



# HUMAN RIGHTS AT SEA

**SECLG MEETING 3 JULY 2019**

London

**GENEVA DECLARATION ON HUMAN RIGHTS AT SEA**

David Hammond  
Founder & Trustee

***‘Human rights apply at sea, as they do on land’***



**GENEVA  
DECLARATION  
ON HUMAN RIGHTS  
AT SEA**

VERSION 1



An iterative and transparently developed Declaration with multiple stakeholders, contributors & observers

Assessed 3-5 years development


A clear need for clarity of existing international law for matters of human rights at sea & operationalization of those laws

Complimentary to existing law


Not new law

Empowers through education and awareness


# Context for the Need of the Declaration



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**Update to abandoned Indian Seafarers of MV Tamim Aldar off UAE Coast**  
1st July 2019 |  
Abandonment, Abuse, Governance, India, Industry, Mental Health, Press Release, UAE

Press Release 1 July 2019 "We don't have any option to save our life, we have to go, so



**HRAS deplores the arrest of Captain Carola Rackete**  
29th June 2019 |  
EU Commission, EU Parliament, European Union, Event, HRAS, Human Rights, International Issues, Mediterranean

Press Release 29th June 2019 Photo Credit:Carola Rackete REUTERS/Guglielmo



**Human Rights at Sea Case Study**  
**In Their Own Words Gender Equality at Sea - Amreen Bano**

**Gender Equality at Sea. The Story of ETO Amreen Bano.**  
25th June 2019 |  
Articles, Development, Diversity, education, Gender Equality, Press Release, Seafarers

Press Release 25th June 2019 "Shipping has been a male dominated industry for years, but now times are changing. Women are

# NEED: At Sea Abuse, Impunity, Legal Action

## 6 Years of Research, Advocacy, Education & Lobbying



### Abandoned seafarer podcast testimony to conditions endured on MV Tamim Aldar

1st July 2019 |  
 Abandonment, Abuse, Flag State, Human Rights, Industry, International Issues, Seafarers, UAE

Press Release 1 July 2019 London. UK. At the time of writing in a rapidly developing phase to the current matter which should herald the end of the abandonment of the remaining crew onboard the UAE flagged MV Tamim Aldar, the remaining four seafarers (two Indian, two Eritrean) are currently under tow back to...



### Second Flag States and Human Rights Report Published

10th June 2019 |  
 Academic, Flag State, Governance, Human Rights, Investigations, Legal research, Report, Research, Uncategorized

Press Release 9 June 2019 London, UK. Human Rights at Sea, in partnership with the University of Bristol Law School Human Rights Implementation Centre, today issues the second independent public report: 'An evaluation of Flag State Practice in Monitoring, Reporting and Enforcing Human Rights Obligations on Board Vessels' as part of an ongoing study into...



### Case filed against Greece in Strasbourg Court over Criminalising Search and Rescue

23rd April 2019 |  
 Human Rights, Migrants, NGOs, Press Release, rescue

Press Release April 23rd 2019 London.UK. Not-for-profit organisation Team Humanity's founder Salam Aldeen through the representation of the Global Legal Action Network, have decided to take the Greek government to the Strasbourg Court, to held them accountable for the legal ordeal they have put Salam Aldeen and his crew through since 14th January 2016,...

# NEED: Global Fisheries Community: Abuse Exposure & Education of Rights



**Human Rights at Sea**  
Case Study  
**A Family Perspective in their Own Words**  
The story of Josaia and Virisila Cama, Fiji.

## Human Rights Abuse & Amputations in Fijian Crewed Fisheries

21st May 2019 | Abuse, Fishermen, Fishing, HRAS, Human Rights, Interview, Investigations, Press Release

Press Release 20th May 2019 “They had to amputate my fingers because of gangrene. I remember how humiliated I was at the CWM Hospital because I couldn’t use my hands to go to the toilet.” London. UK. In the latest of the Human Rights at Sea series of investigative case studies, the charity supported by...

