

IMO – SOLAS Amendment Chapter VI effective July 1st 2016

With less than one month to go before the new regulations on container weighing come in to force, we are able to provide you with a further update – following a final meeting of the national competent authorities and industry stakeholders in Rome on May 31st, Circular n.125/2016 was published and can be viewed via the attached link:

<http://services.contshipitalia.com/svc/jspinclude/download.jsp?idx=-1&key=20160607163821722>

Stakeholders attending the meeting were:

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PER CONOSCENZA

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Key elements of Circular n.125/2016 are:

- No change in the useable technology – static weighbridges shall be used to produce a VGM
- 3 months grace period until 1st October, 2016 for containers in transshipment that were loaded before 1st July without a VGM, but transhipped after
- Containers intended for loading on to a ship arriving on the berth at the end of June, where physical operations are completed on July 1 2016, shall not require a VGM
- Redefinition of “ shipper” changed from forwarder and aligned with item 2.1.12 of IMO circular MSC.1 / Circ.1475
- Shipping document VGM content is defined
- Timing of receipt of VGM by Terminal Operators is not specified in MSC.1 / Circ.1475, other than “sufficiently in advance” – this remains to be agreed, taking into consideration both operational and commercial requirements
- VGM records shall be retained for a period of 3 months
- Shippers intending to declare their VGM using Method 2, even if already AEO or ISO9001 certified, shall ensure that Weighing Process Certification will be obtained by 1st January 2017
- Shippers intending to declare their VGM under method 2 shall be required to demonstrate their competence to do this by submitting details to the national competent authorities
- Sanctions – unless considered to be a more serious offence, any identified irregularities in the VGM document will be considered to be borne by the shipper under Article 483 of the Criminal Code, or in the case of shipment of a container without a valid VGM, the responsibility of the Master of the vessel in accordance with Article 1215 Navigational Code and the Terminal Operator, in accordance with Article 1231 Navigational Code

Our primary objective remains to ensure the safe and efficient operation of handling export containers through all of our terminals. The role of the container terminal is vital in that we must continue to facilitate the smooth and effective flow of the logistics supply chain and help as much as possible Italian exporters.

In consideration of the outcome of the stakeholders meeting, the Contship Group whilst also referring to previous customer advisories, is pleased to announce that as from 1st July, 2016 the individual business units will be in a position to offer VGM weighing services to the global supply chain, by adapting and ensuring that existing weighing facilities are upgraded to be VGM compliant. Whilst specific details, including work-flow processes, are being finalized for publication very shortly, the following summary may be referred to:

- VGM weighing services are intended to be offered to the “Shipper” as defined by item 2.1.12 of IMO circular MSC.1 / Circ.1475
- VGM weighing services will be provided at our railheads in Melzo and Dinazzano
- VGM weighing services will be provided by CICT / MCT – exports will be received into the stack with or without a VGM
- VGM weighing services will be provided at LSCT / TCR in direct co-ordination with and managed by, the local Port Community System (PCS) – exports will not be received into the stack without a VGM, or a weighing certificate, provided either in advance or at the time of receipt, that shall be effected in real time and managed by the PCS
- For all exports arriving by rail, it is recommended that VGM weighing services are undertaken at any inland location, thus ensuring that the VGM is available at the time the train arrives at the marine terminal for processing

- The current provision of weighing services is covered in Appendix II (section 12) and Appendix III (section 6) of the *Contract for the Provision of Container Terminal Services* (referring also to clause 4.1.n). Appendix III (specifically section 6, but also extended to others, where appropriate, including Listino Servizi Accessori) is under final review and will be published, at least in a “transitional” text, to enable Shippers as defined in IMO circular MSC.1 / Circ.1475 to be informed about the Terminal Operator’s working procedures, effective July 1 2016 , reflecting changing workflow practices and Shippers’ direct responsibilities for same
- It is intended to convene meetings at a local level to introduce the detail of the process flow to interested parties and stakeholders (an initial meeting has already taken place in Ravenna on June 1 2016)
- There remains a number of tasks to be done during the coming days and each business unit is committed to concluding these to ensure a successful launch from July 1 2016 – there remains a number of Shipping Lines who have not yet been in contact with Contship’s Marine Terminals in respect of EDI-message flows and therefore it is essential to do so, in order to avoid any potential inefficiencies. If not already done, please contact editeam@contshipitalia.com
- Contship Marine Terminals intend to conduct VGM testing, prior to July 1 2016, details of which shall be provided separately
- Unless there is a need to do so, any further communications on VGM will be posted by the individual businesses as the subject progresses to a live implementation phase, and same can be accessed on www.contshipitalia.com/download/TBU_Customer_Information
- Individual Customer Service Departments remain at the disposal of all parties to provide any required clarification, as well as regular commercial contacts both at Sogemar / RHM and the Group Commercial Service Unit