



TECHNICAL CIRCULAR No. 621 of 7th April 2020

To	All Surveyors/Auditors
Applicable to flag	All Flags
Title	Hours of Work and Rest
Reference	CONARINA – Instructions-MLC

Hours of Work and Rest (Regulation 2.3)

The record of hours of rest is to be completed monthly and kept for a period of two years. Seafarers under the age of 18 shall:

- not work more than 8 hours per day and 40 hours per week.
- be provided enough time allowing for all meals, and a break of at least one hour for the main meal of the day.
- be provided a 15-minute rest period as soon as possible following each 2 hours of continuous work.

The master may suspend the provisions detailed in the paragraph above, where:

- authorized under Standard A2.3.14 of the convention.
- the work forms part of an established training program.
- they are impracticable when assigned watchkeeping duties or working on a rostered shift work system.
- All instances are to be recorded with reason therefore and signed by the master.

Entitlement to Leave (Regulation 2.4)

Where the period of leave to which a seafarer is entitled is or includes a portion of a week, the portion shall be determined in days and any fraction of a day shall be treated as a whole day.

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Repatriation (Regulation 2.5)

A Seafarer's employment agreement shall provide that if the agreement terminates at a port other than the port of engagement, the seafarer is to be returned to a proper return port at the expense of the shipowner. The shipowner is responsible for all arrangements and payments of expenses incurred, including any cost of necessary maintenance and medical treatment until arrival to a proper return port.

Where a seafarer has been left behind or discharged from a ship subsequent to their desertion, imprisonment or inability to continue on board due to sickness or infirmity willfully concealed at the time of the engagement, shall be returned at the expense of the shipowner. However, the shipowner may be reimbursed out of any wages owed the seafarer at the time of their departure from the ship or from the proceeds from the sale of the seafarer's effects left on board.

The shipowner shall provide written instructions to the master setting out the policies and procedures to be followed to ensure that all seafarers engaged on board the ship are given a reasonable opportunity to become familiar with the shipboard equipment, operating and safety procedures including other arrangements needed for the proper performance of their duties, before being assigned to such duties. These policies and procedures shall include:

Allocation of a reasonable period of time which the seafarer will have an opportunity to become acquainted with:

- the specific equipment the seafarer will be operating
- the ship specific watchkeeping, safety, environmental protection and emergency procedures and arrangements the seafarer needs to know to perform the assigned duties.

Designation of a knowledgeable crew member who will be responsible for ensuring that an opportunity is provided to each newly employed seafarer to receive essential information in a language the seafarer understands.

REFERENCES:

- CONARINA – Instructions- Courtesy of Malta Administration.

- ATTACHMENTS: No

Kindest Regards,

Val Bozenovici
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