

PORT MARINE SAFETY CODE

1.0 INTRODUCTION

- 1.1 This report provides Members with an update on the status of Argyll and Bute Council as Code (PMSC).
 - 1.1.1 It presents a proposed Harbour Consultation Policy for approval and inclusion in the Marine Safety Management Plan (MSMS) (Appendix 1).
 - 1.1.2 It presents a Harbour and Pier use Policy for approval and inclusion in the MSMS (Appendix 2).
 - 1.1.3 It presents a Collection of Fees Policy for approval and inclusion in the MSMS (Appendix 3).

2.0 RECOMMENDATIONS

- 2.1 Members of the Harbour Board are asked to:-
 - 2.1.1 Note and consider this report;
 - 2.1.2 Approve the Harbour Consultation Policy for inclusion with the Marine Safety Management System;
 - 2.1.3 Approve the Harbours and Pier use Policy for inclusion with the Marine Safety Management System; and
 - 2.1.4 Approve the Collection of Fees Policy for inclusion with the Marine Safety Management System.

3.3 **Policies for inclusion with the MSMS.**

3.3.1 Marine Policy statements assist with public and facility user understanding and clarify the intentions of the Harbour Authority.

3.3.2 Argyll and Bute Council Harbour Board has approved a set of policies in support of the management and regulation of marine operations that aim to safeguard our facilities, our customers, the public and the environment within our jurisdictions.

To date the Policies approved by the Harbour Board are:

- Marine Conservancy and Hydrographic Policy;
- Navigational Safety, Pilotage and Towage Policy;
- Marine Training Policy;
- Enforcement Policy; and
- Moorings Policy.

3.3.3 Three new Policies are presented as Appendix 1, 2 and 3.

3.3.4 The Harbour Consultation Policy formalises the agreement that as Harbour Authority Argyll and Bute Council will consult as required by the Code.

3.3.5 The Port Marine Safety Code emphasises the importance of effective consultation by all Harbour Authorities with all stakeholders and beneficiaries. This includes all those who use our harbours in some way, as well as those that represent them.

3.3.6 The Harbours and Pier use Policy

3.3.7 Compliance with the Port rules help to ensure we maintain health, safety, security and order at Argyll and Bute Council ports and piers and indicates that it is a condition of entry that Port Rules are complied with.

3.3.8

5.0 IMPLICATIONS

- 5.1 Policy - None directly arising from this report.
- 5.2 Financial - None arising from this report.
- 5.3 Legal - Failure to comply with the PMSC could have legal consequences following a marine incident.
- 5.4 HR None.
- 5.5 Fairer Scotland Duty:
 - 5.5.1 Equalities - protected characteristics - None arising from this report.
 - 5.5.2 Socio-economic Duty - None directly arising from this report.
 - 5.5.3 Islands - Compliance with the PMSC will help ensure safe and effective port operations.