

*Extraordinary*



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NIGERIAN MARITIME ADMINISTRATION AND SAFETY  
AGENCY ACT, 2007

NIGERIAN MARITIME ADMINISTRATION AND SAFETY  
AGENCY (STEVEDORING) REGULATIONS, 2014



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FIRST SCHEDULE

SECOND SCHEDULE

S. I. No. 35 of 2014

NIGERIAN MARITIME ADMINISTRATION AND SAFETY  
AGENCY ACT, 2007

NIGERIAN MARITIME ADMINISTRATION AND SAFETY  
-AGENCY (STEVEDORING) REGULATIONS, 2014

[28th Day of November, 2014]

Commence  
ment.

In exercise of the powers conferred on it by Section 51(1) of the Nigerian Maritime Administration and Safety Agency Act No. 17 of 2007 and of all other powers enabling it in that behalf, the Nigerian Maritime Administration and Safety Agency with the approval of the Minister of Transport, make the following Regulations—

1. These Regulations shall apply to all persons engaged in Stevedoring Work including Dock Labour Employers and Private Operators of any work location including Ports, Jetties, Onshore or Offshore Oil and Gas or Bonded Terminals, Inland Container Depots (ICDs), Off Dock Terminals, Dry Ports and Platforms within the Nigerian Exclusive Economic Zone.

Application

2.—(1) No person shall employ or continue to employ dock labour or engage or continue to engage in or provide stevedoring work on board or from ships or at any work location within the Nigerian Exclusive Economic Zone unless the person—

Eligibility to  
engage in  
Stevedoring  
Work.

(a) is a corporate body registered in Nigeria and has a minimum fully-paid up authorized share capital of ₦5,000,000.00 of which not less than 60 per cent is owned by Nigerian citizens free from—

(i) any trust or fiduciary obligation in favour of any person who is not a citizen of Nigeria; and

(ii) any contract or understanding or scheme by which the control of any interest or voting power in the company in excess of 40 per cent of its shares is conferred on or permitted to be exercised by a person who is not a citizen of Nigeria,

(b) has been duly registered by the Agency upon satisfying the requirements for registration specified in these Regulations;

(c) employs only stevedores or dock workers that are registered and certified by the Agency;

(d) as the Agency may demand from time to time, submits to the Agency, evidence of its compliance with existing regulations and standards in relation to wages, safety, welfare and training of dockworkers and seafarers at ports and on board ships or work locations;

(e) has obtained a stevedoring licence from the Agency; and

(f) has fulfilled all other requirements prescribed by these Regulations.

(2) No dock worker or stevedore shall engage or continue to engage in, or provide stevedoring work on board or from ships or at any work location within the Nigerian Exclusive Economic Zone unless the person or dock worker or stevedore is a Nigerian citizen and has been registered and certified by the Agency after satisfying the prescribed requirements in these Regulations.

Requirements  
for  
Registration  
of Dock  
Labour  
Employers  
or  
Stevedoring  
Companies.

3.—(1) From the commencement of these Regulations, Any dock labour employer or stevedoring company desirous of engaging in stevedoring work or service shall apply to the Agency for registration and upon being registered by the Agency, shall apply to the Agency for a stevedoring licence.

(2) The application for registration pursuant to sub regulation (1) of this regulation shall be accompanied by the following—

(a) receipt of payment of a registration fee of ₦250,000.00 to the Agency ;

(b) a written undertaking by the Director and Company Secretary of the dock labour employer or stevedoring company to keep accurate documents and records of all stevedoring work rendered or obtained and the charges collected by it ;

(c) a list of the principal employees of the dock labour employer or stevedoring company, their qualification, technical competence and experience to render stevedoring services ;

(d) evidence of previous assignments carried out by the dock labour employer or stevedoring company ;

(e) copies of the registration certificates of dock workers or stevedores employed by the dock labour employer or stevedoring company ;

(f) a list of the stevedoring cargo handling operational plants and equipment including protective gear and work accessories owned, being used or to be used by the employer of dock labour or stevedoring company ;