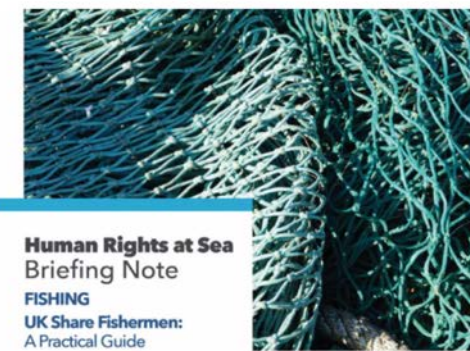


**Human Rights at Sea**  
Case Study  
**A Family Perspective in their Own Words**  
Salote Kaisuva, the widow of Fijian crewman Mesake,

## WWF cite charity’s work in Pacific Fisheries Crew Welfare Licence Initiative

18th May 2019 | Case Study, Fiji, Fishermen, Fishing, Forced Labour, HRAS, Human Rights, International Issues

Press Release 18th May 2019 London. UK. The recent Human Rights at Sea and NGO Pacific Dialogue Fijian fisheries case study about Mesake Kaisuva by his widow Salote Kaisuva, has been used by WWF Western and Central Pacific Tuna Programme Team to brief the Pacific Islands Forum Fisheries Agency (FFA) Monitoring, Control and Surveillance Working Group...



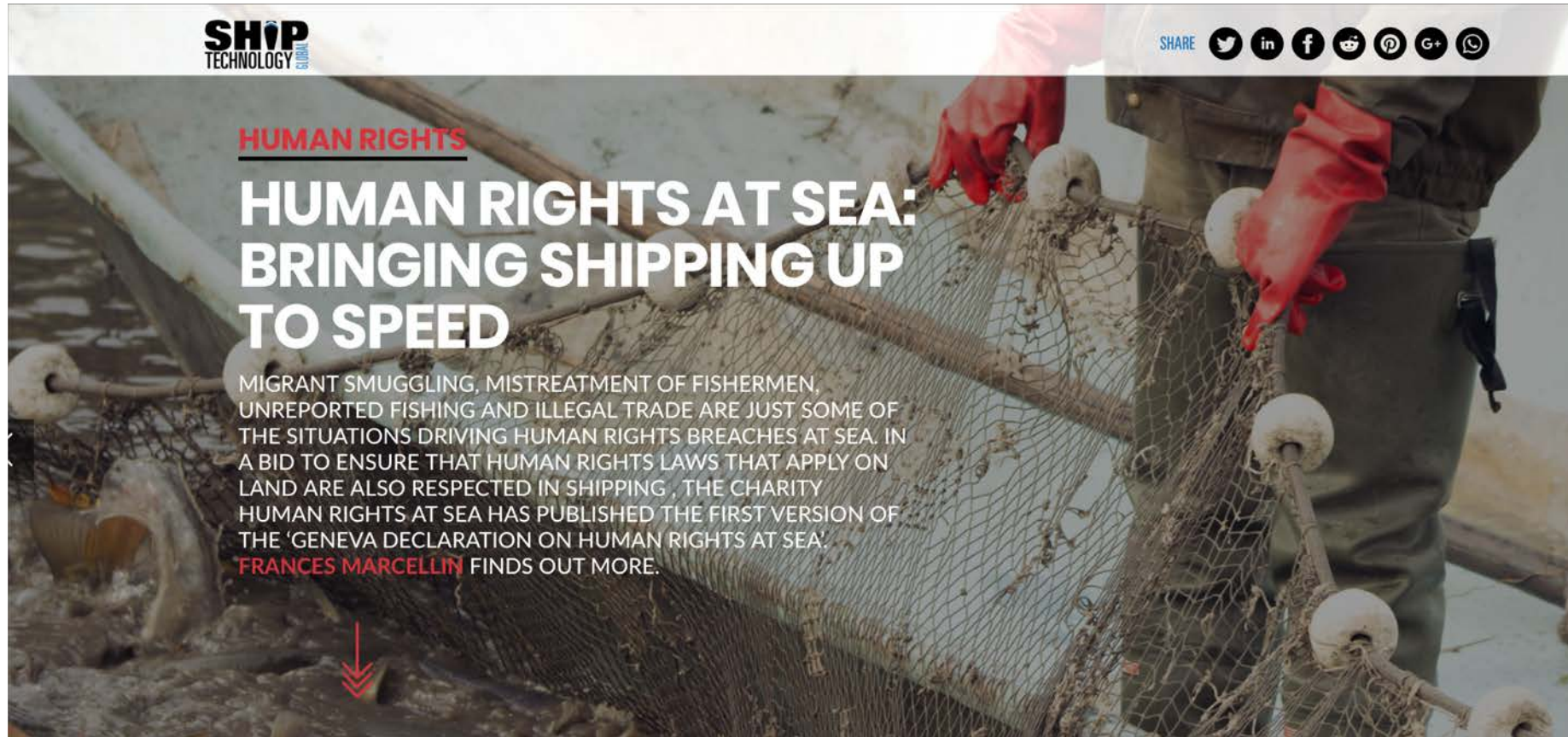
**Human Rights at Sea**  
Briefing Note  
**FISHING**  
**UK Share Fishermen:**  
A Practical Guide

