



**Department  
for Transport**

Port Security  
Maritime Transport Security Division  
Department for Transport  
Zone 2/32  
Great Minster House  
Horseferry Rd  
London SW1P 4DR  
E-mail:  
MARITIMESECURITY@dft.gsi.gov.uk

**To: Consultees**

**Web Site:** [www.gov.uk/dft](http://www.gov.uk/dft)

31 July 2013

Dear Sir/Madam

**Consultation on minor amendments to the Port Security Regulations 2009 (S.I. 2009/2048) which transposed Directive 2005/765/EC on enhancing port security**

The Port Security Regulations 2009 (“**the PSRs**”) came into force on 1 September 2009. They brought the EC Directive on enhancing port security (65/2005/EC – “**the Directive**”) into force in UK legislation. The PSRs extended the existing port security regime for EU Member States (Regulation (EC) No. 725/2004 on enhancing ship and port security beyond the immediate ship/port interface to include the wider port area and any port-related areas.

The purpose of this consultation is to seek comments on minor amendments proposed to the PSRs. The proposed amendments add clarity (for example the term “port facility locality” is introduced to describe what exists in the first instance since “port” as defined in Regulation 2 (Interpretation) effectively represents the end-product arrived at after the Port Security Authority (PSA) has been designated and the boundary of the PSA area delineated.

A revised port security assessment Regulation (new Regulation 3A) will replace current Regulation 14 which is to be revoked. Regulation 14 goes beyond the requirements of the Directive by allocating the responsibility for drawing up the port security assessment to the Port Security Authority (PSA) and imposing a 9 month timescale from the coming into force of a PSA’s designation for the PSA to submit the port security assessment to the Secretary of State for approval: the Directive merely required that the port security assessments shall be approved by the Secretary of State. Sub-paragraphs (1) and (6) of new Regulation 3A place the responsibility of carrying out the port security assessment firmly back on the Secretary of State who must supply the PSA with the assessment as soon as reasonably practicable after a PSA has been designated for that port.

**The consultation will close on 11 September 2013.**

**[The proposed amendments in no way affect the ongoing implementation of the PSRs at ports considered in scope of the Directive.](#)**

Responses and any questions or comments should be sent to the following e-mail address: [MARITIMESECURITY@dft.gsi.gov.uk](mailto:MARITIMESECURITY@dft.gsi.gov.uk). **Please quote “Port Security (Amendment) Regulations – DfT 2013-17.** An optional Consultation Response

Document has been uploaded with the consultation document on the Department's website.

Alternatively responses may be sent by post to Caroline Wall at the above address. Paper copies of the consultation documentation are also available on request.

Yours faithfully

**CAROLINE WALL**  
**Port Security**  
**Maritime Transport Security Division**  
**Department for Transport**