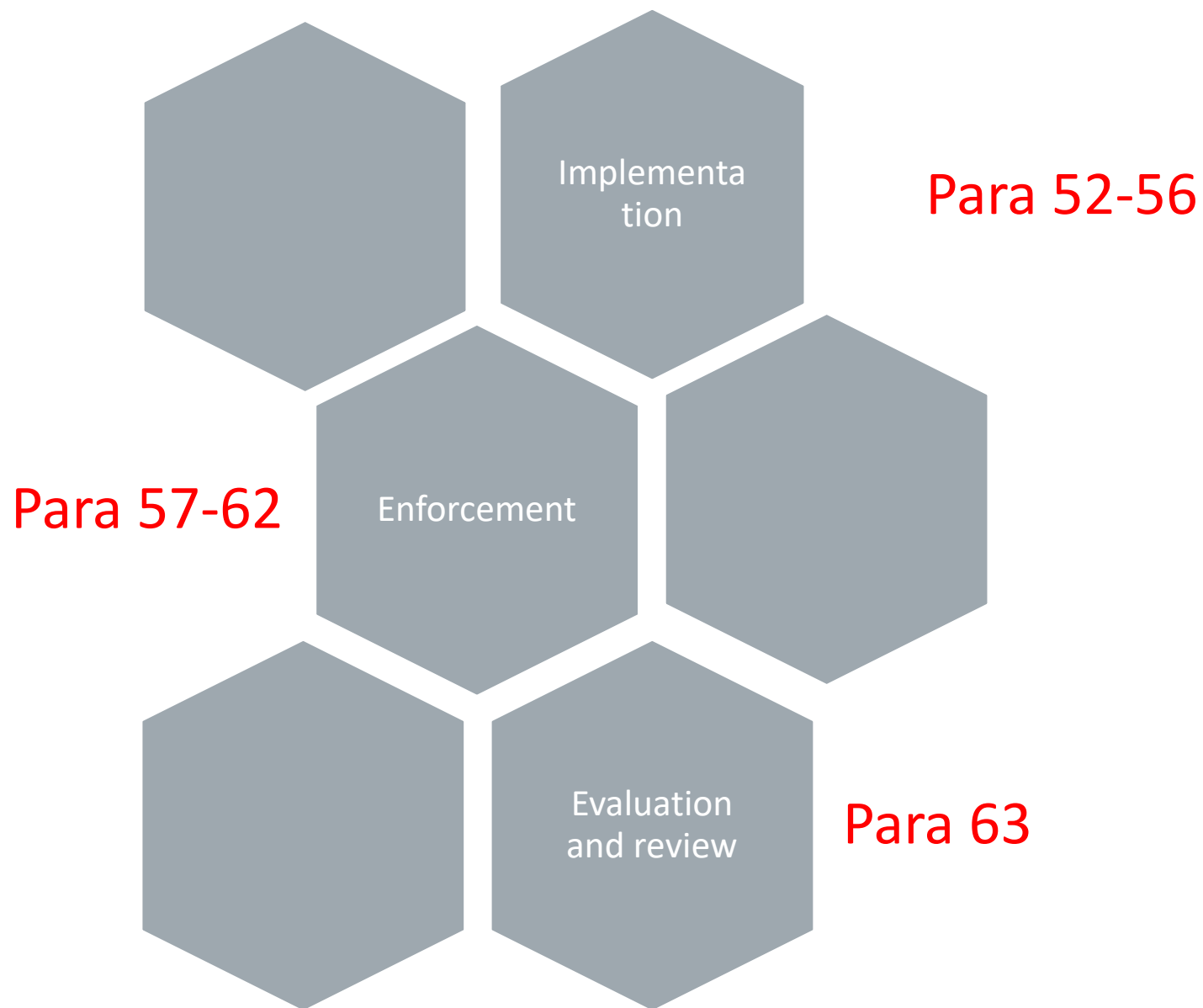


EUROPEAN MARITIME SAFETY AGENCY

IMO MEMBER STATE AUDIT SCHEME Training on preparation for
Member States – Port State activities

Department 1 Sustainability and Technical Assistance
Unit 1.3 Capacity Building





Refers to paragraphs 52 – 56 of the III Code

Rights and obligations for a port State stemming from international conventions. III Code refers to IMO conventions

Obligations are met through issuing national laws and procedures:

- Which will assist in the implementation and enforcement of the international instruments (also bilateral/multilateral agreements)*
- Assigning responsibilities to update and revise policies adopted*

Obligations - Annex 4 to Res A.1141(31) “Non-exhaustive list of obligations – Specific Port State Obligations”

Para 56 of III Code

- Port State control - Res A.1138(31)
- Reception facilities
 - ✓ **Provide** reception facilities for ships in port or terminal, inside & outside port
 - ✓ **Inform** ships to use the facilities
 - ✓ **Ensure** port, terminals, shipyards provide adequate facilities - Res MEPC 83(44)
 - ✓ **Penalties** for non-compliance
 - ✓ **Capacities** according to the needs of ships using a port/terminal
 - ✓ Must be made **available to all ships**
 - ✓ Master to notify quantity & content of waste Notification to IMO in cases of alleged inadequacy
 - ✓ Communication to IMO
- Keeping a register of fuel oil suppliers



Example



Reported cases of alleged inadequacy

The table below lists all reports of alleged inadequacies of facilities posted online and validated by Secretariat.

Click [here](#) to view reports submitted before 1 March 2018.

Reports

Download Showing 1-10 of 340

Page 1

Date of occurrence	Date of receipt of notification by IMO	Reporting State	Port State	Port/Terminal	Waste categories for which the inadequacy was alleged	Problems encountered	Comments on the nature of alleged inadequacies	Date of receipt of port State's response	Summary of the investigation
2021-07-09	2021-07-12	Marshall Islands	Mexico	Tuxpan (MXTUX)	A. Plastics C. Domestic wastes E. Incinerator ashes F. Operational wastes	C - Use of facility technically not possible, E - Vessel had to shift berth involving delay/cost C - Use of facility technically not possible, E - Vessel had to shift berth involving delay/cost C - Use of facility technically not possible, E - Vessel had to shift berth involving delay/cost C - Use of facility technically not possible, E - Vessel had to shift berth involving delay/cost	GARBAGE DISPOSAL IS ONLY ALLOWED IF THE VESSEL TO BE BERTHED AT PIER NOT ALLOWED IN ANCHORAGE OR SBM.		
2021-06-29	2021-07-09	Denmark	Italy	Gela (ITGEA)	MARPOL Annex IV-related (Sewage)	A - No facility available	Gela Port do not have any reception facility to receive pre wash water which would have generated after discharging Cat X catgo CPOME and RPOME Note : CPOME full name CRUDE PALM OIL MILL EFFLUENT		

RESOLUTION MEPC.83(44) GUIDELINES FOR ENSURING THE ADEQUACY OF PORT WASTE RECEPTION FACILITIES

- PSC detentions
- MARPOL annual reporting system (MEPC/Circ.31 and Appendix 4 of MEPC.1/Circ.834)
- Complaints against inadequacy of reception facilities
- Complaints against non-compliant bunker fuel oil quality

Member State to have a **mechanism** in place for **periodic evaluation** of the performance in fulfilling its port State obligations

This mechanism is to **confirm whether measures taken** in exercising the Member State's rights and **meeting its obligations** under mandatory IMO instruments are:

- Effective
- Lessons learnt for continuous improvement





Questions? Thank you



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