



MINUTES OF THE 2015/16 1ST QUARTER PORT OF MOSSEL BAY PORTS CONSULTATIVE COMMITTEE MEETING
10h00 Monday, 20 July 2015, at the SAMSA Offices, Mossel Bay

ATTENDANCE

Members:

Mr Mthunzi Madiya	National Department of Transport (Chairperson)
Ms Fuzlin Khamissa	South African Maritime Safety Authority – Secretariat Support
Captain David Keller	Transnet National Ports Authority (On behalf of the Harbour Master)
Ms Tandi Lebakeng	Transnet National Ports Authority – Port Manager
Mr Kallie Jankowitz	Transnet National Ports Authority – Port Engineer
Mr Paul Vieira	South African Maritime Safety Authority
Mr Schalk Bothma	Port User: Tourism & Leisure/Cruise Liners
Mr Yongama Ndungane	Provincial Government
Mr Marius Britz	Labour: UNTU
Mr Holland Siseko	Labour: SATAWU

Observer Status

Ms Joanne Parker	PRSA Representative
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APOLOGIES:

Members: Table reflects member absence / apologies on a quarterly basis providing a full year summary
*Absent with apology // ** absent without an apology // NA = Not applicable

Constituency		Members	Q 1	Q2	Q 3	Q 4
TNPA	Harbour Master	Captain Vania Cloete	x			
	Deputy Harbour Master					
	Port Manager	Ms Tandi Lebakeng				
	Port Engineer	Mr. Kallie Jankowitz				
Port Users:	Cargo Owners / Shipping lines / Agents / Bunkers	Shirley Schimdt	x			
		Vacancy – nomination and election under way	x			
	Fishing / Ship Repair / Lessees / Terminal Operators	Ms. Natasha Naude	x			
		Mr. Craig Bacon	X			
	Tourism & Leisure / Cruise Liners	Mr Schalk Bothma				
Marcia Holmes						
Government	Local	Mr M.H Lolwana	x			
	Provincial	Mr Yongama Ndungana				
Labour	UNTU	Mr. Marius Britz				
	SATAWU	Mr Holland Siseko				
SAMSA	Mr. Paul Vieira					

Other Attendees

National Department of Transport

Mr Chuma Mpahlwa

Mr Abram Chego

Ms Bonisiwe Mhlanga

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
NMMU	Nelson Mandela Metropolitan University
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
SBM	Single Buoy Mooring
SEZ	Strategic Economic Zone
SPM	Single Point Mooring
TNPA	Transnet National Ports Authority
TOPS	Terminal Operator Performance Standards
T/S	Transshipments
TPT	Transnet Port Terminals
UNTU	United National Transport Union
V & A	Victoria and Alfred
WCIDP	West Coast Infrastructure Development Plan

ITEM	DISCUSSIONS	RECOMMENDATION(S)/ACTION/S
SECTION 1: PROCEDURAL MATTERS		
1.	<p>WELCOME</p> <p>Mr Muthunzi Madiya (National Department of Transport) informed all PCC members present that was tasked with the responsibility as Chairperson for the PCCs. This was followed by a round of introductions.</p> <p>He welcomed all to the 2015/16 1st Quarter PCC meeting and declared the meeting open.</p>	
1.1	<p>Safety Briefing – Mr Paul Vieira (SAMSA)</p> <p>The standard safety briefing was done by Mr Paul Vieira (SAMSA) during which time he highlighted that everyone should vacate the building calmly in the event of a continuous alarm sound.</p>	
1.2	<p>APOLOGIES</p> <p>Apologies as noted. The Chairperson expressed his concern with regards to the poor Attendance at the meeting especially from Port Users raised as a concern. It was noted that the goals of the meeting was to have discussions between the TNPA and Port Users.</p> <p>The Chairperson reflected on the protocol of Meetings and the implications when Members miss meetings.</p> <p>Local Government’s absence was noted as a further concerning factor.</p> <p>The Chairperson requested that the Secretariat communicate with the elected Port User representatives to enquiry the reason for non-attendance. He requested that the Secretariat start the process of re-electing of new members.</p> <p>The Port Manager requested that the fishing industry be taken into consideration for election of the new representatives and that the fishermen felt isolated from the PCC processes. Note that the fisherman were not aware as to who was representing that segment.</p> <p>The Secretariat responded by advising the meeting that a Port User Interface meeting for the Mossel Bay area was scheduled for 8 May 2015 at the Mossel Bay Yacht Club; Noted that only 5 individuals attended the meeting.</p> <p>Secretariat Note: Meeting informed that the nomination and election process in progress.</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>1.3.1 Transnet National Ports Authority</p> <p>1.3.1.1 Harbour Master representative: Captain David Keller (on behalf of the Harbour Master)</p> <p>1.3.1.2 Two Person other than Harbour Master: Ms Tandi Lebakeng</p> <p>1.3.1.3 Mr. Kallie Jankowitz</p> <p>1.3.2 Port Users</p>	

