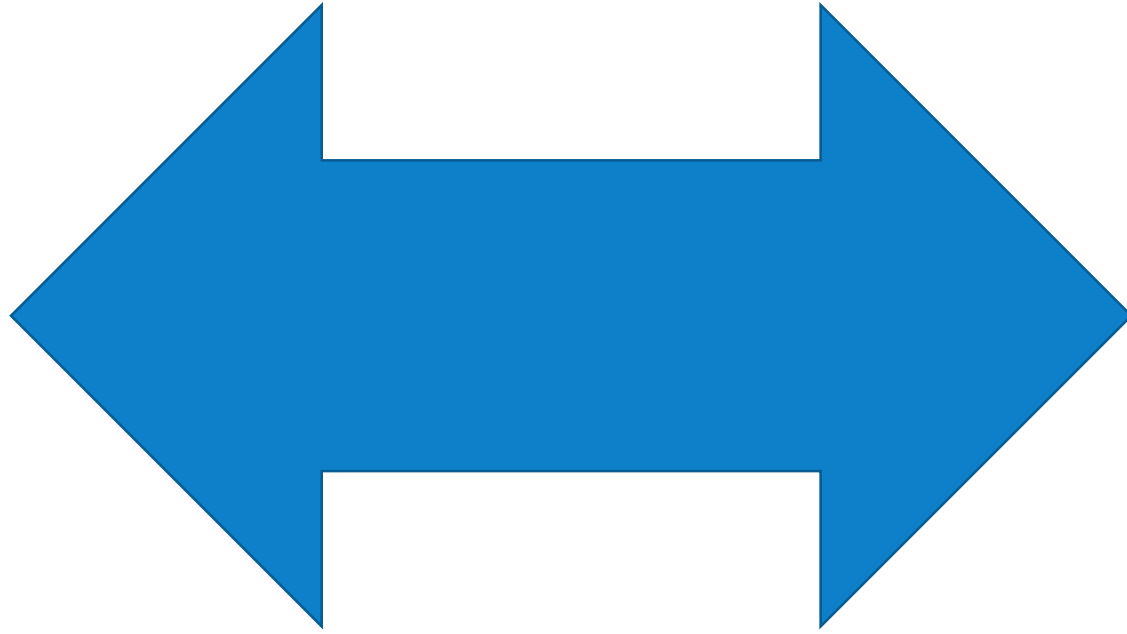
\$95,833  
on 2017 figure





# 1. Promotion of careers at sea









# Promotion of careers at sea

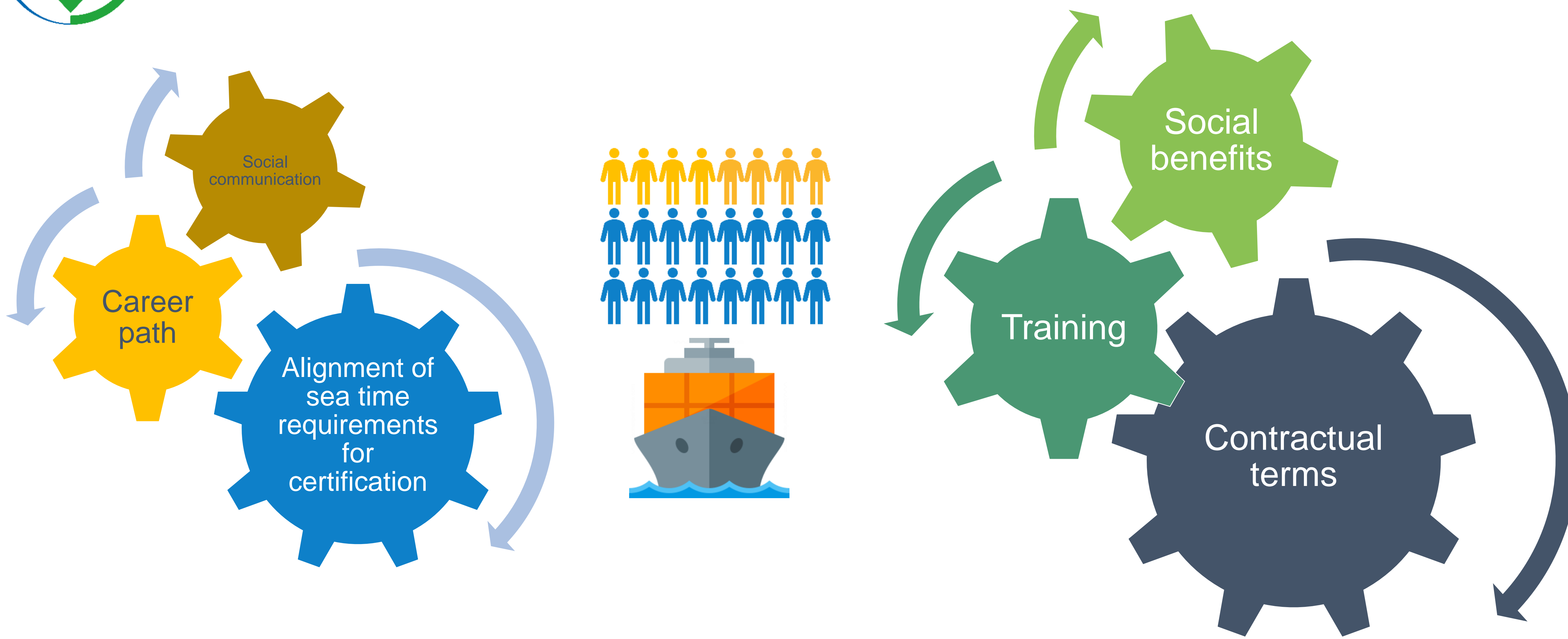


- Legislative process
- Regional or Global policies toward seafaring
- Industry Partners
- UN Specialised Agencies
- Subsidies/Social





