



भारत सरकार / GOVERNMENT OF INDIA
पत्तन, पोत परिवहन और जलमार्ग मंत्रालय
MINISTRY OF PORTS, SHIPPING AND WATERWAYS
नौवहन महानिदेशालय, मुंबई



DIRECTORATE GENERAL OF SHIPPING, MUMBAI

File No.20-12/1/2020-TRG-DGS (Comp. No. 3732)

Dated: 24.01.2024

ORDER

1. Whereas, Sri Nandhanam College of Engineering and Technology (SNCET) (MTI No.414046) located at Sri Nandhanam Maritime Academy, Nandhanam Nagar, Molagarampatti, Tirupattur, Tamil Nadu-635602 is Maritime Training Institute (hereinafter referred as 'MTI') approved by Directorate General of Shipping (hereinafter referred as 'DGS')- for conducting the DGS approved Maritime Courses. The SNCET is run by Sri Nandhanam Education and Social Welfare Trust, represented by its Chairman Shri PMN Mohan Krishnaa.

2. Whereas, DGS issued approval letter vide F. No. 3-TR(2)/2006-GP Ratings/03 dated 01.01.2018 to SNCET for Training for General Purpose Ratings (GP Rating), 40 candidates in a batch with 1 (one) batch in a year **[Exhibit-A]**. The approval was given with a condition that the GP Rating batch will be valid till 30.06.2018; further approval will be considered only after the institute constructs the swimming pool and seeks approval for the five STCW basic modular courses from the approved campus. The SNCET vide letter dated 04.04.2018 requested for extension of the approval of GP rating course. The DGS issued a letter vide F. No. 3-TR(2)/2006-GP-II/247 dated 16.05.2018 that the request for extension of GP approval can only be entertained after compliance of condition mentioned on approval letter dated 01.01.2018 **[Exhibit-B]**.

3. Whereas, a consolidated Approval No.: TR/A/03/2019 vide File No. 3-TR(2)/2006-GP Rating-532 dated 15.01.2019 **[Exhibit-C]** was issued to SNCET covering the 2 courses including "Pre-Sea Training GP Rating Course" for 40 candidates in a batch with 01 batch only in a year. Special instruction was given in the consolidated Approval letter to SNCET mentioning as "With regard to Pre-Sea GP Rating course this approval is valid for one batch only (till 30.06.2019). Further approval will be considered only after the institute constructs the swimming pool within 06 months, seeks approval for the five STCW basic modular courses for the approved campus within 06 months and submit MOU for the placement of candidates for onboard training".

4. Whereas, the online applications submitted by SNCET was rejected by the DGS on several occasions on account of non-compliance of infrastructure requirements. The details of online applications filed by SNCET for getting approval and rejection thereof as mentioned as below **[Exhibit-D]**

Table No. 1 The details of the Online application by SNCET and status thereof

Sr. No.	On-line application no.	Date of application	Course applied for	Remarks
1.	100055	22.12.2018	Electro Technical Officer	Rejected on the ground of
2.	100053	22.12.2018	Pre Sea 1 year Training for	

[Signature]
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9वीं मंजिल, बीटा बिल्डिंग, आई थिंक टेक्नो कैम्पस, कांजुर गाँव रोड, कांजुरमार्ग (पूर्व) मुंबई-400042

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			Graduate Engineers	Infrastructure requirements
3.	100204	22.12.2018	Certificate Course in Maritime Catering	
4.	100054	22.12.2018	Pre Sea 3 years Nautical Science	
5.	100191	10.01.2019	Basic Safety Training	
6.	100005	03.02.2019	STSDSD Course	
7.	100592	15.06.2023	Training For GP Ratings	Under Examination

However, later the SNCET requested to reconsider the application for approval and submitted the undertaking letter that they will be constructing swimming pool as per DGS Guidelines as soon as permitted by State Govt. The DGS issued conditional approval letter to MTI on 26.03.2020 **[Exhibit-E]**

5. Whereas, while giving the conditional approval, Shri Amitabh Kumar, Ex-Director General of Shipping has mentioned that **[Exhibit-F]**;

"It is very clear that before 2018, the view of the Directorate was to allow institutes to have swimming facility based on suitable tie-ups. Since 2018, we have been insisting on swimming pools within the campus to ensure proper monitoring of the courses.

It is also understood that the existing institutes can't construct their pool overnight, as several approvals etc. are required from State Government authorities. The case of Tamil Nadu is more problematic, because the state government its own regulation has banned swimming pool as per our specification given in TC 07 of 2018. On the request of the institutes, we have been granting them extension, if some intent of construction of swimming pool is shown. Therefore, with existing institutes we have been consistently followed the policy of 'nudge'

I have seen no reason in this case also, as to why we should simply shut down the institute or its courses just because of the non-availability of swimming pool, when continuously the institute has been informing about their intention to construct [In audacious behaviour of the owner notwithstanding].

I, therefore, own inclined to give some more time to the institute for construction of the swimming pool, both for its existing courses and for the new courses applied. Till then, the existing tie-up facility for swimming can continue.

Based on the extension of relaxation, the new courses applied by the institute is approved for a period of one year. During the period of one year, MMD, Chennai will inspect this institute on 2 occasions, 1st in 6 months and 2nd in 11 months from the date session starts, MTI will invite the MMD Surveyor for inspection on its own. If on completion of 1 year, the institute is not fully compliant with DGS Training Circular 07 of 2018, the approval granted should be withdrawn.

