

## **Appeal Procedures of Member Authorities of the Tokyo MOU**

For member Authorities of the Tokyo MOU, the particulars necessary to submit a National appeal are listed below:

Click on the name of Authority for details.

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[China](#)  
[Fiji](#)  
[Hong Kong, China](#)  
[Indonesia](#)  
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[Republic of Korea](#)  
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[Marshall Islands](#)  
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[Philippines](#)  
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[Singapore](#)  
[Thailand](#)  
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## National appeal procedure – Authority of Australia



| The appeal shall be made by:      |   |
|-----------------------------------|---|
| Owner (IMO Identification number) | X |
| ISM Operator (IMO Company number) | X |
| Master                            | X |
| Other – Flag State Administration | X |

| The appeal shall be made to:  | Address:   |
|---|--|
| Informal Process - Manager Ship Inspections   | <a href="mailto:psc@amsa.gov.au">psc@amsa.gov.au</a> |
| Formal Process – Application for review at the Australian Administrative Appeals Tribunal (AAT) | <a href="http://www.aat.gov.au">www.aat.gov.au</a>   |

| Deadline for submission  | Days |
|--|------|
| From the date of release   |      |
| From the date of detention   | 28   |
| Other – The AAT will accept an appeal within 28 days of the decision to detain. Outside of this timeframe requires acceptance from AMSA. | ✓    |

| Language |   | Submitted by |   |
|----------|---|--------------|---|
| English  | X | Letter       | X |
|          |   | Fax          | X |
| Other    |   | Other:       |   |

| Other relevant information   |
|--|
| <p>AMSA has two procedures; informally – operators can contact manager ship inspections via <a href="mailto:PSC@amsa.gov.au">PSC@amsa.gov.au</a> to seek review of any detention.</p> <p>Formally – Australia's formal process is through application to the Australian Administrative Appeals Tribunal (AAT). More information on this is provided on the detention notifications provided to the ship.</p> |

## National appeal procedure – Authority of Canada



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other – Flag State Administration   | X |

|                                     |  |
|-------------------------------------|--|
| <b>The appeal shall be made to:</b> | <b>Address:</b>  |
| National Port State Control Program | Transport Canada – Marine Safety (AMS)<br>9th floor, 330 Sparks Street<br>Place de Ville, Tower “C”<br>Ottawa, Ontario, Canada K1A 0N8<br>Email:<br><a href="mailto:TC.PSCCanada-CNEPCanada.TC@tc.gc.ca">TC.PSCCanada-CNEPCanada.TC@tc.gc.ca</a> |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       | 30          |
| From the date of detention     |             |
|                                |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
| French          | X | Fax                 | X |
| Other           |   | Other: Email        | X |
|                 |   |                     |   |

|   |
|---|
| <b>Other relevant information</b>   |
| <p>The authorized representative of a vessel, detained under section 222 of the <i>Canada Shipping Act, 2001</i> may, within 30 calendar days after the day on which notice of the detention order was rescinded, apply to the National Port State Control Program to seek a review of any detainable deficiency which led to the issuance of the detention order.</p> <p>Based on any <i>new</i> or <i>additional</i> information provided by the applicant relevant to the time of detention, the National Port State Control Program may confirm, remove or vary detainable deficiencies, in full or part, which led to the issuance of a detention order.</p> <p><a href="#"><u>Canada Shipping Act, 2001</u></a></p> |

**National appeal procedure – Authority of Chile**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other                               |   |

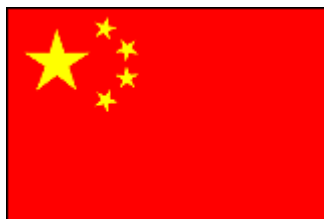
| <b>The appeal shall be made to:</b>                        | <b>Address:</b>  |
|--|--|
| 1. Local Maritime Authority in each port                   | Local Port Captains Office   |
| 2. Head of Maritime Inspection Service                     | Subida Cementerio N° 300, Playa Ancha, Valparaíso<br>Tel: +56-32-2208613, +56 322208611,<br>+56975494686<br>E-mail: <a href="mailto:psc@dgtm.cl">psc@dgtm.cl</a>           |
| 3. Directorate of Maritime Safety, Security and Operations | Subida Cementerio N° 300, Playa Ancha, Valparaíso<br>Tel: +56-32-2208613, +56 322208611,<br>+56975494686<br>E-mail: <a href="mailto:dircomar@dgtm.cl">dircomar@dgtm.cl</a> |
|  |  |

