

The New IMO Assembly Resolution on PSC

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Training
on practical aspects of
PSC & ROPAX Lisbon
28-29 June 2012

IMO Assembly Resolution on PSC

Resolution A.787(19)

PROCEDURES FOR PORT STATE CONTROL

THE ASSEMBLY,

RECALLING Article 15(j) of the Convention on the International Maritime Organization concerning the functions of the Assembly in relation to regulations and guidelines concerning maritime safety and the prevention and control of marine pollution from ships,

RECALLING ALSO the Seafarers' Training Certification and Watchkeeping Code and amendments to the International convention on Standards of Training, Certification and Watchkeeping for Seafarers (STCW), 1978, approved by the STCW Conference in July 1995,

RECALLING FURTHER that, by resolution A.446(XI), it adopted, in November 1983, revised specifications for the design, operation and control of crude oil washing systems,

NOTING resolutions A.466(XII) as amended, A.542(13), A.597(15), MEPC.26(23), and A.742(18) contain procedures for the control of ships by port States on matters related to maritime safety and the prevention of marine pollution,

NOTING ALSO resolution A.481 (XII) by which it adopted broad principles of said manning including guidelines for application of the principles,



RECOGNIZING FURTHER that resolution A.742(18) requests the Maritime Safety Committee and the Marine Environment Protection Committee to consider amalgamating resolutions on port State control,

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ASSEMBLY
27th session
Agenda item 9

A 27/Res.1052
20 December 2011
Original: ENGLISH

Resolution A.1052(27)

Adopted on 30 November 2011
(Agenda item 9)

PROCEDURES FOR PORT STATE CONTROL, 2011

THE ASSEMBLY,

RECALLING Article 15(j) of the Convention on the International Maritime Organization regarding the functions of the Assembly in relation to regulations and guidelines concerning maritime safety and the prevention and control of marine pollution from ships,

RECALLING ALSO resolution A.787(19), by which it adopted the Procedures for Port State Control, and resolution A.882(21), by which it adopted amendments thereto,

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Scope

.....the need to update the Procedures, as amended, to take account of the amendments to IMO instruments which have entered into force or have become effective since the adoption of resolutions A.787(19) and A.882(21)



IMO Assembly resolution on PSC

787

1052

CHAPTER 1 - GENERAL

- 1.1 Purpose
- 1.2 Application
- 1.3 Introduction
- 1.4 Provision for port State control
- 1.5 Ships of non-Parties and ships below convention size
- 1.6 Definitions

CHAPTER 2 - PORT STATE INSPECTIONS

- 2.1 General
- 2.2 Inspections
- 2.3 Clear grounds
- 2.4 Professional profile of PSCOs
- 2.5 Qualification and training requirements of PSCOs
- 2.6 General procedural guidelines for PSCOs

CHAPTER 1 - GENERAL

- 1.1 Purpose
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- 1.8 Professional profile of PSCOs
- 1.9 Qualification and training requirements of PSCOs

CHAPTER 2 - PORT STATE INSPECTIONS

- 2.1 General
- 2.2 Initial Inspections
- 2.3 General procedural guidelines for PSCOs
- 2.4 Clear grounds
- 2.5 More detailed inspections

IMO Assembly Resolution on PSC

787**1052****CHAPTER 3 - MORE DETAILED INSPECTIONS**

- 3.1 General
- 3.2 Clear grounds
- 3.3 Guidelines for ship structural and equipment requirements
- 3.4 Guidelines for discharge requirements under Annexes I and II of MARPOL 73/78
- 3.5 Guidelines for control of operational requirements
- 3.6 Minimum manning standards and certification

CHAPTER 4 - CONTRAVENTION AND DETENTION

- 4.1 Identification of a substandard ship
- 4.2 Submission of information concerning deficiencies
- 4.3 Port State action in response to alleged substandard ships
- 4.4 Responsibilities of port State to take remedial action
- 4.5 Guidance for the detention of ships

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- 3.5 Guidance for the detention of ships
- 3.6 Suspension of inspection
- 3.7 Procedures for rectification of deficiencies and release

CHAPTER 4 – REPORTING REQUIREMENTS

- 4.1 Port State reporting
- 4.2 Flag State reporting
- 4.3 Reporting of allegations under MARPOL

CHAPTER 5 – REVIEW PROCEDURES

- 5.1 Report of comments

IMO Assembly Resolution on PSC

787

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- 5.1 Port State reporting
- 5.2 Flag State reporting
- 5.3 Reporting of allegations under MARPOL 73/78