As regards, the unfair and malicious letter written by the institute/whatsapp message etc, a fair warning should be issued asking the MTI to remain within the strict discipline expected from a maritime trainer. If the institute or his owner is seen engaging in spreading malicious rumors about the office of Director General or any of its officers, then strict disciplinary action will be taken against the institute or its owners"

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6. Whereas, Shri PMN Mohan Krishnaa, Chairman, SNCET was issued a warning letter on 14.05.2020 **[Exhibit-G]** for sending/posting malicious email and whatsapp messages dated 15.04.2020 against the officers of the Directorate;.

7. Whereas, a consolidated Approval No.: TR/A/09/2020 vide F. No. 3-TR (2)/2006-GP-II dated 18.05.2020 **[Exhibit-H]**; was issued to the SNCET covering the 7 Pre-Sea Courses including "Pre-Sea Training- G.P. Rating Course" for a batch of 40 students per year. Special instructions were given in the consolidated Approval letter to SNCET mentioning as below;

(i) *The approval is valid for 1 year from the date of issuance of approval order.*

(ii) *The MMD Chennai will inspect MTI on two occasions first inspection in 6 month and the second will be in 11 month from the start date of the session.*

(iii) *On completion of one year, if the institute does not fully comply with DGS Training Circular 07 of 2018, the approval granted would be withdrawn.*

(iv) *It will be responsibility of the MTI to inform MMD, Chennai for the inspection.*

8. Whereas, considering the covid-19 pandemic the request of SNCET for extension of validity of his approval for a period of one year with the same special conditions was granted again vide letter F. No. 20-12/1/2020-TRG-DGS dated 18.05.2021 **[Exhibit-I]**.

9. Whereas, the SNCET was sending continuous emails to the concerned officers of the DGS with a request for conversion of conditional approval to permanent approval. The SNCET stated that they were complying swimming pool norms as per DGS Training Circular No. 07 of 2018 and MMD Inspection cannot be the conditional approval as the approval itself has been issued after three physical inspections for pre-sea courses. Further, SNCET stated "Shipping companies are also hesitant to tie-up as MTI is having temporary approval". The DGS vide letter dated 28.07.2021 rejected the request of the SNCET and asked to comply with the conditions stipulated in the Conditional Approval letter **[Exhibit-J]**.

10. Whereas, in response to the correspondence of SNCET vide email dated 23.08.2021 and 09.09.2021, the DGS vide letter dated 14.09.2021 **[Exhibit-K]** informed the SNCET that as per Para No. 4.8.8 of Training Manual: "A year shall be defined as the calendar year for all practical purposes unless specifically mentioned. For example: The approved batched frequency of 24 batches/year shall mean that the MTI may conduct 24 batches in that calendar year. However, if MTI acquires approval on 01/07/2018 in a particular calendar year, it shall be eligible to conduct only 12 number of batches (Pro-rata basis) within that calendar year". As per the issued Guidelines, MTI is not allowed to take admission for the second batch of GP Rating course in a single calendar year. Hence, the request to upload batch details for the second batch of GP Rating was denied as the SCNET was approved to conduct only one batch in the same calendar year. The SNCET was further advised to apply online as per issued guidelines if interested for approval of additional batch of General Purpose Rating Course.

11. Whereas, the DGS vide letter dated 30.03.2022 **[Exhibit-L]** informed the SNCET that Orders of Hon'ble High Court of Madras dated 07.03.2022 with respect to W.P. Nos. 23717 and 23712 of 2021 and W.M.P. Nos. 24964 and 24957 of 2021 **[Exhibit-M]** mentioned the Para 2 & 3 of said judgement as below.

Para 2 "The petitioner is hence permitted to seek ratification by way of online application by paying the requisite processing fee and producing required documents. Let this exercise be completed prior to the next date of hearing".


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Para 3 "If the application as aforesaid, is submitted within one week from today, the same will be considered and orders passed thereon, prior to the next date of hearing"

12. As per direction of Hon'ble High Court the petitioner MTI (Sri Nandhanam College of Engineering and Technology) has to apply online for approval of training in General Purpose Rating course within one week from the date of issue of the said order. The Directorate has not received any online application along with requisite processing fee for the said course in compliance to Hon'ble High Court order.

13. Hence, it was construed that petitioner (Sri Nandhanam College of Engineering and Technology) is no more interested in approval of the said course. In case whenever MTI will apply online for approval of the said course along with processing fee the Directorate will consider the case as per the issued Guidelines.

14. Whereas, DGS vide even number letter dated 01.06.2022 **[Exhibit-N]** again accorded amendment to the consolidated approval No - TR/A/02/2022 dated 10.05.2020 and letter dated 18.5.2021 mentioning the special instruction as below;

"The validity of approval shall be subject to construction of Swimming pool within the approved premises of the MTI latest by 31.05.2025 as per undertaking dated 12.05.2022 submitted by MTI".

