

PORT LEGISLATION:

REGIONAL TENDENCIES & CHALLENGES

Presenter:



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PORT LAW

- Ports straddle the interface between land and sea. This means both maritime (international) law and national law apply.



INTERNATIONAL LAW

- UK MERCHANT SHIPPING ACT-1894 = JAMAICA SHIPPING ACT 1999



IMO CONVENTIONS:

MARPOL = SHIP WASTE FACILITY

SOLAS. = ISPS CODE= PORT SECURITY

INTERNATIONAL LAW CONT'D



UNITED NATIONS

UNCTAD

• UNCTAD LEGISLATION

- a) COMMERCIAL
LEGISLATION: HAGUE
& HAMBURG RULES

- b) CONVENTION ON
LIABILITY OF
TERMINAL
OPERATORS

TENDENCIES

HARMONIZATION
OF LAWS

IMPLEMENTATION
OF PORT STATE
CONTROL VS FLAG
STATE CONTROL

COLLABORATION
WITH ISPS CODE
IMPLEMENTATION

COMPETITION ON
TARIFF AND
COMMERCIAL
TERMS

CHALLENGES



- MARPOL: REQUIREMENT TO ESTABLISH WASTE FACILITY- JA INT'L TENDER FOR WASTE MANAGEMENT TO INCLUDE REQUEST FOR SHIP WASTE
- AIR POLLUTION – LNG/SCRUBBERS FOR 2020
- DREDGING
- LAW OF THE SEA; TERRITORIAL SEA/SHELF/EEZ
- FISHERMEN AND AREAS FOR FISHING
- SHIPPING ACT- REVIEW



SECURITY

SECURITY

- ISPS CODE
- DESIGNATED AUTHORITY
- SECURITY PROCEDURES & EQUIPMENT: CCTV, ACCESS CONTROL, TOS, ID & FINGERPRINT
- NATIONAL ID SYSTEM (NIDS)
- SHIP RIDER AGREEMENT

ISPS CODE

The logo for JAMAICAPCS, featuring the text "JAMAICAPCS" in blue and orange, with a stylized orange gear icon.

AUTOMATION

- ASYCUDA/PORT COMMUNITY SYSTEM
- CYBER CRIMES



PRICING

- TARIFF
- WHARFAGE (DOMESTIC)
- SECURITY FEES/CESS
- LABOUR CHARGE/CESS



**WHERE ARE
WE GOING?**

**Putting New Wine Into Old Wine
Skins?**

The Green Economy

Globalization & Logistics

Corporate Governance



**QUESTIONS /
COMMENTS /
RECOMMENDATIONS**