(g) evidence of adequate insurance cover for health, personal injury, disability, loss of life, loss of earnings and compensation relating to any incidents affecting dock workers or stevedores in the course of the work of the dock labour employer or stevedoring company ;

(h) certified true copies of the Certificate of Incorporation, Memorandum and Articles of Association, Particulars of Directors, Shareholders, Company Secretary and registered place of business of the dock labour employer or stevedoring company ;

(i) a Certified True Copy of the dock labour employer's or stevedoring company's Share Allotment Form ;

(j) evidence of compliance with existing regulations and standards in relation to wages, safety, welfare and training of dockworkers or stevedores at ports and on board ships or work location by the dock labour employer or stevedoring company ;

(k) a written undertaking that the dock labour employer shall comply with existing Regulations and standards in relation to wages, safety, welfare and training of dockworkers at ports and on board ships in the case of a new dock labour employer or stevedoring company ;

(l) evidence of adequate financial standing of the dock labour employer or stevedoring company to meet the obligations of its employed staff in relation to wages, welfare and compensation under the Employees Compensation Act, 2010 and contributions under the Pensions Reform Act, 2014 where applicable or any other law for the time being in force ; and

(m) evidence of payment of ₦3,000,000 contingency fee to the Agency relating to any violation of these Regulations and the Act in its stevedoring work.

(3) The Agency may, pursuant to sub regulation (2) (f) of this regulation, appoint at the expense of the dock labour employer or stevedoring company, a relevant expert to prove the suitability of the cargo handling operational plant and equipment used by the dock labour employer or stevedoring company for stevedoring activities.

(4) The Agency may from time to time review the registration fee to be paid by the dock labour employer or stevedoring company.

(5) The Agency shall open a dedicated account for all deposits made pursuant to regulations 3(2) (a) and 4(2) (a) of these Regulations and shall return such deposit upon the suspension or cancellation of the Stevedoring Licence.

4.—(1) From the commencement of these Regulations, any dock worker or stevedore desirous of engaging in or continuing to engage in stevedoring work shall apply to the Agency for registration.

Requirements  
for  
Registration  
of Dock  
Workers or  
Stevedores.

(2) An application pursuant to sub regulation (1) of this regulation shall be accompanied by the following—

(a) receipt of payment of a registration fee of ₦50,000 to the Agency ; and

(b) evidence of the qualification, training, skill, competence and experience of the dock worker or stevedore in providing stevedoring services.

(3) The Agency may from time to time review the registration fee to be paid by the dock worker or stevedore.

Issuance of  
Certificate of  
Registration.

5. The Agency shall within 14 days of the submission of an application for registration—

(a) insert the names and details of—

(i) the dock labour employer or stevedoring company ; or

(ii) the dock worker or stevedore,

in the register maintained by it for dock labour employers or stevedoring companies and dock workers or stevedores respectively, and

(b) issue a stevedoring registration certificate to—

(i) the dock labour employer or stevedoring company ; or

(ii) dockworker or stevedore.

Requirements  
for  
Stevedoring  
Licence.

6.—(1) A Dock Labour Employer or Stevedoring Company shall apply to the Agency in writing and in Application Form A of the First Schedule to these Regulations for a Stevedoring Licence.

(2) The application made pursuant to regulation (1) of this Regulation shall be accompanied by—

(a) a copy of the stevedoring registration certificate issued to it by the Agency ; and

(b) evidence of payment to the Agency of ₦500,000.00 stevedoring licence fee ;

(3) The Agency shall within 14 days of the receipt of an application for a stevedoring licence, issue to the Applicant, a stevedoring licence.

(4) The duration of a stevedoring licence shall be four years with effect from the date of its issuance unless it is cancelled or suspended.

(5) A stevedoring licence granted by the Agency under these Regulations shall be *prima facie* evidence of a person's eligibility to undertake or perform stevedoring work or service and shall be acceptable and recognised by all persons in Nigeria.

Renewal of  
Stevedoring  
Licence.