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	<p>Absent Port User: Cargo Owners / Shipping Lines / Agents / Bunkers</p> <p>Absent Port User: Terminal Operator / Lessee / Fishing/ Ship Repair</p> <p>Mr Schalk Bothma Port User: Tourism & Leisure / Cruise Liners</p> <p>1.3.3 Provincial Government</p> <p>1.3.3.1 Mr Yongama Ndungane</p> <p>1.3.4 Local Government</p> <p>1.3.4.1 Absent</p> <p>1.3.5 Organised Labour</p> <p>1.3.5.1 SATAWU Mr Holland Siseko</p> <p>1.3.4.2 UNTU Mr Marius Britz</p> <p>1.3.6 SAMSA</p> <p>1.3.6.1 Mr Paul Vieira</p> <p>1.3.7 Acting Chairperson</p> <p>1.3.7.1 Mr Muthunzi Madiya</p> <p>Confirmation of attendance confirms that the Port of Mossel Bay PCC does not quorate.</p>	
1.4.	<p>ADOPTION OF THE AGENDA OF THE 20 JULY 2015</p> <p>The Agenda was motioned for adopted by Mr Schalk Bothma and supported by Mr Kallie Jankowitz without any changes.</p> <p>Declaration of Interest</p> <p>The Chairperson advised that the Declaration of Interest forms will be circulated to be completed by all and handed back after the meeting.</p>	
1.4.1.	<p>ADOPTION OF THE MINUTES OF THE MEETING 02 FEBRUARY 2015</p> <p>The Minutes of the 02 February 2015 was motioned for adoption by Mr Schalk Bothma and supported Ms Tandi Lebakeng without any changes.</p>	
SECTION 2: EXTERNAL PRESENTATIONS		
2.1	<p>PETRO SA Engagements – Project Ikhwezi</p> <p>The presentation was not done due to Mr Sibusiso Ndebele not being present at the meeting. Fourth consecutive meeting missed by Mr. Ndebele and his alternate. The Port Manager asked that a request be forwarded to PetroSA for a representative to do the presentation at the next PCC meeting. The Chairperson also requested that the process of nomination and election for this sector be commenced with.</p>	<p>PETROSA – Project Ikhwezi</p> <p>Action: 1</p> <p>A further request for the presentation to be forwarded to PetroSA.</p>