CHAPTER 6 - REVIEW PROCEDURES

- 6.1 Report of comments

APPENDICES

- Appendix 1 Guidelines for the detention of ships
- Appendix 2 Guidelines for investigations and inspections carried out under Annex I of MARPOL 73/78
- Appendix 3 Guidelines for investigations and inspections carried out under Annex II of MARPOL 73/78
- Appendix 4 List of certificates and documents
- Appendix 5 Report of inspection
- Appendix 6 Report of contravention of MARPOL 73/78
- Appendix 7 Comments by flag State on deficiency report

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A.1052 (27) includes
18 Appendices



A.787 (19) includes
7 Appendices

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-  Appendix 1 Code of Good Practice for port State control officers conducting inspections within the framework of the regional Memoranda of Understanding and Agreement on Port State Control (MSC-MEPC.4/Circ.2)
- Appendix 2 Guidelines for the detention of ships
- Appendix 3 Guidelines for investigations and inspections carried out under Annex I of MARPOL
- Appendix 4 Guidelines for investigations and inspections carried out under Annex II of MARPOL
- Appendix 5 Guidelines for discharge requirements under Annexes I and II of MARPOL
-  Appendix 6 Guidelines for more detailed inspections of ship structural and equipment requirements
- Appendix 7 Guidelines for control of operational requirements
-  Appendix 8 Guidelines for port State control related to the ISM Code
-  Appendix 9 Guidelines for port State control related to LRIT
-  Appendix 10 Guidelines for port State control under the 1969 Tonnage Convention
- Appendix 11 Minimum manning standards and certification

IMO Assembly Resolution on PSC

- Appendix 12 List of certificates and documents
- Appendix 13 Report of inspection in accordance with IMO port State control procedures
-  Appendix 14 Report of deficiencies not fully rectified or only provisionally repaired
-  Appendix 15 Report of action taken to the notifying authority
- Appendix 16 Format for the Report of contravention of MARPOL (article 6)
- Appendix 17 Comments by flag State on detention report
- Appendix 18 List of instruments relevant to port State control procedures 

IMO Assembly Resolution on PSC

APPENDIX 18

LIST OF INSTRUMENTS RELEVANT TO PORT STATE CONTROL PROCEDURES

Instrument	Name	IMO body	Remark
A.797(19)	Safety of ships carrying solid bulk cargoes	DSC	
A.1047(27)	Principles of minimum safe manning	MSC/STW	
MSC.159(78)	Interim guidance on control and compliance measures to enhance maritime security	MSC/FSI	
MSC.286(86)	Recommendations for material safety data sheets (MSDS) for MARPOL Annex I	BLG	
MSC/Circ.447	Control under SOLAS regulation I/19 – Recommendation on radar reflectors for liferafts and on training manuals	DE	
MSC/Circ.592	Carriage of dangerous goods	DSC	
MSC/Circ.606	Port State concurrence with SOLAS exemptions	FSI	
MSC/Circ.635	Tonnage measurement of certain ships relevant to the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978	SLF	
MSC/Circ.656	Safety of ships carrying solid bulk cargoes	DSC	
MSC/Circ.811	Identification of float-free arrangements for liferafts	DE	
MSC/Circ.887	Interpretation of the term "other strategic points" in SOLAS regulation III/50 and LSA Code section VII/7.2	DE	
MSC/Circ.890 MEPC/Circ.354	Interim guidelines for port State control related to the ISM Code	FSI	
MSC/Circ.907	Application of SOLAS regulation III/28.2 concerning helicopter landing areas on non ro-ro passenger ships	DE	

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1.1 PURPOSE

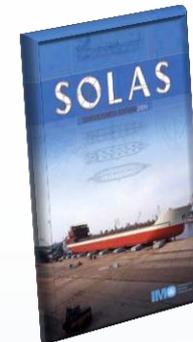
This document is intended to provide basic guidance on the conduct of port State control inspections and afford consistency in the conduct of these inspections, the recognition of deficiencies of a ship, its equipment, or its crew, and the application of control procedures.



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Relevant Instruments

- SOLAS 1974 & Protocol 1988
- MARPOL
- LL
- STCW
- TM
- AFS

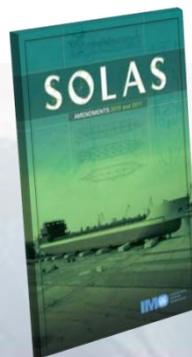


Important !!

