



The only Merchant Navy Officers' Union in India
since the year 1939

THE OCEANITE

Journal of The Maritime Union of India



JANUARY - MARCH 2020

VOL. 4

ISSUE NO. 1

RS. 15/-

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THE OCEANITE

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Maritime Union of India, C/o. Post Box No.631, P&T Colony Post Office,

Visakhapatnam 530 013 Andhra Pradesh Mob : 081068 07206 Email : ssjula1950@gmail.com

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I-Think Techno Campus, BETA Building, 9th Floor, Kanjurmarg (East), Mumbai 400 042.

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"The Oceanite" is distributed to members of The Maritime Union of India

Editorial

The Maritime Union of India continues on its way to ensure fair treatment and provide welfare activities to our seafarer officers.

The e-Migrate system launched by the Directorate General of Shipping in the year 2017 continues to serve its purpose well. Issues which have cropped during uploading of data of seafarers in the e-Migrate system have been addressed well by the Directorate.

The One-time Amnesty Scheme for Candidates who acquired false or forged certificates from Maritime Training Institutes without attending classes is also well formulated, taking into account all aspects, and ultimately keeping fairness and security of the seafarers in mind. We hope that such a scenario which directly affects our shipping industry never arises in any form in the future.

There are reports of infection arising out of China and affecting many countries. We do not yet know much about it and its effect on India and shipping. As stated by DGS, all Indian seafarers and all Indian ships are here by advised to closely monitor the WHO, MoHFW and IMO websites on regular basis and be guided with the updated guidelines issued from time to time by the aforesaid organizations.

Work is in progress for formulating an agreement for Indian owned ships. Meanwhile the current INSA-MUI Agreement continues to be valid till a fresh Agreement under the National Maritime Board is finalised for the first time for Indian officers.

MUI is pleased to inform that an Indian officer has returned to India after spending close to four years in Nigeria. His ship was abandoned by the owners and all other seafarers from the vessel returned home without wages. However, one particular officer was not ready to give up so easily. Moreover, there no way he could return home without assistance and a valid visa, ticket other formalities.

MUI got in touch with him directly on advise of ITF, London. MUI took up the challenge, got in touch with the seafarer and through a slow by sure process succeeded in the task. Through assistance received by MUI and ITF, he ultimately made it back to his hometown.

We look forward to working hard to ensure that all possible help is extended to our seafarers in this year.

* * *

HAVE YOU KEPT YOUR MUI MEMBERSHIP UPDATED? ENSURE CONTINUITY OF YOUR MUI MEMBERSHIP

PAYMENT METHODS FOR RENEWAL OF MUI MEMBERSHIP

MUI Membership can be taken, using any of the following methods :

1) MUI website : www.maritimeunionofindia.com (*details on next page*)

OR

2) Through your banks' net banking facility to MUI bank account/s (*details on next page*)

After carrying out online transaction kindly email us at **membership@maritimeunionofindia.com** your name, date, amount membership number, residential address and online payment receipt / screen shot of transaction. This email will help us to confirm your transaction, update your membership record with us.

3) Download MUI software application for Android "Maritime Union Of India" on your Android phone through Google Play Store). We will be launching the same for iOS platform (Apple) very soon.

4) Print Membership Form from MUI website and post it to our Head Office at Mumbai alongwith your Cheque or Bank Demand Draft.

5) Personal visit to MUI Mumbai Head Office or branch office at Kolkata or liaison offices at Chandigarh, Chennai, Kochi, Patna, Tuticorin, Visakhapatnam (see page 2 for complete contact details)

Credit and Debit Card can be utilised to carry out payment at Mumbai and Kolkata office)

**MUI REQUESTS ALL OFFICERS TO ENSURE THAT
SUFFICIENT BALANCE IS PRESENT IN THEIR ACCOUNT
WHEN A CHEQUE IS ISSUED TO MUI BY THEM OR
THEIR FAMILY MEMBERS, FOR MUI MEMBERSHIP**

You can tear the MUI Membership form on Page 35 in this issue along the dotted line, fill it up and post it to MUI Mumbai Office alongwith a Demand Draft or Cheque in favour of

The Maritime Union of India to : Udyog Bhavan, 4th Floor
29 Walchand Hirachand Marg, Ballard Estate, Mumbai 400001.

FOR ATTENTION OF MUI MEMBERS AND SEAFARER OFFICERS

Kindly ensure that your Maritime Union of India (MUI) membership is kept validated every year.

This will ensure that you are supported in case of eventualities that may occur during your service on board vessel or after sign-off. In case you need to resolve any matter with your ship owner/Agent, interceding by the MUI can effectively assist you more effectively, if you are a fully-paid up member Officer of the Union.

MUI MEMBERSHIP

Log on to our website : www.maritimeunionofindia.com

Enter your Log in Details (Membership Number and Password provided by MUI).

If you do not have Log in details, you can click on "Forgot Password." You will then have to fill up details like MUI Membership Number, CDC No., Date of Birth. After you click to submit these details, you will be asked to provide your email id. On entering the same you will have to click "submit" once again.

You will then receive all the Log In details on email id provided by you, and using them you can log on to MUI website.

Alternatively, you can also visit your bank website and using below details carry out a transaction :

Following details would be essential for carrying out the transaction, which will ensure safe and proper deposit to MUI account. Your MUI Membership Fees can be deposited through online process in **ANY ONE OF THE BANK ACCOUNTS OF THE MARITIME UNION OF INDIA :**

<i>Account Title :</i> THE MARITIME UNION OF INDIA	<i>Bank Account Type:</i> Savings Account
<i>Bank Name :</i> HDFC Bank, Elphinstone House	<i>MICR Code:</i> 400240052
<i>17 Murzban Road, Near C.S.T., Mumbai 400001.</i>	<i>IFSC Code:</i> HDFC0000355
<i>Account Number:</i> 03551450000409	<i>Swift Code:</i> HDFCINBBXXX

**After carrying out the online transaction
kindly make sure you send us an email at
membership@maritimeunionofindia.com**

mentioning your name, MUI Membership Number, date and amount of transaction, your name and MUI membership number. Alongwith these details, a Snapshot or Image of the transaction receipt from your bank can also be included.