# Promotion of careers at sea





## **2.- Awareness of the MLC provisions for Seafarers**



Seafarers Information awareness about MLC Rights and Responsibilities



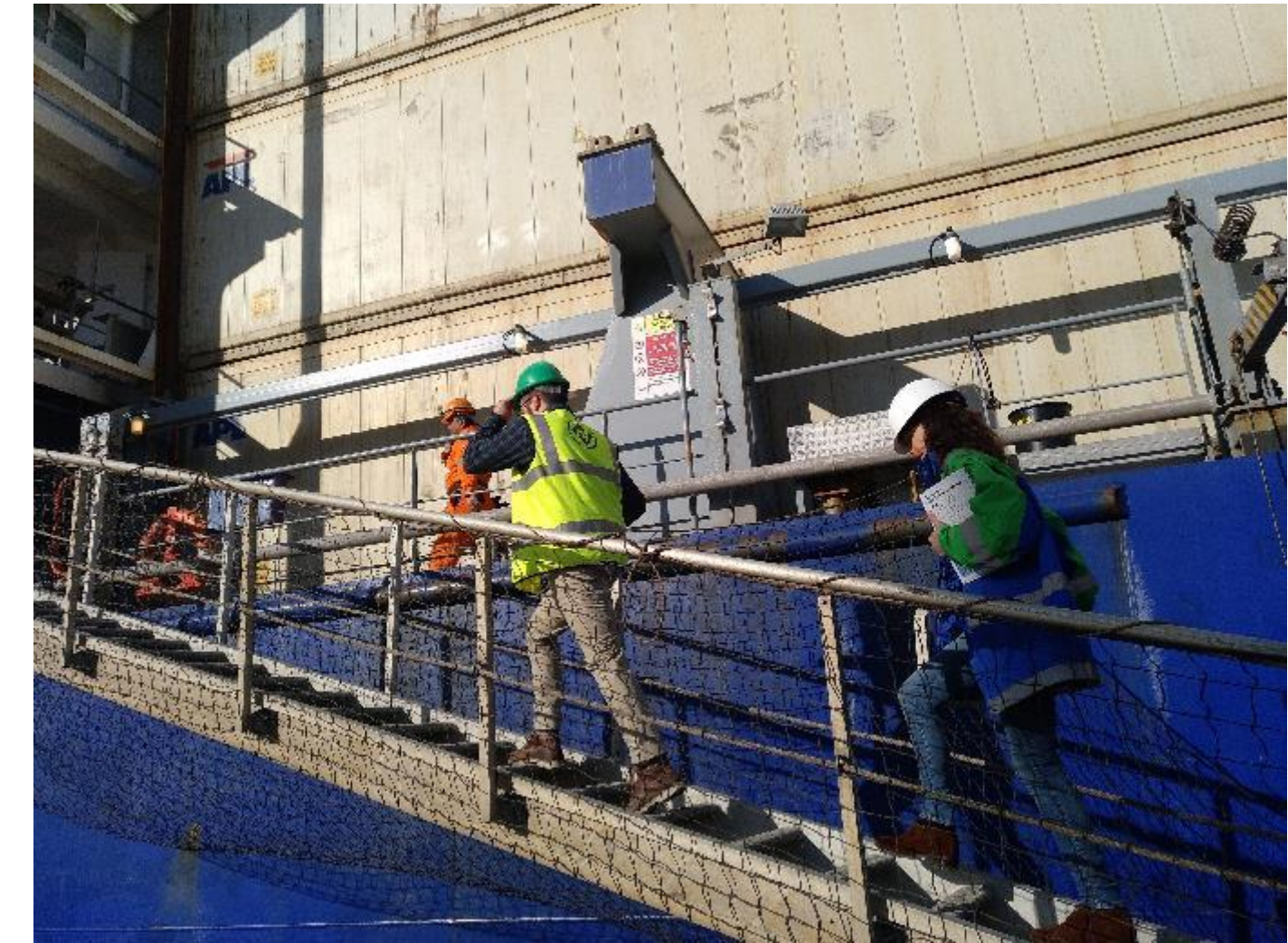




## **3.- Scope and Structure of the Inspectorate in relation to the MLC**



- 1971 the ITF created the Inspectorate, a dedicated network of men and women whose primary role is to protect the rights of seafarers.



*“Helping seafarers around the world”*



# CAMPAIGN<sup>2019</sup> this is the inspectorate

143

in the inspectorate



18

coordinators

asst.  
coordinators

4

104

inspectors

contacts

17

the number  
of **women**  
inspectors

17

of which the  
number of  
**coordinators** or  
**asst. coordinators**

5

inspectors who  
are 35 or under

7

8

inspectors appointed

hassen mellis (ALG)  
catherine haizel (GHN)  
nikolaos chalas (GRC)

hamid rachik (MOR)  
marc marti (SPN)  
samantha levens (USA)