15. Whereas, the Hon'ble High Court of Judicature of Madras passed an Order dated 07.07.2022 in W.P. No. 16936 of 2022 and WMP 16218 of 2022 **[Exhibit-O]** and inter alia mentioned

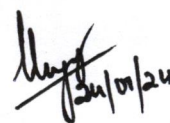
"6. After recording the rival submissions, this Court directs the petitioner to submit a fresh on-line application within a period of one week from the date of receipt of a copy of this order to the respondents requesting for grant of approval for admitting the students for General Purpose Rating Course in 4 (Four) batches per year instead of existing one batch per year and on receipt of such on-line application, the respondents shall pass final orders on merits and in accordance with law after duly inspecting the petitioner Institution within a period of one month thereafter."

16. Whereas, it was found that till 03.11.2022, the SNCET did not file the on-line application as ordered by the Hon'ble High Court in the W.P. No. 16936 of 2022 and W.M.P. 16218 of 2022 dated 07.07.2022.

17. Whereas, while scrutinizing the batch details submitted by various MTIs on the DGS E-Governance Portal, it was observed that, the SNCET had submitted batch details for General Purpose Rating Course more than that of the approved intake capacity. Also, it was observed that there was no Quality Control implementation in place w.r.t. Batch upload etc. Hence, a Show Cause Notice was issued to the SNCET even number file dated 04.10.2022 **[Exhibit-P]** for the major non-conformity of uploading batch details of 51 candidates for two batches although SNCET was approved only to conduct Course for 40 candidates in a year.

18. Whereas, the SNCET while replying to the above Show Cause Notice mentioned for withdrawal for the current Show Cause Notice as the same remains sub-judice at that time.

19. Whereas, emails 14.11.2022, 29.12.2022, 30.12.2022 and 10.01.2023 have been received from students completed GP Rating course from SNCET in June 2021, stating that the SNCET was not issuing the GP Rating certificates to them even when they have passed BES Exit Exam. The DGS also received serious complaints against SNCET for denial of admission and non-returning of course fee and threatening the candidates. The candidates also alleged that SNCET is not having faculty, no books provided etc. One faculty informed


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the DGS that he wants to join RL Institute Madurai but the e-Gov. system is not allowing him to join in the faculty list as later it was found from the e-Gov. system that Nandhanam College is using his faculty details. He further informed that Nandhanam College is using his (FIN) without his consent.

20. Whereas in view of the complaint received against SCNET, the DGS ordered for inspection of the institute vide letter No. 20/19016/65/2020/TRG-DGS (Comp No. 5285) dated 22.02.2023 **[Exhibit-Q]** addressed to the Principal Officer, Mercantile Marine Department (MMD), Chennai to investigate the matter and submit the report. Accordingly, a surprise inspection of Sri Nandhanam College of Engineering and Technology (MTI No. 414046) was carried out on 15.03.2023 by Capt. Tapes Ghosh, NS and R.R. Subba Rao, E&SS. The inspection report dated 16.3.2023 in this regard forwarded by MMD, Chennai to DGS on 20.03.2023 **[Exhibit-R]**. The inspecting team of surveyors found major deficiencies which are as follows;

(i) The inspection team contacted the MTI Principal, Shri Pradeep Kumar Mondal @11:00 hrs, 15.03.2023 to inform arrival of surprise inspection of MMD, Chennai for a smooth entry procedure at the campus gate and good coordination. During this conversation it was informed that he is a signatory Principal and never physically visited the MTI and taking online classes. However, w.e.f. April, 2022, DGS has discontinued the online classes and revert back to physical classes. He also advised the inspection team that he will notify the management regarding the surprise inspection.

(ii) Presently MTI conducting Pre Sea courses for GPR, CCMC and BST without course In-charge.

(iii) MTI Chairman informed that the course In-charge for these courses who is also Principal/ Director gave resignation on 28.02.2023. One email in this regard dated 15.03.2023 is submitted.

(iv) As per DGS Training Manual 3.2.8 qualification for GPR Faculty members not complied with.

(v) Few Faculties/Instructors to undergone VICT course as per Training Manual para 3.2.4 and 3.2.5.

(vi) During the inspection of MTI on 15.03.2023, the instructors present, are Mr. Natarajan (2nd Mate) Mr. Viplav Raj (2nd Mate) (Joined on 15.03.2023) Mr. R C Singh (Ex Navy) Mr. Ajith Kumar K (MEO class IV) Mr. Vasudevan T J (Ex Navy) Mr. Madan D (Join in Jan 2023 B Tech Marine Eng) in the campus.

(vii) MTI not able to show CCTV footage of FPFF and PST as per DGS guideline and there is no evidence of fixed camera at fire mock-up.

(viii) Centralized Attendance System not installed.

(ix) Biometric attendance data is not able to show for verification.

(x) As per Training Manual para 3.1 .8 50% classes to be taken by Permanent Faculties, whereas no permanent Faculty available during the inspection except 3 permanent instructors.

(xi) MTI unable to show/provide copies of a) Print out of Biometric attendance b) Attendance register of Faculties and Instructors c) Evidences of collecting fees from admitted candidates for present batches d) Appointment letters for the Faculties and Instructors e) Evidences of payment made to Faculties etc f) Copies of COC, COP,

CDC, Service Certificates as applicable g) Details of Court cases if any going against DGS or MMD.

(xii) There is anomaly in the Faculties provided by MTI with online DGS portal. Example Capt. Samay Kumar Master, Sudeep Nag 2M not being seen online.

