
INTERNATIONAL LABOUR ORGANIZATION
Sectoral Activities Programme

**High-level Tripartite Working Group
on Maritime Labour Standards
(Second meeting)**

**Proposal for a structure for the new consolidated
Convention, submitted by the Norwegian Government**

Geneva, 2002



INTERNATIONAL LABOUR OFFICE GENEVA

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Note by the Norwegian representative

Structure of the new Convention

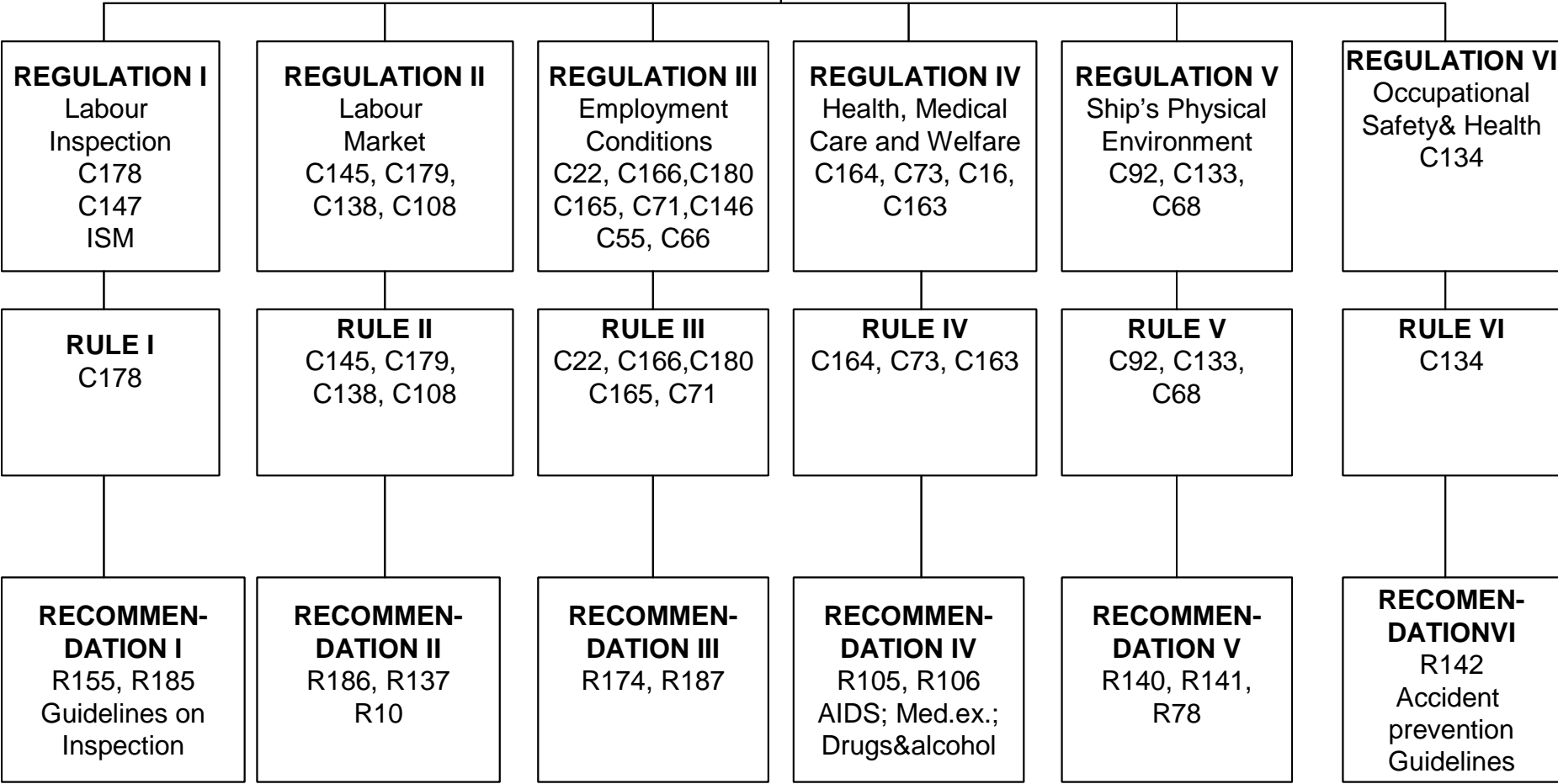
1. We propose a structure for the consolidated Convention that we feel would provide for easier navigation for all users, especially inspectors.
2. The structure we propose differs from earlier proposals in that we would like to highlight particular areas of importance. The STCW95 terminology of regulations and codes has been used.
3. In our opinion, a better classification may be achieved by separating the employment conditions from the ship's physical environment and occupational safety and health, which is more operational in nature. By creating a separate regulation for the latter we can also achieve a minimum in what should be part of ISM. A separate regulation covering health and welfare also helps to focus more attention on this important issue, as well as emphasizing the linkage between health and welfare.
4. We support a separate chapter/regulation on all aspects of *labour inspection*. Standards in Convention No. 178 and Convention No. 147 pertaining to control and enforcement would be included in this regulation. If it is agreed that quality assurance should also apply to working and living conditions, then that should be included under this heading.
5. We should like to see a separate chapter/regulation on the *labour market for seafarers*. The purpose of which would be to collect all standards pertaining to the conditions for entry into employment as well as more macro-oriented aspects such as labour planning. Thus minimum age would be covered, as well as the standards of the Continuity of Employment (Seafarers) Convention, 1976 (No. 145), and the Recruitment and Placement of Seafarers Convention, 1996 (No. 179). When Convention No. 108 has been revised, it should be included in this chapter/regulation because an identification document will become essential to every seafarer.
6. A regulation for *employment conditions* would cover all standards that relate to the seafarer's employment relationship. The documentary evidence of this is the employment agreement (articles of agreement). This would include benefits-oriented standards such as sickness and injury, annual leave, as well as working hours, as they should be covered by the agreement itself. This would greatly ease inspections, in that an inspector would only have to check the employment agreement. As sickness and injury benefits, annual leave and others are difficult for an inspector to check, these should be left to the ILO's monitoring of the application of standards.
7. A regulation on *health and welfare* should be created to highlight the importance of the seafarer's health and welfare. The primary documentary evidence under this chapter would be the health certificate.
8. A regulation on the *ship's physical environment* would provide a focus for this important area of standards. The standards of both Convention No. 92 and Convention No. 133

