

# Designated Person (PMSC): Argyll and Bute Council

Annual Report to the Duty Holder & Harbour Board

02 March 2023



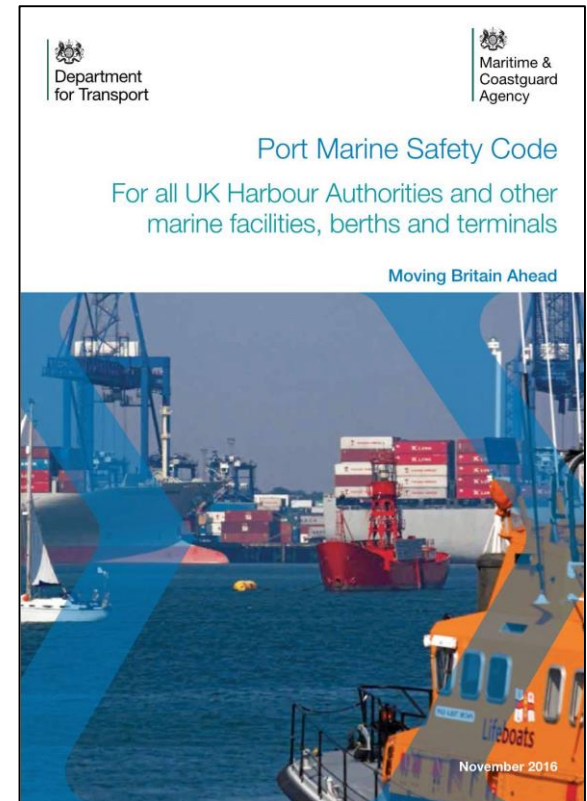
## Port Marine Safety Code

- ❑ UK National standard for every aspect of port marine safety
- ❑ The Maritime and Coastguard Agency (MCA) require 3 yearly port compliance statements
- ❑ The Designated Person is an independent function, reporting directly to the Duty Holder
- ❑ The DP tests the effectiveness of the 'Marine Safety Management System' (MSMS)
- ❑ This assurance process allows the Duty Holder to write to the MCA



# Port compliance list

- ❑ The Department for Transport publishes a list of PMSC compliant ports ([here](#))
- ❑ The list has 237 ports shown – that is circa 14% overall, representing around 30% of Statutory Harbour Authorities
- ❑ As an industry measure, inclusion in the list is a key safety credential
- ❑ As Designated Person – ABPmer confirms that in our view, A&BC is **not at this time** fully compliant with the requirements of the Code at all marine facilities



## Activities 2022

- ❑ The following DP activities have been completed in the last year:
  - ❑ Attendance at 2x Harbourmaster meetings
  - ❑ Attendance at 1x Board meeting
  - ❑ Duty Holder Training, Sept 22
  - ❑ Sept 22, 5x assurance visits:
    - ❑ Oban North & South Pier (SHA)
    - ❑ Craignure Harbour (SHA)
    - ❑ Bunessan Pier
    - ❑ Fionnphort Pier and Slipway
    - ❑ Iona Slipway



# Oban North & South Pier

No	Ten Key Measures Required for Successful Implementation of the Code		RAG
1	Duty Holder	The Duty Holder is the Council's Executive Director of Development and Infrastructure Services. The Harbour Board provides policy direction to the officers of the Authority.	Green
2	Designated Person	Argyll and Bute Council has appointed Monty Smedley of ABPmer as its Designated Person, the DP provides an annual briefing to the Duty Holder and Board.	Green
3	Legislation	The Marine Safety Management System <b>does not list relevant Acts or Orders</b> for Oban North Pier, nor are the harbour limits mapped as described in Section 22 and 18 of the 1896 Act.	Red
4	Duties and Powers	Annual exercises of both the Oil Pollution Response Plan and Emergency Plan at Oban would be beneficial. Use of Direction Powers and enforcement processes are not clearly laid out.	Yellow
5	Marine Risk Assessment	The MSMS <b>does not stipulate review frequency, risk assessment review with stakeholders should be recorded</b> . Marine risk assessments for Oban North Pier are in place and current.	Red
6	Marine Safety Management System	The Council produces a Marine Safety Management System [version 11, May 2020]. The MSMS is presented as a manual with supporting Annexes for individual ports, harbours and piers.	Green
7	Review and Audit	The Council has an external and internal audit structure in place. The last internal audit was carried out at Oban in August 2022 and was a comprehensive check against the GtGP.	Green
8	Competence	Training policy requires review and approval by the Board. The training matrix should be expanded to include all roles. Storing of qualifications should be reviewed (i.e., local office or centrally).	Yellow
9	Plan	A 'Marine Safety Plan' for 2021 to 2023 is in place. <b>The previous plan for the years 2018 to 2020 has not been assessed</b> and the Organisation's performance published as required by the Code.	Red
10	Aids to Navigation	As the Local Lighthouse Authority, the Council meets and exceeds the availability criteria: Category 2 = 99.8% (target is 99.0%), Category 3 = 100% (target is 97.0%)	Green

Recommend:

+ Acts & Orders relevant to the pier is held & reviewed

+ Add RA review information to the MSMS

+ Review of last period objectives (2018-2020) writing & publish

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2	Designated Person	Argyll and Bute Council has appointed Monty Smedley of ABPmer as its Designated Person, the DP provides an annual briefing to the Duty Holder and Board.	Green
3	Legislation	The Marine Safety Management System <b>does not list relevant Acts or Orders for Craignure</b> . Bunessan, Fionnphort and Iona are marine facilities and do not have their own local legislation.	Red
4	Duties and Powers	Consultation processes with local stakeholders is not in place (or formalised). Bunessan has no bathymetric survey which is a non-conformity with the Council's hydrographic policy.	Yellow
5	Marine Risk Assessment	There are <b>no marine risk assessments</b> or incident recording for <b>Bunessan, Fionnphort and Iona</b> . Craignure assessments are in place. The MSMS does not stipulate review frequency.	Red
6	Marine Safety Management System	Whilst the Council provides a Marine Safety Management System (MSMS) manual [version 11, May 2020]; there is <b>no Annex for Bunessan, Fionnphort and Iona</b> . Craignure is included.	Red
7	Review and Audit	External PMSC audits are scheduled. There is no evidence that the unstaffed facilities at Craignure, Bunessan, Fionnphort and Iona have been included in internal audits.	Yellow
8	Competence	Training policy requires review and approval by the Board. The training matrix should be expanded to include all roles. Storing of qualifications should be reviewed (i.e., local office or centrally).	Yellow
9	Plan	A 'Marine Safety Plan' for 2021 to 2023 is in place. <b>The previous plan for the years 2018 to 2020 has not been assessed</b> and the Organisation's performance published as required by the Code.	Red
10	Aids to Navigation	As the Local Lighthouse Authority, the Council meets and exceeds the availability criteria: Category 2 = 99.8% (target is 99.0%), Category 3 = 100% (target is 97.0%)	Green

Recommend:

+ Acts & Orders relevant to Craignure listed

+ Add RA review information to the MSMS

+ Add MSMS annexes

+ Review of last period objectives (2018-2020) writing & publish

# Assurance Journey

- ❑ Competence: the audit identified opportunities for improvement in staff record keeping, training matrix, local competence checks
- ❑ MSMS: the development of Standard Operating Procedures (SOPs) **for all** A&BC's facilities is required
- ❑ Marine Risk Assessments: a hazard identification and risk assessment process at **for all** A&BC's facilities is required



- ❑ The following items were noted:
  - ❑ Duty Holder and all Board members have completed 'Duty Holder' training
  - ❑ At Oban and Craignure, all marine RAs were reviewed and in-date
  - ❑ Conservancy: Aids to Navigation exceed the IALA performance standards
  - ❑ The Oban North Pier pontoons, Oban Times Slipway and Oban North Pier are well maintained, managed and run by a dedicated team of harbour operatives lead by the Harbour Master



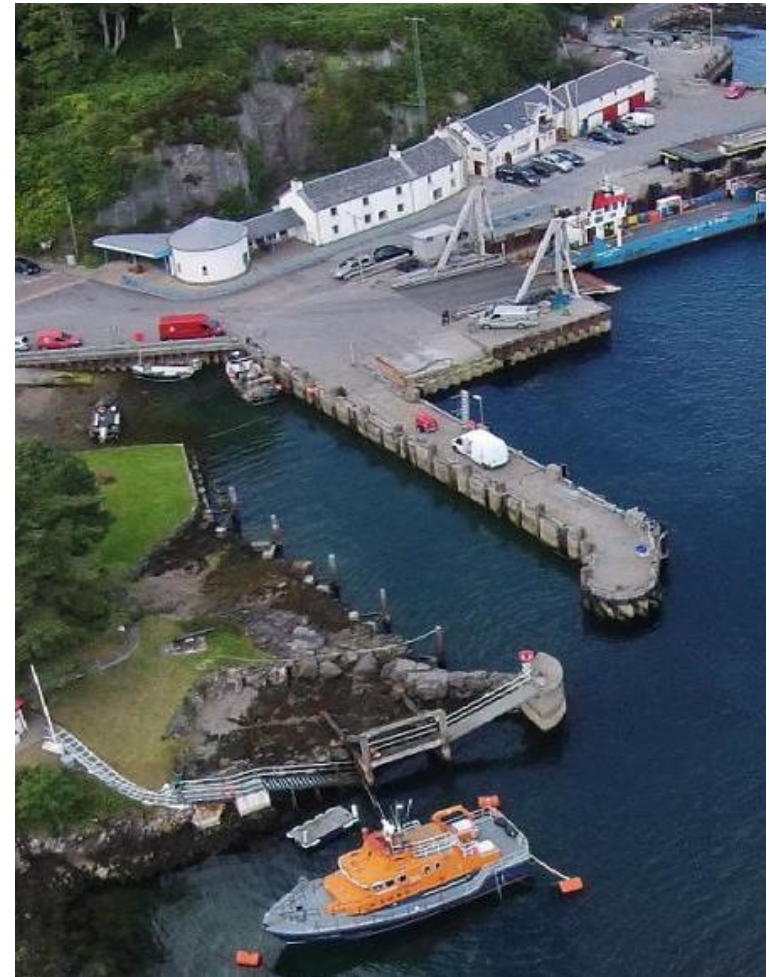


## Planned activities 2023

- Attendance at A&BC Harbour Masters Meetings:
  - March
  - September
- Harbour Board presentation

## Next Audits

- September 2023
  - Rothesay (SHA)
  - Port Askaig, Port Charlotte Pier, Bruichladdich Pier



# Thank you for listening

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