(xiii) Last CIP carried out on 31.01.2018 by RINA Class with A2 grade, its overdue by 4 years now.

(xiv) Placement details of MTI found very poor in last three years.

(xv) Original Land and Trust Deed not seen.

21. Whereas, inspection team in their recommendations recommended stern action against the MTI regarding non-compliance of DGS norms and threat against security inside the campus. Inspection has been suspended due to non-co-operation from SNCET management representatives and staff.

22. Whereas, Sri Nandhanam Educational and Social Welfare Trust, represented by its Chairman PMN. Mohan Krishnaa again filed the W.P. No. 8774 of 2023 before the Hon'ble High Court of Judicature at Madras against the Principal Officer, MMD Chennai with a prayer to issue a Writ of Mandamus directing the respondent not to proceed with the predetermined inspection done on 15.03.2023 and conduct a fresh inspection under the supervision a natural person appointed by this Hon'ble Court. The Hon'ble High Court while passing the order dated 21.03.2023 inter alia ordered that **[Exhibit-S]**

"5. Since the respondent is vested with the power to conduct surprise inspection, the relief sought for in this Writ Petition cannot be granted. Liberty is granted to the respondent to proceed with the inspection in accordance with Law."

23. Whereas, on the basis of the surprise inspection dated 15.03.2023 and the report received from PO, MMD, Chennai, the DGS has issued the Show Cause Notice to SNCET on dated 05.06.2023 **[Exhibit-T]** with a time of 15 days' time to reply, citing the severity in observations, non-compliance to DGS norms and non-cooperation with the inspection team.

24. Whereas, in reply to SCN, Shri PMN Mohan Krishnaa, Chairman of the institute had continuously sent replies via email citing various reasons other than issues noted in SCN. Based on replies received from institute in numerous emails, response report is prepared by Mr. Vivek Joy, Legal Consultant to MMD, Chennai on 24.06.2023.

25. Whereas, subsequently based on report from Mr. Vivek Joy, Legal Consultant, DGS vide letter dated 07.07.2023 **[Exhibit-U]** has advised MMD, Chennai to inspect the MTI and send report by 14.07.2023.

26. Whereas, MMD, Chennai wrote a letter to the SNCET on 07.07.2023 seeking clarifications on major deficiencies identified during surprise inspection.

27. Whereas, the SNCET vide emails dated 10.07.2023 and 11.07.2023 informed that they are in process of conducting CIP and applying for RPSL license.

28. Whereas, the MMD, Chennai vide letter dated 14.07.2023 **[Exhibit-V]** informed DGS regarding the proposal of re-inspection of institute after CIP is completed.

29. Whereas, the SNCET had filed a W.P. No. 18575 of 2023 in the Hon'ble High Court of Judicature at Madras against Directorate General of Shipping, Mumbai wherein the Hon'ble High Court in its judgement Order dated 23.06.2023 **[Exhibit-W]** directed the respondent ***to consider the petitioner Trust's representation dated 08.06.2023 and pass appropriate orders on merits and in accordance with law, within a period of two (2) weeks from the date of receipt of a copy of this order.***



30. Whereas, in compliance to the Hon'ble High Court of Madras Judgment Order dated 23.06.2023, the Directorate had examined the representation made by MTI vide dated 08.06.2023 and issued an DGS Order No. 11 of 2023 dated 15.08.2023 **[Exhibit-X]** which allowed the institute to construct the swimming pool within the approved premises of MTI latest by 31st May 2025 as per the undertaking dated 12.05.2022 submitted by the MTI. DGS also stated that "Pending decision in show cause notices issued dated 4.10.2022 and 5.6.2023, representation of SNCET received email dated 08.06.2023 cannot be entertained at this stage".

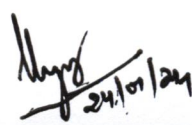
31. Whereas, the SNCET had again filed Writ Petition no. 18230 of 2023 and W.M.P. Nos. 17432, 17434 & 17437 of 2023 before the Hon'ble High Court at Madras challenging the Show Cause Notice dated 05.06.2023. The Hon'ble High Court in the instant case vide judgment Order dated 22.06.2023 dismissed his petitions at no cost **[Exhibit-Y]**.

32. Whereas, in compliance to Hon'ble High Court of Madras Judgement Order dated 22.06.2023 in Writ Petition no. 18230 of 2023 and W.M.P. Nos. 17432, 17434 & 17437 of 2023, the DG(S) has provided personal hearing to the representative of MTI i.e. Shri PMN Mohan Krishnaa, Chairman on 26.09.2023. However, the same was later differed to 03.10.2023 as requested by the Chairman, SCNET **[Exhibit-Z]**.

33. Whereas, during the personal hearing, the submission made by SNCET vide emails dated 29.09.2023 and 30.09.2023 were taken on record and the written submission made by Shri PMN Mohan Krishnaa, Chairman also taken on record. The Directorate had examined the issue and found that the request of SNCET is subject to compliance of Comprehensive Inspection Programme (CIP) (as per DGS Notice dated 08.01.2016, DGS Revised Notice dated 02.05.2016, DGS Order No. 23 of 2014 dated 29.12.2014, DGS Order No. 04 of 2016 dated 12.09.2016 and DGS Training Circular No. 33 of 2018 dated 16.11.2018 as applicable) as existing on till date including facility of swimming pool (as per DGS Training Circular No. 04 of 2018 dated 23.01.2018 and DGS Training Circular No. 07 of 2018 dated 21.03.2018). Therefore, the Director General of Shipping in the instant case decided that it is imperative that the MTI be physically inspected by the Mercantile Marine Department [MMD], Chennai and officials of DGS and thereafter will issue final speaking order after the physical inspection of the MTI which shall be in the nature of a Comprehensive Inspection Programme (CIP).