**Officers are requested to keep with their next of kin
a copy of the Bilateral Agreement they have signed
before sign-on with the respective company they are serving under.
It can also be sent to MUI office, Mumbai, for our records.**

NOTICE OF ACCOMMODATION FACILITY FOR MUI MEMBERS AT VIRAR, MUMBAI

PLEASE TAKE NOTE that the MARITIME UNION OF INDIA is having two flats viz. (i) Flat No.403, 4th Floor, admeasuring No.361 square feet in the Building No.41, Rustomjee Evershine Global City, Avenue "J", Building Nos.41 to 44 Co-operative Housing Society Limited, Narangi Bye Pass Road, Virar (West), Palghar : 401 303 situated at Village Narangi, Taluka : Vasai, District : Palghar and

(ii) Flat No.501, 5th Floor, admeasuring 503 square feet in the Building No.33, Rustomjee Evershine Global City, Avenue "J", Building Nos.32 to 36 Co-operative Housing Society Limited, Narangi Bye Pass Road, Virar (West), Palghar : 401 303 situated at Village Narangi, Taluka : Vasai, District : Palghar, which are available to seafarer officers who are members of The Maritime Union of India at nominal charge of Rs.1000/- (Rupees One Thousand Only) per day.

Seafarer officers, who desire to avail this facility, may please contact the head office of the Maritime Union of India.

Thanking you

For the Maritime Union of India

Sd/-

Amar Singh Thakur - MUI

General Secretary

Members are requested to mention their Membership Number, Rank, CDC number, residence address and telephone number, mobile number (self and spouse), email address, name of company they are currently serving in, when corresponding with us. This will enable us to keep your details updated and ensure smooth communication in all matters.

Officers are requested to keep a copy of the Contract Letter and Bilateral Agreement they have signed with the respective company they are serving under, before sign-on with their Next of Kin for reference. It can also be sent to MUI office, Mumbai, for our records.

Kindly note change of Chandigarh liaison office address and contact details

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For all queries related to hospitalisation and domiciliary medical expenses reimbursement kindly contact :

FOR MEMBERS SERVING IN FOREIGN FLAG COMPANIES

The Maritime Floating Staff Welfare Trust (MFSWT)

Abhishek Premises, Ground Floor, Unit No. 1 & 2, Kuber Complex Lane
Next to Oberoi Chambers, Opp. SAB T.V. Lane, New Link Road
Andheri (West), Mumbai 400053.

Tel.: (91-22) 26730306, (91-22) 26730307 Telefax: (91-22) 26730309

Email: mail@mfswt.com; mail@mfswt.in Web : mfswt.com

You may also contact below for reimbursement of fees for higher professional courses of your children :

FOR MEMBERS SERVING IN INDIAN FLAG COMPANIES

The Merchant Navy Officers Welfare Fund (MNOWF)

Udyog Bhavan, 4th Floor, 29 Walchand Hirachand Marg,
Ballard Estate, Mumbai 400001.

Tel.: (91-22) 22619321 (91-22) 22644670

Email: mail@mnowf.com; Web : mnowf.com

Dear Members

You can avail Convalescent Home facility at various locations, which you, as Member of the Union can take advantage of :

Maharashtra : Lonavala; **Uttaranchal** : Mussourie; **West Bengal** : Raichak

The Maritime Floating Staff Welfare Trust (MFSWT)

Abhishek Premises, Ground Floor, Unit No. 1 & 2, Kuber Complex Lane, Next to Oberoi Chambers, Opp. SAB TV Lane, New Link Road, Andheri (West) Mumbai 400053.

Tel.: (91-22) 26730306, 26730307 Telefax: (91-22) 26730309

Email: mail@mfswt.in Web: mfswt.com

Goa; Gujarat : Valsad; **Maharashtra** : Lonavala, Mahabaleshwar, Matheran

The Merchant Navy Officers' Welfare Fund (MNOWF)

Udyog Bhavan, 4th Floor, 29 Walchand Hirachand Marg, Ballard Estate
Mumbai 400001.

Tel.: (91-22) 22619321 Fax: (91-22) 22644670 Email: mail@mnowf.com

Web: mnowf.com

DGS Order No. 01 of 2020**Sub.: One-time Amnesty Scheme for Candidates who acquired false or forged certificates from Maritime Training Institutes without attending classes - reg.**

Whereas, investigations conducted by the Directorate General of Shipping revealed involvement of at least five Maritime Training Institutes in issuance of course certificates for short term courses to seafarers without imparting proper training to them.

2. Whereas the process of withdrawal of approvals in respect of these institutes, blacklisting of their promoters, withdrawal of CDC and CoCs of the Principals and Course In-Charge have been initiated and orders for closure of three such institutes have already been issued, while proceedings in the remaining cases are at final stages of completion.

3. Whereas, show-cause notices have also been issued to 3762 persons (or trainees/candidates) who have allegedly obtained certificates from these institutes without undergoing proper training. The Directorate General has so far received replies from 1932 candidates in response to the show-cause notices, of which 1068 candidates have confessed about obtaining these certificates without attending classes and apologised for their conduct; and another 459 candidates have tendered their unconditional apology and resolved to repeat these courses from an approved training institute. 1830 candidates have not replied to the show-cause and have offered no defence.

4. Whereas, 254 candidates have claimed that they had attended classes but are unable to provide any evidence to support their claims, except for the attendance sheets obtained from the Institutes. These attendance sheets are not credible evidence as these have been prepared in the same handwriting and many candidates whose names appear in the attendance sheet have confessed in writing that they did not attend the class for which they have been shown present by the Institute.

5. Whereas, in accordance with sub-rules (4), (5) and (8) of Rule 9 of MS (CDC-cum-SID) Rules as amended, the candidates who obtained fake or

false certificates to apply for CDC or CDC holders who obtained fake or false certificates under the Merchant Shipping Act, 1958 and Rules made thereunder are liable for cancellation of their CDC along with debarment for a period of up to five years.

6. Whereas, considering that many of the candidates who obtained these certificates were misguided by some unscrupulous unauthorised agents or the training institutes and their faculty, this Directorate as a purely one-time humanitarian gesture issued Training Circulars 11 of 2019 dated 02.07.2019 and 16 of 2019 dated 18.10.2019 to reduce the proposed penalty to a) six months for those who suo-moto admitted to obtaining fake or false certificate without attending classes without being detected by the Directorate, b) one year for those who admitted after their INDOS was blocked by the Directorate pending inquiry, and c) five years for the rest.

7. Whereas, penalty order in 1068 candidates for a period of 6 months or one year has already been issued and 459 more cases are in process. Analysis of the responses has shown that an overwhelming majority of the candidates have either admitted to their wrong doing directly or apologised or have not responded or made any effort to defend their action (i.e. 3357 out of 3762 cases).

