



**MINUTES OF THE 1<sup>ST</sup> QUARTER 2015/16 PORT OF EAST LONDON PORT CONSULTATIVE  
COMMITTEE MEETING HELD 9:00 MONDAY 03 AUGUST 2015, TNPA OFFICES,  
PORT OF EAST LONDON**

**ATTENDEES**

Mr Mthunzi Madiya	Department of Transport - Chairperson
Ms. Selma Schwartz-Clausen	SAMSA Head of the PCC and NPCC Secretariat
Mr. Tobela Gqabu	SAMSA Representative
Captain Precious Dube	Transnet National Ports Authority – Harbour Master
Ms. Jacqueline Brown	Transnet National Ports Authority – Port Manager
Mr. Alvin Singama	Transnet National Ports Authority – Port Engineer
Ms. Noxolo Fipaza	Provincial Government
Mr. Lawrence Valetta	Local Government
Ms. Telrita Jacobs	Port User Cargo Owners / Freight Forwarders / Road Hauliers/ Logistics
Mr. Douglas Emery	UNTU

**Observer Status PRSA**

Ms Zinhle Mhlongo

**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 Precious Dube				
	Deputy Harbour Master					
	Port Manager	Ms Jacqueline Brown				
	Port Engineer	Mr Alvin Singama				
Port Users:	Cargo Owners / Freight Forwarders / Road Hauliers / Logistics	Ms Telrita Jacobs				
		Mr Bruce Spanyaard	**			
	Terminal Operators / Lessees / Stevedores					
	Shipping Lines/ Agents/ Ship Repair	Mr Dave Kirkman	*			
Government	Local					
	Provincial	Ms Noxolo Fipaza				
		Ms Tanstaswa Cici	*			
Labour	UNTU	Mr Johan Deetlefs	*			
		Mr Douglas Emery				
	SATAWU	Mr Phindile Kupiso	**			
SAMSA	Mr Tobela Gqabu					

**Other attendees**

Ms Fuzlin Khamissa  
Mr Chuma Mpahlwa  
Ms Bonisiwe Mhlanga  
Mr Abram Chego  
Mr Dirk Botes  
Mr Arnold Mjekula

SAMSA PCC Secretariat  
Department of Transport  
Department of Transport  
Department of Transport  
Transnet National Ports Authority  
Transnet Port Terminals

## 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
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 /ACTION
<b>SECTION 1: PROCEDURAL MATTERS</b>		
<b>1.</b>	<p><b>WELCOME</b></p> <p>Mr Mthunzi Madiya introduced himself as the newly appointed Chairperson of the PCC meetings and welcomed all present. He declared the meeting opened followed by a round of introductions.</p>	
<b>1.1</b>	<p><b>SAFETY BRIEFING</b></p> <p>Comprehensive safety briefing was done by TNPA – Mr. Dirk Botes. He highlighted that everyone should vacate the building calmly in the event of a continuous alarm sound.</p>	
<b>1.2</b>	<p><b>APOLOGIES</b></p> <p>Apologies were noted.</p>	
<b>1.3</b>	<p><b>QUORUM –</b></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><b>1. Transnet National Ports Authority</b></p> <p>1.3.1 Harbour Master- Ms Precious Dube</p> <p>1.3.1.1. Two person other than the Harbour Master: Ms Jacqueline Brown Mr Alvin Singama</p> <p><b>1.3.2 Port Users</b></p> <p>1.3.2.1. Ms. Telrita Jacobs Cargo Owners/Freight Forwarders/Road Hauliers/Logistics</p> <p><b>1.3.3 Provincial Government</b></p> <p>1.3.3.1 Ms. Noxolo Fipaza</p> <p><b>1.3.4 Local Government</b></p> <p>1.3.4.1. Mr Lawrence Valetta</p> <p><b>1.3.5 Organised Labour</b></p> <p>1.3.5.1 Mr. Johan Deetlefs UNTU</p> <p>1.3.5.2 Mr. Douglas Emery UNTU</p> <p><b>1.3.6 SAMSA</b></p> <p>1.3.6.1 Mr. Tobela Gqabu</p> <p><b>1.3.7. Chairperson</b></p> <p>1.3.7.1 Mr Mthunzi Madiya</p> <p>Confirmation of attendance confirms that the Port of East London Port Consultative</p>	

ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
	Committee meeting did not quorate.	
1.4.	<p><b>ADOPTION OF THE AGENDA OF THE 03 AUGUST 2015.</b></p> <p>The Agenda was motioned for adoption by Ms Jacqueline Brown and supported by Ms Noxolo Fipaza.</p> <p><b>Declaration of Interest</b></p> <p>Noted that no one had interests to declare following the adoption of the Agenda.</p>	
1.5.	<p><b>ADOPTION OF THE MINUTES OF THE PREVIOUS MEETING</b></p> <p>The Minutes of the PCC meeting of 16 February was motioned for adoption by Mr Alvin Singama and seconded by Ms Telrita Jacobs.</p>	
<b>SECTION 2: EXTERNAL PRESENTATION</b>		
2.1	<p><b>SAIMI Presentation</b></p> <ul style="list-style-type: none"> <li>a. The Secretariat advised that an invitation was extended to SAIMI, Ms Samantha Venter to do presentation but unfortunately she was not available.</li> <li>b. The presentation will be circulated as well as the advert for the position of CEO position at SAIMI.</li> </ul>	
<b>SECTION 3: MATTERS ARISING FROM THE PREVIOUS MEETING</b>		
3.1.4	<p><b>Nomination and Election Process</b></p> <ul style="list-style-type: none"> <li>a. The Secretariat advised that the Nomination and Election process will be wrapped where gaps where after induction dates will be circulated.</li> </ul>	<p><b>Action 1:</b> Nomination and election process to be finalised where gaps.</p>
3.1.5	<p><b>IMDG Training</b></p> <ul style="list-style-type: none"> <li>a. DOT provided feedback with regards to the proposed IMDG training for the various ports. Two prong approach:</li> <li>b. First round of training being offered: <ul style="list-style-type: none"> <li>I. It was agreed between DOT and the IMO that the IMDG training will be held in the Kwazulu-Natal region. Same training was confirmed for 31 August to 04 September 2015 at the Garden Court South Beach, Durban. All involved in IMDG related activities were invited to participate by submitting their names to DOT and the Secretariat. The meeting was further advised that the training venue could only accommodate a limited number of people.</li> <li>II. DOT sponsored the cost of the IMDG training. Attendees responsible for all other related logistical expenses such as travelling and accommodation etc.</li> </ul> </li> <li>c. Regional roll-out: <ul style="list-style-type: none"> <li>I. It was decided that training for Dangerous Goods will be done on a regional bases consistent with what was previously requested by the PCCs.</li> <li>II. Dates for this training will be circulated as soon as confirmation is received</li> </ul> </li> </ul>	<p><b>Action 2:</b> IMDG Training: Dates for further training will be circulated once confirmation has been received from DOT.</p>

ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
	from DOT.	
3.1.3	<b>Labour Guidelines</b> <ol style="list-style-type: none"> <li>a. National Labour advised previously that they were not present at the Labour Guidelines workshop due to logistics costs. The Secretariat reminded all that DOT consistently paid for all travelling expenses.</li> <li>b. It was agreed that a meeting will be scheduled in Johannesburg or Pretoria with the National Office Bearers to discuss the guidelines prior to the 2<sup>nd</sup> quarter PCC meetings. Dates will be advised.</li> </ol>	<b>Action 3:</b> Labour Guidelines to be finalised
3.1.4	<b>Fleet Street</b> <ol style="list-style-type: none"> <li>a. Matter to remain on the Matters Arising.</li> <li>b. TNPA to discuss this matter with Local Government at the next BCM meeting.</li> </ol>	
<b>SECTION 4: STANDING ITEMS</b>		
4.1	<b>TNPA - Presentation</b>  Full presentation attached. <ol style="list-style-type: none"> <li>a. It was requested that TNPA include the status of projects i.e. percentage of projects be added to the presentations.</li> <li>b. TNPA to include slides updating projects which is part of Operation Phakisa for future presentations.</li> </ol> <b>PDFP</b>  The PCC members for the Port of East London is supporting the PDFP as presented by TNPA at the PDFP roadshow held 27 May 2015.	<b>Action 4:</b> Presentation: TNPA to include status of projects in terms of percentage progress made and to include projects part of Operation Phakisa.
<b>4.2 LABOUR FEEDBACK</b>		
4.2.1	<b>UNTU</b>  No feedback for this meeting.	
4.2.2	<b>SATAWU</b>  No representation	
<b>4.3 Port User Feedback</b>		
4.3.1	<b>Cargo Owners / Freight Forwards / Road Hauliers / Logistics</b> <ol style="list-style-type: none"> <li>a. There will be an increase in volumes.</li> <li>b. A question was asked what the status was of Fleet Street as the work that is proposed to be done there will have an impact on MBSA.</li> <li>c. Same update to be provided.</li> </ol>	<b>Action 5:</b> Fleet Street Update to be provided.

ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
4.3.2	<b>Shipping Lines / Agents / Ship Repair</b> 5.3.2. Not represented	
4.3.3	<b>Terminal Operators / Stevedores / Lessees</b> 5.3.3. No Feedback	
4.4.	<b>Government Feedback</b>	
4.4.1	<b>Department of Transport (DOT)</b> <ol style="list-style-type: none"> <li>a. The Ports Act review as well as the Single Transport Economic Regulator matter on the NPCC Agenda. An update will be provided once available.</li> <li>b. Operation Phakisa:               <ol style="list-style-type: none"> <li>I. Meeting was informed that DOT and SAMSA jointly perform an oversight role towards achieving all deliverables.</li> <li>II. A total of 18 initiatives noted of which DOT was responsible for 5.</li> <li>III. Refurbishing projects noted to be included in the TNPA OPEX budget. TNPA was expected to approach the market for funding for development projects at Saldanha, East London and Richards Bay.</li> <li>IV. Transition Advisers have been appointed by TNPA to assist to look at funding models.</li> <li>V. The Chairperson also gave feedback with regards to the DOT's recent visit to China and the interest shown with regards to the Port of Richards Bay.</li> </ol> </li> <li>c. Feedback will be ongoing.</li> </ol>	<b>Action 6:</b> Update of the Ports Act review and STER to be provided after the next NPCC meeting.
4.4.2	<b>Provincial Government</b> <ol style="list-style-type: none"> <li>a. The meeting was informed that ten teachers with Maritime backgrounds were sent to Belgium to do a refresher course.</li> <li>b. Two schools were identified as maritime high schools to commence in 2016.</li> <li>c. Two teachers will be selected to kick start the process. Maritime economics and nautical science will added as two additional subjects.</li> <li>d. The Department of Education scheduled a Maritime Expo to be held in the Port of East London.</li> <li>e. Provincial Expo will be held in Umtata during the month of October 2015.</li> </ol>	
4.4.3	<b>Local Government</b> <ol style="list-style-type: none"> <li>a. No update at this meeting.</li> </ol>	<b>Action 5:</b> Local Government to provide update with regards to the completion of Fleet Street at the next PCC meeting.
4.4.4	<b>Other National Departments</b> No Representation	
4.5	<b>Ports Regulator South Africa</b> <ol style="list-style-type: none"> <li>a. Feedback was provided by the Ports Regulator.</li> <li>b. The draft Tariff Strategy was published on the 31st of March for comment;</li> <li>c. Nine written submissions were received;</li> </ol>	