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SECTION 3: MATTERS ARISING FROM MEETING OF 03 NOVEMBER 2014		
3.1	<p>Presentation: Port Users: Tourism & Leisure / Cruise Liner</p> <p>Presentation was not made due to representative not being able to attend this meeting. However, presentation will be made at the 2nd Quarter PCC meeting.</p>	<p>Tourism & Leisure /Cruise Liner</p> <p>Action: 2</p> <p>Presentation will be made at the 2nd Quarter PCC meeting.</p>
3.2	<p>Status of Mossel Bay as a Port of Entry: Department of Transport</p> <ol style="list-style-type: none"> The Chairperson advised that due to the fact that he has just taken over the responsibility of Chairperson of the PCC he has no feedback at present but has undertaken to give feedback by 2nd Quarter PCC meeting. However, the Port Manager stated that this matter has been on the agenda for the past 3 years and that this matter was now urgent. She also said that TNPA was initially approached for premises for a permanent office which would elevate the Port of Entry issue. The meeting was also advised that although there is an DHA office in George, the problem is when a vessel comes into the Port after hours or weekends, the George office was closed and this created an issue for the crew. The Chairperson then undertook to give feedback by latest 2nd week of August 2015. It was also agreed to extend an invitation to DHA to do a presentation at the next PCC meeting regarding this issue. 	<p>Status of Mossel Bay as a Port of Entry</p> <p>Action 3:</p> <p>DOT to provide an update by 2nd week of August 2015.</p> <p>Invitation to be sent to DHA to do a presentation at the next PCC meeting.</p>
3.7	<p>IMDG Training</p> <ol style="list-style-type: none"> DOT provided feedback with regards to the proposed IMDG training for the various ports. It was agreed between DOT and the IMO that at this moment in time, IMDG training will be only be held in the Kwazulu-Natal region from 31 August to 4 September 2015 in Durban. DOT will pay for the cost of the training but all other logistical expenses such as travelling and accommodation will be for the account of the attendee. It was also decided that training for UN Dangerous Goods will be done on a regional bases. Dates for this training will be circulated as soon as confirmation is received from DOT. 	<p>IMDG Training</p> <p>Action 3:</p> <p>DOT/Secretari at to give feedback once confirmation has been received from the IMO.</p>
3.6	<p>Labour Guideline Workshop</p> <ol style="list-style-type: none"> Labour has advised that the National office for both SATAWU and UNTU have requested to be involved with the drafting of the guidelines. A request will be sent to the National office for a suitable date to discuss this issue. Feedback will be given at the next PCC meeting 	<p>Labour Guidelines</p> <p>Action 4:</p> <p>Workshop to be schedule with the National offices to discuss. Feedback at the next PCC meeting.</p>

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3.8	<p>Non-Attendance of Industry at PCC meetings</p> <ul style="list-style-type: none"> a. Nomination and election process underway b. Issue of lack of government attendance for both local and Provincial Government escalated to the NPCC. 	<p>Action 5</p> <p>Nomination and election process underway</p>
SECTION 4: STANDING ITEMS		
4.1	<p>TNPA</p> <p>The full presentation made by TNPA – attached.</p> <p>It was requested that going forward the presentation be forwarded to the Secretariat 7 days prior to the scheduled PCC meeting to allow for circulation to all PCC members for their perusal as per the Protocol of Meetings as well as requests at previous meetings.</p>	
4.2	LABOUR FEEDBACK	
	<p>4.2.1 UNTU</p> <ul style="list-style-type: none"> a. The UNTU representative stated that he was advised that the National Office bearers for UNTU ant to be part of the discussions for the drafting of the Labour Guidelines. b. He also advised that as a labour union, solving of issues are sorted out directly with the Port Manager as there is an open door policy in place. c. Update will be given at the next PCC meeting. 	
	<p>4.2.2 SATAWU</p> <p>No update for this meeting</p>	
4.3	Port User Feedback	
	<p>4.3.1 Cargo Owners / Shipping Lines / Agents / Bunkers</p> <ul style="list-style-type: none"> a. No representation. 	
	<p>4.3.2 Tourism & Leisure / Cruise Liners</p> <ul style="list-style-type: none"> a. No update at this meeting 	
	<p>4.3.3 Fishing / Ship Repairs / Terminal Operators</p> <ul style="list-style-type: none"> a. No feedback or additional information. 	
4.4	Government Feedback	
	<p>4.4.1 Department of Transport</p>	

