

SUB-COMMITTEE ON IMPLEMENTATION
OF IMO INSTRUMENTS
7th session
Agenda item 5

III 7/5/6
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**MEASURES TO HARMONIZE PORT STATE CONTROL (PSC) ACTIVITIES
AND PROCEDURES WORLDWIDE**

Comments on document III 7/2/2

Submitted by IACS

SUMMARY

Executive summary: This document comments on III 7/2/2, specifically on the outcome of PPR 7 under document PPR 7/2/5 (IMarEST), providing input to further develop the *2019 Guidelines for port State control under MARPOL Annex VI Chapter 3* (resolution MEPC.321(74))

*Strategic direction,
if applicable:* 1

Output: 1.17

Action to be taken: Paragraph 9

Related documents: MEPC 74/18 (paragraph 5.119); PPR 7/2/5 and III 7/2/2

Background

1 This document is submitted in accordance with the provisions in paragraph 6.12.5 on the *Organization and method of work of the Maritime Safety Committee and the Marine Environment Protection Committee and their subsidiary bodies* (MSC-MEPC.1/Circ.5/Rev.2) and comments on document III 7/2/2 (paragraph 6).

2 At the seventy-fourth session of the Marine Environment Protection Committee (MEPC 74), the Committee invited Member States and international organizations to submit concrete proposals to PPR 7, for consideration, with a view to amending the *2019 Guidelines for port State control under MARPOL Annex VI Chapter 3* (resolution MEPC.321(74)), to include guidelines for enforcement of MARPOL Annex VI requirements on energy efficiency for ships including the Energy Efficiency Design Index (EEDI), the Ship Energy Efficiency Management Plan (SEEMP) and the collection and reporting of ship fuel oil consumption data (MEPC 74/18, paragraph 5.119).

3 In this regard, PPR 7 considered document PPR 7/2/5 (IMarEST), providing input to further develop the *2019 Guidelines for port State control under MARPOL Annex VI Chapter 3* (resolution MEPC.321(74)), to cover, in addition, matters under Chapter 4 of MARPOL Annex VI related to energy efficiency for ships, and instructed its Working Group on Prevention of Air Pollution from Ships to develop draft amendments to the *2019 Guidelines for port State control under MARPOL Annex VI Chapter 3* (resolution MEPC.321(74)) to cover matters related to energy efficiency of ships, if time permitted.

4 During the consideration of the relevant outcome of its Working Group on Prevention of Air Pollution from Ships, PPR 7 noted that the Group had not been able to review the proposals in document PPR 7/2/5. Having agreed, in general, on the need to amend the MARPOL Annex VI PSC Guidelines to include provisions relating to Chapter 4, PPR 7 invited III 7 to review document PPR 7/2/5, with a view to developing appropriate amendments to the *2019 Guidelines for port State control under MARPOL Annex VI Chapter 3*, to include provisions relating to Chapter 4 of MARPOL Annex VI.

Operational port State control requirements

5 In accordance with regulation 10.5 of MARPOL Annex VI, any port State inspection shall be limited to verifying that there is a valid Statement of Compliance related to fuel oil consumption reporting and International Energy Efficiency Certificate on board.

6 Furthermore, the data collection and its reporting as per SEEMP Part II, should be confirmed by Administrations in accordance with paragraph 4 of the *2017 Guidelines for Administration verification of ship fuel oil consumption data* (resolution MEPC.292(71)).

7 Therefore, IACS suggests modification of the proposed draft amendments to the *2019 Guidelines for port State control under MARPOL Annex VI Chapter 3*, contained in annex to document PPR 7/2/5, as follows*:

~~"2.6.11(ter) The PSCO should verify that the methodology used in connection with Fuel Oil Consumption Reporting has been duly confirmed as being compliant and is being so used to record that consumption.~~

2.6.12 If there are clear grounds as defined in paragraph 2.5.3, the PSCO may examine operational ~~or reporting~~ procedures by confirming that:

2.6.12

...

~~10 the master or crew are familiar with the fuel oil consumption reporting requirements and that fuel oil data collection is being undertaken in accordance with that methodology.";~~ and

"2.7.2.8 the master or crew are not familiar with essential procedures regarding the operation of air pollution prevention equipment ~~or reporting requirements~~ as defined in paragraph 2.5~~6~~.12 above."

* Here and throughout the document, track changes are indicated using "strikeout" for deleted text and "grey shading" to highlight all modifications and new insertions, including deleted text.

Suggestion of editorial modifications

8 In addition, IACS proposes the following editorial modifications to the text of paragraph 3.2.1 in the annex to document PPR 7/2/5:

"3.2.1 As ships of non-Parties are not provided with the IEE Certificate the PSCO may ~~examine~~ ~~take alternative~~ equivalent documentation issued by that non-Party showing that the ship is of a design no less energy efficient than that required by Chapter 4 of the Annex. In addition the ship should have on board an energy efficiency management plan ~~equivalent to no less comprehensive than~~ that required for the SEEMP. Such ships are not required to have documentation and procedures covering Fuel Oil Consumption Reporting and hence will not have Statements of Compliance – Fuel Oil Consumption Reporting."

Action requested of the Sub-Committee

9 The Sub-Committee is invited to consider the modifications provided in paragraphs 7 and 8 of this document, and to take action as appropriate.