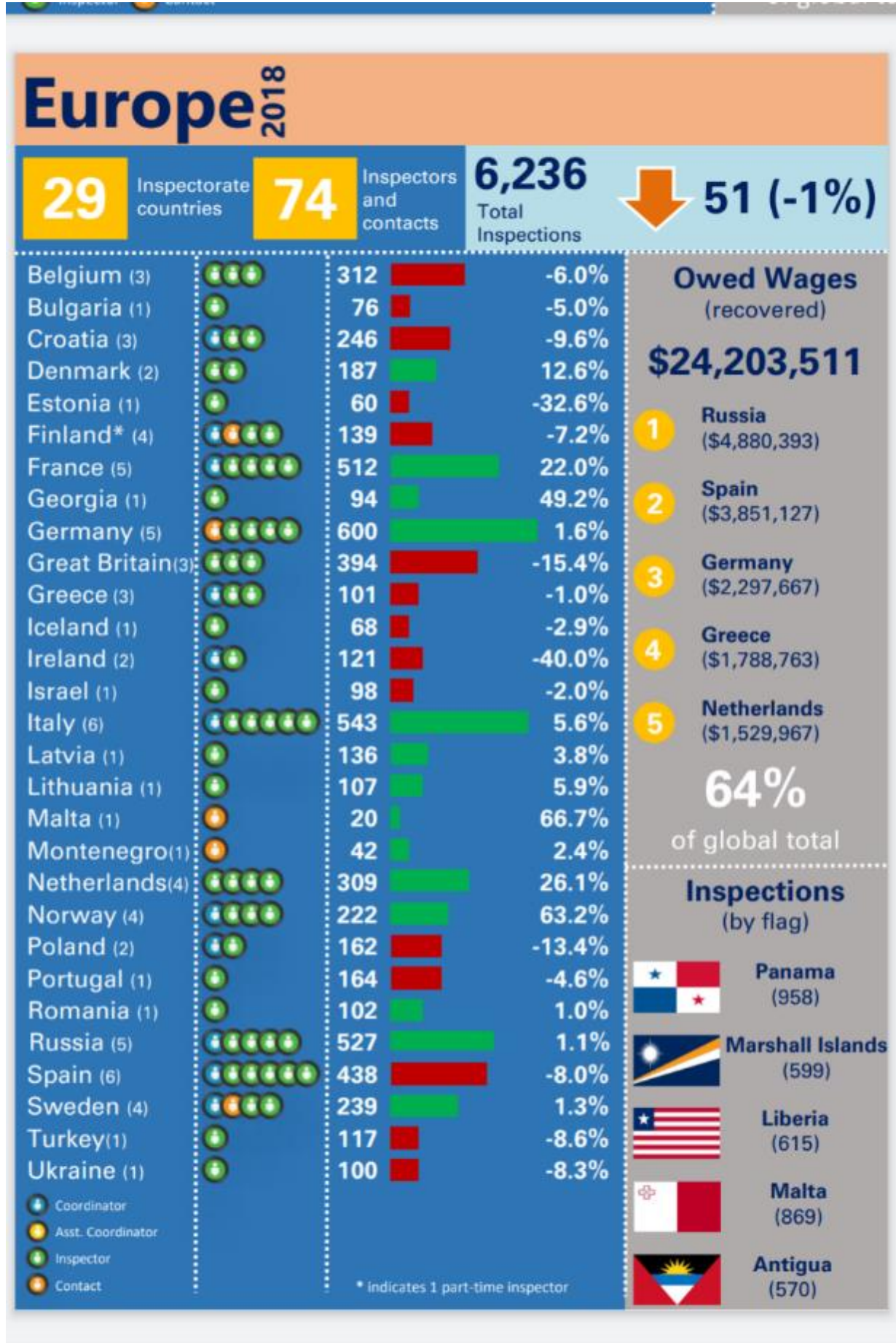
4

future appointments

germany  
israel  
nigeria  
norway  
great britain



# ITF Inspectorate Europe



## EUROPE

Belgium  
Bulgaria  
Croatia  
Denmark  
Estonia  
Finland  
France  
Georgia  
Germany  
Great Britain  
Greece  
Iceland  
Ireland  
Israel  
Italy  
Latvia  
Lithuania  
Malta  
Montenegro\*  
Netherlands  
Norway  
Poland  
Portugal  
Romania  
Russia  
Spain  
Sweden  
Turkey  
Ukraine



## ITF Inspectors role and responsibilities



To **assist** seafarers in settling claims against vessels, both with **and without ITF acceptable agreements**

To **secure** ITF acceptable agreements on FOC vessels that are not covered.

To **police** existing agreements ( CBAs) for compliance.

To **represent** crew, where required, to shipowners/managers/employers and port/maritime community

To **monitor** on-board compliance with ILO MLC /other international standards, and to report issues to Flag and Port State, when needed.







