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MERCHANT SHIPPING (MARITIME LABOUR CONVENTION) ACT 2014 (ACT 6 OF 2014)

MERCHANT SHIPPING (MARITIME LABOUR CONVENTION) (DEFINITION OF SEAFARER) ORDER 2014

ARRANGEMENT OF PARAGRAPHS

Paragraph

1. Citation and commencement
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-

In exercise of the powers conferred by the definition of “seafarer” in section 2 of the Merchant Shipping (Maritime Labour Convention) Act 2014, the Maritime and Port Authority of Singapore, with the approval of the Minister for Transport, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Merchant Shipping (Maritime Labour Convention) (Definition of Seafarer) Order 2014 and shall come into operation on 1st April 2014.

Persons not regarded as seafarers

2. The categories of persons set out in the Schedule are hereby declared not to be regarded as seafarers for the purpose of the definition of “seafarer” in the Act.

THE SCHEDULE

Paragraph 2

PERSONS NOT REGARDED AS SEAFARERS

1. A person who is employed, engaged or works on board a ship in any of the following capacities:

- (a) diver;
- (b) guest entertainer;
- (c) marine superintendent;
- (d) marine surveyor;
- (e) privately contracted security personnel;
- (f) repair technician;
- (g) researcher;
- (h) scientist;
- (i) ship inspector;
- (j) specialist offshore technician.

2. A person who is employed or engaged or who works in any capacity on board a ship and who fulfils the following criteria set out in sub-paragraphs (a) and (b) together with any one of the following criteria set out in sub-paragraphs (c), (d) and (e):

- (a) his duration of stay on board that ship does not exceed 45 consecutive days;
- (b) his working duration on board that ship in the aggregate does not exceed 4 months in any 12-month period;
- (c) the nature of his work does not form part of the routine business of the ship;
- (d) the work he performs is ad-hoc, with his principal place of employment onshore;
- (e) the labour and social conditions given to him by his principal employers are comparable to that provided for under the Act.

Made this 20th day of March 2014.

LUCIEN WONG
Chairman,
Maritime and Port Authority of
Singapore.

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