8. Whereas, the replies received further indicate that majority of these candidates are poor and are victims of machination of unscrupulous agents, are genuinely remorseful of their conduct, and are willing to undergo the training again. However, in view of their financial position they have requested to be forgiven and given another chance.

9. Whereas, the plight of these candidates was discussed with the Ministry of Shipping in which it was decided that as a responsible maritime administration the Directorate needs to continue to follow its zero-tolerance policy towards any transgression in matters of training as it is crucial for safety of life and ships. The disciplinary action

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ENSURE CONTINUITY OF YOUR MUI MEMBERSHIP**

Directorate General of Shipping, Ministry of Shipping, Govt. of India, Mumbai

Ref. QM S7.0	TRAINING BRANCH	IS/ISO Clause No. 7.1
Approved by Director General of Shipping, GOI	Subject-Guidelines for	File No. TR/CIR/6(2)/2015
	a) Advanced Training for Oil Tanker Cargo Operations	Dated 18.02.2020
	b) Advanced Training for Chemical Tanker Cargo Operations	
	c) Advanced Training for Liquefied Gas Tanker Cargo Operations	
	Training Circular No. 06 of 2020	

1. The Maritime Courses, "Advanced Training for Oil Tanker Cargo Operations", "Advanced Training for Chemical Tanker Cargo Operations" and "Advanced Training for Liquefied Gas Tanker Cargo Operations" have undergone changes owing to the Seafarers Training and Certification and Watch keeping (STCW), 2010 amendments. IMO has developed guidelines through IMO Model Course 1.02 (2015 Edition), 1.03 (2015 Edition) & 1.05 (2015 Edition) for the courses Advanced Training for Oil Tanker Cargo Operations, Advanced Training for Chemical Tanker Cargo Operations and Advanced Training for Liquefied Gas Tanker Cargo Operations respectively.

2. In compliance with the "Standards of Training, Certification and Watch keeping" (STCW), 2010 as amended, the Directorate has now revised the guidelines for these courses and the same are enclosed as annexures to this Circular. The details of the courses are given below:

3. This issue with the approval of Director General of Shipping & Additional Secretary to the Govt. of India.

Yours faithfully
Sd/-

(Deependra Singh Bisen)
Asstt. Director General of Shipping

For annexures refer to : www.dgshipping.gov.in

Sr. No.	Name of Course	Course Duration	Frequency	Course ID	Fee (Rs.)	
1.	Advanced Training for Oil Tanker Cargo Operations	60 hours (10 days)	24	5112	75000/-	Annex-I
2.	Advanced Training for Chemical Tanker Cargo Operations	60 hours (10 days)	24	5113	75000/-	Annex-II
3.	Advanced Training for Gas Tanker Cargo Operations	60 hours (10 days)	24	5122	75000/-	Annex-III

FOR MUI MEMBERSHIP :

Officers can visit MUI head office in Kolkata,
Liaison offices in Chandigarh, Chennai, Kochi, Patna, Tuticorin, Visakhapatnam

For all issues related to MEMBERSHIP including PAYMENT of MUI MEMBERSHIP FEES, and ALL QUERIES related to Membership, kindly send your emails to :

membership@maritimeunionofindia.com

DGS Circular No. 05 of 2020**Sub.: Advisory to all Recruitment and Placement of Seafarers License (RPSL) holders regarding demand of remuneration, donation or fees from seafarers for their employment - reg.**

The Directorate is receiving several complaints from the seafarers regarding demand of remuneration from seafarers by the RPSL & shipping companies for getting employment on board merchant ships.

2. As per Section 97 of the Merchant Shipping Act, 1958, as amended and read with Clause (i) of sub-rule (1) of Rule 5 of the Merchant Shipping (R&PS), Rules, 2016 , person or company or organization including a union purporting to represent the interests of seafarers shall not demand or receive, either directly or indirectly, from any seafarer or person seeking employment as seaman or any person on his behalf, any remuneration donation or fees or compulsory subscription of any kind attributable from such seafarer or person's employment as seaman, other than the fees authorized by this Act.

3. It shall be the duty of the company employing or proposing to employ person as seafarer to ensure that no money has been demanded or received by any

person or company or organization including the union purporting to represent the interest of seafarers by way of any remuneration or donation or fees or compulsory subscription of any kind attributable to employment of such person as seafarer.

4. In order to ensure compliance of the above provisions of the M.S. Act, 1958 and M.S. (R&PS) Rules, 2016 by all concerned, the Indian ship-owning companies and RPSL companies shall display a Notice as enclosed (Annexure - I) at a prominent place in their premises with immediate effect.

5. This issues with the approval of Director General of Shipping & Addl. Secretary to the Govt. of India.

Encl: As above

Sd/-

(Subhash Barguzer)

Deputy Director General of Shipping (Crew)

Annexure - I**NOTICE**

Section 97 of the Merchant shipping Act, 1958 prohibits demand of any remuneration directly or indirectly from the seafarers for providing employment.

If any person, company, organization or Union in this office or othenruise, demands or receive any money/remuneration, from any seafarer or person seeking employment as seafarer, he can complain it to any of the following Officers/Offices of the Directorate General of Shipping:

(1) The Deputy Director General of Shipping
Crew Branch

Directorate General of Shipping, 9th Floor, BETA Building, I - Think Techno Campus
Kanjur Village Road, Kanjurmarg (East), Mumbai - 400 042.

Tel.: 022 - 25752018 e-mail: barguzer-dgs@gov.in

(2) Assistant Director General of Shipping
Crew Branch

Directorate General of Shipping, 9th Floor, BETA Building, I - Think Techno Campus
Kanjur Village Road, Kanjurmarg (East), Mumbai - 400 042.

Tel.: 022 - 25752018 e-mail: depak-khemu-dgs@gov.in

Jurisdictional Seamen's Employment Office as per details below

(3) Director, Seamen's Employment Office Mumbai
Nav Bhavan, 10, R.K. Marg, Ballard Estate, Mumbai - 400 001

Tel.: 022 22631222 e-mail: sm-mumlship@gov.in

(4) Director, Seamen's Employment Office Chennai
Anchorgate Building, 3rd Floor, P.B.No.5004, Rajaji Salai, Chennai - 600 001

Tel.: 044 25255552 e-mail: sm-chnship@gov.in

(5) Director, Seamen's Employment Office Kolkata
Marine House, Hastings, Kolkata -700 022

Tel.: 033 22230169 e-mail: sm-kolship@gov.in

M.S. NOTICE No. 06 of 2020**Sub.: Maritime advisory No. 3 on new coronavirus - reg.**

1. The Directorate has issued maritime advisory on new coronavirus vide M.S. Notice 02 of 2020 on 28.01.2020 & M.S. Notice 03 of 2020 dated 04.02.2020 (F. No. 7-NT(72)/2014).