## ITF Inspectors and the MLC

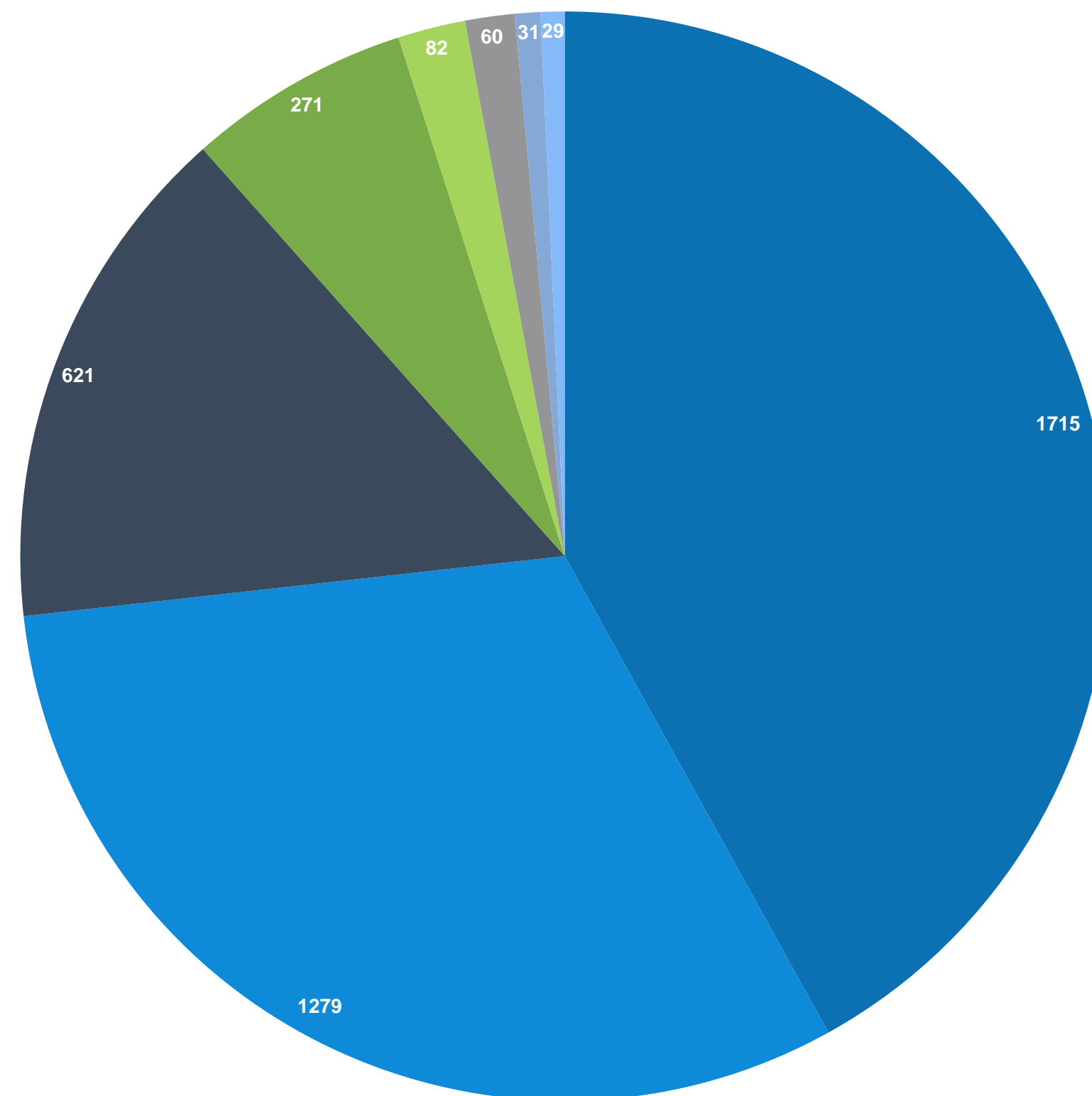
- *Long experience before the MLC came into force*
- *Familiar with the problems*
- *Familiar with cases handling*
- *Used to deal with seafarers 'claims / confidentiality*
- *Trained and certified by ILO- ITC Turin*
- *MLC is for us **a very important TOOL** ( TIT 5)*





## **4.- Common problems encountered by the ITF Inspectors on ship's visits/Complaints procedures**

## ITF inspectors reports: main problems



- Owed wages
- Breach of contract
- **International Standards Non-compliance**
- Medical
- Agreement
- Access denied
- P&I LOL
- Abandonment

Source: ITF Inspectorate data on MLC compliance 20 August 2013 – 19 August 2014



# Common problems encountered by the ITF Inspectors on ship's visits: MLC compliance



Owed **wages** comprises: delayed allotments, overtime, leave pay and wages./

• *MLC REGULATION 2.2*

**Breach of contract** comprises: communications, dismissal, repatriation, hours of work, victimisation, shore leave, paperwork not in order.

• *MLC REGULATION 2.1; 2.3; 2.4; 2.5, 2.6, 2.7...*

**International Standards Non-Compliance** comprises: substandard accommodation, substandard food, substandard safety equipment, substandard ship, recruitment & placement, seafarer blacklisting, salary below ILO min, manning levels, minimum age, medical certificate, training & qualifications, STCW, MARPOL, SOLAS, MLC certificates, employment agreements)

