

"SARNIA NEWS" CIRCULAR

(Ref: 260/15/SSM)

To: ALL SHIPOWNER CLIENTS

10th March, 2015

Re: SATELLITE PHONES IN INDIAN WATERS

Regardless of whether you are insured for P & I risks with Steamship Mutual or not, we are forwarding a copy of a recent "Risk Alert" article issued by the Club, which is, of course, relevant to all shipowners with vessels trading in Indian waters.

As you will note, in accordance with DGS Order No. 02 of 2012, the unauthorised use of Thuraya, Iridium and other such satellite phones is **strictly banned** in Indian territorial waters. Although local agents routinely remind Masters of this, violations of the Order still occur, for which fines will be imposed and/or imprisonment for 3 years of each crew member involved. As you will appreciate, this is a serious matter, and we would therefore suggest that you ensure that the Masters/crew on board all of your vessel(s) are made aware/reminded of this.

It would be our understanding that any such violation would be treated by the Clubs/P & I insurers in the same way as the infringement of Marpol Regulations, which would mean that such matters would not be covered by the terms and conditions of your P & I insurance.

With kind regards,
Loss Prevention Team



Satellite phones in Indian Waters

Members' attention is drawn to a recent incident in India involving the unauthorised use of a satellite telephone while a vessel was in territorial waters.

In accordance with DGS Order No. 02 of 2012 the unauthorised use of Thuraya, Iridium and other such satellite phones is banned in Indian territorial waters. The legislation for this is Section 6 of Indian Wireless Act and Section 20 of Indian Telegraph Act.

We understand that port agents of vessels bound for Indian ports routinely make vessel Masters aware of this regulation and yet, despite this forewarning, in the recent incident referred to crew were allowed to use the phone to make a number of personal calls. Shore monitoring of transmissions by the local authorities identified the vessel and local police/customs initiated an investigation.

The maximum fine for breaching the regulation is INR 1,000 and/or imprisonment for three years for each crew member involved. Moreover, it should be noted that breaches are seen as a state security matter resulting in a complicated and time consuming investigation. Severe delays/detention of the vessel are likely, over and above the crew potentially facing criminal proceedings.

Members are cautioned to instruct their Masters to closely follow the instructions of DGS Order No. 2. It is also recommended that Masters keep such phones under their custody for as long as the vessel remains in Indian territorial waters.

DGS Order No. 02 of 2012 can be downloaded at:

www.marsig.com/downloads/India%20DGS%20Order%20No2.pdf

For further information on this or other Loss Prevention topics please contact the Loss Prevention Department, Steamship Insurance Management Services Ltd.

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