## New UK Share Fishermen Briefing Note Published








30th April 2019 | Briefing Note, Fishermen, Fishing, Human Rights, Labour rights, Legal, Policy, Press Release

PRESS RELEASE 30 April 2019 London. UK. Human Rights at Sea, alongside the National Federation of Fishermen’s Organisations (NFFO) and The Fishermen’s Mission, publishes today a new briefing note covering the topic of UK Share Fishermen in respect of the ILO 188 Work in Fishing Convention 2007 to provide clarity and a new baseline...

# NEED: The Greater Awareness of Concept of Human Rights at Sea

A screenshot of a news article preview. The background is a photograph of a fisherman in red gloves handling a fishing net. The article title is "HUMAN RIGHTS AT SEA: BRINGING SHIPPING UP TO SPEED". The text discusses human rights breaches at sea and the publication of the Geneva Declaration on Human Rights at Sea. A red arrow points to the author's name, Frances Marcellin.

**SHIP**  
TECHNOLOGY EXPLAINS

SHARE       

**HUMAN RIGHTS**

## HUMAN RIGHTS AT SEA: BRINGING SHIPPING UP TO SPEED

MIGRANT SMUGGLING, MISTREATMENT OF FISHERMEN, UNREPORTED FISHING AND ILLEGAL TRADE ARE JUST SOME OF THE SITUATIONS DRIVING HUMAN RIGHTS BREACHES AT SEA. IN A BID TO ENSURE THAT HUMAN RIGHTS LAWS THAT APPLY ON LAND ARE ALSO RESPECTED IN SHIPPING, THE CHARITY HUMAN RIGHTS AT SEA HAS PUBLISHED THE FIRST VERSION OF THE 'GENEVA DECLARATION ON HUMAN RIGHTS AT SEA'. **FRANCES MARCELLIN** FINDS OUT MORE.

↓

# NEED: The Greater Awareness of Concept of Human Rights at Sea

## Shipping Industry is waking up

### Human Rights in the Shipping Industry from Shipyard to Scrapyard

Roundtable 2<sup>nd</sup> May 2019, 10-11 Carlton House Terrace, London SW1Y 5AH

#### Agenda

0830 Arrival, coffee

**0900 Welcomes and Purpose of the Meeting**

- Sustainability in shipping: where's the human rights focus? – Jon Samuel, Group Head of Social Performance and Engagement, Anglo American
- Ocean transport and the human rights lifecycle of the ship – Frances House, Deputy CEO, IHRB
- What are the expectations on the shipping industry? Where are the gaps? – Allan Lerberg Jørgensen, Lead Sustainability Advisor, Social Impact, Maersk