7.—(1) An application for the renewal of a stevedoring licence shall be—

(a) made to the Agency in Form B of the First Schedule to these Regulations, at least two months before the expiry of the stevedoring licence ; and

(b) subject to the payment of ₦100,000.00 renewal fee.

(2) The application for the renewal of a stevedoring licence shall be supported by—

(a) evidence of payment of the renewal fee of ₦100,000.00 ; and

(b) evidence of payment of all statutory fees and levies on previous stevedoring charges.

(3) An application for the renewal of a stevedoring licence made after the expiry of the Stevedoring Licence shall attract a late renewal fee of ₦50,000.00 in addition to the renewal fee.

8. In the event of the loss or defacing of a stevedoring licence, a duplicate stevedoring licence may be obtained from the Agency on the—

Loss of  
Stevedoring  
Licence.

(a) submission of an application for a duplicate stevedoring licence accompanied by an affidavit explaining the facts and circumstances of the loss or defacing of the stevedoring licence ; and

(b) payment of ₦10,000.00 processing fee.

9.—(1) The Agency may at any time, temporarily suspend or cancel any stevedoring licence where—

Suspension  
or  
Cancellation  
of  
Stevedoring  
Licence.

(a) the licensee has violated or failed to comply with any of the terms or conditions to which the stevedoring licence is subject ;

(b) any fees, levies or charges due to or charged by the Agency have not been paid by the licensee to the Agency as and when due ;

(c) the licensee has been convicted of an offence by a competent Court under these Regulations or any other Act of the National Assembly relating to stevedoring activities ; or

(d) the licensee has violated safety requirements or improperly and unsafely handled cargoes or packages in the discharge of his duties whether or not such improper or unsafe handling occasions damage to the cargoes or packages or any person ;

(e) there has been low productivity or disruption or obstruction of work or services by the licensee ;

(f) the licensee has misappropriated cargoes, mis-represented or mis-stated material facts in relation to—

(i) payments due to the Agency ; or

(ii) the cargoes handled or information or documents submitted to the Agency,

for the purpose of computing or paying any charges or levy due or in relation to performing any obligation under these Regulations or any applicable law ;

(g) the licensee has been adjudged insolvent or has gone into liquidation or become bankrupt ;

(h) the licensee has obstructed the Agency in any manner whatsoever in performing its functions under these Regulations or the Act ;

(i) the licensee has sold or transferred the stevedoring work or stevedoring registration certificate or stevedoring licence to any other person or has in any way so changed its share ownership structure as to leave Nigerian citizens with the ownership or control of less than 60 per cent of its shares ;

(j) the licensee has been involved in illegal or corrupt practices or public policy or national or public interest, so demands ; and

(k) in the opinion of the Minister or the Agency, there is a misconduct which warrants a suspension or cancellation of the stevedoring licence.

(2) Where the Agency suspends or cancels any licence pursuant to regulation (1) of this Regulation, it shall immediately report such suspension or cancellation to the Minister for approval.

(3) The Minister shall, within 1 month of receiving the report referred to under sub-regulation (2) of this regulation, grant approval for the suspension or cancellation or otherwise.

(4) Upon the cancellation or suspension of a stevedoring licence, the stevedoring registration certificate issued by the Agency shall become null and void unless the stevedoring licence is restored.

Obligations  
of Dock  
Labour  
Employers  
and  
Stevedoring  
Companies.

10. Every dock labour employer or stevedoring company shall—

(a) provide proper and safe working conditions for the convenience and proper working of its employees, stevedores and ensure all stevedoring plant and equipment supplied by and being used by them in their operations are in good condition ;

(b) ensure due compliance by dock workers, stevedores and other workers employed by it during operations at work locations or work incidental to these Regulations, the Act, all other laws and conventions relating to stevedoring, maritime labour, the safety of such operations and the welfare of workers for the time being in force ;

(c) carry out stevedoring service with appropriate and maintained gear ;

(d) be responsible for any accident or damage, loss or injury to any property or person resulting from the use of any plant or equipment during its stevedoring business or activities ;

