



**3RD QUARTER PORT CONSULTATIVE COMMITTEE MEETING FOR THE PORT OF EAST LONDON
9:00 MONDAY, 17 NOVEMBER 2014, TNPA OFFICES, PORT OF EAST LONDON**

ATTENDEES

Ms. Tantaswa Cici	Department of Transport – Acting Chairperson
Ms. Selma Schwartz Clausen	SAMSA PCC Secretariat
Mr. Tobela Gqabu	SAMSA Representative
Ms. Jacqueline Brown	Transnet National Ports Authority – Port Manager
Mr. Alvin Singama	Transnet National Ports Authority – Port Engineer
Ms. Noxolo Fipaza	Provincial Government
Ms. Telrita Jacobs	User Cargo Owners / Freight Forwarders / Road Hauliers/ Logistics
Ms. Nelisiwe Mbenekayi	Port User Terminal Operator / Lessees / Stevedores
Mr. Douglas Emery	UNTU
Mr. Johan Deetlefs	UNTU
Mr. Zukisa Ndikandika	SATAWU

Observer Status PRSA

- Mr. Mahesh Fakir - PRSA CEO
- Ms. Jowie Mulaudzi - PRSA Representative

Apologies:

- Mr Lisolomzi Fikizolo Department of Transport - PCC Chairperson
- Captain Precious Dube TNPA – Harbour Master

Members -

Constituency		Members	Q 1	Q2	Q 3	Q 4
TNPA	Harbour Master	Captain Precious Dube				
	Deputy Harbour Master					
	Port Manager	Ms Jacqueline Brown	x			
	Port Engineer	Mr Alvin Singama				
Port Users:	Cargo Owners / Freight Forwarders / Road Hauliers / Logistics	Ms Telrita Jacobs	x			
		Mr Bruce Spanjaard			x	
	Terminal Operators / Lessees / Stevedores	Mr Faldie Joseph	x		x	
		Ms Nelisiwe Mbenekazi				
	Shipping Lines/ Agents/ Ship Repair	Mr Dave Kirkman			x	
Government	Local	Mr. Patrick Lavery			x	
	Provincial	Ms Noxolo Fipaza				
		Ms Tanstaswa Cici				
Labour	UNTU	Mr Johan Deetlefs		x		

		Mr Douglas Emery				
	SATAWU	Mr Zukisa Ndikandika	x			
SAMSA	Mr Tobela Gqabu					

Department of Transport

Mr. Abram Chego

Office of the Director General DOT

SAMSA PCC

Ms Fuzlin Khamissa

Ms Naomi Noge

Additional TNPA Officials

Mr Dirk Botes

Item per allocated slot

Abbreviations


ADG	Acting Director General
ACE	Acting Chief Executive
CEO	Chief Executive Officer
Capex	Capital Expenditure
CE	Chief Executive
Copex	Capitalised Operational Expenditure
CTCT	Cape Town Container Terminal
CDC	Coega Development Corporation
DCT	Durban Container Terminal
DG	Director General
DDOP	Durban Dig-Out Port
DOT	Department of Transport
DHA	Department of Home Affairs
DPE	Department of Public Enterprise
DTI	Department of Trade & Industry
EIA	Environmental Impact Assessment
GRT	Gross Registered Tonnage
IMDG	International Maritime Dangerous Goods
IMO	International Maritime Organization
ISPS	International Ship and Port Security
MESA	Middle Eastern Central Africa
MPT	Multi- Purpose Terminal
MW	Maydon Wharf
NCT	Ngqura Container Terminal
NPCC	National Ports Consultative Committee
NPUF	National Port Users Forum
OBO	On behalf of
ODG	Office of the Director General
PCC	Ports Consultative Committee
PDFP	Port Development Framework Plan
PECT	Port Elizabeth Container Terminal
PRSA	Ports Regulator South Africa
RCYC	Royal Cape Yacht Club
SAASOA	South African Association of Ships Operators and Agents
SAMSA	South African Maritime Safety Authority
SATAWU	South African Transport and Allied Workers Union
SARHWU	South African Railways and Harbour Unions ***
SBM	Single Buoy Mooring
SEZ	Strategic Economic Zone
SPM	Single Point Mooring
TNPA	Transnet National Ports Authority
TOPS	Terminal Operator Performance Standards
T/S	Transhipments
TPT	Transnet Port Terminals
UNTU	United National Transport Union
UTATU	United Transport and Allied Trade Union***
V & A	Victoria and Alfred
WCIDP	West Coast Infrastructure Development Plan

