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## FLAG STATE AND PORT STATE COOPERATION – EVERYBODY'S IN SHOW BIZ –

Brad L. Berman, President  
Liberian Ship & Corporate Registry  
1st Annual Tanker Operator Conference  
21st October 2003,  
Yacht Club of Greece, Piraeus

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## OVERVIEW

- Introduction
- Operational Requirements of the Flag State
- Off to the Movies
  - The Good, the Bad & the Ugly
  - The Matrix Reloaded
  - The Big Chill
  - Terminator
- Conclusion

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## EVERYBODY'S IN SHOW BIZ

- Public Perception of the Shipping Industry
- Security Awareness
- The Weakest Link

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## OPERATIONAL REQUIREMENTS OF THE FLAG STATE

- Ship Registration
- Mortgage Recordation
- Seafarer Licensing
- Marine Operations

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## FLAG STATE RISK TOOLS

- RO/Class
- Safety/Environmental - Inspections
- ISM Audits
- Technical
- Security
- Casualty Investigation
- Port State Detentions

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## MARINE OPERATIONS BLIND OVERSIGHT OR 20/20 VISION?

- **Laws**  
National rules, regulations and procedures to formally investigate major incidents and casualties
- **Infrastructure**  
Establish and maintain registry department with sufficient staff to monitor safety records of all ships, including detentions and personal injury/death reports
- **Reporting**  
Prepare and evaluate written reports of such casualties and make such reports publicly available

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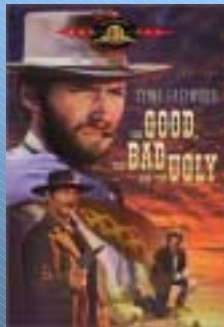
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## THE GOOD, THE BAD & THE UGLY

Western in which 3  
characters form  
treacherous alliances in  
a ruthless quest for  
Confederate gold

Or – White, Grey and  
Black listed flags  
cooperating with Port  
State regimes



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## WHITE, GREY & BLACK LISTED FLAGS

- Continuous Supervision
- Periodical Inspections
- Rectification of Deficiencies
- Marine Operations Notice used to outline:

- New regulations
- Efficient operation of ships
  - Avoidance of port State control detentions
  - Other developments of interest to ship operators.



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## THE MATRIX RELOADED

Rebellious exploits of Neo, Morpheus and Trinity in the struggle to save Zion from invading machines



Or – The Port State scrutiny reloaded with a security component

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## Boarding Priority Matrix

OWNER	FLAG	CLASS	HISTORY	SHIP TYPE
<b>5 Points</b> Listed Owner or Operator	<b>7 Points</b> Listed Flag State	<b>Priority 1</b> A detention ratio equal to or greater than 2%  <b>5 Points</b> A detention ratio equal to 1% or less than 2%  <b>3 Points</b> A detention ratio equal to 0.5% or less than 1%  <b>0 Points</b> A detention ratio less than 0.5%	<b>5 Points Each</b> Detention within the previous 12 months  <b>1 Point Each</b> Other operational control within the previous 12 months  <b>1 Point Each</b> Casualty within the previous 12 months  <b>1 Point Each</b> Violence within the previous 12 months  <b>1 Point Each</b> Not boarded within the previous 6 months	<b>1 Point</b> Oil or chemical Tanker  <b>1 Point</b> Gas Carrier  <b>2 Points</b> Bulk Freighter over 30 years old  <b>1 Point</b> Passenger Ship  <b>2 Points</b> Carrying low value commodities in bulk

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## THE BIG CHILL

Seven friends from college are reunited and re-evaluate their lives and goals



Or – Flags need to re-evaluate their relationship with Port States and Owners

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## TERMINATOR

Schwarzenegger as the futuristic cyborg who kills without fear, without love, without mercy

OR – Port State Inspection and the need for established procedures



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## WORKING WITH THE GOVERNATOR

- Two Goals of the flag
- 1st Encourage shipping owners and operators to share their experience
  - maintaining good standards
  - avoiding Port State control deficiencies
  - training and motivating sea and shore side staff



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## WORKING WITH THE GOVERNATOR

- 2<sup>nd</sup> Pay more attention to:
  - older ships
  - ships transferring from suspect flags
  - ships changing class
  - ships previously detained
  - types of ships requiring greater scrutiny – such as bulk carriers, etc.



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## CONCLUSION

- Port State control deficiencies and detentions must be taken very seriously by flag states.
- Detentions indicate weakness in the company's technical management of the ship, as well as the Flag's oversight.
- Every Port State Control detention must be thoroughly investigated.
- Routine Flag State Inspection, as well as Detention specific inspections are essential.
- Flag States must take an active role in working with Port States and Owners.
- Flag and Port State cooperation will discourage substandard shipping.

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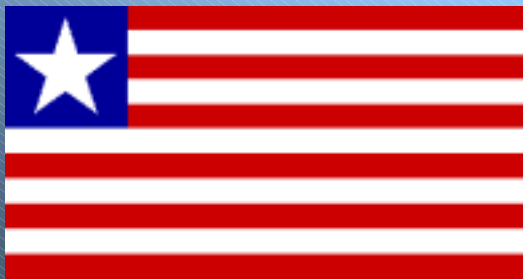
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