(e) comply with all Regulations and standards in relation to safety in respect of stevedoring work performed by it and the wages, welfare and training of dock workers employed by it at ports and on board ships or work locations ;

(f) comply with such instruction or directive as may be issued from time to time by the Agency or the Minister or the Nigerian Port Authority or management of the work location in the interest of safety, improved productivity and labour discipline ;

(g) make available on the Agency's demand for periodic inspection by the Agency, all its stevedoring plant and equipment with test certificates, where applicable ;

(h) indemnify the Agency against all third party claims arising out of or from injuries or damage or loss caused by the stevedoring services or work or other activities performed by it or them ;

(i) provide for adequate supervision over the workers employed by it in order to ensure maximum productivity consistent with the requirements of safety and efficient stevedoring service ;

(j) provide promptly in writing to the Agency, any or such information or documents concerning its stevedoring services or business or matters related therewith, as may be requested from it by the Agency from time to time ;

(k) make available from time to time for inspection and certification by the Agency upon its demand, all the stevedoring plant, equipment and certificates and other compliance documentation ;

(l) ensure that all the fees, levies or charges, whether daily, monthly or annually or otherwise due to or charged by the Agency are paid or remitted to the Agency as and when due ; and

(m) comply with such directives as may be issued from time to time by the Agency in the interest of safety, improved productivity and labour discipline in respect of stevedoring work and stevedoring business.

11.—(1) In the performance of its services, a dock labour employer or stevedoring company—

Health and  
Safety.

(a) shall be diligent, safety conscious, without deliberate or undue delay, provide reliable, efficient and economical stevedoring services and facilities to users in accordance with these Regulations, terms of its stevedoring licence and all applicable laws and regulations for the time being in force ;

(b) may when rendering services on board any vessel, be supervised by the vessel's master or his duly authorized agent ;

(c) shall ensure its workers are available at the work site throughout the shift period except during the recess hours and render the normal output and take effective steps to improve the performance whenever the output falls below normal ;

(d) shall have its written safety, health, environment and quality programs and directives in place at all times and available to the Agency for inspection upon request ;

(e) shall take annually, risk assessments of the stevedoring services that it renders within the work location and make these available to the Agency for inspection upon request ;

(f) shall ensure that all necessary measures are taken by it to prevent the spillage of cargo or containers into the waters of the work location or quayside ;

(g) shall provide its workers with necessary protective safety appliances appropriate for the type of cargo they are handling and ensure their usage at all times ; and

(h) shall supervise or provide for an adequate supervision of its workers in order to ensure maximum productivity consistent with the requirements of safety and avoidance of environmental pollution.

(2) In the performance of his services, a Dock Worker or Stevedore shall—

(a) be diligent, safety conscious, without deliberate or undue delay, provide reliable, efficient and economical stevedoring services ;

(b) when rendering services on board any vessel, always be supervised by and be subject to the direction and approval of the dock labour employer or stevedoring company ;

(c) be available at the work site throughout the shift period, except during the recess hours and render the normal output and take effective steps to improve the performance whenever the output falls below normal ; and

(d) ensure that all necessary measures are taken by him to prevent the spillage of cargo or containers into the waters of the work location or quayside.

Employees  
of Dock  
Labour  
Employer or  
Stevedoring  
Company.

12.—(1) As may be determined by the nature of the work location and the stevedoring services to be rendered or being rendered there, a dock labour employer or a company engaged in stevedoring work shall employ or have access to the following principal personnel—

(a) qualified first-aiders, one to be present at every shift ;

(b) employees trained in fire-fighting ;

(c) safety officers ;

(d) lifting equipment operators ;

(e) electricians ;

(f) flag or signal operators ;

(g) lifting equipment inspectors ;

(h) hazardous cargo handlers ;

(i) safety, health and environmental representatives ; and

(j) an operational manager or supervisor.