2. The said advisory recommended all Indian seafarers and all Indian ships to comply with the World Health Organization (WHO) recommendations, Ministry of Health & Family Welfare (MoHFW) advisory, International Maritime Organization (IMO) circulars and International Maritime Health Association (IMHA) advice in letter and spirit. Also, all were advised to keep visiting the aforesaid organization websites on daily basis and comply with the updated guidelines issued from time to time. 3. Ministry of Health & Family Welfare has recently issued consolidated travel advisory dated 26.02.2020 in view of spread of coronavirus to other parts of world available in below link: <https://mohfw.gov.in/sites/default/files/Consolidated%20Travel%20advisory%20to%20travelers%20Updated%2026-02-2020.pdf>, wherein Indian citizens have been further advised to refrain from non-essential travel to certain countries.

4. International Maritime Organisation (IMO) has issued circulars dated 31.01.2020, 12.02.2020, 19.02.2020 & 21.02.2020 providing information and guidance, based on recommendations developed

by the World Health Organization (WHO) on the precautions to be taken to minimize risks to seafarers, passengers and others on board ships from the coronavirus. In the said circular of IMO, Member States have been advised to urge all stakeholders (companies, managers, crewing agents, etc.) to promulgate information to ensure that seafarers, passengers and others on board ships are provided with accurate and relevant information on the coronavirus outbreak and on the measures to reduce the risk of exposure if they are likely to be engaged on ships trading to and from ports in corona virus affected States. The circulars of IMO are available at the following below link: <http://www.imo.org/en/MediaCentre/HotTopics/Pages/Coronavirus.aspx>

5. All Indian seafarers and all Indian ships are here by advised once again to closely monitor the WHO, MoHFW and IMO websites on regular basis and be guided with the updated guidelines issued from time to time by the aforesaid organizations.

6. This issues with the approval of the Director General of Shipping & Additional Secretary to the Government of India.

Sd/-

[Capt (Dr.) A. Daniel J Joseph]

Nautical Surveyor - cum - DDG (Tech / Piracy)

Directorate General of Shipping, Ministry of Shipping, Govt. of India, Mumbai

Approved by Director General of Shipping, Gol	TRAINING BRANCH	Ref: QMS 7.0 IS / ISO Clause No. 7.1
	Biometric Attendance Systems Maritime Training Institutes	File No. TR/Misc/9(5)/2020
	DGS Circular No. 09 of 2020	Dated : 13.03.2020

In view of the rapid spread of Novel Corona Virus COVID-19, I am directed to request all Maritime Training Institutes to stop Biometric Attendance for Principal, Faculty and Candidates with immediate effect till further orders. The Maritime Training Institutes are requested to maintain proper attendance registers in lieu of Biometric Attendance.

Sd/-

(Ashish Wankhede)

Deputy Director General of Shipping



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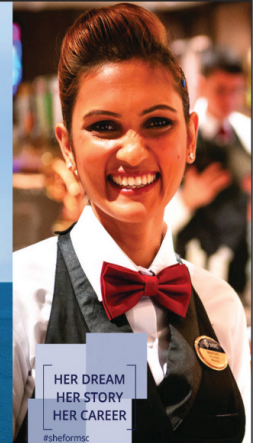
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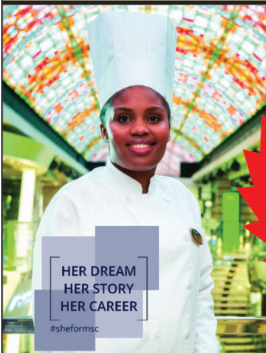
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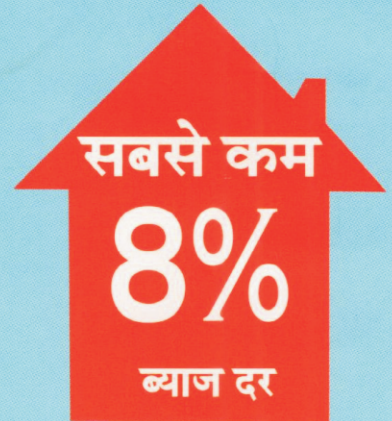
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TAX PROBLEMS OF SEAFARERS IN FOREIGN WATERS

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Merchant Shipping Notice No. 05 of 2020**Sub.: E-Migrate system for seafarers - reg.**

Directorate General of Shipping had vide its Merchant Shipping Notice No. 7 of 2017 (F. NO. CR/GRW/12/15-I dated 11.08.2017) launched e-Migrate system for seafarers keeping in view the difficulties faced by Indian seafarers who are recruited and placed onboard foreign flag vessels by unlicensed Recruitment & Placement Service (RPS). The Directorate has also time and again after launch of said e-Migrate system taken review/orientation sessions with the Indian ship owners/RPSs to address any difficulty for uploading the data of seafarers in the e-Migrate system, for smooth functioning of the said e-Migrate system.

2. It is noted that seafarers, supernumeraries (spouse/children of seafarer), non-seafarers (such as ship surveyors, auditors, doctors, superintendents), seafarers working on harbor ships, Inland waterways, ships and crafts, placed on board ship are still facing problems as they are being asked by the immigration authorities to produce STCW certificate or the CDC or the print out of the e-Migrate Form 1 etc. for their departure clearance.

3. In this connection the issues are clarified as under to mitigate such problems:

3.1. **Seafarers:** Indian seafarers who are recruited & placed on merchant vessels of any flag are required to go through e-migrate system only. Indian seafarers who work on cruise vessels still do not possess Indian CDC, because CDC is not a mandatory document for e-migrate and it is the passport which is the identification document for them. In the emigrate system, a seafarer is not required to show any document in the hard form such as CDC/CoC/STCW course certificates or printout of Form 1 of e-Migrate system, as there is proven misuse through Photoshop by unscrupulous elements.

3.2. **Supernumeraries (spouse/children of seafarers):** The supernumeraries who are joining

ship are not required to go through e-migrate system. They are not required to possess certificates such as CDC/CoC/STCW certificates etc..