• *MLC REGULATION 1.1, 1.2, 1.3, 1.4*  
• *MLC REGULATION 3.1, 3.2....*

**Medical** comprises: medical treatment, personal injury, hospital visit, sick pay

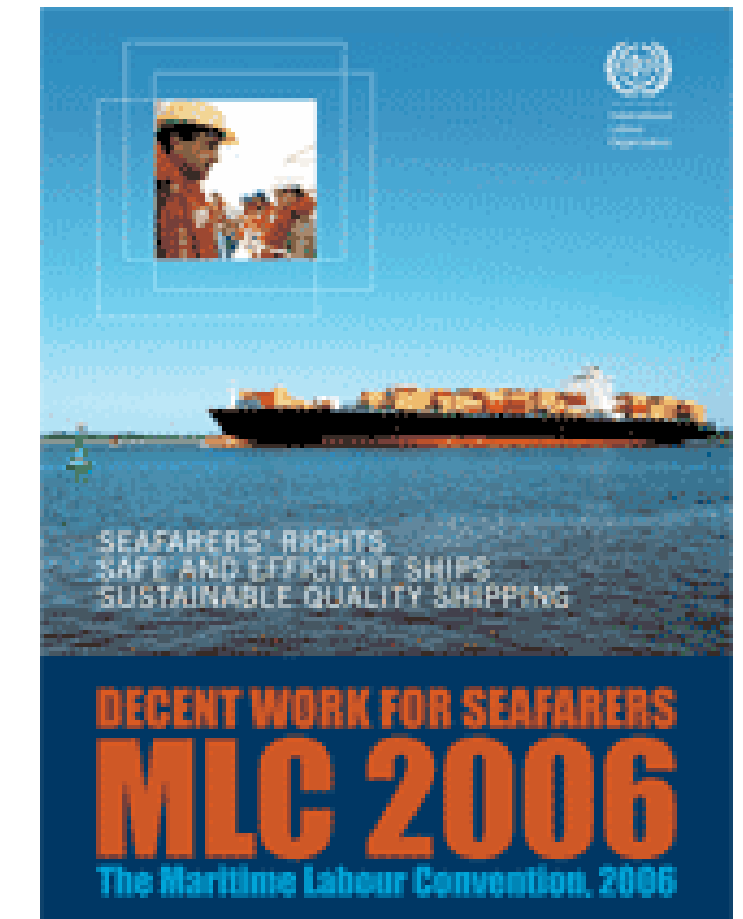
• *MLC REGULATION 4.1, 4.2, 3...*

**Agreement** refers to paperwork not being in order. The absence of an ITF agreement where one has not been signed is not included since this, in itself, is not an MLC requirement.