(2) An employer of dock labour or stevedoring company shall employ or use only duly qualified and trained persons and shall not employ, engage or use any dockworker or stevedore whether permanently or casually, who is

not registered or licensed by the Agency in accordance with the Act and these Regulations.

(3) All employees of a dock labour employer or stevedoring company shall whilst on duty or when within the precincts of any work location or port, be neatly and uniformly attired with the name and identification mark of the dock labour employer or stevedoring company conspicuously displayed on their attire.

(4) All employees of a dock labour employer or stevedoring company must be in possession of a valid access permit issued in terms of extant work location or Port Rules and wear the protective clothing whenever within the working environment or work location.

(5) A dock labour employer or stevedoring company shall pay to workers engaged by it, wages in accordance with extant laws and such terms of wage settlement arrived at between the Agency and Representatives of the Dock Workers or Stevedores from time to time.

13. A dock labour employer or stevedoring company shall—

Insurance.

(a) effect and maintain insurance cover for the public at all times subject to the power of the Agency to adjust such insurance cover on an annual basis or after consultation with the dock labour employer or stevedoring company;

(b) effect and maintain insurance cover for all its workers in respect of personal injury, disability, loss of life, loss of earnings and compensation relating to any incident affecting employees arising from their work; and

(c) upon request, furnish the Agency, documents proving—

(i) the continued existence, sufficiency and validity of the insurance covers referred to in paragraphs (a) and (b) of this regulation; and

(ii) the regular payment of all premiums due under their policies.

14.—(1) The Agency shall undertake regular inspections of employers of dock labour, work locations, stevedoring companies and stevedoring services at any work locations in Nigeria where stevedoring services are engaged or rendered.

Inspection  
and  
Enforcement

(2) The Agency shall carry out, with or without written notice, such inspections for the purpose of confirming compliance with these Regulations, the terms of the stevedoring registration certificate and stevedoring licence and the Act by—

(a) the dock labour employer or stevedoring company; or

(b) dock worker or stevedore.

(3) The subject matter of inspections under regulation (2) of this regulation shall include—

- (a) prompt payment of Dockworkers' wages as and when due ;
- (b) compliance with Employees' Compensation Act, 2010 ;
- (c) compliance with contributory pension scheme in accordance with the Pension Reform Act, 2014 and remittance of deductions to Pension Fund Administrators as and when due ;
- (d) availability of operational vehicles and working tools to ensure that stevedoring services provided are up to standard ;
- (e) maintenance status of stevedoring gear, appliances, plant and equipment ;
- (f) evidence of possession of subsisting license or renewal ;
- (g) evidence of the payment of the mandatory 0.5% of stevedoring charges collected, to the Agency ;
- (h) compliance with the terms of the Stevedoring Registration Certificate and Stevedoring Licence ;
- (i) verification of registration status with the Agency and approval for the time being to carry on work at the work location ;
- (j) the provision of adequate medical services and safe work environment to its dock workers ; and
- (k) any other matter or thing incidental to or necessary with respect to stevedoring services or stevedoring company, work location or employment of dock labour.

(4) The Agency may conduct random health, safety and environmental audits of dock labour employers and stevedoring companies without prior notification in order to assess the dock labour employer or stevedoring company's compliance with the stipulations in its licence, relevant laws and regulations.

(5) The Agency shall notify the Minister of any violation of these Regulations and the actions taken by it.

Training and  
Certification.

15.—(1) The Agency shall—

- (a) collaborate with the umbrella body of employers of dock labour or stevedoring companies or work locations to identify the training needs of dockworkers and dock labour, design appropriate courses to address same and develop curricula with a view to upgrading local stevedoring manpower to meet international standards ;
- (b) define and set minimum certification standards which shall be met by any dock worker, employer of dock labour, stevedoring company, and

work location to be registered and maintained on the Nigerian Maritime Labour Register kept by it;

(c) approve and maintain a list of authorized training institutions for the education and training of persons for qualification and certification for registration in the Nigerian Maritime Labour Register as dock workers or stevedores ;

(d) provide guidelines and develop curricula for the training, conduct of examinations and regulation of the certification of dockworkers, employers of dock labour, stevedoring companies and work locations ;

(e) encourage the inclusion of its curricula for the training and certification of dockworkers and stevedores in the training programmes and courses of maritime institutions funded or endowed by it ; and

(f) develop a career path for dockworkers and stevedores aimed at their acquisition and possession of relevant stevedoring education, training, skills, qualifications and experience in line with international standards and best practices.

