

CHENNAI PORT TRUST (LICENSING OF PILOTS) REGULATIONS, 1975

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In exercise of the powers conferred under section 28 of the Major Port Trusts Act, 1963 (38 of 1963), the Chennai Port Trust Board hereby makes, with the approval of the Central Government under section 124 of the above Act, the following Regulations, in supersession of the Chennai Port Trust Regulations relating to the appointment, etc., of Harbour Master and Pilots at the Port of Chennai:

1. Short Title:

¹[These Regulations may be called the 'Chennai Port Trust (Licensing of Pilots) Regulations'.]

2. Application:

These Regulations shall apply to the Harbour Master, the Dock Masters and the Pilots employed by the Board including Pilots engaged on Contract basis.

3. Definition:

In these regulations unless there is anything repugnant in the subject or context –

- (a) 'Act' means the Major Port Trusts Act, 1963.
- (b) 'Board' and 'Chairman' shall have the meaning assigned to them under the Act.
- (c) 'Deputy Port Conservator' means the Deputy Port Conservator of the Board.
- (d) 'Officer' means a Harbour Master or a Dock Master or a pilot.
- ¹[(e) 'Office Orders' means the orders applicable to the Harbour Master, Dock Masters and Pilots including Pilots engaged on Contract basis issued by the Board.]
- (f) 'Port' means the Port of Chennai within such limits as notified by the Government under Section 2 (q) of the Major Port Trusts Act, 1963.

4. No person who does not hold a license issued by the Trustees of the Port (Hereinafter referred to as the Board) to pilot vessels into or from the port shall be appointed as a Pilot. The license shall not be issued unless he has undergone training as provided hereunder. During the period of training he shall be called a 'Trainee Pilot'.

5. No person shall be appointed as a 'Trainee Pilot' unless he is found medically fit by a Medical Board constituted by the Chairman, which shall examine his physical fitness with special reference to eye sight and ability to distinguish colours.

¹[6. Every person appointed as a 'Trainee Pilot' including pilot appointed on Contract basis shall first undergo the prescribed training in pilotage. During the period of training he shall be posted to work for a specified period in vessels in-charge of Pilot. The 'Trainee Pilot' shall be posted for a period of three months in vessels in-charge of Pilots. This training for Ex-Pilots shall be reckoned as orientation training for a period of two days in the case of Ex-Pilots who are already in possession of valid licence of this Port and for Ex-Pilots of other Major Ports of India, the periodicity of such orientation training shall not exceed ten days in total and shall be decided by the Deputy Port Conservator based on their experience as Ex-Pilots.

Every person appointed as a 'Trainee Pilot' including pilot engaged on Contract basis shall make himself conversant with the necessary information and the various Rules and Regulations which are relevant to his work especially the following:

- (a) Regulations for the Port of Chennai;
- (b) Office Orders for the Harbour Master, Dock Masters, the Pilots and the Pilots engaged on Contract basis;
- (c) Port Quarantine Rules and Regulations;
- (d) Port Rules and Regulations regarding petroleum,

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- explosives and other dangerous goods;
- (e) The handling of various classes of steamers to and from the buoy moorings and quay berths under varying weather conditions;
- (f) The length of all berths distances between buoys and distances from buoys to adjacent walls;
- (g) The depth of water at buoy moorings and at quay berths; and
- (h) Any other matter which may be deemed to be within the purview of the Harbour Master/Dock Master or a Pilot or Pilot engaged on Contract basis including: -
- (i) Chennai Storm Signals;
- (ii) Local Day and Night Signals; and
- (iii) Chennai Port Trust Employees'(Recruitment, Seniority and Promotion) Regulations 2008.]

7. At the end of the period of three months training referred to in Regulation 6, the Harbour Master shall report to the Chairman through the Deputy Port Conservator as to the Trainee Pilot's conduct, sobriety and qualification as a Seaman and if, after perusal of such report, the Chairman is satisfied that the Trainee Pilot is qualified therefor, he shall direct him to present himself for an examination as to his fitness for the award of a license to pilot vessels at the port during day light hours only.