3.3. **Non-seafarers:** Directorate General of Shipping has defined and classified non-seafarers and facilitated them into the e-Migrate system through the M.S. Notice No. 2 of 2018 dated 16.01.2018. These persons may not be having CDC/CoC/STCW course certificate and are out of the purview of Maritime Labour Convention and seafarers' employment agreement. In the said e-Migrate system, the identification documents for these persons is their passport. As such, other documents like CDC/CoC/STCW course certificates or printout of Form 1 of e-Migrate system is not required.

4. Other persons: persons working on the following types of ships/crafts, in different capacities in Indian waters are also facing difficulty at the immigration checkpoints for their departure clearance as they are being asked to come through e-Migrate system;-

- i) oil platforms/rigs
- ii) harbor ships/crafts plying in harbor limit
- iii) sailing vessels or fishing vessels
- iv) Inland vessels registered by state Governments
- v) pilot vessels
- vi) light house/navaid tenders
- vii) defense department vessels
- viii) trawlers
- ix) yachts

The person working on above types of vessels are not required to sign Articles of Agreement or hold CDC/CoC/STCW certificates. Hence, these persons are outside of purview of Maritime Labour Convention and they are not required to go through the e-Migrate system which is mandatory for seafarers working on Merchant ships.

5. Further, it is also reported that before passing through the immigration departure clearance, the seafarers are also asked by the Airlines to show the printouts of the e-Migrate system. Such instances are reported at the time when the airlines checked in the baggage of the seafarer at the check-in counter of the airlines and seafarer whose data is not found in the e-migrate system is disallowed by immigration Department. The exercise to off load the baggage from the aircraft by the airlines leads to delay the flight and hardship to the fellow passenger. The RPS/Indian ship-owners should ensure that the data of seafarer concerned is submitted and reflects in the e-migrate system well before the date and time of departure. The Airlines however should be guided that they should not insist printout of the e-migrate of the seafarer as there is a possibility of misuse by unscrupulous elements through Photoshop. Airlines may be guided suitably by the DGCA, Gol.

6. Shipping Agents are facilitating Indian seafarers to sign on board Indian and foreign flag vessels from Minor Indian Seaports where there is no resource to verify the e-migrate status. Seafarers who signed on without registering in the emigrate portal are intercepted at subsequent Indian Ports while in transit by the Immigration authorities of that Port. Ministry of Home Affairs, Gol or the State Administration, as the case may be, may ensure

that the required resources are in place at all such Minor ports to verify e-migrate status of Indian seafarers. Since, as per e-migrate system every Indian seafarer leaving Indian Seaport/Airports for joining ship requires to go through e-migrate system, any seafarer, except those exempted as per these guidelines, who attempts to join or joined ship without e-migrate should not be allowed to join/continue on ship.

7. The OEM technician or Observer, if happened to be a foreign national, are out of the purview of e-migrate system. As such, joining on ship of these foreign national OEM technician or observer will be as per usual channel of their placement by the shipowner and are not required to go through e-migrate system.

8. Bureau of Immigration (Bol) may issue suitable instructions/clarification to all the immigration authorities at immigration check points at seaports & airports in India in accordance with these guidelines.

9. This issues with the approval of the Director General of Shipping & Additional Secretary to the Government of India.

Sd/-

(Subhash Barguzer)

Deputy Director General of Shipping (Crew)

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OFFICERS' MEMBERSHIP FORM is included on page no. 35
CERTIFICATE OF COMPETENCY (COC) PROTECTION FORM is included
on page nos. 33 and 34

**Officers are requested to keep with their next of kin
a copy of the Bilateral Agreement they have signed
before sign-on with the respective company they are serving under.
It can also be sent to MUI office, Mumbai, for our records.**

DGS Order No. 04 of 2020**Subject: Instructions to all major and minor ports for dealing with novel coronavirus (COVID-19) pandemic - reg.**

1. The Directorate has issued instructions on dealing with novel coronavirus (COVID19) vide DGS Order No. 02 of 2020 dated 16.03.2020, DGS Order No. 03 of 2020 & 20.03.2020 and maritime advisories vide M.S. Notice 02 of 2020 dated 28.01.2020, M.S. Notice 03 of 2020 dated 04.02.2020 & M.S. Notice 06 of 2020 dated 03.03.2020 (F. No. 7-NT(72)/2014).

2. The spread of the COVID-19 pandemic across large number of nations is an unprecedented situation in recent times. To slow the spread of the disease and mitigate its impacts, travel advisories have been issued by many jurisdictions including India. However, shipping services are required to continue to be operational so that vital goods and essential commodities like fuel, medical supplies, food grains etc., are delivered and to ensure that the economic activity of the nation is not disrupted. It is, therefore, important that the flow of goods by sea should not be needlessly disrupted without compromising the safety of life and protection of the environment. In view of the same, it has been decided that for the continued operation of vessels and ports, the following shall be complied with by all stakeholders till further orders.

All Vessels

3. The master of a vessel, before arrival at its first port of call in India, shall ascertain the state of health of each person on board the vessel and submit the Maritime Declaration of Health to the concerned health authorities of the port and to the port authorities.

4. The format of the Maritime Declaration of Health shall be as per Annex 8 of the International Health Regulations 2005, issued by World Health Organisation which has also been adopted by International Maritime Organisation by the FAL Convention at section A (2.1). Copy of the model Maritime Declaration of Health is enclosed.

5. The Maritime Declaration of Health shall be forwarded at least 72 hours prior arrival of the vessel at the port. If the voyage duration from last port of departure is less than 72 hours, the Maritime Declaration of Health shall be informed to the port immediately on departure from the port. In addition, the information required by the local health authorities of the port like temperature chart,

individual health declaration etc. shall also be provided by the master as per the directives of the local health authorities of the port.

6. If the master of the vessel ascertains that a person on board the vessel is exhibiting symptoms of COVID-19, the same shall be explicitly mentioned in the Maritime Declaration of Health being forwarded to the health authorities and to the port.

7. If the maritime declaration of health given by the master is found to be incorrect and not reflecting the factual conditions of health of persons on board the vessel, the master is liable to be prosecuted as per applicable laws. All agents of the vessel shall ensure that this information regarding possible prosecution for incorrect declaration is clearly informed to the vessel before its arrival at Indian ports.

