

MUMBAI PORT TRUST **TRAFFIC DEPARTMENT**

No.TM/Z/1-10/23

2011-12

19th August 2015

CIRCULAR

The President,
Mumbai &NhavaSheva Ship Agents' Association
The President,
Brihanmumbai Custom House Agents' Association
The President,
Maharashtra Truck Owners' Association
The President,
Mumbai Mal-Vahatuk Tempo Mahasangh
The President,
All India Liquid Bulk Importers/ Exporters Association
The President
Maharashtra RajyaVahatuk Sangh
The President,
Maharashtra Tank Lorries Owners' Association
The President,
Maharashtra Crane Owners' Association
The Manager
M/s.Rashtriya Chemicals & Fertilizers Ltd.

Sirs,

**Sub : Recommendations given by
12th Advisory Committee constituted under the
Dock Workers (Safety, Health & Welfare) Act, 1986.**

The Government of India, Ministry of Labour and Employment, Directorate General Factory Advice Service & Labour Institute vide letter dated 16.12.2014 has forwarded the minutes of the XII Advisory Committee Meeting held at Mumbai Port on 27th – 28th August 2014, with a request to take action.

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2. Some of the Agenda Items discussed in the meeting requiring action by the various Port users engaged in Port operations / activities are as under –

Sr. No.	Agenda Items	Decision taken by the Advisory Committee	Action to be taken by Port users
1.	<p><u>Safety and Health of Dock Workers</u></p> <p>All contract labours / private workers like Grab Operator, Signaler, Material Handling Equipment drivers, cleaners and sweepers, etc. who are employed by the Stevedores/ CHA/ Transporters for dock work, should undergo pre-employment / periodical medical examination and be given OSH training.</p>	<p>It was clarified by the Member Secretary that there is no discrimination between Private / Contract workers and regular Dock workers in the dock premises for the work of cargo handling. All the workers are “Dock Workers”.</p>	<p>All the Port users are required to give periodical OSH training to their workers who are employed for the work of cargo handling in Mumbai Port Trust Dock/ outlying Dock areas.</p>
2.	<p><u>Responsibility of employers for Safety, Health and Welfare of contract Labours / private workers</u></p> <p>Neither the Labour contractors nor the Stevedores / CHAs/ Transporters take the responsibility for Safety, Health and Welfare of contract labours.</p>	<p>It was clarified that there is no discrimination between private / contract workers and regular dock workers. All the workers working in the dock premises for the work of cargo handling are “Dock workers” as per Section 1(e) of the Act, 1986. Responsibility have already been earmarked in the Regulations under Reg.7 amongst Port Authorities, Master, Agent, Stevedores and employers of the dock workers as far as Safety, Health and Welfare of Dock workers concerned.</p>	<p>All Port users engaged in Port operations are required to take responsibility of their employees for Safety, Health and Welfare.</p>
3.	<p><u>Restriction of user of mobile phone</u></p> <p>While driving inside the Port</p>	<p>Port should take suitable action to restrict the usage of mobile phone by dock</p>	<p>All the Port users are advised to give necessary instructions to their employees for</p>

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	area, the usage of mobile phone should be restricted for the prevention/ control the road accident inside the Port area.	workers during cargo operations and functional area, especially while driving transport equipment, operating lifting appliances, etc. Use of mobile phone have been strictly prohibited on the ships like oil tankers, chemical carriers, etc.	not to use mobile phones during the cargo operations and functional area.
4.	Worker's movement in operational areas may be restricted.	Sufficient number of supervisors shall be appointed by the Port / employers of the dock workers to control the movement of workers in the operational areas and restrict their entries in working radiance (danger zone) for removing entry passes has been issued.	All the Port users are advised to issue necessary instructions to their employees/ supervisors that they should avoid unnecessary movement in the operational areas. Safety Cell Officers/ Labour Supervisor to monitor.

3. You are requested to give wide publicity among your members to strictly follow the Port Safety guidelines.

Sd/-
(P.P. PHANSEKAR)
TRAFFIC MANAGER (I/C.)