(2) In taking or changing any decision in accordance with sub-regulation (1) of this regulation or any other provision of these Regulations, the Agency may consult with relevant stevedoring professional bodies, employers and associations including—

(a) National Association of Stevedoring Companies ;

(b) Private Jetty Operators ;

(c) Oil and Gas Terminals ;

(d) Port Terminals ;

(e) Inland Container Depots ; and

(f) Off-dock Terminals.

16.—(1) The charges for stevedoring operations or services at work locations shall be guided by the conditions specified in the Second Schedule to these Regulations. Fees, Charges and Dues.

(2) A dock labour employer or stevedoring company shall—

(a) correctly compute in line with the stevedoring rates in the Second Schedule to these Regulations ;

(b) deduct from source ; and

(c) within seven (7) days,

pay to the Agency, the statutory levy of 0.5% of the stevedoring charges collected by the dock labour employer or stevedoring company.

(3) Any dock labour employer or stevedoring company that fails to comply with sub-regulation (2) of this regulation shall—

- (a) have its operational area or work location sealed ;
- (b) have its license suspended or revoked ; or
- (c) be prosecuted.

(4) The Agency may from time to time review the levies, fees and charges stipulated in these Regulations and issue directives on the reviewed rates.

Offences and  
Penalties.

17.—(1) Any person who not being a registered—

- (a) dockworker or stevedore ;
- (b) dock labour employer or stevedoring company,

engages in the performance of stevedoring service or work in any work location, commits an offence and is liable on conviction, in addition to any penalty provided in any other law, to a fine of not less than ₦50,000.00 or imprisonment for a term not exceeding six months or both.

(2) Any dock labour employer or a stevedoring company who engages a dock worker or stevedore who is not registered with and certified by the Agency, commits an offence and is, in addition to any penalty provided in any other law, liable to a fine of not less than ₦1,000,000.00 for each person so employed.

(3) Any dock labour employer or stevedoring company that fails, refuses, neglects, evades or omits to deduct and pay the 0.5 per cent stevedoring charges collected by it violates these Regulations and is liable to a penalty of not less than ₦800,000.00.

(4) Any work location or its operator who fails, refuses or neglects to engage or use any registered—

- (a) dock labour employer or stevedoring company licensed by the Agency ; or
- (b) dock worker or stevedore,

is liable to a penalty of not less than ₦5,000,000.00 in addition to the work station being sealed up.

(5) Where any violation or offence is committed under these Regulations by a corporate body, any person who was at the time of the violation or commission of the offence, a—

- (a) director ;
- (b) manager ; or
- (c) partner ;

in the corporate body or acted in such capacity may be charged with the same offence as the corporate body and be liable to a penalty of not less than ₦500,000.00 or on conviction to imprisonment for a term of 6 months unless he proves that he exercised all such diligence to prevent the violation of these

Regulations or the commission of the offence as he ought to have exercised having regard to the nature of his functions in that capacity and to all circumstances.

18.—(1) Where the Agency has been notified in writing about any dispute relating to the employment including the safety, welfare, services or remuneration of any dock worker, the Agency shall investigate the dispute and endeavour to resolve it as a Mediator or Conciliator in line with these Regulations and the Act and in the best interest of the stevedoring industry.

Dispute  
Resolution.

(2) The Agency shall have power to summon any person in the stevedoring industry to provide it with information, documents, accounts, costs, operations or other relevant materials needed to enable it amicably resolve the dispute to implement any of the provisions of these Regulations.

(3) Where the Agency is not able to settle the dispute amicably, the National Industrial Court shall have exclusive jurisdiction to entertain and determine the said dispute.