UTATU SARHWU one union*

ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
SECTION 1: PROCEDURAL MATTERS		
1.	<p>WELCOME</p> <p>The Acting Chairperson Ms. Tantaswa Cici opened the meeting and welcomed all present and also made an apology on behalf of Mr. Mpahlwa who is held up at the other meeting.</p> <p>The Acting Chairperson declared the meeting open and requested that the Secretariat be of assistance and give guidance where necessary.</p>	
1.1	<p>SAFETY BRIEFING</p> <p>Safety briefing was done by TNPA – Mr. Dirk Botes. He indicated to all evacuation doors and highlighted that everyone should vacate the building calmly in the event of a continuous alarm sound.</p> <p>INTRODUCTIONS</p> <p>All members introduced themselves</p>	
1.2	<p>APOLOGIES</p> <p>1.2.1. Mr. Faldie Joseph - Terminal Operators/Lessees/ Stevedores</p> <p>1.2.2. Mr. Dave Kirkman - Shipping Lines/ Agents/ Ship repair</p> <p>1.2.3. Mr. David Khupiso - SATAWU</p> <p>1.2.4. Mr. Chuma Mpahlwa – Department of Transport</p> <p>1.2.5. Mr. Lisolomzi Fikizolo – Department of Transport</p>	
1.3	<p>QUORUM –</p> <p>In determining whether the meeting quorate attendance of members was noted, confirming representation in accordance with the Ports Act and Regulations as follows:</p> <p>1. Transnet National Ports Authority</p> <p>1.3.1 Harbour Master- Represented by Ms. Jacqueline Brown</p> <p>1.3.1.1. One person other than the Harbour Master: Mr. Alvin Singama</p> <p>1.3.2 Port Users</p> <p>1.3.2.1. Ms. Telrita Jacobs Cargo Owners/Freight Forwarders/Road Hauliers/ Logistics</p> <p>1.3.2.2 Ms Nelisiwe Mbenekazi Terminal Operator / Lessees / Stevedores</p> <p>1.3.3 Provincial Government</p> <p>1.3.3.1 Ms. Noxolo Fipaza</p> <p>1.3.3.2 Ms. Tantaswa Cici</p> <p>1.3.4 Local Government</p> <p>1.3.4.1. Not represented</p> <p>1.3.5 Organised Labour</p> <p>1.3.5.1 Mr. Zukisa Ndikandika SATAWU</p>	

ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
	<p>1.3.5.2. Mr. Johan Deetlefs UNTU</p> <p>1.3.5.3 Mr. Douglas Emery UNTU</p> <p>1.3.6 SAMSA</p> <p>1.3.6.1 Mr. Tobela Gqabu</p> <p>1.3.7. Chairperson</p> <p>1.3.7.1 Ms. Tantaswa Cici</p> <p>Confirmation of attendance confirms that the Port of East London Port Consultative Committee meeting did not quorate. However, the Acting Chairperson requested that The Secretariat circulate all decisions taken at the meeting today.</p>	
1.4.	<p>ADOPTION OF THE AGENDA OF THE 17 NOVEMBER 2014.</p> <p>Chair enquired if it is allowed to add new issues on to the agenda. Secretariat advised that there is a procedure to follow and adding new issues on the agenda during the meeting will not be accepted.</p> <p>The Agenda was motion for adoption by Ms Fipaza and supported by Mr Singama.</p> <p>Declaration of Interest</p> <p>Members are to declare as when it becomes necessary, as issues may point out in the agenda during the meeting and if the matters are related to what they have declared to, then they may be excused out of the meeting for that period only.</p>	
1.5.	<p>ADOPTION OF THE MINUTES OF THE PREVIOUS MEETING</p> <p>The following amendment was proposed for the Minutes of the meeting held on 08 September 2014.</p> <p>Page 1: Attendees – name amendments Mr Thobela Gqabu, Ms Tantaswa Cici and Mr Johan Deetlefs.</p> <p>Page 2: Representative from the East London IDZ: name amendment – Mr Mzokhona Mvemve.</p> <p>Page 3: Item 1.1 – Name change – Mr Dirk Botes.</p> <p>Page 3: Item 1.3.6 – SAMSA was represented by Mr Thobela Gqabu</p> <p>Page 4: Item 1.4.1 – Page 5 amendment to read “the NPCC decided that the Grain Elevator Terminal viability discussions should revert back to TNPA”</p> <p>Page 4: Item 2.1 d – to read “should similarly be linked to other projects to avoid duplication.”</p> <p>Page 4: Item 3.5 – Paragraph should read “Mr Dirk Botes gave feedback and advised that discussions took place between TNPA and the City Manager of the BCM who informed TNPA that the work would be rescheduled.”</p> <p>Page 5: Item 3.6 a – Name amendment – Mr Dirk Botes</p>	

