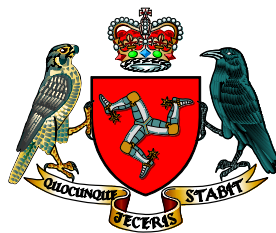


Isle of Man Ship Registry

Maritime Labour Convention Annual Report

2022

**Isle of Man Government
Department for Enterprise**



**Isle of Man
Government**
Reiltys Ellan Vannin



Executive Summary

- In 2022, there were no changes to MLC regulations and seven Maritime Labour Notices were amended
- IOMSR or Classification society inspectors conducted 224 inspections (114 MLC and 100 Flag GI) of Isle of Man registered ships in 2022. The biggest source of MLC related deficiencies was Health, Safety and Accident Prevention, accounting for 33% of all MLC related deficiencies raised.
- The Isle of Man Ship Registry audited eleven recruitment and placement companies on the Isle of Man in 2022, all with no deficiencies.
- The biggest source of seafarer complaints referred to the Isle of Man Ship Registry related to Payment of Seafarers Wages (DMLC section 14).
- 9% of Port State Control Inspections raised a deficiency relating to MLC on board IOMSR vessels. Of the deficiencies raised, 55% related to issues concerning health & safety and accident prevention.
- In 2022, there were 4 fatalities, 8 serious injuries and 5 minor injuries relating to MLC seafarers reported to IOMSR. Moving about the Ship incurred the most injuries.
- No accidents were reported and no complaints were received from foreign-flagged ships in Isle of Man territorial waters in 2022.

This report covers the calendar year from 1st January 2022 to 31st December 2022.

If you have any questions concerning the Isle of Man's implementation of MLC or feedback surrounding this report please contact us at any of the following or the address given below:-

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1. Isle of Man MLC Regulations, Guidance and Amendments

The Maritime Labour Convention (MLC) was implemented for Isle of Man ships by the [Merchant Shipping \(Maritime Labour Convention\) Regulations 2013 \(SD 234/2013\)](#) on the 20th August 2013.

The Regulations follow the order and structure of the MLC and apply to all Manx commercial ships trading internationally. The Regulations also apply MLC 5.2.1 (Inspections in port) and MLC 5.2.2 (Onshore seafarer complaint handling procedures) to foreign ships calling into a port in the Isle of Man in the normal course of their business or for operational reasons. Isle of Man MLC inspections on foreign-flagged ships in Isle of Man waters came into effect on 7th August 2014 as per SD 234/13 Regulation 3(2).

In addition to the requirements for shipowners, the Regulations apply MLC 1.4 (Recruitment and placement) to any private seafarer recruitment and placement service operating on the Isle of Man. These services must operate in accordance with the requirements of the Regulations and are subject to inspection and certification for compliance.

Where the Regulations set out a standard to be achieved with no specific method of compliance, guidance on how to achieve compliance can be found in the associated **Maritime Labour Notice (MLN)**. If a standard is implemented in accordance with the provisions of the MLN, this is accepted as evidence of compliance with the Regulations. The Isle of Man Ship Registry will consider alternative methods of compliance to those set out in the MLN on a case-by-case basis.

Shipowners must ensure ships are constructed, equipped and operated in accordance with the requirements of the MLC Regulations and MLNs and that each seafarer enjoys all the rights conferred. The Isle of Man regulation and MLN specific to each MLC standard are stated on the ship's Isle of Man Declaration of Maritime Labour Compliance Part 1.

Other Isle of Man Regulations concerning MLC Requirements are listed below:

- [Medical Stores \(SD2015/0055\)](#);
- [Accident Reporting and Investigation \(SD 815/01\)](#);
- [Safety Official General Duties and Protective Equipment \(SD816/01\)](#);
- [Manning and STCW \(SD 2014/0238\)](#);
- [Crew Accommodation \(SI 1978/795\)](#);
- [Maintenance of Seamen's Dependants \(SI 1972/1635\)](#);
- [Provisions and Water \(GC 34/90\)](#);
- [Official Log Books and List of Crew \(SD2015/0387\)](#).

