

# South African Maritime Safety Authority

**Ref:** SM6/5/2/1  
SM12/1/1

**Date:** 29 April 2002

## **MARINE NOTICE NO. 12 OF 2002**

TO ALL OWNERS, OPERATORS, AND SKIPPERS OF SOUTH AFRICAN SHIPS, ALL  
PRINCIPAL OFFICERS AND SAMSA SHIP SURVEYORS

### **DEDUCTION FROM WAGES AND PAYMENT TO PROPER OFFICERS, ETC, OF FINES**

- 1 It has come to the attention of SAMSA that certain skippers of South African fishing vessels fine their crews for misconduct as is prescribed in the Merchant Shipping Act, but they then keep the money in the account of the company or owner. Any monies deducted from a seaman's wages for misconduct on board a South African ship must be paid to the proper officer, the proper officer being the Principal Officer at any one of the SAMSA port offices in South Africa. This is a requirement of section 323 of the Merchant Shipping Act 57 of 1951 ("the Act").
- 2 Appropriate and full entries regarding seamen's misconduct, and of any subsequent deductions from their wages, are to be made in the official log-book, in accordance with sections 181 and 323 of the Act. Failure to comply with the requirements of the Act in this regard constitutes an offence punishable upon conviction by a fine or a prison term.
- 3 Skippers are reminded that they are to comply with the provisions of Chapters IV (Engagement, Discharge, Repatriation, Payment, Discipline and General Treatment of Seamen, Cadets and Apprentice-Officers) and IX (Offences, Penal Provisions and Legal Procedure) of the Act.
- 4 SAMSA Ship Surveyors will in future pay special attention to compliance with the requirements of the abovementioned provisions of Act.

**SD MSIKINYA**  
**CHIEF EXECUTIVE OFFICER**

#### **Safe Ships - Clean Seas**

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