8. The examination under Regulation 7, shall be conducted by a Committee which shall be convened by the Deputy Port Conservator under instructions from the Chairman and which shall consist of -

- (a) the Deputy Port Conservator who shall be the President ;
- (b) the Harbour Master ;
- ¹[(c) Either Dock Master or Pilot or Ex-Pilot of the Port or Pilot

engaged on Contract basis and in possession of a valid Licence of this Port issued under Schedule III.

- (d) A Ship Master in command of a Ship regularly calling at the Port to be nominated by the Chairman / Deputy Port Conservator / Harbour Master.]

9. The examination shall be conducted VIVA VOCE. The proceedings of the Committee shall be recorded in the form prescribed in Schedule - I to these Regulations, which shall also contain its recommendation as to whether in its opinion the Trainee Pilot, has acquired the capacity to perform the duties of a Pilot at the Port. The said proceedings together with a statement of a personal opinion of the Deputy Port Conservator regarding the Trainee's character and conduct shall be forwarded to the Chairman.

¹[10. On receipt of the proceedings mentioned in Regulation 9, the Chairman may, if he is satisfied, authorize the issue of a Licence as in the form prescribed in Schedule II after obtaining the sanction of the Government. The Ex-Pilot/Pilot who had held a valid licence of Chennai Port or any other Major Ports of India and engaged on contract basis is not required to present himself for examination stipulated under Regulation 7 as he is already in possession of a valid Pilot Licence issued by the Chennai Port or other Major Ports of India.]

11. If a Trainee Pilot who presents himself for the examination does not satisfy the Committee in his performance at the examination, he shall be permitted to continue his training for a further period of one month and at the end of this period, he shall again be directed to appear for the examination under Regulation 7. Should he fail at the second examination, his training shall be terminated.

12. On the issue of a licence under Regulation 10, the Trainee Pilot shall be

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appointed as a Pilot in the Port on probation as prescribed under Regulation 11 of the Chennai Port Trust Employees' (Recruitment, Seniority and Promotion) Regulations. In calculating the period of probation, the period of training which he has undergone under these Regulations shall also be taken into account. On receipt of his Licence to pilot vessels during day light hours the Probationary Pilot would undergo suitable night training under a fully qualified Pilot for a further period of ¹[one month].

13. A Trainee Pilot, who has been granted a licence under Regulation 10, shall be eligible to take independent pilotage charge of vessels during day light hours only in the first instance until the Deputy Port Conservator is satisfied, after calling for an expression of opinion from at least six Ship Masters whose vessels the Trainee Pilot has handled, that he would be capable of taking independent pilotage charge of vessels between sunset and sunrise and the Deputy Port Conservator reports to the Chairman accordingly.

¹[**14.** On receipt of this further report from the Deputy Port Conservator mentioned in Regulation 13, the Chairman may authorize the issue of a licence in the form prescribed in Schedule III. On receipt of this licence, the Trainee Pilot shall be eligible to independently perform the duties of a Pilot at the port both day and night. The Ex-Pilots/Pilots who had held valid licence of Chennai Port and engaged on Contract basis shall not require fresh licence to be issued under Schedule III as long as they complete these orientation training to the satisfaction of Deputy Port Conservator. The Ex-Pilots of other Major Ports of India who are engaged on Contract basis at this Port shall be issued with a licence under Schedule III if the Deputy Port Conservator is satisfied as regards his performance and conduct and on successful completion of orientation/familiarization including guiding vessels in and out Jawahar Dock cutting and shall be permitted to pilot vessel during day light hours and night time.]

15. Should a Pilot fail to obtain this report from the Deputy Port Conservator mentioned in Regulation 13 within 3 months from the date of the issue of the licence under Regulation 10, his services shall be terminated and his licence to Pilot vessels shall be withdrawn.

¹[**16.** A Pilot who is appointed on regular basis and who has satisfactorily completed the probation or a Pilot who has been confirmed in the post of Pilot may resign from the Board's service after giving three months notice or three months pay and allowances in lieu of such notice. The resignation shall, however, take effect from the date of its acceptance by the Chairman.

In cases of Pilots engaged on contract basis, the period of notice for termination of contract and all other conditions of engagement shall be as per terms of contract.]

17. (1) The Chairman may at any time and from time to time require an officer under these regulations to be examined as to his physical fitness by the Board's Chief Medical Officer, who will examine him and give a report as to whether the officer is fit to continue in service.