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	<p>Page 5: Item 3.6 c – spelling of the word “Manager” and “Port Level” to be added at the end of the sentence.</p> <p>Page 6: Item 3.10 b – spelling amendment “Secretariat”</p> <p>Page 7: Item 3.1.5 c – sentence to read “Mr Dirk Botes said that Phase 1 of the feedback from Operators were due 14 July. A total of 7 Operators submitted with four submissions being late.”</p> <p>Page 10: Item 4.6 a – should readas a caution to companies contractors by Port.....”</p> <p>The Minutes of the 2nd Quarter PCC meeting for the Port of East London was motion for adoption and seconded subject to the above amendments.</p> <p>Secretariat indicated to the meeting that previous minutes the adoption of the Minutes of the previous quarter PCC meeting was seconded by Mr Botes who was not a member of the Port of East London PCC and therefore requested guidelines from all present at the meeting with regards to the process to follow for the seconding of the Minutes.</p> <p>After a short discussion it was agreed that the Minutes will be seconded during this meeting.</p>	
SECTION 2: EXTERNAL PRESENTATION		
2.1	<p>NMMU Presentation</p> <p>Secretariat informed the committee that no invitations was extended for the presentation but a request will be sent to SAIMI present the NMMU presentation at the next PCC meeting.</p>	<p>Action 1:</p> <p>Presentation deferred to 4th Quarter PCC.</p>
SECTION 3: MATTERS ARISING FROM THE PREVIOUS MEETING		
3.1.1 & 3.1.2	<p>Skills Development and Maritime Cluster matter has been attended to and removed from the Agenda.</p> <p>Provincial Government will provide feedback if required.</p>	<p>Recommendation:</p> <p>Issue has been removed from Matters Arising of the 3rd quarter PCC meeting.</p>
3.1.3	<p>Fleet Street Update -</p> <ol style="list-style-type: none"> a. Fleet Street have encountered a conflicting challenges with the current Contractor and have decided to end the contract with them. b. A new tender has been re -advertised to rehabilitate the Fleet Street Operations. While the Tender is in process, strict maintenance will be implemented for 24hour working services to ensure operation continuity. A broader consultation plan will be agreed into with the new contractors. c. Matter has been attended to and will be removed from the agenda. d. Feedback and updates will be done by BCM as the matter progresses. 	<p>Recommendation:</p> <p>Updates will be given as and when the matter progresses.</p>

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3.1.4	<p>Challenge of Licences and Fluidity of the Port</p> <ul style="list-style-type: none"> a. Matter has been dealt with, TPT have appointed Commercial Manager who will manage constant communication flow between TPT and Customers, and ensure that compliance and governance processes are in place and followed. b. Matter has been taken out of the agenda. 	<p>Recommendation: Matter is resolved and to be removed from the Matters Arising.</p>
3.1.5	<p>Grain Elevator Update</p> <ul style="list-style-type: none"> a. This matter was placed on the Agenda of the last NPCC meeting but was referred back to the Port to deal with. b. A meeting has been scheduled to be held on Friday between TNPA and TPT. c. It was asked if the Grain elevator is a TNPA asset and TNPA responded stating that the grain elevator is part of TNPA Infrastructure, which is licenced to TPT. Legal and Compliance process should be taken into account before any updates can be provided. However, TNPA and TPT need to interact and provide feedback to the PCC committee. d. Meeting agreed that Grain elevator issue should remain as a standing item because there is no resolution on it as yet. e. The Ports Regulator suggested that because it is a Port infrastructure and under-utilised, there has to be a clear plan on how it should be utilised. f. Once the matter has been resolved it will be removed from the Agenda. 	<p>Action 2: TNPA to give feedback at the next PCC with regards to discussions with TPT.</p>
SECTION 4: STANDING ITEMS		
4.1	<p>TNPA - Presentation</p> <p>Presentation in details is attached</p>  <p>PCC TNPA East London Presentation</p> <ul style="list-style-type: none"> a. The PRSA requested that the following be added to the TNPA presentation: <ul style="list-style-type: none"> - A split between TNPA and other Operators with regards to STT to show own performance and that of the Operators separately. - Maintenance expenditure and dredging services to be shown - Operation Phakisa projects and how it links with TNPA projects. b. Impact of land acquired by Capital projects from Transnet should earn a return from Port Users only if they are used for Commercial purposes. And be used as Regulator assets base. 	<p>Action 3: TNPA to give detailed information on 4th Quarter PCC presentation as requested by the Ports Regulator.</p>