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	<ul style="list-style-type: none"> <li>d. Two focus groups (government and port pricing experts) were held in May;</li> <li>e. Four roadshows were held in June for industry and other stakeholders;</li> <li>f. The Regulator thanked 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;</li> <li>g. The updated Tariff Strategy was expected to be finalised during August and will be circulated through the PCC Secretariat and published on the PCC website upon completion.</li> <li>h. Implementation of the Tariff Strategy will begin with the 2016/17 tariff book;</li> <li>i. All cargo dues line items se to converge towards the base rate determined in the strategy annually (depending on sensitivity analysis) until, ideally, 5 lines remain;</li> <li>j. Marine services will be run on a ghost system for 2016/17 and applied in 2017/18;</li> <li>k. Annual monitoring of all elements of the strategy will take place;</li> <li>l. Phase 3 has already commenced – this includes finalising the beneficiation strategy, reviewing the tariff methodology and valuation of assets.</li> <li>m. The Tariff Application will be submitted by NPA to the Regulator on the 1st of August 2015;</li> <li>n. There will be a comment period of at least 30 working days and roadshows will take place, most likely in September.</li> <li>o. Tribunal Update - A decision was made regarding a private container terminal at the Port of Richards Bay – that will be published on the website next week;</li> <li>p. Regulatory Review - As discussed in previous PCC, the PRSA was doing a self - evaluation and completed a web-survey which will was planned to be send to the PRSA database via a link.</li> </ul> <p>The Secretariat will circulate the Tribunal decisions for the Ports of Saldanha and Richards Bay.</p>	
4.6	<p><b>SAMSA</b></p> <p>No new feedback at this meeting.</p>	
4.7	<p><b>PCC ADMINISTRATION</b></p> <ul style="list-style-type: none"> <li>a. PCC website – from this point going forward all documentation pertaining the PCC meetings e.g. Minutes, presentations will be uploaded onto the PCC website and a link will be forwarded to all PCC members.</li> <li>b. Protocol of Meeting review – several inputs was received. All comments to be escalated to the NPCC representative and will be further discussed.</li> <li>c. PCC Induction, Nomination and Election – Sessions were held at the East London Ski Boat Club. Attendance noted as disappointing however induction will be an ongoing process.</li> <li>d. Freight Demand Strategy as well as the Minutes of the last NPCC meeting will be circulated.</li> </ul>	
<b>SECTION 5: COOPERATIVE GOVERNANCE</b>		
5.1		



ITEM	DISCUSSIONS	RECOMMENDATION /ACTION
<b>SECTION 6: NPCC</b>		
6.1	The next NPCC meeting is scheduled for the 28 August 2015 at DOT office in Pretoria.	
<b>SECTION 7: NEW ITEMS</b>		
7.1	<b>New Items</b>	
<b>SECTION 8: AGREED RESOLUTIONS &amp; ACTION ITEMS</b>		
8.1	<ul style="list-style-type: none"> <li>a. Presentation for the (NMMU) Nelson Mandela Metropolitan University. Invitation was extended to SAIMI to make presentation at the PCC but due to previous engagements presentation could not be made at the 1st Quarter PCC. Secretariat will circulate presentation together with advert for position as CEO and SAIMI will be requested to make presentation at the 2nd Quarter PCC</li> <li>b. Nomination &amp; Election Process will be wrapped up in 2 weeks' time and induction dates will be circulated.</li> <li>c. IMDG Training: DOT reported that due to financial constraints IMDG training provided by IMO will only take place in the KZN region (Durban) from 31/8 to 04/09. UN Dangerous Goods training will however take place regionally and logistics will be communicated shortly.</li> <li>d. Labour Guidelines: Meeting will be scheduled with the National Office Bearers of both UNTU and SATAWU in Johannesburg to discuss the draft labour guidelines.</li> <li>e. Fleet Street: Matter to remain on the Matters Arising. TNPA to discuss this matter with Local Government at the next BCM meeting.</li> <li>f. Local Government will also be requested to do presentation at the next PCC meeting.</li> <li>g. TNPA Presentation: TNPA to include percentage of completion of projects in the presentations going forward. TNPA to include slides updating projects which is part of the Operation Phakisa initiative. This will be a standing item on the agenda. TNPA Port Development Framework Plan The Port Development Framework Plan for the Port of East London has is supported by the Port Consultative Committee as presented at the PDFP Roadshow held 27th May 2015.</li> <li>h. Port Regulator of South Africa: The Secretariat to download and circulate tribunal decision from the PRSA website. Tribunal decisions pertains to matters lodged at the Ports of Richards Bay and Saldanha.</li> <li>i. PSP Framework: DOT to present PSP Framework plan at the next round of PCC meetings for all ports.</li> </ul>	
<b>SECTION 9: ANNOUCEMENTS AND CLOSURE</b>		
9.1	<p><b>DATE AND VENUE FOR NEXT QUARTERLY MEETING</b></p> <p>The 2<sup>nd</sup> quarter 2015/16 Port East London PCC meeting scheduled to take place at 09h00 Monday 26 October 2016 at the TNPA Offices, Port of East London.</p>	
9.2.	<p><b>CLOSURE</b></p> <p>The Chairperson thanked everyone for their contributions and inputs.</p>	

Approved by

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PCC Chairperson

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Date

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Head of the PCC and NPCC Secretariat

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Date