**0945 Salient Risks Around the Lifecycle: the Human Impact**

Moderator: Julia Batho, Research Fellow, IHRB

- Polish shipyards – Joanna Urterschaetz, Law Professor, Polish Institute of Human Rights & Business
- Seafarers – David Hammond, Founder CEO, Human Rights at Sea
- Shipbreaking/recycling – Andrew Stephens, Executive Director, Sustainable Shipping Initiative

1100 Coffee

**1120 The Business Customer Perspective: Where's the Leverage?**

Moderator: Guido Battaglia, Head of Responsible Trade Programme, IHRB

- Recruitment of migrant workers, risks of forced labour; lessons from land transportation – Greg Priest, Social Impact and Human Rights Manager, and Elisabeth Blumck af Rosenchöld, Sustainability Manager, Global Transport and Logistics Services Manager, Inter IKEA Group
- Due diligence in commissioning ships for bulk transport – Heike Truol, Head of Commercial Services, Anglo American

**1215 What Will Move the Needle for the Shipping Industry?**

Moderator: Cathrine Bloch Velberg, Senior Advisor, Danish Institute for Human Rights

- Allan Lerberg Jørgensen, Lead Sustainability Advisor, Social Impact, Maersk
- Sigrd Brynstad, Senior Sustainability Expert, Norwegian Export Credit Agency
- Angie Farrag-Thibault, Lead, Clean Cargo Working Group, BSR

1315 Lunch

**1400 Sustainable Oceans – Where do Human Rights Fit?**

John Morrison, CEO, IHRB, in conversation with:

- Kristian Teleki, Director, Sustainable Ocean Initiative, World Resources Institute
- Geir Spjøberg, Ocean Panel Team, Norwegian Ministry of Foreign Affairs
- Jostein Hole Kobbeltvedt, Executive Director, Ratto Foundation

**1445 Concluding Remarks:**

Taylor Burns, Anglo American, and Frances House, IHRB

1500 End

### Human Rights in the Shipping Industry: From Shipyard to Scrapyard

Roundtable, 2<sup>nd</sup> May 2019  
Meeting Report

### The Ship Lifecycle: Embedding Human Rights from Shipyard to Scrapyard

**1. DESIGN, PLANNING & ORDERING**  
Financing  
Contracting ship yards  
Contracting suppliers

**2. BUILDING**  
Procurement  
Steel cutting  
Assembling and mounting  
Component installation

**3. OPERATING**  
Crew management  
Freight transport  
Maintenance & upgrades

**4. BREAKING & RECYCLING**  
End-of-life  
Dismantling and recycling

**Context**

Maritime industry sustainability initiatives have generally prioritised environmental issues, with limited focus on human rights. This briefing presents human rights risks that actors involved in ocean transport may face throughout a ship's lifecycle – from planning through to recycling. It provides good practice examples for shipping companies, operators, business customers and investors seeking to align with relevant international standards. The briefing focuses in particular on cargo and bulk ocean transport, and draws on standards set out in the ILO Maritime Labour Convention (MLC), the UN Guiding Principles on Business and Human Rights (UNGPs), the UN Convention on the Law of the Sea and the Hong Kong Convention on the Recycling of Ships.





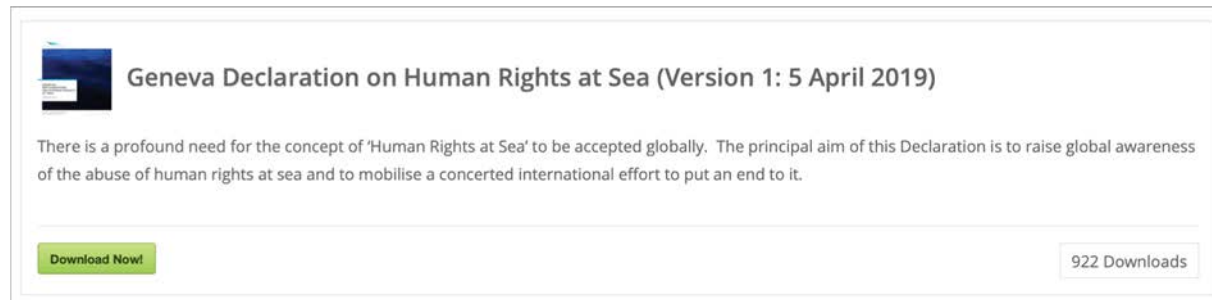
First announced to students in Malta on 4 April 2019 at the IMO International Maritime Law Institute (IMLI)