19.—(1) The Minister shall with a view to promoting synergy and effective service delivery in the stevedoring industry and fostering collaboration between Government Agencies—

Inter-Agency  
Collaboration.

(a) initiate, propose and implement actions with other relevant Government Agencies involved in stevedoring services, including the—

- (i) Nigerian Ports Authority ;
- (ii) Department of Petroleum Resources ;
- (iii) National Petroleum Investment Management Services ;
- (iv) Nigerian National Petroleum Corporation ;
- (v) Petroleum Products Pricing Regulatory Agency ;
- (vi) National Inland Waterways Authority ; and
- (vii) Nigeria Customs Service.

(b) harmonize the functions and operations of the relevant Government Agencies with respect to—

- (i) stevedoring registration and licensing ;
- (ii) allocation of work locations ; and
- (iii) the enforcement and monitoring of minimum acceptable standards of operations especially where there functions overlap.

(2) The Agency shall cooperate with all the Government Agencies having statutory functions and powers relating or connected to stevedores, employers of dock labour, stevedoring services including work locations and their owners or operators, in enforcing the provisions of these Regulations.

## 20. In these Regulations—

*"Act"* means the Nigerian Maritime Administration and Safety Agency Act No. 17, 2007 ;

*"Applicant"* means any person, whether natural or corporate that has applied to the Minister for a stevedoring licence or its renewal, or that has applied to the Agency for registration or certification as the case may be ;

*"Cargo"* includes any goods, substance or article, livestock, minerals, ware, crude oil, petroleum products and merchandise of every description and any container or other item used to contain any substance or article ;

*"Dock Worker"* includes any person engaged in or carrying on stevedoring work or stevedoring service and a dock worker is a registered and certified dock worker when he has been registered with and certified by the Agency ;

*"Dock Labour"* means stevedoring work or stevedoring service and includes any person that provides any type of stevedoring work or stevedoring service or for any charge or fee or remuneration or for himself or another person, or a dock worker ;

*"Employer of Dock Labour"* or *"Dock Labour Employer"* includes a terminal operator, stevedoring company, cargo handling company and an owner, manager and user of stevedores and work locations ;

*"Jetty"* means a quay or landing pier ;

*"Minister"* means the Federal Minister charged with responsibility for Transport ;

*"Person"* means an individual natural person and includes an entity having juridical or juristic personality or anybody of persons corporate or incorporate where applicable ;

*"Port"* means any place or navigable river or channel leading into such a place within Nigerian Maritime Zone having facilities for ships to moor, anchor, load or discharge including off-shore cargo handling facilities, inland dry ports, harbour, berths, jetties, pontoons or buoys and wharves within the limits of the ports or places and includes any place declared to be a port by the Minister, for arriving, departure, loading and unloading of ships, a harbour, pier, jetty, lighter and other terminals ;

*"Ship"* includes a vessel or hovercraft or water craft or canoe of any type whatsoever not permanently attached to the sea-bed, including dynamically supported craft, submersibles, or any other floating craft or floating platform ; or drilling rig, or oil rig or barge without regard to method of or a lack of propulsion, but does not include a warship or a ship owned or operated by the Federal Republic of Nigeria or any of its Agencies when being used as a naval auxiliary or customs or immigration or marine

## FIRST SCHEDULE

Regulation 6(1)

## FORM A

## APPLICATION FORM FOR THE GRANT/RENEWAL OF STEVEDORING LICENCE

Name of the Applicant.....  
 (Memorandum and Articles of Association to be produced)

Full Address.....

Previous experience in the field : (The details of the cargo and tonnage stevedored in the previous 3 years, if any, to be furnished and attached)

Amount indicative of financial ability to meet the obligations of wages and compensation under Employees Compensation Act, 2010 and contributions under the Pensions Reform Act, 2004 where applicable or any other law for the time being in force :

Certificate from the bankers as to the financial ability and Income Tax Clearance Certificate to be produced.....