Amendments to the Isle of Man MLC Regulations that came into effect in 2022

- None

Amendments to MLNs that came into effect in 2022

The latest MLNs as of 31st December 2022 are listed below (**amended in 2022**):

MLN Number	MLN Title	Date Last Amended	Latest Revision
MLN 001	Index of MLNs	Jun 22	Rev 21
MLN 1.1	Young Persons	Jun 22	Rev 2
MLN 1.2	Medical Certificates	Mar 19	Rev 3
MLN 1.3	Training and Qualifications	Jan 15	Rev 1
MLN 1.4	Recruitment and placement	Aug 12	Rev 0
MLN 1.4.8	Possible problems signing on a non MLC ship	Aug 12	Rev 0
MLN 2.1	SEAs & Record of Sea Service	Jun 22	Rev 7
MLN 2.2	Seafarers' wages	Feb 13	Rev 1
MLN 2.3	Hours of work and hours of rest	Jun 22	Rev 4
MLN 2.4	Entitlement to leave	Feb 13	Rev 2
MLN 2.5	Repatriation	Apr 13	Rev 1
MLN 2.6	Seafarer compensation for the ship's loss or foundering	Oct 12	Rev 3
MLN 3.1	Accommodation & recreational facilities	Apr 13	Rev 2
MLN 3.2	Food and catering	Feb 12	Rev 0
MLN 4.1	Medical Care Onboard Ship and Shore	Sep 22	Rev 7
MLN 4.2	Shipowner's liability	Nov 12	Rev 4
MLN 4.3a	Health & safety policies and programmes	Jun 22	Rev 1
MLN 4.3b	Health & safety - vibration	Aug 12	Rev 0
MLN 4.3c	Health & safety - noise	Sept 12	Rev 0
MLN 4.3d	Health & safety - chemicals	Sept 12	Rev 0
MLN 4.3e	Reporting accidents, incidents & diseases	Oct 12	Rev 0
MLN 4.4	Access to shore based welfare facilities	Mar 12	Rev 0
MLN 5.1.3/4	Inspection, Certificate & Definitions	May 20	Rev 3
MLN 5.1.5	On board complaint procedure	Feb 22	Rev 3
MLN 6.0	Amendments to DMLC Part II and SEA	Jan 14	Rev 0
MLN 7.0	MLC Amendments – Financial Security	Dec 16	Rev 0

MLNs withdrawn:

None.

2. Isle of Man System of Inspection

For Isle of Man registered ships to which the Maritime Labour Convention 2006 (MLC) applies, the Isle of Man Ship Registry (IOMSR) is the "Competent Authority" as defined in Article II (a) of the MLC and is responsible for implementing the Isle of Man's obligations under the MLC. The IOMSR is a Division of the Isle of Man Government's Department for Enterprise.

The IOMSR issues and approves Declaration of Maritime Labour Compliance (DMLC) Parts 1 and 2 for all types of ships as prescribed by MLC A5.1.3/10. The IOMSR is responsible for ensuring MLC inspections for all ships are carried out at appropriate intervals not exceeding 3 years in compliance with MLC A5.1.4/4.

The IOMSR has also delegated specified Classification Societies¹ (MLC A5.1.2) to conduct MLC inspections on cargo ships and issue MLC Certification on behalf of IOMSR. Classification Societies may only issue an MLC certificate and not a Declaration of Maritime Labour Compliance Parts 1 and 2.

MLC inspections are conducted by trained IOMSR Surveyors or Classification Society MLC Inspectors who fulfil the requirement of "inspector" prescribed by MLC A5.1.4/7.

In accordance with the MLC Regulations, the following inspections are carried out:

- Inspections in order to certificate Isle of Man registered ships of 500GT or over operating commercially engaged in international voyages pursuant to the requirement of MLC A5.1.3/6 and MLC A5.1.3/8.
- Inspections of ships less than 500GT operating commercially.
- Inspections in order to certificate recruitment and placement services based in the Isle of Man pursuant to the requirement of MLC 1.4/2.
- Inspections, by IOMSR surveyors only, may also be carried out at any time under the following circumstances:-
 - Isle of Man registered ships worldwide to which the MLC applies where a complaint has been made.
 - Foreign flag ships to which the MLC applies in Isle of Man waters subject to a Port State Control (PSC) inspection (MLC 5.2.1).
 - Foreign flag ships to which the MLC applies in Isle of Man waters where a complaint has been made (MLC 5.2.2).

