

AAPA CRUISE SEMINAR

"POLICY ISSUES IMPACTING CRUISE PORTS"

February 8, 2006



ICCL

ICCL Focus Efforts

- ***Safety/Security***
- ***Public Health/Medical Facilities***
- ***Environmental Responsibility***
- ***Passenger Protection***
- ***Legislative Activities***



ICCL

***CRUISE INDUSTRY
IN REVIEW
2005***



SAFETY/SECURITY

- **Rogue Waves**
- **Hurricanes Katrina, Rita, Wilma**
 - Industry provided \$10m in relief
- **Port Damage**
- **FEMA Charters**
- **Western Hemisphere Travel Initiative**
- **Piracy**
- **Missing Passengers**



PUBLIC HEALTH/MEDICAL FACILITIES

- **Norovirus incidents**
- **Avian Flu**
- **Cruise Ships as Assisted Living
Facilities**
- **CDC VSP Manual updates**



REGULATORY ACTIVITIES

- **ADA/Supreme Court**
 - US Access Board

- **IMO**
 - Athens Convention
 - Ballast Water/Marpol Annex VI

- **ILO Consolidated Convention**

- **Congressional Hearings**
 - Piracy/Safety



2006 CHALLENGES

- **Marpol Annex VI implementation**
- **ADA – Supreme Court ruling**
- **ILO – Labor Standards**
- **Passport requirements**
- **CDC Quarantine Regulations**



AMERICANS WITH DISABILITIES ACT (ADA)

ICCL POLICY STATEMENT

- **Cruise Ships Should Be Accessible**

- **ICCL Members Accommodate:**
 - **Wheelchairs**
 - **Electric mobility devices**
 - **Service animals**
 - **Auxiliary aids**
 - **Accessible assistance**



SUPREME COURT RULING

- **Discriminatory Policies/Procedures Barred on Foreign Ships in U.S. Waters When No Interference with “Internal Affairs”.**
- **Permanent Structural Changes Affecting Basic Design or Construction Implicate “Internal Affairs”.**
- **Requirements Not “Readily Achievable” if Conflict with International Law.**

ISSUES FOR CRUISE INDUSTRY

- **What Does “Accessible” Mean on Cruise Ships?**
- **What Standards Should Apply?**
- **How to Resolve Conflicts?**

INTERNATIONAL LABOR ORGANIZATION

Consolidated Maritime Labor Convention

- Conditions of employment;
- Hours of work;
- Accommodation at sea;
- Health protection, medical care, and social protection;
- Compliance and enforcement including; Port/State control



CONCERNS OF THE MARITIME INDUSTRY

- **Definitions of Seafarer**
- **Port State control over seafarers complaints**
- **Inclusion of Masters (and Chief Engineers) in work hour limits**
- **Government v. industry social welfare responsibilities**
- **Final conference underway to finalize text**
- **Implemented in Europe within next 5 years.**



Western Hemisphere Travel Initiative

December 31, 2006

Requires passports for Air/Sea travel to enter U.S.

December 31, 2007

Passports required to enter U.S. via air, sea, and land border crossings



Alternative document for land border

➤ **People Access Security Service (PASS)**

HEALTH | SANITATION

CDC Division of Global Migration and Quarantine

- **Revise existing regulations to prevent spread of communicable diseases**
- **Expanded reporting of ill passengers**
- **Ships & airlines electronically maintain pax & crew lists for 60 days**



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