Briefed on 5 April 2019 at the World Maritime University, Malmo, Sweden during the Empowering Women in the Maritime Community

Version 1 published 5 April 2019

Version 2 drafted 21 May & under review

Endorsed by City of Geneva 21 May 2019



**Geneva Declaration on Human Rights at Sea (Version 1: 5 April 2019)**

There is a profound need for the concept of 'Human Rights at Sea' to be accepted globally. The principal aim of this Declaration is to raise global awareness of the abuse of human rights at sea and to mobilise a concerted international effort to put an end to it.

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So what does this mean?



The principal aim of the Declaration is to raise global awareness of the abuse of human rights at sea and to mobilise a concerted international effort to put an end to it.



## The concept of human rights at sea rests on four fundamental principles:

1. Human rights apply at sea to exactly the same degree and extent that they do on land.
2. All persons at sea, without any distinction, enjoy human rights at sea.
3. There are no maritime specific rules allowing derogation from human rights standards.
4. All human rights established under treaty and customary international law must be respected at sea.



### **City of Geneva formally supports Geneva Declaration Development**

21st May 2019 |

Geneva, Geneva Declaration on Human Rights at Sea, HRAS Development, Human Rights, International Issues, Legal, Partnerships, Policy, Press Release

Press Release 21st May 2019 Geneva, Switzerland. In a significant move, the City of Geneva has formally supported and endorsed the development of Geneva Declaration on Human Rights at Sea in a signing ceremony held at the Palace Eynard in Geneva between the Mayor of Geneva, Mr. Sami Kanaan, and the Founder of the charity, Human...

City of Geneva formally signs and supports the Declaration at Palace Eynard.  
Mayor of Geneva  
Mr. Sami Kanaan

## Bang to rights

*Is shipping so out of touch with the rest of the world that it needs a special declaration on human rights for those that work in the industry?*

*Apparently, yes*

05 Apr 2019 | **OPINION**

by **James Baker** | @JamesBakerCI | james.baker@informa.com

The Geneva Declaration on Human Rights at Sea is a step forward in improving seafarer welfare, but also an indictment of shipping