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1.4 PROVISION FOR PORT STATE CONTROL

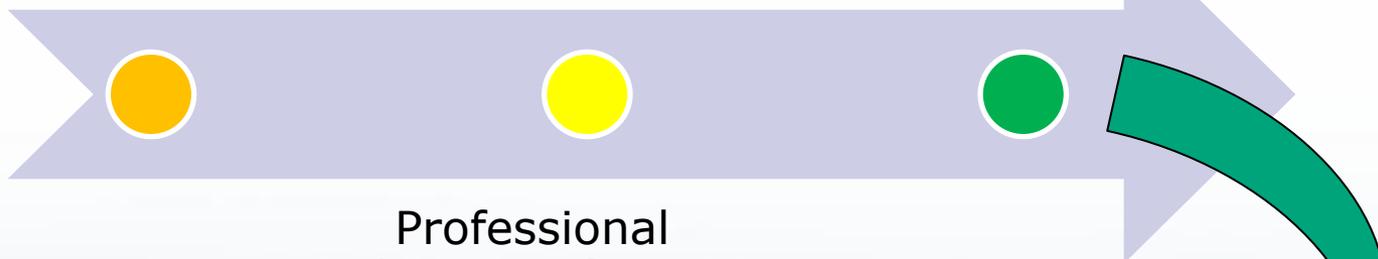
Regulation 19 of chapter I, regulation 6.2 of chapter IX, regulation 4 of chapter XI-1 and regulation 9 of chapter XI-2 of SOLAS, as modified by the SOLAS Protocol 1988; article 21 of Load Lines, as modified by the Load Lines Protocol 1988; articles 5 and 6, regulation 11 of Annex I, regulation 16.9 of Annex II, regulation 8 of Annex III, regulation 13 of Annex IV, regulation 8 of Annex V and regulation 10 of Annex VI of MARPOL; article X of STCW; article 12 of Tonnage and article 11 of AFS provide for control procedures to be followed by a Party to a relevant convention with regard to foreign ships visiting their ports. The authorities of port States should make effective use of these provisions for the purposes of identifying deficiencies, if any, in such ships which may render them substandard (see section 3.1), and ensuring that remedial measures are taken.



IMO Assembly Resolution on PSC Code of Good Practice !

Introduce
to
Captain

Inform on
results



Professional
judgement for MDI
based on Clear
grounds, example of
9 items as per 2.4.2.



Selection of ships for inspection

CHAPTER 2 – PORT STATE INSPECTIONS

2.1 GENERAL

2.1.1 In accordance with the provisions of the applicable conventions, Parties may conduct inspections by PSCOs of foreign ships in their ports.

2.1.2 Such inspections may be undertaken on the basis of:

- .1 the initiative of the Party;
- .2 the request of, or on the basis of, information regarding a ship provided by another Party; or
- .3 information regarding a ship provided by a member of the crew, a professional body, an association, a trade union or any other individual with an interest in the safety of the ship, its crew and passengers, or the protection of the marine environment.

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Initial inspection requirements

A.1052(27)

2.2.4 If the certificates are valid and the PSCO's general impression and visual observations on board confirm a good standard of maintenance, the PSCO should generally confine the inspection to reported or observed deficiencies, if any.

Article 13

Initial and more detailed inspections

Member States shall ensure that ships which are selected for inspection in accordance with Article 12 are subject to an initial inspection or a more detailed inspection as follows:

1. On each initial inspection of a ship, the competent authority shall ensure that the inspector, as a minimum:
 - (a) checks the certificates and documents listed in Annex IV required to be kept on board in accordance with Community maritime legislation and Conventions relating to safety and security;
 - (b) verifies, where appropriate, whether outstanding deficiencies found during the previous inspection carried out by a Member State or by a State signatory to the Paris MOU have been rectified;

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A flowchart illustrating the process of a Port State Control (PSC) inspection. It consists of three rounded rectangular boxes arranged horizontally, connected by a large, light purple arrow pointing from left to right. The first box is dark blue with white text, the second is medium blue with white text, and the third is light blue with white text. The background of the slide shows a blue sea with a white wave cresting under a clear sky.

Initial
Inspection

Clear
Grounds

More
Detailed
Inspection

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New!!

3.6 SUSPENSION OF INSPECTION

3.6.1 In exceptional circumstances where, as a result of a more detailed inspection, the overall condition of a ship and its equipment, also taking into account the crew conditions, are found to be obviously substandard, the PSCO may suspend an inspection.

3.6.2 Prior to suspending an inspection, the PSCO should have recorded detainable deficiencies in the areas set out in appendix 2, as appropriate.

3.6.3 The suspension of the inspection may continue until the responsible parties have taken the steps necessary to ensure that the ship complies with the requirements of the relevant instruments.

3.6.4 In cases where the ship is detained and an inspection is suspended, the port State Authority should notify the responsible parties without delay. The notification should include information about the detention, and state that the inspection is suspended until that authority has been informed that the ship complies with all relevant requirements.

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Load Line

Areas under
cargo
operation



MARPOL I,
II, IV, V, VI

SOLAS



STCW

IBC – IGC
Code

Questions?

