

## POLICY STATEMENT ON ENFORCEMENT

PD Teesport recognises that, under the Port Marine Safety Code, it is responsible for the effective enforcement of regulations made and directions given to assist in managing marine operations and ensuring safety of navigation within the port.

PD Teesport must ensure that all policies and procedures are properly and effectively enforced and that adequate resources are available for this purpose.

PD Teesport recognises the objective of enforcement is to ensure that preventive or remedial steps are taken to protect the environment and the safety of all customers, users and people within the area.

PD Teesport will, where necessary and empowered, prosecute offenders for committing criminal offences.

PD Teesport shall:

1. Maintain through regular reviews, a relevant and effective regulatory framework that is consistent with national legislation, ancillary regulations and byelaws
2. Not ignore any knowingly criminal or negligent act by any person or company which damages or threatens the environment or which is deemed illegal.
3. Ensure that relevant PD Teesport regulations and associated guidance are widely promulgated.
4. Ensure a consistent approach to enforcement is adopted throughout.
5. Achieve consistent treatment of offenders.
6. Develop and maintain effective investigation procedures, for use in the event of a navigational accident, which support enforcement procedures.
7. Identify, promulgate and make good use of any 'lessons learned' from the investigation process.
8. Investigate all navigational incidents and breaches of regulations, taking proper account of the requirements of the Police and Criminal Evidence Code of Practice
9. Respond to breaches of regulations by imposing a sanction appropriate to the circumstances (i.e. Harbour Master's verbal warning, Harbour Master's written warning), or initiating a prosecution where the facts warrant that it is in the public interest to do so or when other enforcement measures have failed.
10. All enforcement action taken will be appropriately recorded and documented. Records of meetings will be maintained and actions recorded. Warning letters will be clear, simple, unambiguous and signed by the appropriate person.
11. Observe the Code of Crown Prosecutors when bringing prosecutions

This policy will be reviewed again within three years from the date of this document.

Signed   
**Duty Holder, Ports of Tees and Hartlepool**

Date 20<sup>th</sup> February, 2018.

Signed   
**Designated Person, Ports of Tees and Hartlepool**

Date 20<sup>th</sup> February 2018

Signed P. D. Brooks  
**Harbour Master, Ports of Tees and Hartlepool**

Date 20<sup>th</sup> FEBRUARY 2018.