34. Whereas, DGS vide letter No 20-12/2020-TRG-DGS dated 25.10.2023 **[Exhibit-AA]** had issued letter to SCNET regarding the scheduled CIP inspection on 26.10.2023 & 27.10.2023 by the MMD, Chennai in accordance with the DGS order 23 of 2014, DGS order 4 of 2016 and DGS circular 22 of 2018, as applicable. Further, it was informed that the inspection of the MTI also includes the videography and photography of the premises of the SNCET along with the facilities and infrastructure of the institute. Accordingly, the Comprehensive Inspection of the SNCET was conducted on 26.10.2023 & 27.10.2023 by Mercantile Marine Department, Chennai (Video footage of the inspection is enclosed herewith) and onsite inspection report was handed over to Capt. Vikas Kumar Singh, Principal, SCNET on 27.10.2023. Further, the Director General of Shipping along with other officials from the MMD, Chennai had visited the institute on 27.10.2023 for concluding the inspection.

35. Whereas, a total of 48 deficiencies were reported during the said CIP. Report on CIP inspection, observations and Recommendation of PO, MMD (Chennai) was received by the


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DGS on 02.11.2023 [**Exhibit-AB**]. Subsequently, Director General of Shipping has also visited the Institute premises on 16.11.2023 in the nature and scope of CIP.

36. Whereas, DGS vide email dated 16.11.2023 directed the PO, MMD Chennai following immediate actions subsequent to visit of the institute

(1) A communication is to be issued to the institute referring the earlier CIP. The institute must submit documentation on observed compliances within the next 10 working days and to be verified thereafter by MMD. A date, time, and venue will be provided for the management to explain the compliance work undertaken.

(2) Post presentation, PO, MMD, Chennai, will submit a report, considering standing instructions and circulars of the DG(Shipping). This report, along with all documentation and details of the physical visit, should be sent to the D.G.(Shipping) within 5 working days.

(3) D.G. Shipping will issue a speaking order within 7 working days, detailed the chronology, STCW aspects, and relevant information from the CIP. The order will be communicated to SNCET, addressing matters raised in the Hon'ble Madras High Court.

37. Whereas, Chairman, SNCET has submitted details of compliance report to observations of the inspection via email dated 14.11.2023. However, the entire compliance report was not submitted by the institute, rather an index of report was only submitted. The actual compliance report was submitted on 24.11.2023.

38. Whereas, the compliance report submitted by the MTI was examined by the MMD, Chennai and compliance verification report of the deficiencies noted was submitted to DGS on 11.12.2023 [**Exhibit-AC**] informing that all though some compliances have been submitted, it was proposed that only after compliance/satisfactory closure of deficiencies (Sr. No 1,7,41 & 47) for any additional enhancement of existing running courses or new course may be considered by DGS. It was recommended by PO, MMD Chennai that MTI may be allowed to run two batches of GP Rating in a year (40 per batch) one batch in January and other in July of each year for maintaining the continuity of the faculty and to allow the MTI to continue to run the existing running courses viz. Certificate Course in Maritime Catering (CCMC), Basic Safety Training (BST) and Security Training for Seafarers with Designated Security Duties (STSDSD) with present approved intake capacity and batch frequency. Further recommended to revoke all other approvals and to re-consider only after satisfactory course specific inspection and CIP in 2024.

39. Whereas, the report submitted by MMD, Chennai was examined at DGS, Mumbai and for further deliberations on the issue, a meeting was scheduled on 22.12.2023 [**Exhibit-AD**] with PO, MMD, Chennai. During the meeting, it is found that the entire compliance submitted by the SNCET to the PO, MMD, Chennai are in the nature of self-declaration and the same is to be cross verified by visit to the said institute and the matter to then be reported with specific reference to the DGS circulars with specific recommendation of the PO, MMD, Chennai. Further, there is need for verifying the CAS for the faculty. Thereafter, the matter, on receipt of recommendations from PO, MMD Chennai with reference to the DG(Shipping) circulars shall be taken up for an internal discussion and thereafter subsequently the second stage with the representatives of SNCET and thereafter the due speaking order shall be issued.


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40. Whereas, DGS vide letter dated 28.12.2023 [Exhibit-AE] had directed the PO, MMD, Chennai to cross verify the compliances submitted by the MTI, by physically visiting the institute, since the entire compliance report submitted by the MTI to PO, MMD, Chennai was observed to be in the nature of self-declaration.

41. Whereas, the Directorate had received email dated 21.09.2023 [Exhibit-AF] from the Ministry of Ports, Shipping and Waterways, GoI, New Delhi providing the details about the complaints against the DG(S) and the Addl. DG(S) filed by Shri PMN Mohan Krishnaa, Chairman of Sri Nandhanam College of Engineering and Technology, Tirupattur in the portal of CVC. The same referred with details to PO, MMD, Chennai with a request to share with the surveyors and give a complete picture of the submissions of the representative from the MTI vide DGS letter dated 28.12.2023 [Exhibit-AG]. The allegations are made without providing any concrete proof and the complainant has made baseless allegations against the officers with ulterior motives.

