



BERMUDA

MERCHANT SHIPPING (SEAFARERS' EMPLOYMENT) AMENDMENT
(NO. 2) REGULATIONS 2021

BR 111 / 2021

The Minister responsible for Maritime Administration, in exercise of the power conferred by sections 3, 38, 39 and 67 of the Merchant Shipping Act 2002, makes the following Regulations:

Citation

1 These Regulations may be cited as the Merchant Shipping (Seafarers' Employment) Amendment (No. 2) Regulations 2021.

Amends regulation 13

2 Regulation 13 of the Merchant Shipping (Seafarers' Employment) Regulations 2013 ("the principal Regulations") is amended by deleting paragraph (2)(a) and substituting the following subparagraph—

"(a) seafarer's full name, date of birth or age and place of birth;".

Amends regulation 15

3 Regulation 15(5) of the principal Regulations is amended by deleting subparagraph (b) and substituting the following subparagraph—

"(b) an injury or sickness due to the willful misconduct of the sick, injured or deceased seafarer; or".

Substitutes regulation 18

4 The principal Regulations are amended by deleting regulation 18 and substituting the following regulation—

MERCHANT SHIPPING (SEAFARERS' EMPLOYMENT) AMENDMENT (NO. 2)
REGULATIONS 2021

“Recruitment of seafarers

18 (1) A shipowner shall not make use of a seafarer recruitment and placement services based in a country which is not a Party to the Maritime Labour Convention unless the recruitment and placement services satisfies the shipowner that it operates in compliance with the Maritime Labour Convention.

(2) The assessment to ascertain that the recruitment and placement services operates in compliance with the Maritime Labour Convention is to be done by the shipowner through an independent audit of the agency by an external body recognised by the Minister or the administration of another Party to the Convention.”.

Related amendment

5 Regulation 7(4) of the Merchant Shipping (Minimum Age at Sea and Employment of Young Persons at Sea) Regulations 2013 is amended by deleting “(1),”.

Made this 7th day of July 2021

Minister of Transport

[Operative Date: 08 July 2021]