8. In case of any suspected person on board the vessel, the master shall ensure that the suspected person is isolated in the ship's hospital, or other suitable location on the vessel. All other persons who may have come in contact with the suspected person shall also be isolated at appropriate locations as decided by the master. The master shall also ensure that all instructions issued by the Ministry of Health and Family Welfare, Govt. of India, as well as the guidance issued on dealing with COVID-19 matters by World Health Organization (WHO), International Maritime Organization (IMO) and other applicable trade bodies are complied with at all times.

9. Vessels having persons suspected of COVID-19 will necessarily be required to be monitored by the health authorities and put in quarantine, if necessary. Samples from the suspected person will be taken and tested as per the instructions of the health authorities. If the samples are tested positive, the vessel will remain in quarantine and the infected person(s) will be dealt with as per the procedures laid down by MoHFW, Govt. of India. Vessels with infected person shall also be sanitized as per the extant protocols for dealing with COVID-19 pandemic.

10. In case of medical emergency, the health authorities shall supervise transport of the patient to the designated hospital as per the procedures laid down by MoHFW, Govt. of India.

11. In the unfortunate incident for a vessel to deal with deceased person suspected of having COVID-19, the guidelines on dead body management issued by MoHFW, Govt. of India, will apply.

12. Vessels arriving from ports of infected countries identified for mandatory quarantine and travel ban by MoHFW, Govt. of India before 14 days of departure from the infected port, or having seafarers embarked on the vessel who have been in infected regions within 14 days of arrival at any Indian port shall need to comply with additional measures as given in the Annex 1. The updated list of infected countries may be obtained from the website of MoHFW, Govt. of India.

13. Vessels arriving from any port in China to have the necessary quarantine period of 14 days.

14. Stoppages of a vessel at any port of infected countries only for bunkering purposes shall not be counted for the calculation of 14 days from port of departure.

15. Vessels that have arrived at Indian port after 14 days of departure from an infected port need not comply with the additional requirements specified in Annex 1.

16. Ports which are not able not comply with the additional requirements specified in Annex 1 shall not allow the vessels to berth for vessels which have arrived within 14 days from the infected countries.

17. Pilot shall normally not be assigned to any vessel unless pratique is granted to the vessel. Prior boarding the vessel, the master of the vessel shall reconfirm to the pilot that all persons on board the vessel are healthy and there are no suspected cases of persons infected by COVID-19 on board the vessel. The master of the vessel shall also ensure that all the areas through which the pilot is likely to pass are appropriately disinfected and sanitized as per the required protocol and shall further confirm about the same to the pilot before the pilot boards the vessel.

18. All ships personnel who are likely to interact with the pilot should be wearing appropriate Personal Protective Equipment (PPE). In addition, the bridge

team shall be wearing appropriate PPE at all times while the pilot is on the vessel. Pilot shall also be wearing appropriate Personal Protection Equipment (PPE).

19. If after boarding the vessel, the pilot observes any deviation regarding health aspects declared by the master, he shall forthwith inform the port and initiate appropriate action as instructed by the authorities. Such pilots may need to self quarantine, if required by the health authorities.

20. Food or water consumption shall normally be avoided by the pilot on board the vessel. However, if any food items are required to be consumed by the pilots, the master shall ensure that such items are provided in hygienic packages/utentils.

21. It shall be ensured that the number of persons required to board the vessel is kept to the bare minimum. Personnel who may be required to board the vessel such as ship agents, cargo personnel, custom and immigration authorities etc. shall always be aware of the pandemic and have appropriate PPE while on board the vessel.

22. All crafts and vehicles carrying pilot and other persons required to board the vessels shall be sanitized at appropriate intervals. Also the used PPE shall be disposed as per the appropriate protocols.

23. There is no restriction of sign on and sign off of Indian seafarers in ports in India.

24. Vessels operating solely between ports in Indian are to exercise due diligence and are not required to be fully bound by the aforesaid instructions.

25. All vessels and all major and minor ports are instructed to comply with the guidance given in attached Annex 2.

26. This order is issued with the approval of the Ministry of Shipping, Government of India.

Sd/-

(Amitabh Kumar)

Director General of Shipping

(Please refer to <https://dgshipping.gov.in> for Annexures)

Officers are requested to keep with their next of kin a copy of the Bilateral Agreement they have signed before sign-on with the respective company they are serving under. It can also be sent to MUI office, Mumbai, for our records.

Authorized by Chief Examiner of Masters and Mates	NT / EXAM CIRCULAR NO. XX OF 2020	IS/ISO Clause No. 7.5.1
	Examination, Assessment & Certification (EAC) Branch Subject: Additional batches requests for nautical grades examination - reg.	NT Exam Circular No. XX of 2020
	File No.:	Dated : XX.02.2020

1. It has been noticed that requests are being received for conduct of additional batches for some of the papers of nautical grade written examinations.

2. The request for additional batches is being received even when the full capacity available at other centers has not yet been fully utilized.

3. This result is an undue stress on the existing infrastructure and facilities at the MMD's where additional batches are sought with facilities created at other MMD's not being fully utilized.

4. In order to ensure optimum usage of the resources, manpower, infrastructure and facilities provided at all the MMD's. Now, it is decided that additional batch will be conducted only after the capacity at all centers are fully utilized.

5. This is issued with the approval of Competent Authority.

Sd/-
(Capt. P.C. Meena)
Nautical Surveyor-cum-DDG [Tech.]

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OFFICERS' MEMBERSHIP FORM is included on page no. 35
CERTIFICATE OF COMPETENCY (COC) PROTECTION FORM
is included on page nos. 33 and 34

You can tear the MUI Membership form on Page 35 in this issue along the dotted line, fill it up and post it to MUI Mumbai Office alongwith a Demand Draft or Cheque in favour of
The Maritime Union of India to : Udyog Bhavan, 4th Floor
29 Walchand Hirachand Marg, Ballard Estate, Mumbai 400001.

How to maintain NRI (Tax Free) Status for a Mariner in a Leap Year?

Hi. It's been a while, that I have connected with you, through a snippet.

December to March in most years, is the time, when maximum calls from our Clients, are for resolving the NRI Status cauldron for an Indian Seafarer. The number of calls, have increased, over the past 2 years, where I now see an intrinsic desire, from many Seafarers, to be Tax Compliant (& Tax Free) in a legal manner. This intent to stay compliant, was largely missing with many Seafarers, in my past 20 odd years of experience, which is a good sign.

NRI Status Calculation

I am not getting into specific micro analysis of the NRI Status (as I have written in fair detail, on this subject, in previous articles), and in order to keep the article short and sweet and point wise.