(2) No officer who has been examined by the Board's Chief Medical Officer shall, unless the Board's Chief Medical Officer has given in respect of him an unqualified certificate of his fitness, retain his licence without the sanction of the Chairman and such sanction shall, in the case of an officer who has attained the age of fifty-five years, be applied for annually.

18. In the event of an emergency, the Chairman may grant special licence to perform the duties of a Pilot for a specified period to -

- (a) any person who holds a certificate of competency as Master, valid in this country and who is acquainted with the Port and navigation thereof as in Schedule IV to these Regulations ;

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(b) a commander of a vessel to pilot in the port the vessel which he commands as in Schedule V to these Regulations ;

Provided that the Central Government shall determine whether such an emergency exists and only on such determination shall the special licence under this regulation be granted.

19. Notwithstanding anything contained in the foregoing Regulations, the Board may, under special circumstances, relax the provisions of these Regulations in respect of the licensing of a person to pilot vessels in the port, with the previous sanction of Central Government.

Principal Regulations:

MOST's letter No.PEM(48)/75 dated 21-11-75 published in Tamil Nadu Government Gazette Notification No.SROC-12/76 dated 2-6-76.

Subsequently amended vide MOS's Notification No.GSR 367 (E) dated 16th May, 2001.

SCHEDULE – I

(See Regulation 9)

Proceedings of the Examination Committee

The Committee having assembled to citation Shri.....the candidate is called before it. The Chairman's instructions directing the assembling of the Committee are read.

The Committee proceeds to examine Sri.....as to his qualifications :

Questions by the Committee

Answers

Shri.....the candidate, withdraws.

The Committee having duly considered the answers given by

Shri.....to the several questions put to him, is of opinion that (here enter the opinion)

Deputy Port ConservatorPresident

Master of s.s.Member

Harbour MasterMember

Dock MasterMember

Chennai,

the.....19 .

SCHEDULE – II

(See Regulation 10)

Under the provisions of Regulation 4 of the Chennai Port Trust (Licensing of Pilots) Regulations framed under Clause (o) of Section 123 of the Major Port Trusts Act, 1963, Shri.....is hereby licensed to perform the duties of a Pilot at the Port of Chennai during day light hours only.

Here affix the seal of the Board.

Chennai,

Chairman,
Chennai Port
Trust,

the day
of
19 .

for and on behalf
of the Trustees of
the Port of
Chennai

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SCHEDULE – III

(See Regulation 14)

Form of Pilot's Licence

Under the provisions of Regulation 4 of the Chennai Port Trust (Licensing of Pilots) Regulations framed under Clause (o) of Section 123 of the Major Port Trusts Act, 1963, Shri.....is hereby licensed to perform the duties of a Pilot at the Port of Chennai.

Here affix the seal of the Board.

Chennai, Chairman,
Chennai Port
Trust,
the day
of
19 . for and on behalf
of the Trustees of
the Port of
Chennai

SCHEDULE –V

(See Regulation 18 (b))

FORM OF SPECIAL PILOT'S LICENCE

Under the provisions of Regulation 18 (b) of the Chennai Port Trust (Licensing of Pilots) Regulations framed under Clause (o) of Section 123 of the Major Port Trusts Act, 1963, Shri.....is hereby licensed to act as Pilot of the steamship.....under his command at the Port of Chennai

Here affix the seal of the Board.

Chennai, Chairman,
Chennai Port
Trust,
the day
of
19 . for and on behalf
of the Trustees of
the Port of
Chennai.

SCHEDULE –IV

(See Regulation 18 (a))

Form of Special Pilot's Licence

Whereas the Central Government has determined that an emergency exists at the Port of Chennai in regard to the pilotage of vessels at this Port, Shri.....is hereby licensed to perform the duties of a Pilot at the Port of Chennai under Regulation 18 (a) of the Chennai Port Trust (Licensing of Pilots) Regulations, framed under Clause (o) of Section 123 of the Major Port Trusts Act, 1963.

Here affix the seal of the Board.

Chennai, Chairman,
Chennai Port
Trust,
the day
of
19 . for and on behalf
of the Trustees of
the Port of
Chennai