• *MLC REGULATION 2.1/ ARTICLE III a)*

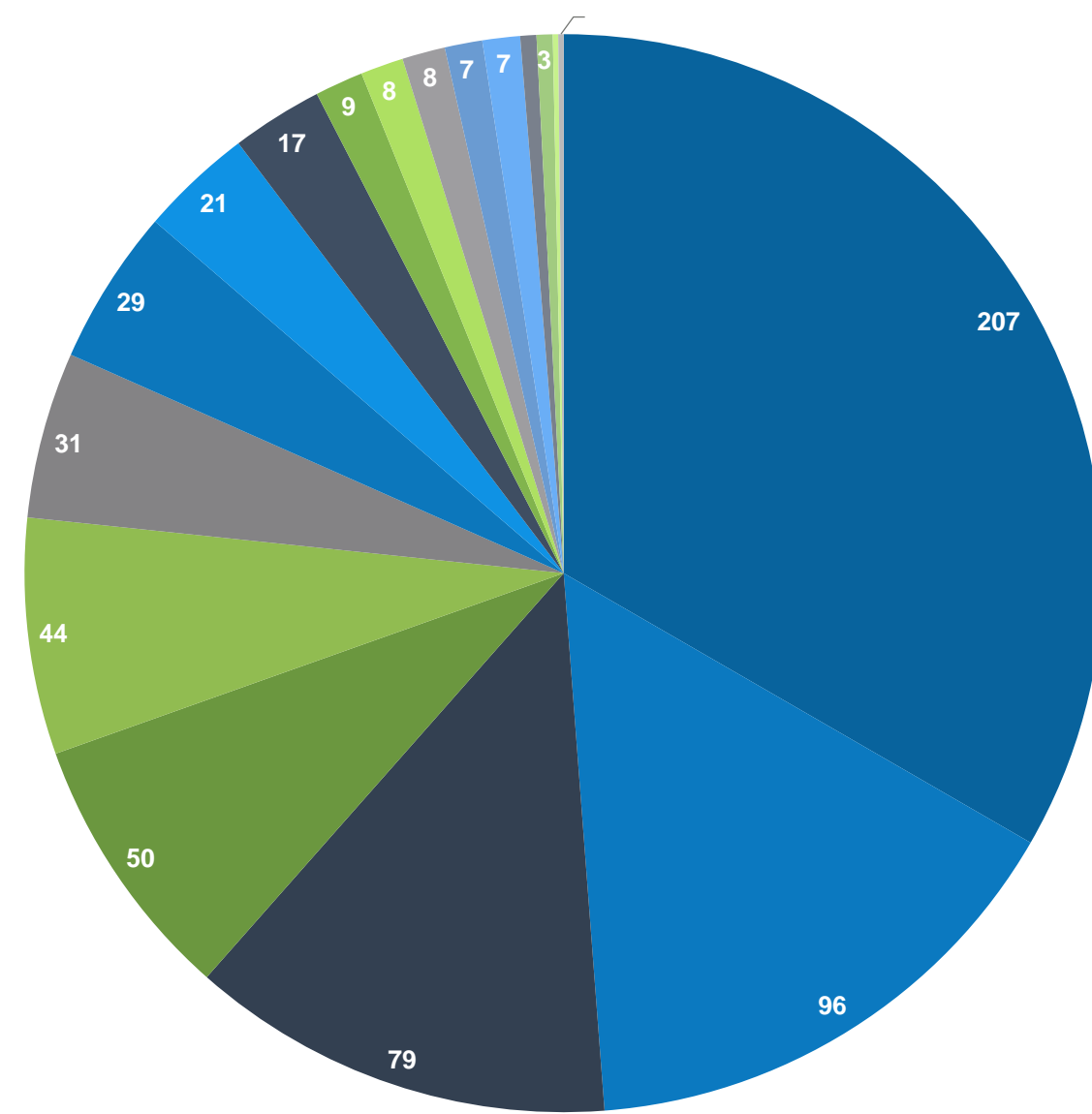
**Access Denied** (crew), **PI/LOL** (loss of life) and **Abandonment** are single problems, as opposed to consolidated problem types.

