



VESSEL AGENT REGISTRATION CERTIFICATE

Registration Certificate Number:

Issued in terms of the Port Rules for the commercial ports of South Africa, adopted in terms of the National Ports Act No. 12 of 2005 ("the Act")

MAY NOT BE TRANSFERRED WITHOUT THE PRIOR WRITTEN CONSENT OF THE AUTHORITY

Name of Vessel Agent:

Registered physical address from where principal business is carried on:

Registration Number:

V.A.T. Registration Number:

("hereinafter referred to as the "Vessel Agent")
is hereby registered by the Authority to be a Vessel Agent in respect of the Port(s) of.....

This registration is issued subject to:

- 1) compliance with the conditions printed on this Registration Certificate, which lists some of the obligations of the Vessel Agent;
- 2) compliance with the provisions of the Act and all other relevant legislation;
- 3) compliance with any Regulations adopted in terms of section 80(1) of the Act;
- 4) compliance with the Port Rules for the commercial Ports of South Africa, adopted in terms of section 80(2) of the Act, and with the Harbour Master's Written Instructions and the Authority's Written Instructions;
- 5) compliance with the Authority's Tariff Book, published in terms of section 72(1) of the Act;
- 6) compliance with the International Ship and Port Security Code ("the ISPS Code") as it applies to all Ports of South Africa; and
- 7) compliance with all other applicable legislation and generally the requirement to conduct its vessel agent activities in accordance with the Law.

Duration of registration certificate: _____ to _____ .

Registration certificate fee: R [TBD], inclusive of VAT.

.....
THE AUTHORITY'S DELEGATEE

Date:

The Vessel Agent accepts that the registration is subject to compliance with the attached conditions and the statutory and other instruments listed above, as amended or changed from time to time.

.....
VESSEL AGENT OR ITS AUTHORISED REPRESENTATIVE

Date:

CONDITIONS OF VESSEL AGENT REGISTRATION

1. The Vessel Agent shall be a member of South African Association of Ship Operators and Agents (SAASOA). If membership of the Association is refused or cancelled for any reason, the Authority may, on good cause shown, grant an exemption from this condition.
2. The Vessel Agent shall provide the Authority with an agency appointment letter, indicating that the Vessel Agent represents the vessel. Such a letter shall be sent to the Authority at least three days in advance of the arrival of the vessel in the port, or such other shorter notice as the Authority may allow, on good cause shown.
3. The Vessel Agent may not act or purport to act on behalf of the Authority or to represent it in any way. The Vessel Agent is not the mandatory, agent or employee of the Authority arising out of the issue of this Licence. The Authority shall not be liable, vicariously or otherwise, for the acts or omissions of the Vessel Agent.
4. The Vessel Agent acknowledges and agrees that the Authority may disclose any or all of the information provided by the agent to law enforcement, government and regulatory agencies and the Vessel Agent releases and indemnifies the Authority from and against all losses, claims, damages, costs, liabilities, actions and causes of action arising out of or in any way connected with the disclosure or release of any information provided by the Vessel Agent to such bodies.
5. The Vessel Agent shall comply with all relevant management systems, policies and procedures and directives of the Authority.
6. The Vessel Agent shall be readily contactable:
 - a) At the time of berthing of the vessel;
 - b) At the time of sailing of the vessel;
 - c) At the time of ship's supply; and
 - d) At the time of loading or discharging of the vessel.
7. The Vessel Agent must perform the services diligently, safely and without deliberate or undue delay.
8. Only competent vessel contractors (ship chandlers, vessel searchers, ship surveyors, baggage handlers, cargo surveyors and cargo tallies) shall be utilised by the Vessel Agent.
9. The Vessel Agent shall ensure that if any service providers used by it, or contracted by it, require a licence issued by the Authority in terms of the Act or Port Rules, such persons are duly licensed.
10. The Vessel Agent is responsible for payment to the Authority of all port dues, fees, fines and any other monies due to the Authority by the vessel's owner.
11. The Authority may on good cause shown, including the breach of any one or more of these conditions, at any time suspend, withdraw or cancel this registration provided that it will follow a fair procedure before such a decision is taken.
12. The Vessel Agent shall have no claim against the Authority arising out of the suspension, withdrawal or cancellation of the permit or the amendment of the conditions, but shall be entitled to receive written reasons from the Authority in terms of the law.
13. The Authority may also amend the conditions contained in this registration provided that, prior to making a decision to amend, the Authority will indicate the reasons why it considers it necessary to amend the conditions and afford the Vessel Agent a reasonable opportunity to make representations as to why the conditions should not be amended.
