



THE GOVERNMENT GAZETTE OF MAURITIUS

EXTRAORDINARY

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TABLE OF CONTENTS

GENERAL NOTICES

1289	}	Notice Under Section 10(2) of The Merchant Shipping Act 2007
to		
1290		

General Notice No. 1289 of 2020

NOTICE UNDER SECTION 10(2) OF THE MERCHANT SHIPPING ACT 2007

1. Notice is hereby given that by virtue of the powers conferred upon the Minister responsible for shipping matters under section 10(2) of the Merchant Shipping Act 2007, the Honourable Attorney General and Minister of Agro-Industry and Food Security who has been assigned the responsibility for Shipping Development and Merchant Shipping has, after consultation with the Honourable Prime Minister, appointed a Court of Investigation to investigate into the casualty at sea of the tug “Sir Gaëtan” on 31 August 2020.
2. The composition of the Court of Investigation is as follows:
Chairperson : Mr Joseph Gerard ANGOH, former Puisne Judge
Members : (i) Captain Mahendra BABOOA, Master Mariner
(ii) Mr Iran Mohamad DOWLUT, Marine Engineer
3. The Terms of Reference of the Court of Investigation are as follows:
 - (a) to investigate into, and report on, the circumstances surrounding the shipping casualty which occurred on or about 31 August 2020 involving the tug “Sir Gaëtan” and the barge L’Ami Constant including:
 - (i) the collision between the tug “Sir Gaëtan” and the barge L’Ami Constant;
 - (ii) the loss of life of Mr Addisson Jimmy Sylvain, Mr Seewoo Sujit Kumar, and Mr Plassan Laval Lindsay;
 - (iii) the presumed loss of life of Mr Moswadeck Bheenick;
 - (iv) the injury (if any) sustained by other persons resulting from the said shipping casualty; and
 - (v) damage caused to and by the tug “Sir Gaëtan” and the barge L’Ami Constant;

- (b) to situate responsibility for the acts done, at each stage, leading to the shipping casualty; and
- (c) any other matter connected with, or relevant or incidental to, paragraphs (a) and (b) above, and make recommendations as appropriate.

18 September 2020.

THE HONOURABLE MANEESH GOBIN
ATTORNEY GENERAL AND MINISTER OF AGRO-INDUSTRY AND FOOD SECURITY
(assigned the responsibility for Shipping Development and Merchant Shipping)

General Notice No. 1290 of 2020

NOTICE UNDER SECTION 10(2) OF THE MERCHANT SHIPPING ACT 2007

1. Notice is hereby given that by virtue of the powers conferred upon the Minister responsible for shipping matters under section 10(2) of the Merchant Shipping Act 2007, the Honourable Attorney General and Minister of Agro-Industry and Food Security who has been assigned the responsibility for Shipping Development and Merchant Shipping has, after consultation with the Honourable Prime Minister, appointed a Court of Investigation to investigate into the casualty at sea of the MV Wakashio on 25 July 2020.
2. The composition of the Court of Investigation is as follows:
 - Chairperson** : Mr Abdurrafeek HAMUTH, former Judge
 - Members** : (i) Mr Jean Mario GENEVIEVE, Licensed Marine Engineer and Registered Marine Surveyor
 - (ii) Mr Johny LAM KAI LEUNG, Marine Surveyor
3. The Terms of Reference of the Court of Investigation are as follows:
 - (a) to investigate into, and report on, the circumstances leading to the grounding of MV Wakashio off the coast of Pointe d'Esny on 25 July 2020 and breach of hull of the said vessel, including whether in regard to the shipping casualty that occurred on 25 July 2020 involving MV Wakashio, the standard practice and procedures for the tracking and monitoring of vessels in our territorial waters have been followed;
 - (b) to determine the cause, scale and extent of the damage caused by MV Wakashio, including the oil spill in the Mauritian waters and assess the resulting damage to the marine and coastal environment and marine life;
 - (c) whether there was proper management and supervision of the salvage operation of MV Wakashio by the shipowner, insurers and authorities in the aftermath of its grounding;
 - (d) whether there was proper management of the planned sinking of the wreck, or part thereof in the aftermath of the grounding of MV Wakashio;
 - (e) whether there was proper management and supervision of the shipping casualty;
 - (f) the effectiveness of the overall preparedness and response of the relevant authorities in relation to the shipping casualty leading to the grounding and breach of the hull of MV Wakashio; and
 - (g) any other matter connected with, or relevant or incidental to, paragraphs (a) to (f) above, and make recommendations as appropriate.

18 September 2020

THE HONOURABLE MANEESH GOBIN
ATTORNEY GENERAL AND MINISTER OF AGRO-INDUSTRY AND FOOD SECURITY
(assigned the responsibility for Shipping Development and Merchant Shipping)