# Geneva declaration puts seafarers' human rights in focus

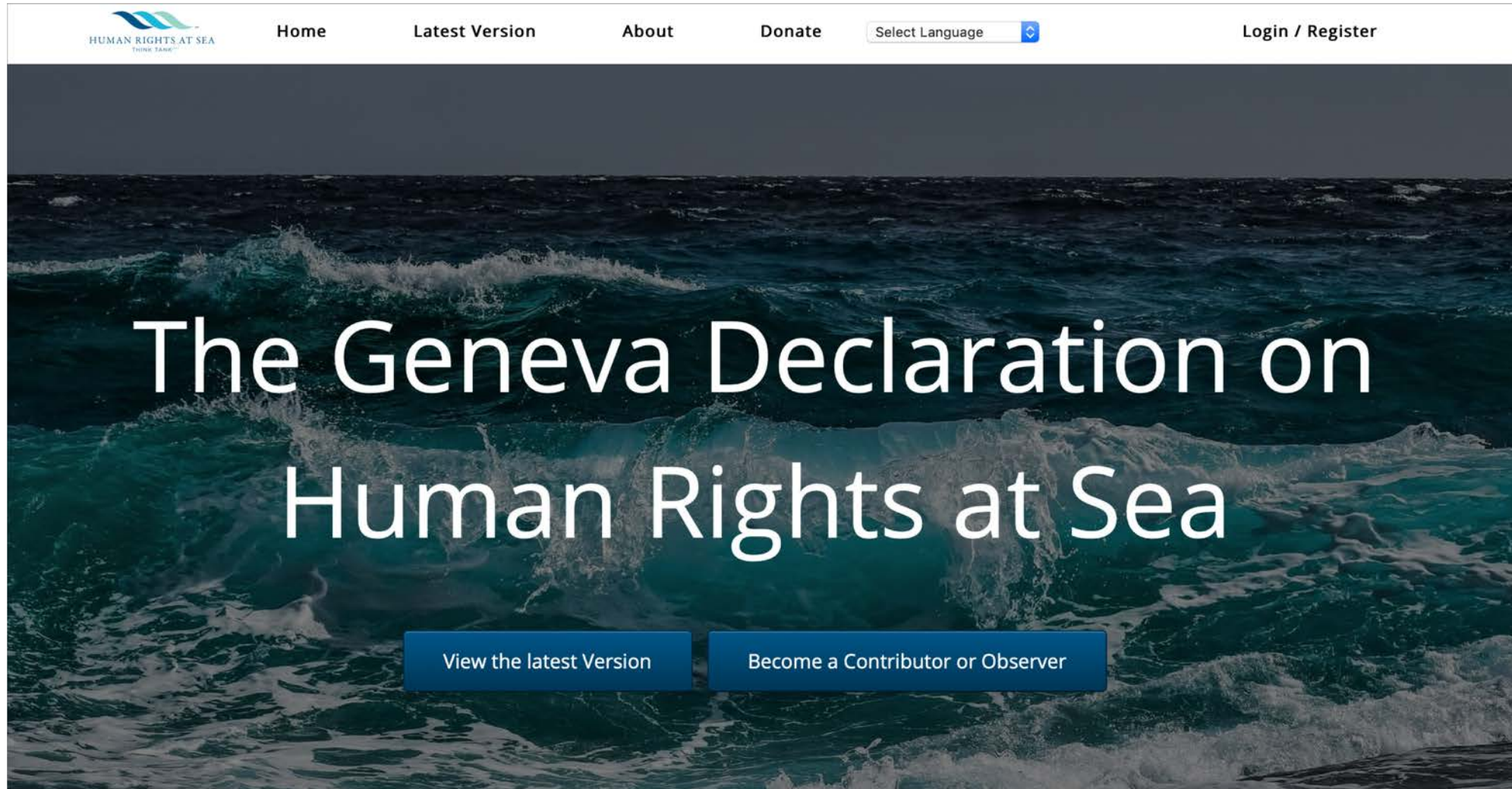
*Laws that govern human rights apply at sea as well as on land. But the nature of maritime life means seafarers often have little redress to justice*

05 Apr 2019 | **NEWS**

by **James Baker** | @JamesBakerCI | james.baker@informa.com

First draft of human rights convention for seafarers seeks to raise awareness of abuses at sea and mobilise efforts to prevent them

## New online dedicated Platform – July 2019



The screenshot shows the homepage of the Human Rights at Sea website. At the top left is the logo with the text "HUMAN RIGHTS AT SEA" and "THINK TANK". The navigation menu includes "Home", "Latest Version", "About", "Donate", a "Select Language" dropdown menu, and "Login / Register". The main content area features a large background image of a turbulent sea with white-capped waves. Overlaid on this image is the title "The Geneva Declaration on Human Rights at Sea" in large white font. Below the title are two blue buttons: "View the latest Version" and "Become a Contributor or Observer".



# Questions?

**David Hammond**

Founder & Trustee Human Rights at Sea

[www.humanrightsatsea.org](http://www.humanrightsatsea.org)

[Declaration Download](#)

***‘Human rights apply at sea, as they do on land’***