42. Whereas, the SNCET had made application vide email dated 23.12.2023 [Exhibit-AH] for (1) Police Permission and (2) Police Protection for "fast unto death peaceful" ahimsa no slogans protest with BJP flags and the same also received from the Ministry of Ports, Shipping and Waterways, GoI, New Delhi vide email dated 28.12.2023. The detailed reply to emails were forwarded to the SNCET and also the Ministry vide DGS letter dated 28.12.2023 [Exhibit-AI].

43. Whereas, the scheduled physical verification of compliances submitted the institute was slated for 10.01.2024 and the same has been communicated to the Chairman, SNCET by MMD, Chennai via email 29.12.2023 [Exhibit-AJ]. Subsequently, as no confirmation response was received, a second email with letter No. MMDC/PO/SAC/86-I/3957 dated 02.01.2024 [Exhibit-AK] on the same subject was sent to the Chairman of SNCET by MMD, Chennai.

44. Whereas, the Chairman via email 03.01.2024 [Exhibit-AL] has expressed objections to the above communication and to the scheduled physical verification of the compliances submitted by the institute. His communication not only expressed reservations regarding MMD's correspondence. Surveyors of MMD, Chennai have expressed concerns of safety for the scheduled physical verification of the compliances submitted by the institute, in view of the unruly behaviour of the chairman in earlier instances.

45. Whereas, Chairman, SNCET has called the PO, MMD Chennai on 29.12.2023 and spoke with a similar manner and language used in the email dated 03.01.2024. It is noted that the Chairman's assertions and the overall tenor of the communication are contrary to the standards of decorum and inconsistent with the norms of professional discourse.

46. Whereas, the SNCET have filed multiple RTI applications asking for the noting and file recordings about enormous mails sent by him and action taken by the DGS. The DGS have already provided information from time to time SNCET. One such RTI application is pending to be replied within time period. Further, the SNCET also filed grievances on PG portal by mentioning the details. The same are being examining and reply will be send accordingly.

47. The list of 48 deficiencies with reference to the specific DGS Circular and the specific Paragraph in non-compliance is recorded herein for redressal given the present stalemate and the non-cooperative stance of the MTI for preventing physical validation of the compliances for the mandatory DGS Circulars for all MTIs

Table No. 2. deficiencies with reference to the specific DGS Circular and the specific Paragraph in non-compliance

Sl. No	Specific nature of the deficiency	DGS Circular Non-Compliance (Date/Para)
1.	CAS attendance system is non-operational. However, Bio-metric attendance system is being taken for the candidates and the faculty. The correspondence is ongoing with DGS for resolving this issue as informed by the Chairman.	Training Circular No 14 of 2020, para 5.
2.	Quality Manuals are not updated, revised quality manual not provided.	DGS circular 23 of 2020 dated 08.06.2020.
3.	Quality Manuals not reviewed in line with the DGS circular 23 of 2020 dated 08.06.2020.	DGS circular 23 of 2020 dated 08.06.2020.
4.	Quality System ISO Manual Course list is not updated, new course nomenclature references not included/amended as per the new nomenclature (e.g. Basic Safety Training course, General Purpose Rating, STSDSD, CCMC).	DGS circular 23 of 2020 dated 08.06.2020.
5.	Faculty list details are to be updated in DGS website, many faculty names to be deleted as they are no longer working with the MTI. Some of the new faculty have to be entered in the Portal.	DGS Training Circular No. 31 of 2018, para 3.5.2
6.	Videos of swimming pool witnessed, inflation of life raft is not being demonstrated to all the batches.	Training Circular No. 07 of 2016 (Para 2)- Video records.
7.	Mr. Pachiyappan A, has a UK CoC in the rank of Second Engineer and equivalent UK CoE. However, he is not fulfilling the requirement of qualification of faculty member with reference to para 3.8 of DGS Order 5 of 2013.	Para 3.8 of DGS Order 5 of 2013 & GP Rating Course guidelines DGS circular 01 of 2018 para 6.6.2
8.	ETO permanent faculty are not available in college premises during the inspection and have proceeded for vacation.	Training Circular 01 of 2011- DGS Training circular 01 of 2004
9.	Original Land documents are kept in the Bank Locker as informed by Chairman, However the scanned copies of the land documents provided.	DGS order 02 of 2007 Paragraph 2.1
10.	Dining Room/Galley Shed is damaged at a few places.	DGS order 02 of 2007 Paragraph 2.9.1 -Dining Hall
11.	Unsafe Electrical wiring observed at various places in campus, Ship in Campus, Hostels, Galley, Dining Area and RO Plant which may result in hazard to candidates and staff.	DGS Training Circular No. 31 of 2018, para 2.5
12.	Housekeeping of Galley and dining area need to be improved.	DGS order 02 of 2007 Paragraph 2.9.4 - Kitchens (Galley)
13.	Housekeeping Practical room was found with old furniture.	DGS Training Circular No. 31 of 2018, para 2.5
14.	First Aid Box in Restaurant Practical training area was found with inadequate medicines.	Training Manual - 2.7. Dispensary and Medical emergencies
15.	List of Appliance and their ROB for CCMC not provided.	CCMC- SALOON RATING COURSE DGS Circular 18

