

INFORMATION ABOUT TOKYO
MEMORANDUM OF UNDERSTANDING(MOU)

Memorandum of Understanding on Port State Control in the Asia-Pacific Region, known as the Tokyo MOU, was concluded in December 1993 at its final preparatory meeting in Tokyo.

Signed on 1st December 1993, with effective from 1st April 1994. The Governing body is called Port State Control Committee however the Secretariat is called "Tokyo MOU Secretariat. The data base system of Tokyo MOU is called Asia-Pacific Computerized Information System (APCIS).

In accordance with the provisions of the Memorandum, the Tokyo MOU Secretariat was established on 15 March 1994 in Tokyo, Japan. Main duties and objects of Tokyo MOU are as follows :-

- Serve Port State Control Committee and other meetings
- Organize PSC officers training courses and seminars
- Conduct research and analysis of the PSC inspection data in the region
- Collect and disseminate information regarding PSC for the participating Authorities
- Assist in providing technical assistance

For the purpose of the Memorandum, a Port State Control Committee composed of representatives of each of the Member Authorities of the Memorandum is established. A representative from each of the Co-operating Member Authorities and Observers will be invited to participate without vote in the work of the Committee. The Committee will:

- Carry out the specific tasks assigned to it under the Memorandum;
- promote by all means necessary, including training and seminars, the harmonization of procedures and practices relating to inspection, rectification and detention whilst having regard to paragraph 2.4;
- Develop and review guidelines for carrying out inspections under the Memorandum;
- Develop and review procedures for the exchange of information;
- Keep under review other matters relating to the operation and the effectiveness of the Memorandum.

General Information about the Tokyo MOU Secretariat:-

Secretary	: MR. MITSUTOYO OKADA
Deputy Secretary	: MR. IKUO NAKAZAKI
Technical Officer	: MR. NING ZHENG
Project Officer	: MS. FUMIKO AKIMOTO
ADDRESS	: Ascend Shimbashi 8F, 6-19-19, Shimbashi, Minato-ku, Tokyo 105-0004 Japan
TELEPHONE	: +81-3-3433-0621
FAX	: +81-3-3433-0624
E-MAIL	: secretariat@tokyo-mou.org

For the purpose of the Memorandum, the Asia-Pacific Computerized Information System (APCIS) is established for the purpose of exchanging information on port State inspections, in order to:

- Make available to Authorities information on inspections of ships in other Regional ports to assist them in their selection of foreign flag ships to be Inspected and their exercise of port State control on selected ships;
- Provide effective information exchange facilities regarding port State control in the region.

The APCIS is established in Vladivostok, under the auspices of the Maritime Administration of the Russian Federation.

[PROCEDURE FOR APPEAL ON TOKYO MOU](#)

Section 3.15 of the Memorandum states that "The company of a ship or its representative will have a right of appeal against a detention taken by the Authority of the port State. Initiation of the appeal process will not by itself cause the detention to be suspended. The port State control officer should properly inform the master of the right of appeal."

The shipmaster should be advised to use the official national procedure if they wish to appeal against a detention order. (The basic appeal procedures of the Tokyo MOU member Authorities are provided upon request).

If an owner or operator declines to use the official procedure but still wishes to complain about a detention decision, such a complaint should be sent to the flag State or the recognized organization (acting on behalf of the flag State).

The flag State or the recognized organization may then ask the port State to reconsider its decision to detain the ship.

In such cases the port State should investigate the decision and inform the flag State or the recognized organization of the outcome. If the port State agrees to reverse its decision it should also inform the Secretariat and the APCIS Manager.

[SUBMISSION OF THE CASE FOR REVIEW](#)

If the flag State or the recognized organization disagrees with the outcome, a request for review may be sent to the Secretariat (secretariat@tokyo-mou.org) within 90 days from the date of release of the detention. Such a request should be accompanied by all information relevant to the detention in electronic format (E-mail) and in the English language.

The Secretariat will set up a "Detention Review Panel" (hereafter referred to as the "Panel") comprising of 3 Authorities chosen by alphabetical order, excluding the port and flag State (if applicable). The Secretariat will also inform the port State of the request for review and invite the port State to submit relevant information.

If the views of the Panel support the flag State or the recognized organization's complaint, the port State will be requested to reconsider its decision again.

The findings of the Panel are not binding but may provide justification for the port State to amend its inspection data already inserted in the APCIS and to inform the Secretariat and the APCIS Manager accordingly. The recommendation of the Panel could not be used as a ground for claiming a financial compensation. The Secretariat will inform the flag State or the recognized organization, as appropriate on the action (not) taken by the port State.

(Note: The Tokyo MOU Detention Review Panel will become operational as from 1 January 2005.)

[DETENTION LISTS ON LINE SYSTEM](#)

For the purpose of providing more timely information on detentions, the Port State Control Committee of the Tokyo decided to publish detention list in an on-line mode from January 2007. It is advised that the on-line detention list is generated on the real time basis and could be updated from time to time without advance notice.

