

## PORT CIRCULAR 6 OF 2018

To: All Ship Agents  
From: Captain of the Port  
Date: 10 April 2018  
Re: MARPOL TARIFF – AGENT’S RESPONSIBILITIES

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Dear All,

The GPA would like to remind shipping agents of their responsibilities regarding the provision of information to the contracted agents, Green Ports (Gibraltar) Ltd, for the collection of ship generated waste.

Shipping agents, as the ships representatives whilst vessels are in port, must ensure the following:

1. That the pre-arrival declaration of waste is correctly filled out and uploaded to VMS at least 24 hours before the ship’s arrival;
2. Agents are required to liaise with the Green Ports (Gibraltar) Ltd if any of the submitted information is incorrect and requires rectification;
3. Agents are required to liaise with Green Ports (Gibraltar) Ltd for the efficient operation of waste discharge;
4. Agents must ensure timely confirmation of the ship’s desire to discharge waste at least 24 hours before the ship’s arrival in order to secure the free discharge entitlement, otherwise the vessel will risk forfeiting this benefit.

Please note that the ship is the producer of the waste generated, therefore, irrespective of any arrangements between owners, operators or charterers, the GPA and GMA will consider acting against the vessel if they suspect that there has been, or could be, a breach of the Merchant Shipping (Port Waste Reception Facilities) Regulations 2002, as amended.

The Port Operations (Registrations and Licensing) Act 2005 defines ship agency as: ***“ship agency” means a business activity that is carried out, on behalf of the owners, charterers, managers or master of a ship or otherwise, to deal with the ships’ business at the port.***

Managing ship generated waste is very much part of the ship’s business at port and is governed by local and international legislation. We therefore consider the above ship agency requirements to be intrinsic and fundamental to the responsibility of the ship agent.

**BY ORDER OF THE CAPTAIN OF THE PORT**