		of 2005 Annexure 7
16.	Ambulance not available in campus however they stated that they will use the bus for transport of patients from the College/Hostel.	DGS Training Circular No. 31 of 2018-Training Manual - 2.7. Dispensary and Medical emergencies
17.	Window panes found broken in Restaurant Practical Training Area, Classrooms Ship in Campus and Hotel.	DGS Training Circular No. 31 of 2018, para 2.5
18.	Gas cylinder fixed installation not available, the staff stated that they get the portable cylinder each time during the Practicals and connect it outside.	DGS Training Circular No. 31 of 2018, para 2.5
19.	Tie-up with hospital is not available however the Chairman stated that the trust runs a Pharmacy college and 4 nurses are available for the institute.	Training Manual - 2.7. Dispensary and Medical emergencies
20.	CCMC Students are not a part of Mess Committee however GP candidates are part of this committee.	DGS Order 4 of 2016- CIP Checklist Part IV Student development programmes (Personality & Academic) Serial No.3.1.
21.	Equipment for demonstration & training purposes are found to be in inadequate for CCMC course.	CCMC- SALOON RATING COURSE DGS Circular 18 of 2005 Annexure 7
22.	Safety railing safety wall in MTI main building was non-existent on the terrace and no locking door available to restrict access.	DGS Training Circular No. 31 of 2018, para 2.5
23.	No linen provided in the Hostel and candidates are using their own linen.	Training Manual- DGS Training Circular No. 31 of 2018, para 2.17.6
24.	Windows in many of the Hostel rooms found in dilapidated state.	DGS Training Circular No. 31 of 2018, para 2.5
25.	Many electrical wires and switches in Hostel rooms and alleyways found to be hanging and not as per standard electrical practice.	DGS Training Circular No. 31 of 2018, para 2.5
26.	Poor Lighting in the Hostel corridors	DGS Training Circular No. 31 of 2018, para 2.5
27.	Medical First Aid kit is not available in the Hostel premises.	DGS Training Circular No. 31 of 2018-Para 2.7. Dispensary and Medical emergencies
28.	Class Time table not posted outside GP rating classroom.	DGS Order 02 of 2007- Requirements for Pre-sea course approval.
29.	Washrooms in the first floor of hostel are in extremely poor condition, in unhygienic condition.	Training Manual- DGS Training Circular No. 31 of 2018, para 2.17.5
30.	Uncovered drainage outlets near the washrooms are found fetid.	Training Manual- DGS Training Circular No. 31 of 2018, para 2.17.5
31.	Ship equipment for demonstration & training purposes are found be in poor condition and the quantity of the equipment are not found in-line with	Training Circular No. 01 of 2018



	DGS guidelines for GP rating course.	
32.	PC based steering simulator as required under DGS guidelines is not available in the campus.	Training Circular No. 01 of 2018
33.	Safety railing is not of adequate height in the ship training building	DGS Training Circular No. 31 of 2018, para 2.5
34.	Shards of broken glass and window panes found in the ship training building.	DGS Training Circular No. 31 of 2018, para 2.5
35.	Fire hoses in the bridge are found to be in poor condition.	DGS Training Circular No. 31 of 2018, para 2.5
36.	No proper drinking water facility is found in the hostel premises.	DGS Order 05 of 2016 Para 2.5
37.	Container fittings including Lashings equipment's (4.23 of the DG GP rating DGS circular 01 of 2018) are not available at this time, to procure on urgent basis.	DGS Circular Teno.01 of 2018
38.	Quantity of the equipment for the ETO course required as per Training Circular 01 of 2011 is not adequate.	DGS Circular Training Circular no.01 of 2011 (ETO Course Guidelines)
39.	A total of 51 candidates were admitted in two batches for GP Rating course in 2022. However, the approval accorded by the DGS for the said course is 40 candidates with a frequency of only one batch per year.	DGS Training Circular 1 of 2018, para 16.3 & Training Circular No. 30 of 2018, para 1.12.5
40.	Load Matrix has not been provided after repeated requests.	Training Manual- DGS Training Circular No. 31 of 2018, para 3.5 Faculty load matrix / faculty details.
41.	Capt. Vikas Kumar Singh, Principal is found to have not completed AECS.	Training Manual- DGS Training Circular No. 31 of 2018, para 3.2.4
42.	TAR Book for GP Rating and CCMC candidates have not been provided.	DGS Training Circular No. 01 of 2018 - Appendix 1 I
43.	Television in the recreation facility is not functioning.	Training Manual- DGS Training Circular No. 31 of 2018, para 2.13.5
44.	Lesson plan to be verified for each session of the teaching are not available.	DGS Order 02 of 2007 requirements and Procedures for Pre-sea course approval.
45.	Charts and tables required for training are not available.	DGS Circular Teno.01 of 2018
46.	Pass percentage of the GP Rating batches, CCMC and respective performance analysis were not provided.	DGS Order 4 of 2016- CIP Checklist Part IV Student development programmes (Personality & Academic) Serial No.1.2
47.	Mast in the parade ground is found to have fallen to ground.	Training Manual- DGS Training Circular No. 31 of 2018, para 2.14.3
48.	Records of Fees Collected in-line with the batch candidates has not been provided.	As per DGS order no: 07 of 2016 & Training Circular No. 09 of 2013.