[TOKYO MOU MEMBERS STATES AND OBSERVERS](#)

COUNTRY	ADMINISTRATION	CONTACT
AUSTRALIA	<u>Australian Maritime Safety Authority</u>	GPO Box 2181 Canberra ACT 2601 Tel: 61-2-6279 5048 Fax: 61-2-6279 5058
CANADA	<u>Transport Canada, Marine Safety</u>	Tower C, Place de Ville 330 Sparks Street, 11th Floor Ottawa, Ontario K1A ON8 Tel: 1-613-991-3131 Fax: 1-613-993-8196
CHILE	<u>Directorate General of the Maritime Territory and Merchant Marine</u>	Avenue Errazuriz No.537 Valparaiso Tel:56 32 2208200 Fax:56 32 2208085
CHINA	Maritime Safety Administration of the People's Republic of China	11 Jianguomennei Ave. Beijing 100736 Tel: 86-10-6529-2588 Fax: 86-10-6529-2875
FIJI	<u>Fiji Island Maritime Safety Administration (FIMSA)</u>	PO Box 326, Suva, Tel: 679-315-266 Fax: 679-303-251
HONG KONG	<u>Marine Department</u>	Harbour Building 38 Pier Road

		GPO Box 4155 Tel: 852-2-852-4404 Fax: 852-2-544-9241
INDONESIA	Ministry of Transportation Directorate General of Sea Transportation Directorate General Sea and Coast Guard	Jl. Medan Merdeka Barat No.8 Jakarta Pusat - 10110 Tel: 62-21-381-5705 Fax: 62-21-350-7574
JAPAN	Maritime Bureau, <u>Ministry of Land, Infrastructure, Transport and Tourism</u>	2-1-3, Kasumigaseki Chiyoda-ku, Tokyo 100-8918 Tel: 81-3-5253-8639 Fax: 81-3-5253-1644
REPUBLIC OF KOREA	Maritime Safety Policy Division, Office of Logistics and Maritime Affairs Ministry of Land, Transport and Maritime Affairs	1 joongang-dong, kwacheon-si, kyeonggi-do, Seoul 427-712 Tel: 82-2-2110-6376 Fax: 82-2-504-3055
MALAYSIA	<u>Marine Department of Peninsular Malaysia</u>	P.O. Box 12 42007 Port Klang Selangor Darul Ehsan Tel: 60-3-3169-5100 Fax: 60-3-3168-5289
NEWZEALAND	<u>Maritime New Zealand</u>	Level 1, Optimisation House 1 Grey Street Wellington 6911 Tel: 64-4-473-0111 Fax: 64-4-494-1263
PAPUA NEW GUINEA	<u>National Maritime Safety Authority</u>	P.O.Box 668 Port Moresby N.C.D Tel: 675-321-1244 Fax: 675-321-0873
PHILIPPINE	<u>Philippine Coast Guard</u>	139, 25th Street, Port Area 1018 Manila Tel: 63-2-40-0290 Fax: 63-2-527-3907
RUSSIAN FEDERATION	Department of State Policies in Maritime and River Transport, <u>Ministry of Transport</u>	1/1, Rozhdestvenka Street Moscow 109012 Tel: 7-495-626-1474 Fax: 7-495-626-9038

SINGAPORE	<u>Maritime and Port Authority of Singapore</u>	460 Alexandra Road, 21st Storey, PSA Building Singapore 119963 Tel: 65-6375-6206 Fax: 65-6274-7215
THAILAND	Marine Department, Ministry of Transport and Communications	1278 Yotha Road, Talardnoi Sampanthawong Bangkok 10100 Tel: 662-236-6678 Fax: 662-236-6678
VANUATU	Vanuatu Maritime Authority	P.O. Box 320 Port Vila Tel: 678-23128 Fax: 678-22949
VIETNAM	Vietnam Maritime Administration	No.8 Pham Hung Str., Cau Giay Dist., Hanoi Tel: 84-4-7-683-066 Fax: 84-4-7-683-058
OBSERVER STATES		
MACAU, CHINA	<u>Maritime Administration</u>	Calçada da Barra - Quartel dos Mouros P.O. Box 47 - Macao (ÁSIA) Tel: 835-9882521 Fax: 835-511986
DPR KOREA	Maritime Administration Bureau	Tonghung-Dong, Central District, Pyongyang Tel: +850 2 18111 Fax:+850 2 381 4697
SOLOMON ISLS	Ministry of Transport, Works & Utilities	P.O.Box G32 Honiara Tel: 677-22510 Fax: 677-23798
UNITED STATES OF AMERICA (U.S.A.)	United States Coast Guard Activities Far East, <u>United States Coast Guard</u>	Yokota Air Base, Building 714 Rm 140, Fussa-Shi, Tokyo 109-001 Tel: 81-42-552-2511 Fax: 81-42-551-5571
OBSERVER ORGANIZATIONS AND MOUs		
IMO	<u>International Maritime Organization</u>	4 Albert Embankment London SE1 7SR United Kingdom Tel: 44-171-735-7611

		Fax: 44-171-587-3210
ILO	<u>International Labour Organization</u>	4, route des Morillons CH-1211 Geneva 22 Switzerland Tel: 41-22-799-7501 Fax: 41-22-799-7050
PARIS MOU	<u>Secretariat Paris Memorandum of Understanding on Port State Control</u>	Jan van Nassastraat 125 2506 BS The Hague The Netherlands Tel: 31-70-456-1508 Fax: 31-70-456-1599
VINA DEL MAR	<u>Secretariat of the Viña del Mar Agreement</u>	Prefectura Naval Argentine Avenida Eduardo Madero 235 1106 Buenos Aires Tel: 54-11-4-3187433 Fax: 54-11-4-3187547
INDIAN OCEAN MOU	<u>Secretariat Indian Ocean Memorandum of Understanding on Port State Control</u>	USHAKAL House No. 92, Plot No. A-8 Rangavi Estate Dabolim Goa 403 801 India Tel: 91-832-253-8128 Fax: 91-832-253 8127
BLACK SEA MOU	<u>Secretariat of the Black Sea Memorandum on Port State Control</u>	Meclisi Mebusan Cad. No. 18 Salipazari Istanbul/Turkey 34443 Tel: +90 212 249 1728 Fax:+90 212 292 5277