• *MLC REGULATION 2.5; REGULATION 4.2...*

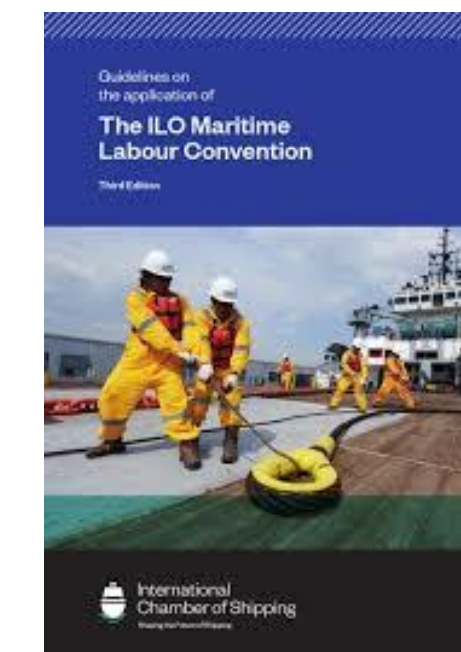




# ITF inspectors / PSCO common areas of inspection



Source: ITF Inspectorate data on MLC compliance 20 August 2013 – 19 August 2014



MLC, 2006 area's	# of MLC deficiencies	% of total # of MLC deficiencies	# of detainable MLC deficiencies	% of detainable MLC deficiencies of total MLC deficiencies
<b>MLC, 2006 Ship's certificates and documents</b>	<b>84</b>	<b>2.44%</b>	<b>2</b>	<b>2.4%</b>
Certificate & Documentation - Documents	1	0.01%	-	-
Certificate & Documentation - Ship Certificates	83	2.41%	2	2.4%
<b>Area 1 Minimum age of seafarers</b>	<b>1</b>	<b>0.01%</b>	<b>-</b>	<b>-</b>
Labour conditions - Minimum requirements for seafarers	1	0.01%	-	-
<b>Area 2 Medical certification of seafarers</b>	<b>89</b>	<b>2.58%</b>	<b>2</b>	<b>2.2%</b>
Certificate & Documentation - Crew Certificates	80	2.03%	2	2.0%
Labour conditions - Minimum requirements for seafarers	9	0.11%	-	-
<b>Area 3 Qualifications of seafarers</b>	<b>11</b>	<b>0.31%</b>	<b>1</b>	<b>0.9%</b>
Certificate & Documentation - Crew Certificates	1	0.01%	1	1.0%
Labour conditions - Minimum requirements for seafarers	10	0.21%	-	-
<b>Area 4 Seafarers' employment agreements</b>	<b>188</b>	<b>5.34%</b>	<b>10</b>	<b>5.2%</b>
Certificate & Documentation - Crew Certificates	138	3.88%	10	11.0%
Certificate & Documentation - Documents	10	0.27%	1	1.0%
Labour conditions - Conditions of employment	40	1.10%	-	-
<b>Area 5 Use of any licensed or certified or regulated private recruitment and placement service for seafarers</b>	<b>17</b>	<b>0.49%</b>	<b>-</b>	<b>-</b>
Labour conditions - Minimum requirements for seafarers	17	0.49%	-	-
<b>Area 6 Hours of Work or rest</b>	<b>300</b>	<b>8.70%</b>	<b>23</b>	<b>7.7%</b>
Certificate & Documentation - Documents	238	7.48%	16	6.2%
Labour conditions - Conditions of employment	41	1.21%	7	15.7%
<b>Area 7 Manning levels for the ship</b>	<b>48</b>	<b>1.41%</b>	<b>14</b>	<b>28.8%</b>
Certificate & Documentation - Crew Certificates	40	1.41%	14	25.6%
