

4. In the case of any currency which cannot be dealt with under the provisions of either of the two preceding paragraphs—

- (a) The rate to be adopted for the purpose of this Article shall be determined by the Member of the International Labour Organization concerned ;
- (b) The Member concerned shall notify its decision to the Director of the International Labour Office, who shall forthwith inform the other Members which have ratified this Convention ;
- (c) Within a period of six months from the date on which the information is communicated by the Director, any other Member which has ratified the Convention may inform the Director of the International Labour Office that it objects to the decision, and the Director shall thereupon inform the Member concerned and the other Members which have ratified the Convention and shall report the matter to the Committee provided for in Article 21 ;
- (d) The foregoing provisions shall apply in the event of any change in the decision of the Member concerned.

5. A change in basic pay or wages as a result of a change in the rate for determining the equivalent in other currency shall take effect not later than the beginning of the second calendar month following that in which the change in the relative par values of the currencies concerned becomes effective.

Article 9

Each Member shall take the necessary measures—

- (a) To ensure, by way of a system of supervision and sanctions, that remuneration is paid at not less than the rate required by this Convention ; and
- (b) To ensure that any person who has been paid at a rate less than that required by this Convention is enabled to recover, by an inexpensive and expeditious judicial or other procedure, the amount by which he has been underpaid.

PART III.—HOURS OF WORK ON BOARD SHIP

Article 10

This Part of this Convention does not apply to :—

- (a) A chief officer or chief engineer ;
- (b) A purser ;
- (c) Any other officer in charge of a department who does not keep watch ;
- (d) A person employed in the clerical or catering department of a vessel who is—
 - (i) Serving in a superior grade as defined by a collective agreement between the organizations of shipowners and seafarers concerned ; or
 - (ii) Working chiefly on his own account ; or
 - (iii) Remunerated solely on a commission basis or chiefly by a share of profits or earnings.

Article 11

In this Part of this Convention—

- (a) The term “near-trade ship” means a vessel exclusively engaged in voyages upon which it does not proceed farther from the country from which it trades than the near-by ports of neighbouring countries within geographical limits which—
 - (i) Are clearly specified by national laws or regulations or by collective agreement between organizations of shipowners and seafarers ;
 - (ii) Are uniform in respect of the application of all the provisions of this Part of the Convention ;
 - (iii) Have been notified by the Member when registering its ratification by a declaration annexed thereto ; and
 - (iv) Have been fixed after consultation with the other Members concerned.