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	<p>c. It was also said that there is a need to isolate and detail current projects differently from Projects Phakisa projects.</p> <p>d. The Port Manager indicated that maintenance expenditure and key projects status reports are audited.</p> <p>e. A report on Dredging facility will be provided by the Port Engineer on the next PCC committee meeting.</p> <p>f. Port limits definition of Water will be included in the National Port Acts, and consider the break even points within the East London community.</p> <p>Dry Dock Facility Upgrade (Operation Phakisa)</p> <p>a. Dry dock facility upgrade is under the Operation Phakisa and included in the TNPA budget. TNPA owns the dry dock facility of which business cases are submitted and the project has been launched.</p> <p>b. Condition assessment was performed for the entire dry dock in the Port of East London whereby a number of project were identified including the Slipway Repair. These projects are included in the current budget.</p> <p>c. Private repairers are appointed specifically for the docked crafts needing repairs.</p> <p>Questions</p> <p>Q1: What was the time frame for current Projects versus Operations Phakisa?</p> <p>A1: The planned timeframe for the refurbishment of the current projects was three years.</p> <p>The Provincial Government representative informed the meeting that In the scope of Operation Phakisa Projects, the Provincial Government have decided to develop a marketing strategy aiming at promoting the Eastern Cape Province as a Maritime Hub.</p> <p>The Port Manager said that TNPA would like to join and participate on the Marketing strategy towards promoting the Eastern Cape province as Maritime plan. Ms. Cici indicated that a meeting will be arranged soonest and invite all the interested government sectors.</p> <p>Q2: What are the average utilization of the Port of East London including all activities in terms of the existing capacity? How many years can the Port capacity be sustained?</p> <p>A2: Frame work and development plan was made based on 30 years volume focus. A frame work volume plan was compared with existing capacity to establish timeframes and resources, and It became clear that the East London Port have sufficient capacity to sustain the 30 years horizon project plans within the scope of Operation Phakisa.</p>	
4.2	LABOUR FEEDBACK	
4.2.1	<p>UNTU</p> <p>No feedback.</p>	Action
4.2.2	<p>SATAWU</p> <p>No issues were tabled</p>	Action

ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
4.3	Port User Feedback	
4.3.1	Cargo Owners / Freight Forwards / Road Hauliers / Container Depots No reports	
4.3.2	Shipping Lines / Agents / Ship 5.3.2. No reports	
4.3.3	Terminal Operators / Stevedores / Lessees 5.3.3. No Feedback	
4.4.	Government Feedback	
4.4.1	Department of Transport (DOT) Representative from the DOT-Director General's office – Mr. Abram Chego informed the meeting that he is present to provide support to the PCC Secretariat, and also to represent the Maritime Branch from Department of Transport.	
4.4.2	Provincial Government a. In the scope of Operation Phakisa Project, Provincial Government, TNPA and HRD have entered into an agreement to develop Maritime High School and provided a sponsorship to Teachers to go on a training course in Belgium. b. Other Countries are identified in showing interest to partner towards the sponsorship, further information with regards the training course and participating countries will be provided in the next PCC meeting.	Action 4: Further feedback to be provided in the next PCC meeting.
4.4.3	Local Government No representation and no feedback	
4.4.4	Other National Departments No Representation	
4.5	Ports Regulator South Africa a. The Ports Regulator reported that the Regulator together with TNPA are in the process of drafting the tariff strategy. The regulator will involve the Ports User's in the planning and encourage them to give inputs before a final draft could be submitted. b. Presentation on the strategy draft will be done in the next PCC meeting. c. A need for a single Transport Economic Regulation was emphasised, which necessitated development of economic Bill for Public consultation to establish one single transport regulator. The Bill will be open for 60 days, and Port Users are encouraged to make comments and inputs on line. All inputs and comments will be consolidated and be forwarded to the National Department of transport for final processing. Q1: When is the due date for the ROD submission?	Action 5: Draft Presentation will be given on the next PCC meeting

