



REPUBLIC OF CYPRUS
MINISTRY OF TRANSPORT,
COMMUNICATIONS AND WORKS



DEPARTMENT
OF MERCHANT SHIPPING
LEMESOS

Circular No.15 /2016

26 May 2016

TEN 5.13.09
TEN 12.3.02.36

To all Members of the Cyprus Shipping Association c/o CSA

To all Members of the Cyprus Shipping Chamber c/o CSC

To all Members of the Cyprus Union of Shipowners c/o CUS

Subject: *The Merchant Shipping (Port State Control) Laws of 2011- 2015 and the Merchant Shipping (Port State Control) Notification of 2015 (P.I.411/2015)- New Consolidated and translated text into English language*

1. I refer to the above subject and further to my Circulars No.24/2011 and 31/2011, I wish to inform and remind you of the following:

- The enactment of *the Merchant Shipping (Port State Control) (Amendment) Law of 2015 (Law 155(I)/2015)*¹, amending relevant basic Law 95(I)/2011; and
- The adoption of *the Merchant Shipping (Port State Control) Notification of 2015 (P.I.411/2015)*², repealing and replacing previous Notification P.I.308/2011.

2. It is recalled that the above-mentioned two national instruments have been adopted for the purposes of transposition into our national legislation of relevant European Union **Directive 2013/38/EU** of the European Parliament and of the Council of 12th August 2013 amending relevant Directive 2009/16/EC.

The text of the above EU Directives is available on the European Union Website at <http://eur-lex.europa.eu>.

3. Amendment Law 155(I)/2015 amends the *Merchant Shipping (Port State Control) Law of 2011 (Law 95(I)/2011)*.

Amendment **Law 155(I)/2015**, in essence incorporates the Maritime Labour Convention 2006,(MLC) in the list of the Conventions the implementation of which is checked by the Port State Control and urges the Competent Authority to accept the Maritime Labour Certificate as well as the Declaration of Maritime Labour Compliances as proof of

¹ Published in the Official Gazette of the Republic of Cyprus No. 4538, *Supplement I(I)*, dated 6.11.2015.

² Published in the Official Gazette of the Republic of Cyprus No.4909, *Supplement III (I)*, dated 4 December 2015.



compliance with the requirements of the MLC and to adopt the onshore seafarer complaint – handling procedures set by the MLC.

4. Notification **P.I. 411/2015** (which repeals and replaces the previous Notification P.I.308/2011) is actually in essence transposing into our national legislation the Annexes of EU Directive 2009/16/EC, as lastly amended by **Directive 2013/38/EU**.

5. A **new version** of the translated consolidated text into English language of **Laws 95(I)/2011** and **155(I)/2015**, together with a translation of Notification **P.I. 411/2015** is available on the Department's website at www.shipping.gov.cy (selecting Legislation/Consolidated Cyprus Shipping Legislation/National Instruments, replacing previous version of consolidated text of November 2015).



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Cc: - **Permanent Secretary, Ministry of Transport, Communications and Works**

- Attorney General of the Republic
- Permanent Secretary, Ministry of Foreign Affairs
- Maritime Offices of the Department of Merchant Shipping abroad
- Director General, Cyprus Ports Authority
- Diplomatic Missions and Honorary Consular Officers of the Republic
- Cyprus Bar Association

CPL