

Detailed procedure

General procedure to be followed for the operation of the database on reported incidents of abandonment of seafarers and fishers (document IMO/ILO/WGLLCCS6/6, paragraphs 3.91 – 3.113)

A. Procedure.

- .1 a Member State or an organization accredited to ILO or IMO sends information to ILO regarding abandonment case(s), using the form described in document IMO/ILO/WGLCCS 5/3, Annex 1, page 4, as hyperlinked in the home page of the Database;
- .2 ILO sends this information for verification to IMO, which checks the information given on the IMO number, flag, type of vessel, company and registered owner;
- .3 IMO sends (modified as necessary) the GISIS information back to ILO; and
- .4 following consultations between IMO and ILO, the information is entered on a restricted, i.e. non-public and password-restricted website. Interested parties are then notified of new entries and will then have an opportunity to provide further information within 10 working days, after which time the information will be released for public access. If necessary, different points of view will be reflected. Complementary relevant information received after the ten working days will go on the public website.

B. Four categories: resolved, unresolved, disputed and inactive

A case of abandonment will be considered as **resolved** if, and only if, ILO has received clear advice from the Member State or organization having originally provided the information that:

- (i) the totality of the crew has been successfully repatriated; and
- (ii) the totality of all outstanding remuneration and contractual entitlements have been paid and duly received by all the crewmembers.

The Secretariat will ensure that the information displayed clearly distinguishes between “**resolved cases**” as opposed to “**unresolved cases**”. A third category of cases, namely, “**disputed cases**”, will also be clearly identified. A fourth category of cases, namely ‘**inactive cases**’ which, though not resolved, are no longer active, was agreed in the seventh session of the Joint IMO/ILO Ad Hoc Expert Working Group on Liability and Compensation regarding Claims for Death, Personal Injury and Abandonment of Seafarers (document ILO/IMO/CDWE/208/3 paragraph 67). The current status of each case will be marked with a different-coloured category to the vessel name.

C. Deletion.

It was decided that no information should be deleted following the resolution of a case and that this issue would be reassessed in the light of experience gained.