

# Montrose Port Authority



## Pilotage Directions

**OP-028**

002	31/05/2022	Marine Coordinator	Harbour Master
<b>Revision</b>	<b>Revision Date</b>	<b>Document Owner</b>	<b>Document Approver</b>

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## Amendments

Revision	Revision	Description of Amendment
002	20/04/2022	Section 8 Consultation added for clarity of process
001	08/02/2022	Date added to sec.7 & Apendix 1. Approval by CEO/Harbour Master.
000	01/02/2022	Approval
000	01/02/2022	Initial Draft

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## 1 PILOTAGE DIRECTIONS

In accordance with Part 1 of the *Pilotage Act 1987*, Montrose Port Authority, as a Competent Harbour Authority, makes the following Pilotage Direction pursuant to Section 7 of the *Pilotage Act, 1987*.

When berthed or docked at Montrose Harbour, all vessels must fully comply with the instructions of the Harbour Master or any personnel nominated on their behalf where practicable and safe. Any failure to comply with such an instruction may lead to enforcement action being taken against by way of breach of the Montrose Port Authority Bye-Laws, copies of which are available for review at the Montrose Port Authority website and are deemed to be accepted and binding on vessel Masters upon entering Montrose Harbour and or its limits as defined.

## 2 DEFINITIONS

The Pilotage District is "*Montrose Harbour Limit*", as defined by and as marked on British Admiralty (BA) Chart 1438.

Unless the context otherwise require in these Directions and the Appendices hereto:

- (a) "the Act" means the Pilotage Act 1987 and any statutory amendment or re-enactment thereof;
- (b) "the Authority" means the Trustees of the Harbour of Montrose.
- (c) "Examiners" means examiners appointed by the Board to consider applications for PECs;
- (d) "The Harbour" means the Harbour Of Montrose as described in Article 19 of the Montrose Harbour Revision Order 1974, and includes the land, buildings, works, plant, property and conveniences connected therewith or any part thereof as the case may be.
- (e) "the harbourmaster" means the person appointed as such by the Trustees for the time being, and includes his authorised deputies, assistants and any other person authorised by the Authority to act in that capacity;
- (f) "length" means the overall length of a vessel measured from the foremost part of the stem to the aftermost part of the stern, including any fixed projections extending beyond the stem and the stern;
- (g) "PEC" means a pilotage exemption certificate issued by the Trustees of the Harbour of Montrose; and
- (h) "Pilot" means a pilot authorised by the Trustees of the Harbour of Montrose.

In these Directions, the singular shall include the plural and vice versa and words importing gender shall include any other gender unless the context otherwise requires.

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### 3 COMPULSORY PILOTAGE

#### EXEMPTIONS

Subject to the following provisions of clause 3, pilotage shall be compulsory for all vessels navigating in the Harbour with the exception of:-

- Vessels less than 40 metres in length and vessels over 40 metres in length with a draught of 6 metres or less.

#### TUG ASSISTANCE

Notwithstanding the terms of clause 3.1, pilotage shall be compulsory for all vessels manoeuvring with the assistance of a tug or tugs, or while under tow.

#### SPECIAL CIRCUMSTANCES

Notwithstanding the terms of clause 3.1, pilotage shall be compulsory for vessels specified by the Harbour Master when owing to special circumstances, this is deemed necessary by the Harbour Master in the interests of safety and/or protection of the environment and/or infrastructure or for any other reason.

#### PASSENGER NUMBERS

Pilotage shall be compulsory for passenger vessels, licensed to carry more than 12 passengers.

#### DANGEROUS SUBSTANCES

Pilotage shall be compulsory for all vessels carrying dangerous substances (as defined by the *Dangerous Substances in Harbour Areas Regulations, 1987*)

### 4 DISCIPLINE

Montrose Pilots are employees of the Port Authority and as such are subject to the Code of Discipline in force at this time affecting all port employees. As authorised Pilots, they are also subject to disciplinary measures contained in the *Pilotage Act 1987*, Part II, Section 21.

### 5 PILOTAGE EXEMPTION CERTIFICATE (PECs)

A PEC may be applied for in accordance with the provisions of Section 8 of the Act and Appendix 1 to these Directions.

