

# Tor Bay Harbour Authority Port Marine Safety Code Action Plan

## March 2025

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## **1. Introduction and Background**

The Port Marine Safety Code (“the Code”) sets out a national standard for every aspect of Port Marine safety. The Code is not mandatory and intended to be flexible enough to apply its principles in a way that is appropriate to local requirements,

This Action Plan has been written in response to the Port Marine Safety Code (PMSC), Health Check Report issued 9 July 2024 by the Maritime and Coastguard Agency.

The Health Check is broken down into ten categories which reflect the contents of the Code, and the action plan will reflect the recommendations of the report against only those categories which require action.

## **2. Action Plan**

### **Category: Duty Holder**

#### **Compliance Status: Non-Conformity**

#### **Action Required:**

- 1) Standing agenda item at Harbour Committee for Harbour Master to update Harbour Committee (Duty Holder) on Safety and Management Issues [COMPLETE]
- 2) Ensure that there are suitably qualified staff available across the Harbour Estate. [ONGOING]

### **Category: Designated Person**

#### **Compliance Status: Non-Conformity**

#### **Action Required:**

- 1) Independent and suitably qualified Designated Person be appointed to provide independent assurance directly to the Harbour Master and Duty Holder [COMPLETE – ABP Mer]

**Category: Duties and Powers**

**Compliance Status: Observation**

**Action Required:**

- 1) Harbour Master to review and validate Pilot Licenses and Pilotage Acts. [COMPLETE]
- 2) Only MCA Coded vessels with suitably qualified boat master or equivalent certificate to be authorised to operate domestic passenger services with the Authority area. [ONGOING]
- 3) Harbour Master to spot check MCA coded vessels and certification relating to Domestic Passenger Vessels (DPV's) operating within the Harbour. [ONGOING]

**Category: Marine Safety Management System (MSMS)**

**Compliance Status: Non-Conformity**

**Action Required:**

- 1) Harbour Master to meet with MDL to review and assess compatibility of MSMS systems [COMPLETE]
- 2) MSMS is regularly reviewed to ensure all vessels operating in Tor Bay Harbour are doing so legally and in compliance with the MSMS [ONGOING]
- 3) Consideration is given to produce weather related operating protocols [Considered by Harbour Master - All DPV's have qualified Skippers that are certificated by the MCA. The vessel's skipper is ultimately responsible for the safety of his passengers and vessel and will be the most qualified as to the limits of his vessel, which would be dependent on the size, power, navigation equipment including radar etc. As all vessels are different, setting weather parameters is inappropriate and un-enforceable.]

**Category: Plan**

**Compliance Status: Non-Conformity**

**Action Required:**

- 1) A 3-year Marine Safety Plan, specific to Harbour operations is produced. [Following initial audit by newly appointed Designated Person plan will be completed – September 2025.]