<b>Area 8 Accommodation</b>	<b>114</b>	<b>10.17%</b>	<b>13</b>	<b>8.4%</b>
Certificate & Documentation - Documents	9	0.38%	-	-
Labour conditions - Accommodation, recreational facilities, food and catering	105	10.01%	13	12.5%
<b>Area 9 On-board recreational facilities</b>	<b>9</b>	<b>0.11%</b>	<b>-</b>	<b>-</b>
Labour conditions - Accommodation, recreational facilities, food and catering	9	0.11%	-	-
<b>Area 10 Food and catering</b>	<b>530</b>	<b>15.38%</b>	<b>12</b>	<b>2.3%</b>
Labour conditions - Accommodation, recreational facilities, food and catering	530	15.38%	12	2.3%
<b>Area 11 Health and safety and accident prevention</b>	<b>1,485</b>	<b>43.08%</b>	<b>19</b>	<b>1.3%</b>
Labour conditions - Accommodation, recreational facilities, food and catering	34	0.99%	-	-
Labour conditions - Health protection, medical care, social security	1,451	42.09%	19	1.3%
<b>Area 12 on-board medical care</b>	<b>119</b>	<b>3.45%</b>	<b>5</b>	<b>4.2%</b>
Labour conditions - Accommodation, recreational facilities, food and catering	35	1.02%	-	-
Labour conditions - Health protection, medical care, social security	84	2.44%	5	6.0%
<b>Area 13 On-board complaint procedure</b>	<b>89</b>	<b>2.58%</b>	<b>4</b>	<b>4.5%</b>
Certificate & Documentation - Documents	89	2.58%	4	4.5%
<b>Area 14 Payment of wages</b>	<b>129</b>	<b>3.74%</b>	<b>51</b>	<b>39.5%</b>
Labour conditions - Conditions of employment	129	3.74%	51	39.5%
<b>Total</b>	<b>3,447</b>	<b>100.00%</b>	<b>160</b>	<b>4.6%</b>

Source: Paris MOU. Annex MLC, 2006 deficiencies 20 August 2013 – 20 August 2014





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# FOC CAMPAIGN

by the numbers

2017

10,225  
inspections

\$38,053,268  
owed wages collected

2018

9,299  
inspections

\$35,279,521  
owed wages collected

2019

9,048  
inspections

\$38,115,527  
owed wages collected

In the 12 years from 2008 to 2019, the  
ITF inspectorate recovered more than  
**\$386 million dollars**

THANK YOU  
FOR YOUR  
ATTENTION!!

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