### 6 INFORMATION

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Without prejudice to Section 18 of the Act, the master of any vessel subject to compulsory pilotage shall provide the Harbour Master and the Pilot with details of the vessel's dimensions and all other information relating to the vessel and its cargo which could affect the passage of the vessel through the Harbour. In particular, the Master shall provide details of any defects in the vessel or other factors which could affect the navigation of the vessel.

## 7 COMMENCEMENT DATE

These Pilotage Directions shall come into effect on 08<sup>th</sup> February 2022 and from that date shall supersede all previous Pilotage Directions issued by The Authority.

## 8 CONSULTATION

Before issuing this direction consultation between the Authority and Ship Owners whose vessels use the port, or those who represent them, and with those who conduct operations within the Port must or has taken place. These directions will then be published so that they are readily available to all who require them or are likely to be interested in them.

Should any of the above parties require any further consultation/feedback this should be made by contacting [marineoperations@montroseport.co.uk](mailto:marineoperations@montroseport.co.uk) or at the next planned Port Users Group Meeting.

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## APPENDIX 1- REGULATIONS FOR THE ISSUE OF PILOTAGE EXEMPTION CERTIFICATES (PECs)

1. Pursuant to Section 8 of the Act, the Harbour Master as the competent harbour authority for the Harbour may issue a PEC to a deck officer of a vessel where it is satisfied that their skill, experience and local knowledge are sufficient for them to be capable of piloting the vessel of which they are a deck officer (or that and any other vessels specified in the PEC) subject to these regulations.
2. The applicant for a PEC shall hold a valid Certificate of Competency appropriate for the vessel of which they are an officer and if requested, shall produce the Certificate to the Harbour Master for inspection.
3. The applicant shall hold a valid seafarers' medical certificate and if requested, shall produce the certificate to the Harbour Master for inspection.
4. The applicant shall require to satisfy the Harbour Master as to their local knowledge and that during the previous 12 month period, they have completed a minimum of 24 voyages in various tidal conditions to and from the Harbour (12 arrivals and 12 departures made up of 12 voyages is daylight and 12 in darkness) with effective responsibility for the conduct of the vessel when entering or departing from the Harbour under the direct supervision (and ultimate control) of a Pilot.
5. An applicant for a PEC shall undergo an examination by two Examiners and shall satisfy the Examiners that he has sufficient knowledge and skill regarding;
  - (i) the Harbour, its tides and currents, rocks, shoals and dangers,
  - (ii) the landmarks, beacons, buoys and lights within the Harbour,
  - (iii) the handling of vessels both with and without manoeuvring aides such as thrusters under all circumstances and
  - (iv) all other matters deemed necessary by the Examiners.

The ability of the applicant to deal with an emergency shall be assessed by a Pilot during voyages when a Pilot is present and during examination by the examiners.
8. An applicant for a PEC shall satisfy the Harbour Master that in the interests of safety, their knowledge of and ability to communicate effectively in English is sufficient for the purposes of controlling the vessel of which they are a deck officer.
9. In the case of a tug or dredger operating in the Harbour under the orders of the Harbour Master, the requirements of paragraphs 4 may be relaxed at the discretion of the Examiners.
10. A PEC will have effect for the period of 12 months from the date on which it is granted. It may be renewed at the discretion of the Harbour Master provided that during the 12-month period prior to the date of renewal, the PEC holder has completed a minimum of 6 arrivals and 6 departures pursuant to their PEC. PEC holders must take an MPA Authorised Pilot for 1 arrival and 1 departure to revalidate their certificate. These accompanied trips are to be included in 6 arrivals and 6 departures required to revalidate.
11. The Authority may suspend or revoke a PEC in accordance with Section 8A of the amended Act.
12. If a holder wishes to renew, they must provide trip logs by email to [pec@montroseport.co.uk](mailto:pec@montroseport.co.uk)

**PECs are not automatically revalidated.**

PEC applications and renewal packs are available from [pec@montroseport.co.uk](mailto:pec@montroseport.co.uk)

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