[A Request: If you are still Calculating your NRI Days, using your Passport, by counting the number of Days, you have stayed outside the country, then I request you to read this article, twice at-least.]

1. Inside or Outside: The NRI Status is calculated in India, by the Tax Department, (and as per specific Black & White Tax Laws) by the Number of Days you spend inside India, and NOT by the Number of Days you spend outside India. There is a subtle difference (which I have discussed in my previous articles in detail). Please calculate only Number of Days spent INSIDE India, to compute your NRI Status.

2. Leap Year: This off-course happens once in a while but is of critical importance. If you miss out on specific calculation and planning, the Tax hit, could be a couple of lacs, for sure. The Calendar Year 2020 is a Leap Year, hence making FY 19-20 (Assessment Year 20-21) a “**Tax Leap Year**”. As per Tax Laws (Section 6), as a Mariner, if you are in India for more than or equal to 182 days, then you will be considered Resident in India.

Hence, in general, most Seafarers calculate their NRI Status, using the thumb rule, “182 days out of

India”, and this is going to be 'hara-kiri'. If you do 182 days outside India in FY 19-20, then you will become Taxable as you will be considered Resident in India.

You need to calculate, how many days are you Residing in India and if you are in India, for 182 days or more, then you will become Resident & Taxable in India. Hence, you need to calculate '**How many Days are you Resident in India?**' You need to be Resident in India for a maximum of 181 days, to qualify for the NRI Status and remain Tax Free.

Hence the thumb rule, used by many Seafarers, of being outside India, for 182 days will not hold water for FY 19-20. Please be careful.

3. Arrival & Departure Stamps: Please Note (**NB**) the passport stamps are considered Resident in India. Period. How much so-ever, we would want both the Arrival and Departure Stamp Days not to be counted as resident in India, or at-least one of the Arrival or Departure Stamps not to be counted as resident in India, it will NOT be so. This provision and confusion was there decades back, however please do not refer to the old provisions & case laws. It has been made very clear by the Tax Department, that both the Arrival and Departure Stamp Days are to be counted as resident in India.

4. Passport or CDC: For a Seafarer on Foreign Flag, its Passport, supported by CDC.

5. Holiday: I have written exhaustively on this practice by Seafarers, in many articles in the past, mentioning the pit falls. I can advise on Tax planning but not Tax evasion. The NRI Status for Seafarers is for Work purposes ONLY. As long as you can justify, your holiday in Sri Lanka or Thailand, was for work, you should be home and Tax Free. Hence, please start planning out your NRI (Days) Status, well in advance, rather than waiting for December. With increased requirement for NRI Status, by Seafarers, if you do not plan well, you may become taxable.

I hope I have been able to keep this article short and sweet. Do connect for any queries or assistance.

Thank you.

Mr. Rohit Bajoria has more than a decade of experience in International & NRI Taxation, Strategic Consulting & Banking services. He has worked across the country in various domains of Cross-Border Tax, Banking & Finance, across Industries in the MNC's, Government & Non-Government organisations.

Currently, he is a Partner in Tax Assist (An Alfred Jordan initiative) and Advises Clients located globally, on Cross Border Taxation & Compliance.

His other interests lie in writing articles in International & National Journals on Tax & Financial matters and he is working on a Book which is to be published soon. He spends a lot of time & resources in Orphanages and for Under-privileged children.

He can be reached on rohit@TaxAssist.in

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2. Periodicity of its Publication : Quarterly
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Nationality : Indian
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6. Names and addresses of individuals who own the newspaper and partners holding more than one percent of the total capital : THE MARITIME UNION OF INDIA
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Dated : March 15, 2020

Sd/-
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3. Certificate replacement : Certificate replaced by the lower certificate upto Rs.22,500/- (Rupees Twenty Two Thousand Five Hundred only) per month not exceeding 8 payments as Compensation. Provided that this MUI COC Protection Application is in force on the day of the incident giving rise to an official inquiry into a Shipping Casualty (or was in force at least six months prior to same).
4. Legal Assistance in India : Legal assistance in India before any Court of Inquiry where Competency would be disputed upto a sum of Rs.5,00,000/- (Rupees Five Lakh only).
5. Legal Assistance outside India : Legal assistance outside India before any Court of Inquiry where Competency would be disputed upto a sum of Rs.5,00,000/- (Rupees Five Lakh only). MUI COC Protection Application covers Competency Certificates only, but not against cancellation of disciplinary misconduct or legal offences. The Maritime Union of India is not bound to give notice for renewal of premium.

REMEMBER :

1. **THE RENEWAL DATE** so that you may remit your annual premium at least one month before the due date
2. To keep membership up-to- date. MUI COC Protection Application is extended only to fully paid members of the Union.



THE MARITIME UNION OF INDIA

Head Office : Head Office : Udyog Bhavan, 4th Floor
29, Walchand Hirachand Marg, Ballard Estate
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Telephone: (91-22) 22613052, 22615507

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membership@maritimeunionofindia.com

Web: www.maritimeunionofindia.com

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Mobile: 91 (0) 9003275182

Email: oceanitechn@yahoo.co.in

Kochi: Mr. Thomas Sebastian, Mr. C.S. Ganesh Prabhu
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Kochi 682 009.

Tel.: (0484) 2666409, 2666871-2140 Fax: (0484) 2669468

E-mail: cpsacct@yahoo.com

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The Merchant Navy Officers Association

408, Verma Centre, Boring Road Crossing

Chouraha, Patna 800001. M: 7992325621

Email: muipatna@gmail.com

Tuticorin: Mr. V. Sathyanarayanan

Tuticorin Port Mariners' & General Staff Union,

Beach Road, Zone 'E' Extension Port, Opp. Customs

Office, Tuticorin 628 001. Tamil Nadu.

Tel.: 0461-2326519/2339195 Fax: 0461231 1668

E-mail: sathya_viji74@yahoo.com

Visakhapatnam : Mr. S. Satyanarayana

Maritime Union of India, C/o. Post Box No.631

P&T Colony Post office, Visakhapatnam 530 013.