In addition to MLC Inspections, Isle of Man surveyors also attend cargo ships at intervals not exceeding 3 years for a 'Flag State General Inspection'. Flag State General Inspections include MLC related items as part of the inspection.

The IOMSR and Classification Societies utilise computerised reporting and filing systems covering a range of ship certification and inspections, which includes MLC inspections. This enhances the ability to plan forthcoming inspections, monitor any MLC deficiencies raised during inspections and record the final inspection reports. All MLC inspection reports issued by a Classification Society are sent to IOMSR and reviewed. The computerised reporting and filing system at IOMSR fulfils the requirement for maintaining records of inspections as required by MLC A5.1.4/13.

¹ Recognised Organisations stated in [Manx Shipping Notice 020](#).

3. Ships and Companies Inspected

3.1 Isle of Man Registered Ships

MLC Inspections are required in accordance with MLC A5.1.3. MLC inspections are carried out by inspectors from either IOMSR or a Recognised Organisation (Classification Society).

Flag State General Inspections (Flag GI) of ships and yachts are carried out in addition to MLC inspections at intervals not exceeding 36 months by IOMSR surveyors and cover a variety of inspection items, including items covered under the MLC.

A record of MLC and Flag GI inspections for commercial ships and yachts in 2022 and any MLC related deficiencies raised is as follows:

Type of inspection:	MLC	Flag GI	Total
Number of inspections:	114	100	224
Ships with no MLC deficiencies:	96	85	181
Ships with MLC deficiencies:	18	15	33
MLC Deficiencies raised:	35	26	61
0. MLC certification and documentation	-	-	0
1. Minimum Age	-	-	0
2. Medical Certificates	1	-	1
3. Qualification of Seafarers	5	-	5
4. Seafarer Employment Agreements	9	4	13
5. Use of any Licensed, Certified or Regulated Private Recruitment and Placement Service	1	-	1
6. Hours of Work and Rest	6	2	8
7. Manning Levels for the Ship	-	-	0
8. Accommodation	-	2	2
9. On Board Recreational Facilities	-	-	0
10. Food and Catering	1	4	5
11. Health and Safety and Accident Prevention	7	13	20
12. On Board Medical Care	1	1	2
13. On Board Complaint Procedures	1	-	1
14. Payment of Wages	-	-	0
15. Financial Security for Repatriation	3	-	3
16. Financial Security for Ship-owner's Liability	-	-	0

Please note, on some ships more than one deficiency may have been issued to the same ship.

3.2 Isle of Man MLC Licensed Companies (Recruitment and Placement Services)

Isle of Man Companies	Q1	Q2	Q3	Q4	Total
Companies with deficiencies	0	0	0	0	0
Companies with no deficiencies	2	4	3	2	11

4. Seafarers subject to Isle of Man Legislation

A summary of the deficiencies found in MLC areas relating to seafarers in 2022 follow below:

4.1 Seafarer Medical Certificates

- Medical fitness certificate had expired

4.2 Seafarer Qualifications

- Chief Officer STCW refresher courses expired. Chef qualifications not available on-board. Some food hygiene courses not available
- Isle of Man endorsement Certificate for the 2nd Engineer found expired since 2021

4.3 Seafarer SEAs

- The service period of the on board master has extended beyond the period agreed within the SEA. The SEA should be renewed.
- Seafarers to be provided with a record of sea service for each contract period. Sampled seafarers were found to have records missing in recent years
- The SEA currently in use on board contains repatriation clauses that do not comply with the IOM MLC regulations

4.4 Seafarer Hours of Work and Rest

- Hours of rest records were found to be incomplete
- A working schedule "at sea" and "in port" not posted in crew area
- An hours of rest app is used by all on-board and had no overview available to the Master enabled. There were several breaches in rest hours but not to a concerning level. Discussed about how compensatory rest is issued and using the comments function of the app. Master needs to be able to overview and monitor hours of rest for all Seafarers and use of the App or means of recording to be referenced in MLC manual or procedures

4.5 Accommodation

- Galley - Hot water dispenser for officers was found not working due to filter missing, flour mixing machine and dish-washing machine were found not working
- Crew recreation room - One sofa & three chairs & one curtain were found broken; television & radio & video player & HiFi-equipment were found removed, no adequate replenished stock of books/magazines, and music/digital video discs

4.6 Food & Catering

- The Potable Freshwater analysis carried out by local authorities determined that the crew mess sample point was out of limits. No records of corrective action or retesting were found

4.7 IOM STCW Endorsements

The following table shows Isle of Man STCW endorsements issued in 2022.

