

# NEWSFRONT

## GREEK SHIPPING INTELLIGENCE

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## LEGAL OPINION

### On call readiness for employment

When a seafarer is under the duty to assume work on call, this can be in the form of either 'plain' or 'genuine' readiness. In the first case, the seafarer must limit his liberty through presence in the place of employment without being alert or putting his services at the disposal of the employer. In the case of 'genuine' readiness, the seafarer must not only be in the place of employment but be alert and ready to offer his services when the need arises.

In the latter case, the labour law provisions apply in full (including allowances, bonuses etc), regardless of the actual engagement of the seafarer. In the 'plain' readiness state, no full application of the labour legislation takes place, however, a salary is due, and is specified according to the time of readiness for duty of the seafarer, the adverse nature of the employment and any special circumstances.

Judgment no 28/ 2015, Piraeus One Membered Court of Appeal, Judge: Ar. Tsamadia, Attorneys at law: El. Kouki- Bithara, M. Floropoulou, Maritime Law Review vol. 43, p. 133.

NOTE: It is a case of the facts as to what kind of readiness applies in each case. As a general case, seafarers employed on tugs are under 'genuine' readiness status.

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