should be included, as well as those pertaining to food and hygiene, which are part of the physical environment of the ship.

9. A regulation on *occupational safety and health/prevention of accidents* in order to highlight the importance of these standards, as well as highlighting the ILO's fundamental role and competence in drafting standards and guidelines in this area.
10. We have made equivalent tables in English, French and Spanish. These provide an overview as well as indicating where the different instruments should be located. Hopefully, this is a useful input to our discussions.

Proposal by
the Norwegian
Representative

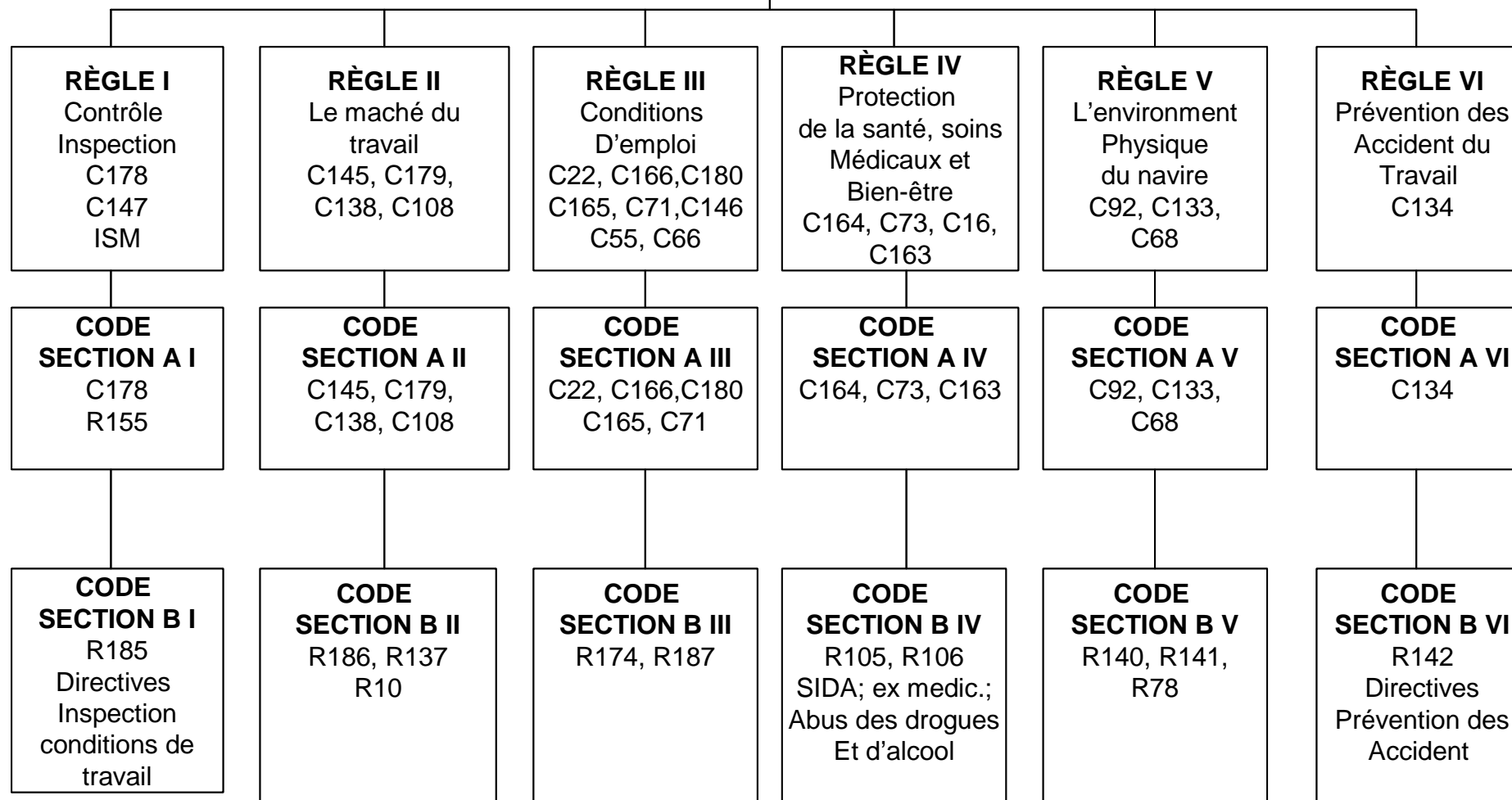
**ARTICLES
OF THE CONVENTION**
General obligations; definitions;
Amendment procedures; enforcement;
Entry into force
C147



**ARTICLES
DE LA CONVENTION**
Obligations générales; définitions;
Procédures d'amendement et révision; contrôle;
Entrée en vigueur
C147



Sjøfartsdirektoratet
Norwegian Maritime Directorate



**ARTICULOS
DEL CONVENIO**
Obligaciones generales; definiciones;
Procedimientos de emmienda e revision; Aplicación ;
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