STCW ref	Capacity	Q1	Q2	Q3	Q4	Total
II / 2	Master	128	127	122	110	487
II / 2	Ch. Officer	81	68	73	60	282
II / 1	OOW Nav.	138	153	133	133	557
III / 2	Ch. Eng.	103	113	117	111	444
III / 2	2 nd Eng.	60	69	67	54	250
III / 1	OOW Eng.	117	136	110	111	474
III / 6	ETO	60	57	68	38	223
	Total	687	723	690	617	2717

For a list of all the countries that are currently recognised by IOMSR for the issue of Isle of Man endorsements please refer to [MSN 051 – Isle of Man Endorsement Application Process](#).

4.8 Seafarer Complaints

All seafarers must be provided with information concerning the ship's on-board complaints procedure as prescribed by MLC A5.1.5/4.

In addition to the on-board compliant procedure, a seafarer has the right to bring their complaint directly to IOMSR. **All complaints received by IOMSR are treated in confidence.**

A summary of complaints received in 2022 from seafarers serving on Isle of Man ships and investigated by IOMSR (MLC A5.1.5/2) is as follows:

Type of Ship	Related to DMLC Section									
	2	3	4	6	9	10	11	12	13	14
Commercial Yacht				1						4
Other Cargo Ship			2				1			

Complaints received from seafarers on foreign flag ships in Isle of Man waters – MLC A5.2.2:

- None

5. Violations of Legislation, Penalties Imposed and Cases of Ship Detention

5.1 Foreign Flagged Ships Inspected in Isle of Man Ports

The below table represents Port State Control (PSC) inspections of foreign flagged ships in Isle of Man territorial waters.

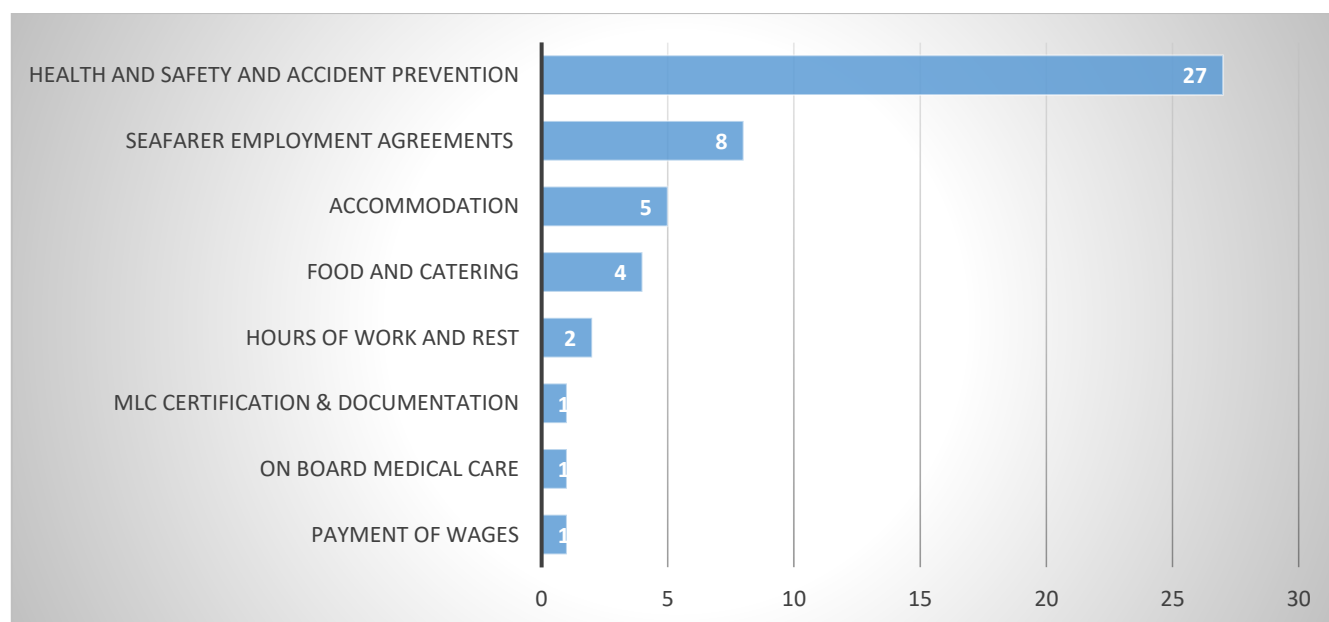
Foreign Flag Ships Inspected in Isle of Man	Q1	Q2	Q3	Q4	Total
Ships with no MLC deficiencies	-	-	1	-	1
Ships with MLC deficiencies	-	-	-	-	0
MLC detentions	-	-	-	-	0