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	A1: ROD will be completed by end of February 2015 and will be published immediately on completion.	
4.6	SAMSA No Feedback	Action
4.7	PCC ADMINISTRATION <ol style="list-style-type: none"> a. KPI Process were done and Ports Users were requested to give inputs. b. Inductions will be conducted the Port of East London before the next quarter PCC. c. Labour guidelines are in process, further inputs are to be incorporated and will be released as soon as they are finalised. d. The Secretariat informed the PCC that she is writing a report to the Minister of Transport, aiming at highlighting the importance of all issues discussed per Port and ensuring that all issues tabled at the PCC are accurate information. e. PCC Members are urged to be responsive and provide feedback on the minutes when they receive them. f. Outstanding Letters of appointment are pending as Members must provide work addresses to the Secretariat where after a list will be compiled and forwarded to the DG's office. Members were reminded again to respond urgently. 	Action 6: Induction dates will be circulated. All members to forward work addresses to the Secretariat.
SECTION 5: COOPERATIVE GOVERNANCE		
5.1		
SECTION 6: NPCC		
6.1	NPCC meeting is confirmed to take place on the 5 th December 2014, in Port Elizabeth Meeting will be chaired by the Director General. NPCC nomination and election form for members to nominate both Primary and alternate member to attend NPCC. Members are requested to immediately respond on nominations.	Action 7: Nomination forms to be completed and be submitted back to the Secretariat urgently.
SECTION 7: NEW ITEMS		
7.1	New Items .	
SECTION 8: AGREED RESOLUTIONS & ACTION ITEMS		

ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
8.1	<ul style="list-style-type: none"> a. Presentation for the (NMMU) Nelson Mandela Metropolitan University: PCC Secretariat informed the meeting that the Presentation from the NMMU will be deferred to the 4th Quarter PCC meeting. b. Grain Elevator: Matter will be removed from Matters Arising and will form part of TNPA presentation. This matter was removed from the NPCC Agenda and must be resolved on a Port level. c. TNPA Presentation: Ports Regulator CEO requested that more items be added into the presentation: <ul style="list-style-type: none"> - The PRSA requested that the following be added to the TNPA presentation: - A split between TNPA and other Operators with regards to STT to show own performance and that of the Operators separately. - Maintenance expenditure and dredging services to be shown. - Operation Phakisa projects and how it links with TNPA projects. d. Skills Development: Maritime High school should be further developed, a sponsorship has been awarded by the Provincial government for Teachers to go on a training course in Belgium in 2015. An update will be provided during the next PCC meeting with regards to Countries that have been identified to partner on the Belgium course for the Teachers. e. Ports Regulator Draft strategy will be presented at the next PCC meeting. f. PCC Administration: <ul style="list-style-type: none"> - Induction will be arranged for the Port of East London, dates will be provided in January 2015. - Letters of nominated members to be appointed will be submitted to the Minister at the Department of Transport for her approval. - Nomination form should be forwarded to the NPCC by the Secretariat. - Members are urged to submit their work addresses to the Secretariat. g. Nomination and Election Process: Nomination and Election forms to be forwarded to all members. To be forwarded back to the Secretariat urgently. 	
SECTION 9: ANNOUCEMENTS AND CLOSURE		
9.1	<p>DATE AND VENUE FOR NEXT QUARTERLY MEETING</p> <p>The 4th quarter Port East London PCC meeting is scheduled to take place at 09h00 16 February 2015 at the TNPA Offices, Port of East London.</p>	
9.2.	<p>CLOSURE</p> <p>The Chairperson thanked everyone for their contributions and inputs.</p>	

Approved by

PCC Chairperson

Date

PCC Secretariat

Date

LIST OF ACTIONS / RECOMMENDATIONS

1. ACTIONS

1.1 Secretariat

1.1.1

1.2 PRSA

1.2.1

1.2.2

1.3 Members

1.3.1

1.4 Others

1.4.1

1.4.2

2. RECOMMENDATIONS

2.1

2.2