

PORT NOTICE

Bunkering and Non-Cargo Liquid Transfer

PN/002

OPS-LEG-02

General Manager, Operations

PREFACE

This Port Notice is issued pursuant to Section 57 of the *Ports Management Act 2015 (NT)*

SCOPE

This Port Notice applies to vessels bunkering or transferring non-cargo liquid at the following locations:

- East Arm Wharf (EAW); and
- Fort Hill Wharf (FHW).

The NT *Marine Pollution Act (1999)* prohibits the transfer of fuel between sunset and sunrise without prior approval from the NTEPA appointed Authorised Officer. There is a blanket approval in place for EAW to cover bunkers and petroleum product imports.

A separate approval is in place for FHW limiting the hours of operation from 06:30 to 21:00. This is to restrict noise from road transport in the surrounding residential area, to meet the respective needs of concurrent operations for cruise vessels and to reduce the risk of pollution.

DEFINITIONS

Term	Definition
Authorised Officer	Appointment of a person under section 51 of the <i>Marine Pollution Act (1999)</i>
Service Provider	The management person in control of bunkering and/or non-cargo liquid transfer.

SERVICE PROVIDER OBLIGATIONS

Service Providers must:

- Recognise, comply with and satisfy their obligations under all present and future laws, including those detailed below, concerning the bunkering of vessels. This includes ship to shore, ship to ship or road tanker to ship; and
- Understand that to provide assurance of safety and environmental compliance. Darwin Port, in exercising its functions as port operator, may request from time-to-time copies of items such as procedures, instructions and results of audits relating to the bunkering of vessels. Where requested, the Service Provider must provide those items to Darwin Port.

FHW SPECIFIC BUNKERING OPERATIONS

Service Providers must observe the additional controls for bunkering at FHW documented below:

- 06:30 is the earliest start for bunkering and only with a Darwin Port Employee present unless prior arrangements are made with Darwin Port;
- The use of engine compression braking on fuel trucks be prohibited in the residential areas; and
- Fuel trucks to exit FHW using Gate 2, or, for single trucks only, Gate 1 with an immediate left-hand turn outside the gate to comply with the new road layout.

If bunkering operations potentially exceed the allowable bunkering period, the ship's agents will need to request an exemption. This will be requested in writing through the *Senior Manager, Landside Operations* no less than 3 working days prior to the planned operation who will submit the exemption request to an Authorised Officer to operate outside these timeframes.

RESPONSIBILITY

The Master of the vessel and the Service Provider are always accountable and responsible for compliance with safety and environmental protection standards during bunkering and/or non-cargo liquid transfer activities.

Separately, under the direction of the Authorised Officer must comply with section 45 of the *Marine Pollution Act* (1999) and the general environmental duty under section 12 of the *NT Waste Management and Pollution Control Act* (1998) with respect to the management of excessive noise.

SITE CHECKS BY AN AUTHORISED OFFICER OR A DARWIN PORT EMPLOYEE

An Authorised Officer or Darwin Port employee may inspect the site at any stage prior to the commencement and during bunkering and/or non-cargo liquid transfers and is authorised to require the Service Provider to immediately cease operations where, in Darwin Port's opinion, there is an imminent safety or environmental risk or where inadequate control measures are in place.

NON-COMPLIANCE

Darwin Port reserves the right to remove persons from its facilities if it is found their actions or anticipated actions may reasonably cause a safety, environment, security or operational incident. A Darwin Port Enforcement Officer may, at any time, confiscate a port pass or certificate.

REVIEW STATEMENT

This Port Notice will be reviewed biennially by the Port Management Officer.

REFERENCES

- *Ports Management Act 2015 (NT)*
- *Marine Pollution Act (NT)*
- *Work Health and Safety (National Uniform Legislation) Act 2011 (NT)*
- *Waste Management and Pollution Control Act 1998 (NT)*
- *Water Act 1992 (NT)*
- International Safety Guide for Oil Tankers and Terminals (ISGOTT)
- AS 3846-2005 The handling and transport of dangerous cargoes in port areas
- International Maritime Dangerous Goods Code 2016 (IMDG Code)

PETER DUMMETT

Port Operator

Darwin Port

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