48. As on date, the position of the MTI on the E- Governance portal is as follows with the following approvals;

Table No. 3. Position of status of the Courses of SNCET

Sr. No.	Name of Course	Students per batch	Batches per year	Status
1.	B.Sc Nautical Science	40	1	Active
2.	BE/B-Tech Marine Engineering	40	1	Active
3.	Basic Safety Training	24	96	Active
4.	Certificate Course in Maritime Caterring	40	2	Active
5.	Electro Technical Officers	40	2	Active
6.	Graduate Marine Engineering	40	1	Active
7.	Security Trng. For Seafarer with Designated Security Duties	20	48	Active
8.	Training for General Purpose Ratings	40	1	Active

49. Whereas, the opportunity given to the MTI on multiple occasions in relation to construction of the swimming pool. The inspection findings and recommendations provided the PO, MMD, Chennai has to specifically address the submission of the MTI on the swimming pool and the examination in this regard as per DGS Circular No. 07 of 2018 issued on 21.03.2018 and report compliance to the STCW Compliance Board.

50. Whereas, the inspection team has observed during inspection and the verification of records in the e-governance system that the MTI has admitted 51 candidates (11 candidates in January -2022 and 40 candidates in July-2022) in the year 2023 against the approved strength 40 of GP Rating Training. Also the MTI has admitted 37 candidates in January-2023 and had an unauthorized batch in July-2023 but the details of the same is not available in the e-governance system as the system will allow only one batch in a year of a batch size of 40.

51. Further the inspection team has observed that the MTI has not taken any admissions for B.SC Nautical Science, BE / B. Tech Marine Engineering and Graduate Marine Engineering for the past 4 years as per DGS e-governance records and the courses are not running at the time of inspection. However, the MTI has taken admissions for Electro Technical Officers (ETO) in May-2023 for 5 candidates and the course completed in August-2023.

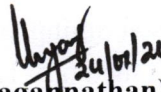
52. As on date, it has been communicated by the Chairman, SNCET about unwillingness to coordinate or cooperate with the implementation of inspection procedures due to the stated reasons. The Chairman has unequivocally expressed that decision is grounded in the belief that the inspection is premature, potentially illegal, and against the best interests of the college. This matter is also taken on record and intimated to the STCW Compliance Board.

53. In view of the above, the undersigned hereby directs that the request of M/s. Sri Nandhanam College of Engineering and Technology, Tirupattur is to be based and encapsulated on physical verification of the compliances of the DGS Circulars and an undertaking in writing that the management of the Maritime Training Institute shall adhere to DGS Circulars and not demonstrate a non-cooperative stance which impairs the necessary


24/07/24

statutory approvals thereof. It is to mention that this order is issued after due deliberation with the STCW Compliance Board as a consultative forum on 23.01.2024. The minutes of meeting of STCW Compliance Board are issued from time to time **[Exhibit-AM]**. [Taking into account the above stalemate and non-co-operation from the MTI, it is imperative to revoke the approvals of all the courses which are presently not conducted by the MTI and the reinstatement of the courses may be only allowed after a course specific inspection to the tune of initial inspection. Also, the enhancement of existing running courses may be considered only after satisfactory physical verification of the compliances submitted by the institute and to the compliance of DGS Orders/Circulars as applicable].

54. Further, the SNCET is provided due opportunity to be heard by the DGS with the details of the operative part of the order having been detailed as above and adequate time of 10 (ten) working days are allowed to them to submit any suitable representation thereof. In case of any representation or submission by the said Maritime Training Institute being Nandanam Engineering and Maritime Institute, the same shall be deliberated upon and decided by the STCW Compliance Board and steps thereof taken accordingly. In case of the event of the non-cooperative stance of the Maritime Training Institute with respect to physical verification of the compliances replied on the deficiencies listed out para 47 and no representation or any material inputs being received from the management or any authorized representation of the Maritime Training Institute the operative part of this order thereof shall be rendered effective with written confirmation thereof recording fact of non-response from the said Maritime Institute. All concerned are to be suitably intimated and taken on record thereof accordingly.


(Shyam Jagannathan)

Director General of Shipping

Encl.: 1. The Exhibit-A to Exhibit-AM are enclosed herewith.

2. Pendrive with video footage of CIP carried out of your MTI is being forwarded separately by speed post alongwith the said original Order.

To,

Shri PMN Mohan Krishnaa, Chairman,

Sri Nandhanam College of Engineering and Technology,

Sri Nandhanam Maritime Academy, Nandhanam Nagar, Molagarampatti,

Tirupattur Taluk, Tirupattur, Tamil Nadu – 635 602.

Copy to:

1. The Secretary to the Govt. of India, the Ministry of Ports, Shipping and Waterways, GoI, New Delhi.
2. Principal Officer, Mercantile Marine Department, Anchore Gate building, 2nd Floor, P.B.No. 5004, Rajaji Salai, Chennai-600 001-with a request to inform the Hon'ble High Court of Madras.
3. E-Governance Branch to display on DGS website.