

LEGAL COMMITTEE
104th session
Agenda item 5

LEG 104/5
21 February 2017
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FAIR TREATMENT OF SEAFARERS IN THE EVENT OF A MARITIME ACCIDENT

Submitted by the International Transport Workers' Federation (ITF)

SUMMARY

Executive summary: This document invites members of the Legal Committee to a workshop on the fair treatment of seafarers in the event of a maritime accident that will be held in London on 23 June 2017

Strategic direction: 1

High-level action: 1.1.1

Output: 1.1.1.2

Action to be taken: Paragraph 7

Related documents: LEG 95/5; LEG 97/6, LEG 97/6/1, LEG 97/INF.3; LEG 99/14; LEG 100/5/1, LEG 100/14; LEG 101/4/1, LEG 101/12; LEG 102/4, LEG 102/12; LEG 103/5, LEG 103/14; resolution A.1056(27)/Rev.1; resolution LEG.3(91) and Circular Letters Nos.2711 and 2825

Introduction

1 At the 103rd session of the Legal Committee, the representative of the International Transport Workers' Federation (ITF) reported on the further analysis of the replies from Member States to the survey circulated by Seafarers' Rights International (SRI) on behalf of ITF and the International Federation of Shipmasters' Associations (IFSMA) concerning the 2006 *Guidelines on fair treatment of seafarers in the event of a maritime accident* (the Guidelines) (LEG 103/5).

2 ITF further informed the Committee that it was preparing guidance for States on the implementation of the Guidelines, drawing on all the materials, answers and comments that it had received in response to the survey. In view of the different approaches that States had taken in implementing the Guidelines, ITF had suggested that an effective way to promote the Guidelines would be to organize regional or national workshops to discuss and refine the guidance being prepared, to make it useful for as many States as possible.

3 Numerous delegations spoke in support of the organization of a workshop on the implementation of the Guidelines. In the ensuing discussion, the following view amongst others was expressed: "Member States were mindful that they had different approaches in interpreting and implementing the Guidelines and that the organization of a workshop to develop a guidance on the Guidelines would therefore be a great opportunity to adopt a common and consistent approach for their effective and uniform implementation" (LEG 103/14, paragraph 5.4).

Further work

4 A one-day workshop in London on the implementation of the Guidelines will be held on Friday, 23 June 2017 for the purpose of developing guidance on the Guidelines, for further submission to LEG 105.

5 The members of the Committee are invited and encouraged to attend the workshop.

6 Further information concerning the workshop will be provided at the 104th session of the Committee.

Action requested of the Committee

7 The Committee is invited to take note of the information provided in this document and to comment as it may deem appropriate.