Mob.: 081068 07206 Email: ssjula1950@gmail.com

APPLICATION FORM
CERTIFICATE OF COMPETENCY (COC) PROTECTION

**Important : Please ensure that all columns are filled up for acceptance of this application
by office of The Maritime Union of India**

MUI Membership No.: _____ **Valid Upto :** _____

1. Name in full : _____
(BLOCK LETTERS - *Surname first*)
 2. Date and Place of Birth : _____
 3. Permanent Address for correspondence : _____
 4. Grade, Number and Complete : _____
description of certificate : _____
 5. Date and Port of Issue : _____
(a) INDOS No. : _____
 6. Has your Certificate ever been : _____
(a) Suspended? : _____
(b) Cancelled? : _____
(c) Successfully defended in an : _____
(d) official Enquiry? : _____
If so, please give particulars : _____
: _____
: _____
: _____
 7. Have you ever been in a ship that has : _____
met with an accident in respect of which : _____
there has been an official enquiry? : _____
If so, please give particulars : _____
If so, please give particulars : _____
 8. Name of your present ship : _____
 9. In what capacity are you now serving? : _____
 10. Name of Owners / Agent : _____
 11. How long have you served with them? : _____
-

DECLARATION

I hereby declare that the above details are in every respect true and correct, and that I have not withheld any information calculated to influence the decision in regard to this proposal.

I pay herewith the sum of Rs. 200/- (Rupees Two Hundred only) being the first application cost and agree to renew it every year.

Date _____

Signature _____



MEMBERSHIP FORM

[TO BE FILLED IN BLOCK LETTERS]

THE MARITIME UNION OF INDIA

Please Affix
your recent
photograph

Regd No.: BY-II-198-A 30-3-1941
Registered Office : Udyog Bhavan, 4th Floor, 29, Walchand Hirachand Marg,
 Ballard Estate, Mumbai 400 001. Tel.: 91-22-22613052 / 22615507 Fax: 91-22-22620606
 E-mail: mail@maritimeunionofindia.com or membership@maritimeunionofindia.com
 Website: maritimeunionofindia.com

Affiliated to The International Transport Workers' Federation, London & Hind Mazdoor Sabha, India

Membership Fees : Rs. 1800/- per annum
Entrance Fees (For first time members - one time payment) : Rs. 500/-

Full Name : _____
 Surname first _____

Date of Birth and Place : _____

INDos No.: _____ Marital Status : Married Unmarried

C.D.C. No.: _____ Place of Issue : _____ Issued on : _____ Expires on : _____

Passport No.: _____ Place of Issue : _____ Issued on : _____ Expires on : _____

Certificate of Competency (COC) No.: _____ Place & Date of Issue : _____

Name of your present company : _____

Present Rank : _____ Employment Code No. : _____

Particulars of your last company : _____

Residence Address : _____

Landline Nos. : _____

Mobile Nos. : _____ Spouse / Next of Kin _____

Email Address : _____

Details of Next of Kin declared by you at the time of joining the Company			
Sr. No.	Full Name	Relationship	Mobile & E-mail ID
1			
2			
3			
4			

The details are required to assist you in case of contingency and/or in case of emergency.
 I will be abide by the rules and regulation of constitution of the Union, I agree, undertake and confirm that all agreement/s entered and or executed by MUI towards representation of its members shall be binding and enforceable by/upon me and accordingly, I authorised MUI to directly collect my membership from me and/or through my employer.

I therefore request you to enroll me as the member and/or renew my membership of the The Maritime Union of India.

Date : _____ Place : _____

 Signature of Applicant

COC Protection is extended to fully paid up members only. Certificate protection fees of Rs.200 (Rupees Two Hundred only) per year payable on or before renew date.

FOR OFFICE USE

Membership No.: _____ Amount Received _____ Receipt No. _____

Place : _____

 Signature of the Authorised Signatory

FOR ATTENTION OF MUI MEMBERS AND SEAFARER OFFICERS

You can tear the MUI Membership form in this issue along the dotted line, fill it up and post it to MUI Mumbai Office alongwith a Demand Draft or Cheque in favour of : The Maritime Union of India to :
Udyog Bhavan, 4th Floor, 29 Walchand Hirachand Marg
Ballard Estate, Mumbai 400001.

Kindly ensure that your Maritime Union of India (MUI) membership is kept validated every year.

This will ensure that you are supported in case of eventualities that may occur during your service on board vessel or after sign-off. In case you need to resolve any matter with your ship owner/Agent, interceding by the MUI can effectively assist you more effectively, if you are a fully-paid up member Officer of the Union.

**MUI REQUESTS ALL OFFICERS TO ENSURE THAT
SUFFICIENT BALANCE IS PRESENT IN THEIR BANK ACCOUNTS
WHEN A CHEQUE IS ISSUED BY THEM OR THEIR FAMILY MEMBERS, FOR
MEMBERSHIP TO THE MARITIME UNION OF INDIA**

This will ensure faster and efficient delivery of
MUI Membership Card to your residence

When corresponding with MUI offices for your grievances, inquiries or for any other purpose, kindly ensure to mention your :

- 1) CDC Number**
 - 2) MUI Membership Number**
 - 3) Rank**
 - 4) Name of your Company**
 - 5) Land line, and mobile numbers, email identity**
-



MOL Maritime (India) Pvt. Ltd.

Formerly Known as: Mitsui O.S.K. Lines Maritime (India) Pvt. Ltd.



With Best Compliments

The Manning Arm of MOL in India

REGISTERED OFFICE MUMBAI

Unit No. 52, 5th Flr, Kalpataru Square,
Kondivita Lane, Off Andheri Kurla Road, Andheri (E), Mumbai 400059.
Tel : (022) 61507000. Fax : (022) 66960888

Email : molmi@molmi.com / Website: molmi.info



BRANCH OFFICE KOLKATA

Vasundhara Bldg, Space No:8, 5th Floor,
2/7 Sarat Bose Road, Kolkata 700 020.
Tel. : (033) 40033700/701/702/704
Fax : (033) 40033715

BRANCH OFFICE CHENNAI

No.202, 2nd Flr, Capital Towers, 180,
Kodambakkam High Road,
Nungambakkam, Chennai-600034
Tel:(044) 42929300; Fax:(044) 42929301.

BRANCH OFFICE DELHI

1301-1303, 13th Floor, Devika Tower 6,
Nehru Place, New Delhi-110019.
Tel. : (011) 41677766 / 88 / 26481127
Fax : (011) 26481126.

MOL TRAINING CENTRE

1st Floor, Desodhar Centre,
Marol Maroshi Road, Marol,
Andheri (East), Mumbai, Pin 400059.
Telephone: 022 29200506 / 29200507.

WALLEM

Our vision is to be the leading provider
of technology driven maritime solutions in a
customer centric and transparent manner

www.wallem.com