Whether the applicant has/is willing to acquire plant and equipment for stevedoring the contracted vessel/cargo? (List of plant and equipment with necessary certificates furnished).....

Whether the Applicant has /is willing to have in his employment adequate staff with experience and conversant with the Guidelines: (A list of the Staff and their experience furnished).....

Whether the License fee has been paid ? (The receipt for the payment is to be attached).....

I swear/affirm that the particulars given above are true to the best of my knowledge. I agree to furnish any other information/produce any record for inspection as may be required to consider the request for grant of Stevedoring License. I agree to abide by the Regulations stevedoring if the Stevedoring Licence is issued to us/renewed.

Signed for and on behalf of the Applicant.....

Place.....

Date.....

N.B. : The grant/renewal of license will be entirely at the discretion of the Agency who can cancel or withdraw it in line with the Nigerian Maritime Administration and Safety Agency (Stevedoring) Regulations and the Nigerian Maritime Administration and Safety Agency Act, 2007.

Regulations 16 (1) and 7(1)

## FORM B

STEVEDORING SERVICES LICENCE  
 LICENCE FOR UNDERTAKING STEVEDORING SERVICES AT WORK LOCATIONS

Name of the Registered Licensee.....

Address :.....

Period for which the licence is granted.....

Any other particulars required to be mentioned :  
 .....  
 .....  
 .....

Licensing Authority : .....

Designation : .....

Place : .....

Seal:

## CONDITIONS

"This license is granted subject to the provisions of the Nigerian Maritime Administration and Safety Agency (Stevedoring) Regulations and the Nigerian Maritime Administration and Safety Agency Act, 2007.

## SECOND SCHEDULE

Regulation 16 (1)

## STEVEDORING RATES

## SCHEDULE OF RATES

The Stevedoring Rates for Discharging, Loading and Miscellaneous related matters on Board and Terrestrial or Land Operations for Cargo Handling, derived from Cost Insurance and Freight (CFI) and Free on Board (FOB) are as follows—

## APPENDIX 'C'

1. Minimum monthly wage is ₦37,950.00.

2. Tonnage/Unit Rate:

<i>Cargo Type</i>	<i>Productivity Per Hook Per Shift</i>	<i>Rate (N)</i>
Rice & Sugar	180 Tons per shift	220.749
Chemical	150 Tons per shift	220.749
Iron & Jumbo	500 Tons per shift	220.749
Fish (Frozen)	200 Tons per shift	254.427
Fertilizer (Grabbing)	240 Tons per shift	159.401
Cement (Grabbing)	3000 Tons per shift	36.345
Cement (Suction)	3000 Tons per shift	36.622
Wheat (Suction)	3000 Tons per shift	36.622
Liquid Bulk	3000 Tons per shift	36.622

<i>Cargo Type</i>	<i>Productivity Per Hook Per Shift</i>	<i>Rate (N)</i>
Vehicles/Cars OLO RORO	—	285.03

<i>Cargo Type</i>	<i>Productivity Per Hook Per Shift</i>	<i>Rate (N)</i>
Non Mechanized Container.	600 Units per shift	₦1,232 (Laden) ₦672 (Empty)

## OFFSHORE CARGO HANDLING AND OPERATIONS STEVEDORING CHARGES

<i>Type of Operation</i>	<i>Per Tonne</i>	<i>NIMASA Charges</i>
ONSHORE	\$19.8	0.5%
OFFSHORE (ROYALTY)	₦760.00	0.5%
BULK LIQUID	\$8.00	0.5%
LIQUIDIFIED NATURAL GAS	\$8.00	0.5%
DRY BULK	\$8.00	0.5%

MADE at Lagos this 28th day of November, 2014.

MR PATRICK AKPOLOBOKEMI  
*Director-General*  
*Nigerian Maritime Administration*  
*and Safety Agency*

EXPLANATORY NOTE

*(This note does not form part of the above Regulations but  
is intended to explain its purport)*

These Regulations provide for the regulation of employers of Dock Labour or  
Stevedoring Companies, Dock Workers and Stevedoring activities.