



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:20-11011/7/2020-TRG-DGS

Date: 14.09.2021

SHOW CAUSE NOTICE

Background

- 1) The Directorate had accorded approval to the MTI “**M/s. International Maritime Academy, Chennai**” (MTI No. **406026**), No.41, Jamin, Korattur, Puthuchatram, Chennai, Tamil Nadu – 600 056 for conducting Pre-sea and Post-sea courses.

Sr. No.	Course Name
1.	B.Sc. Nautical Science
2.	BE / B-Tech Marine Engineering
3.	Basic Safety Training
4.	Diploma in Nautical Science
5.	Security Training for Seafarer with Designated Security Duties
6.	Training for General Purpose Ratings

- 2) The MTI belongs to the Trust **M/s International Maritime Academy Trust** 41, Giri Road, T Nagar, Chennai, Tamil Nadu, 600 017. The Trustees of the said Trust are Shri. J. Senthil Kumar (S/o Shri K Jayaraman), Smt. M. Hemalatha (W/o Shri J. Senthil Kumar).
- 3) The High Court of Judicature at Madras in Writ Petition Nos. 40370, 40371, 42306, 42307 of 2016, 1415, 2892, 20830, 20831, 32885, 34869 of 2018, 1278, 1639 and 1651 of 2019 and W.M.P.Nos.34441, 34443, 36211, 36213 of 2016, 1800, 1801, 3566, 24447, 24448, 24449. 24450 to 24452, 38102, 38103, 38105, 40420, 40421, 40423 of 2018, 1432, 1434, 1436, 1819 and 1848 of 2019 has pronounced an order dated 9.09.2019.

The conclusive **Para 92** of the said Order *“To sum up the writ petitions are disposed of with the following findings and directions:-*

(i) The Director General of Shipping is the authority vested with absolute power to regulate all training programmes leading to examinations for grant of certificates;

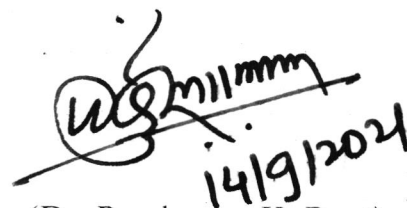
(ii) As far as Diplomas, Degrees and Post Graduate Diplomas offered by the Institutes affiliated to Universities, the policy of the Central Government binds the Universities and the Institutes affiliated to the Universities. DGS power to prescribe minimum eligibility marks for admission in Diploma and degree courses flows from Entry 25 in List I of Schedule VII of the Constitution of India”.

- 4) The High Court of Judicature at Madras in Writ Petition Nos. 9050 & 9119/2020 and WMP.Nos.11011, 11013, 11117 & 11118/2020 has pronounced an order dated 18.08.2020.

The conclusive **Para 19** of the said Order *“In so far as the power and authority of the 2nd respondent in issuing the Circular is concerned, this Court concurs with the findings of the earlier order dated 09.09.2019 passed by the learned Single Judge in the batch of writ petitions. Therefore, this Court is not inclined to once again go through the exercise of determining the power and authority of the 2nd respondent, more particularly, since the Institution has challenged that portion of the order by filing a writ appeal”.*

- 5) The Directorate has received letter from MTI dated 21.12.2020 informing about the admitted students for B.Sc. Nautical Science and Diploma Science. It was found from the letter that MTI is still admitting candidate below minimum eligibility criteria. The DGS Training Circular 12 of 2018 dated 01.04.2020 mention in details about the minimum eligibility criteria for admission in approved MTI for approved maritime Pre-Sea training course. The MTI is in Non-compliance to the DGS Guidelines as the same has been already upheld by Hon'ble High Court of Judicature at Madras. The above Non Compliance falls under Major deficiencies mentioned under Part 5, Para 5.3 (5.3.1.2) of DGS Order 07 of 2018.

- 6) Several complaints have been received at the Directorate against the above mentioned issues of the Maritime Training Institute (MTI) from candidates that after completing said courses they were not eligible for assessment as they are not meeting minimum eligibility criteria as per the DGS Training Circular 12 of 2018 dated 01.04.2020 at the time of admission for the Pre-Sea course by MTI. Students of B.E.(Marine Engineering) have complained that MTI is not issuing course completion certificate and mark sheet to the final year students. Many of Diploma Nautical Science candidates have complained that MTI is not issuing SSTP certificate.
- 7) In view of the above mentioned serious major non-conformities, the Maritime Training Institute "M/s. International Maritime Academy, Chennai" (MTI No. 406026), is required to explain as to why disciplinary proceedings may not be initiated.
- 8) Your reply may be submitted to this Directorate within 15 days from the date of issuance of this letter.



(Dr. Pandurang K. Raut)

Deputy Director General of Shipping(Trg.)

To;

M/s. International Maritime Academy, Chennai" (MTI No. 406026),
No.41, Jamin,
Korattur, Puthuchatram,
Chennai,
Tamil Nadu – 600056.

Copy to:

1. The Principal Officer,
MMD, Mumbai/Kolkata/Chennai/Kochi/Kandla
2. Guard File.