ITEM	DISCUSSIONS	RECOMMENDATION(S)/ACTION/S
	<p>4.4.1.1 Legislation</p> <p>4.4.1.1.1 Port Act Review</p> <p>a. The Chairperson advised that the proposed amendments from all Port Users have been forwarded to NPCC and is currently under discussion at the NPCC level.</p> <p>4.4.1.1.2 Single Transport Economic Regulator (STER)</p> <p>a. This matter is being discussed on a NPCC level.</p> <p>4.4.1.2 Operation Phakisa</p> <p>b. The Chairperson gave feedback on progress made with project which forms part of the Operation Phakisa.</p> <p>c. New projects at Saldanha, Richards Bay and East London.</p>	
	<p>4.4.2 Provincial Government</p> <p>a. No update at this meeting.</p>	
	<p>4.4.3 Local Government</p> <p>a. No representation.</p>	
	<p>4.4.4 Other National Departments</p>	
<p>4.5</p>	<p>Ports Regulator South Africa -</p> <p>a. The draft Tariff Strategy was published on the 31st of March for comment;</p> <p>b. Nine written submissions were received;</p> <p>c. Two focus groups (government and port pricing experts) were held in May;</p> <p>d. Four roadshows were held in June for industry and other stakeholders;</p> <p>e. The Regulator thanks PCC members for their attendance and their comments –a long list of 100 suggestions and comments from the Roadshows and the submissions which we have considered carefully and incorporated where necessary into the Strategy;</p> <p>f. The updated Tariff Strategy should be finalised within the month and will be circulated through the PCC secretariat and published on our website upon completion.</p> <p>g. Implementation of the Tariff Strategy will begin with the 2016/17 tariff book;</p> <p>h. All cargo dues line items will converge towards the base rate determined in the strategy annually (depending on sensitivity analysis) until, ideally, 5 lines remain;</p> <p>i. Marine services will be run on a ghost system for 2016/17 and applied in 2017/18;</p> <p>j. Annual monitoring of all elements of the strategy will take place;</p> <p>k. Phase 3 has already commenced – this includes finalising the beneficiation strategy, reviewing the tariff methodology and valuation of assets.</p> <p>l. The Tariff Application will be submitted by NPA to the Regulator on the 1st of August 2015;</p> <p>m. There will be a comment period of at least 30 working days and roadshows will take place, most likely in September.</p> <p>n. Tribunal Update - A decision has been made regarding a private container terminal at the Port of Richards Bay – that will be published on the website next week;</p> <p>o. Regulatory Review - As discussed in previous PCC, the PRSA are doing a self evaluation and completed a web-survey which we will send out to our database via a link</p>	

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4.6	<p>SAMSA</p> <p>Mr Paul Vieira advised that there was no feedback for this meeting.</p>	
4.7	<p>PCC ADMINISTRATION</p> <ul style="list-style-type: none"> a. The PCC Website was up and running and the Secretariat requested all members to go to the website and give comments. b. The meeting was also advised that going forward, all documents emanating from the PCC meetings can be obtain from the website. c. 	
SECTION 5: COOPERATIVE GOVERNANCE		
5.1		
SECTION 6: NPCC		
6.1	<ul style="list-style-type: none"> a. No update at this meeting. 	
SECTION 7: NEW ITEMS		
7.1.	No new items	
SECTION 8: AGREED RESOLUTIONS & ACTION ITEMS		
8.1	<ul style="list-style-type: none"> a. TNPA/PETROSA Engagement: An invitation will again be forwarded to PetroSA to make a presentation with regards to Project Ikhwezi and how it would impact the Port of Mossel Bay and surrounding areas. b. Port User: Tourism / Leisure / Cruise Liners feedback: Invitation will be forwarded to the Tourism / Leisure / Cruise liner constituency to do a presentation. New Election nomination process to follow to nominate and elect an alternate. c. Status of Mossel Bay as a Port of Entry: This matter is part of the Operation Phakisa and it affects the Ports of Mossel Bay, Cape Town and Saldanha. The Chairperson will provide feedback by the 2nd week of August 2015 and also suggested that Department of Home Affairs be invited to the next PCC meeting to do presentation regarding progress in this matter. d. Labour Guidelines Workshop: National Office bearers for UNTU and SATAWU to be approached with dates for discussion regarding the drafting of the Labour Guidelines. e. DOT – IMDG Training: IMO confirmed that due to financial constraints, the IMDG training will only take place in KZN region during September 2015. DOT has confirmed that UN Dangerous Goods training will however be provided on a regional basis once service provider has been sourced. Dates and venues will be circulated once all logistics has been confirmed. Nomination and election process underway. 	
SECTION 9: ANNOUCEMENTS AND CLOSURE		
9.1	<p>DATE AND VENUE FOR NEXT MEETING</p> <p>The next meeting is scheduled to take place at 09:00 Monday 12 October 2015.</p>	
9.2.	CLOSURE	

ITEM	DISCUSSIONS	RECOMMENDATION(S)/ACTION/S
	The Chairperson thanked everyone for their contributions and inputs. The meeting was adjourned at 11h33.	

Approved by

PCC Chairperson

Date

PCC Secretariat

Date