



MONGOLIA MARITIME ADMINISTRATION

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Date 01 July 2024
Ref. 01/251

Marine Circular No 01/251/2024

SUBJECT: Guidelines on Seafarer compensation for the ship's loss or foundering

APPLICATION: This Marine Circular is applicable to all seafarers working on board Mongolian-flagged ships, shipowners, operators, management companies, agents, recognized organizations and other relevant stakeholders.

PURPOSE OF THE GUIDELINE

The marine circular offers guidance regarding seafarer compensation for the ship's loss or foundering, as required by the Maritime Labour Convention (MLC, 2006).

REFERENCES

- Regulation 2.6 of the MLC, 2006;

SEAFARER COMPENSATION FOR THE SHIP'S LOSS OR FOUNDERING

1. Seafarers are entitled to adequate compensation in the case of injury, loss or unemployment arising from the ship's loss or foundering.
2. Shipowner shall provide adequate compensation for injury or loss arising from the ship's loss or foundering.
3. Unless otherwise stated in a collective bargaining agreement (CBA), compensation may be limited to two month's wages and is payable:
 - a) for each day the seafarer remains unemployed;
 - b) at the same rate as stated on the SEA for either the seafarer's basic or consolidated wage.
4. Commencement of payment begins on the day when the seafarer becomes in fact unemployed i.e., the termination of the employment agreement.
5. Seafarers' employment agreement or any applicable CBA may provide for more favorable terms than those provided for above.

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Any inquiries or requests regarding this marine circular should be directed to Mongolia Maritime Administration (E-mail address: info@monmarad.gov.mn)

This Marine Circular will enter into effect as of 01 July 2024

Sincerely,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

OTGONSUREN DAMDINSUREN
DIRECTOR-GENERAL
MONGOLIA MARITIME ADMINISTRATION