5.2 Isle of Man Ships Inspected in Foreign Ports

The table below shows PSC inspections on Isle of Man registered ships in foreign ports that resulted in MLC/ILO related detentions or deficiencies raised by PSC authorities.

	2019	2020	2021	2022
Total Ships Inspected:	790	546	535	381
Inspections with MLC Detentions:	1	3	5	2
Inspections with MLC Deficiencies:	86	44	54	31
Deficiencies Raised:	126	66	87	49

Please note that more than one MLC deficiency may have been issued to a ship during an inspection.



6. Reported Occupational Injuries and Diseases

All fatalities and significant injuries to seafarers on board Isle of Man registered ships are required to be reported to IOMSR as per the requirements of the [Merchant Shipping \(Accident Reporting and Investigation\) Regulations 2001 \(SD 815/01\)](#).

In this report, a "serious injury" is defined as an injury sustained by a person resulting in incapacitation where a person is unable to function normally for more than 72 hours commencing within seven days from when the injury was suffered. A "minor injury" is any lesser injury that is not a serious injury. This report does not include statistics relating to death from natural causes, by suicide, or injuries/fatalities to non-seafarers or seafarers not subject to the Maritime Labour Convention.

	2022		2021	2020	2019	2018
	No. of Seafarers	*Rate	Rate	Rate	Rate	Rate
Fatalities	1	14	26	0	0	10
Serious injuries	9	122	157	134	121	139
Minor injuries	6	81	65	155	138	199

Rate per 100,000

*To determine the rate the number of seafarers in the MLC fleet is estimated based on a seafarer average per ship type per ship size. The number of seafarers is based only on seafarers employed on board ships only and does not include seafarers at home on leave, passengers or guests.

In fulfilling the Isle of Man's obligation under MLC standard A4.3.5 (b) an Annual Summary Report of Casualties, Accidents and Incidents on Isle of Man Registered Ships is published on the [IOMSR website](#).

6.1 Individual Seafarer Injuries by Rank, Injury and Age

MLC Seafarer by Rank	Minor	Serious	Fatality	Total
Master	0	1	1	2
Chief Officer	0	1	0	1
OOW Nav.	2	1	0	3
Chief Engineer	1	1	0	2
2nd Engineer	1	0	0	1
OOW Engineer	0	1	0	1
ETO / Electrician	0	0	0	0
Deck Rating	1	2	0	3
Engine Rating	0	2	0	2
Deck/Eng. Cadet	1	0	0	1
Cook/Steward	0	0	0	0
Seafarer Total	6	9	1	16

6.2 Individual Seafarer Activities Being Conducted Leading to Injury or Fatalities

Activity Being Carried Out	Minor	Serious	Fatality	Total
Moving about the Ship	1	2	0	3
Launching or Recovering survival craft	1	0	0	1
Lifting or Carrying by Hand	0	1	0	1
Watch keeping duties	1	0	0	1
No activity being carried out	0	1	1	2
Lifting or carrying mechanically	1	1	0	2
Using portable tools	1	3	0	4
Leisure Activity	0	1	0	1
Lifting or Carrying by hand	1	0	0	1
Painting, cleaning or de-rusting	0	0	0	0
Seafarer Total	6	9	1	16

6.3 Occupational Diseases Reported per Seafarer

- None

6.4 Injuries and Accidents Reported on Foreign Ships in Isle of Man Waters

- None