Circular

SO(C&G)/Safety Inspection/2022/TSO Dt: 25.05.2022

उप संरक्षक का कार्यालय
जेन्नै पोर्ट ट्रस्ट, जेन्नै-600001.
30 MAY 2022
OFFICE OF THE DEPUTY CONSERVATOR
CHENNAI PORT TRUST
CHENNAI-600 001.

To

The Chennai and Ennore Ports Steamer Agents Association,
New No.63, Old No.32,
Broadway Road, Broadway,
Chennai- 600 108

Sirs,

Sub: Entry of officials of Inspectorate Dock Safety and facilities to be Afforded to an inspector – Reg.

*****

During inspections by the Asst. Director (S) and the Additional Asst. Director (S), Inspectorate Dock Safety, Chennai, on several occasions the Captain/Staffs of the vessels restricted the entry of inspector for inspection on ships even after showing the Identity card and explained the statutory provision for entering under regulation 3 the Dock Workers (Safety, Health and Welfare) Regulations, 1990 which stipulates as follows;

Regulation 3: **Powers of Inspectors**.-(a) An Inspector may at any port for which he is appointed.-

(i) enter, with such assistance, (if any), as he thinks fit, any ship, dock, warehouse or other premises, where any dock work, is being carried on, or where he has reason to believe that any dock work is being carried on;

(ii) make examination of the ship, dock, lifting appliance, loose gear, lifting device, staging, transport equipment, warehouse or other premises, used or to be used, for any dock work;

(iii) require the production of any testing muster roll or other document relating to the employment of dock workers and examine such document;

(iv) take on the spot or otherwise such evidence of any person which he may deem necessary:
Provided that no person shall be compelled under sub-regulation 3 (a) (iv) to answer any question or, give any evidence tending to incriminate himself;

(v) take copies of registers, records or other documents or portions thereof as he may consider relevant in respect of any offence which he has reason to believe has been committed or for the purpose of any inquiry;

(vi) take photograph, sketch, sample, weight measure or record as he may consider necessary for the purpose of any examination or inquiry;

(vii) hold an inquiry into the cause of any accident or dangerous occurrence which he has reason to believe was the result of the collapse or failure of any lifting appliance loose gear, transport equipment, staging non-compliance with any of the provisions of the Act or the regulations;

(viii) issue show-cause notice relating to the safety, health and welfare provisions arising under the Act or the regulations;

(ix) prosecute, conduct or defend before any court any complaint or other proceedings, arising under the Act or the regulations;

(x) Direct the port authority, dock labour board and other employers of dock workers for getting the dock workers medically examined if considered necessary.

(b) A person having general management and control of the premises or the owner, master, officer-in-charge or agents of the ship, as the case may be, shall provide such means as may be required by the Inspector for entry, inspection, examination, inquiry, otherwise for the exercise of his powers under Act and the Regulations in relation to that ship or premises which shall also include the provision of launch or other means of transport.

Hence it is suggested to instruct members of the association to give appropriate advice to the captain/ Chief Officer/ concern staffs of all vessels entering into the port to allow the Dock Safety Officials without any restriction for performing their legal duties of inspection of ship and ship gears in order to comply with the above regulations please.

Yours Sincerely,

27/5/2022

Safety Officer (C&G),
Traffic Department.

Copy to Traffic Manager for information.
Copy to Deputy Conservator for information.

Dy. Conservator