| <b>Deadline for submission</b> | <b>Days</b> |
|--------------------------------|-------------|
| From the date of release       |             |
| From the date of detention     |             |
| Other                          |             |
|                                |             |

| <b>Language</b> |   | <b>Submitted by</b> |   |
|-----------------|---|---------------------|---|
| Spanish         | X | Letter              | X |
| English         | X | Fax                 |   |
| Other           |   | Other               |   |
|                 |   |                     |   |

| <b>Other relevant information</b>  |
|--|
| <ul style="list-style-type: none"><li>• According to Circular O-71/004, decisions concerning PSC detentions on appeal in writing and claim documents can be addressed by ship master or company directly to the PSCO and Port Captain of port of detention; procedures handed over to the master.</li><li>• If decision taken by Port Captain outcome negative, the master can request reconsideration of decision of Local Maritime Authority to the other level of Maritime system informed above.</li></ul> |

### National appeal procedure – Authority of China



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              |   |
| Other: Flag State                   | X |

| <b>The appeal shall be made to:</b> | <b>Address:</b>  | <b>PSC local offices covered</b>   |
|-------------------------------------|--|--|
| Liaoning MSA                        | 25 Changjiang Road, Zhongshan District, Dalian, Liaoning Province, 116001<br>The People's Republic of China<br>Tel: +86-411-82626736<br>Fax: +86-411-82623047<br>E-mail: liaoningpsc@126.com | Yingkou<br>Dalian<br>Dandong<br>Jinzhou<br>Huludao<br>Panjin               |
| Hebei MSA                           | Qinhuang Xi Street, Qinhuangdao, Hebei Province, 066004<br>The People's Republic of China<br>Tel: +86-335-5366816<br>Fax: +86-335-5366814<br>E-mail: hebeipsc@126.com                        | Caofeidian<br>Tangshan<br>Qinhuangdao<br>Cangzhou                          |
| Tianjin MSA                         | 369 Jiefang Nan Road, Hexi District, Tianjin, 300211<br>The People's Republic of China<br>Tel: +86-22-58876816<br>Fax: +86-22-58876635<br>E-mail: tianjin_psc@tjmsa.gov.cn                   | Tianjin  |
| Shandong MSA                        | 21 Wuxia Road, Shinan District, Qingdao, Shandong Province, 266002<br>The People's Republic of China<br>Tel: +86-532-58761552<br>Fax : +86-532-58761550<br>E-mail: psc@sdmsa.gov.cn          | Qingdao<br>Yantai<br>Weihai<br>Rizhao<br>Weifang<br>Dongying<br>Dongjiakou |

| <b>The appeal shall be made to:</b> | <b>Address:</b>  | <b>PSC local offices covered</b>  |
|-------------------------------------|--|---|
| Lianyungang MSA                     | 11 Yuanqian Road, Lianyun District,<br>Lianyungang,<br>Jiangsu Province, 222042<br>The People's Republic of China<br>Tel: +86-518-82231923<br>Fax: +86-518-82324849<br>E-mail:<br>Lianyungang_psc@sina.com | Lianyungang<br>Yancheng   |
| Jiangsu MSA                         | 238 Zhongyang Road, Nanjing<br>City,210009<br>The People's Republic of China<br>Tel: +86-25-83520203<br>Fax: +86-25-83520192<br>E-mail: jsmsa_psc@163.com  | Yangzhou<br>Taicang<br>Changzhou<br>Changshu<br>Nantong<br>Zhangjiagang<br>Nanjing<br>Jiangyin<br>Zhenjiang<br>Taizhou, Jiangsu |
| Zhejiang MSA                        | 1 Yeqingdou Road, Gongshu<br>District,<br>Hangzhou, Zhejiang Province,<br>310015<br>The People's Republic of China<br>Tel: +86-576-88372721<br>Fax: +86-576-88372722<br>E-mail: zjmsa_psc@163.com          | Taizhou, Zhejiang<br>Wenzhou<br>Zhoushan<br>Ningbo<br>Jiaxing   |
| Shanghai MSA                        | 190 Siping Road Shanghai, 200086<br>The People's Republic of China<br>Tel: +86-21-66072786<br>Fax: +86-21-66072784<br>E-mail:<br>pscshanghai@shmsa.gov.cn  | Shanghai  |
| Shenzhen MSA                        | Room 0806 Hai'an Building, 2031<br>Binhe Road,<br>Shenzhen, Guangdong Province,<br>518032<br>The People's Republic of China<br>Tel: +86-755-83797062<br>Fax: +86-755-83797062<br>E-mail: sz_psc@msa.gov.cn | Shenzhen  |

| The appeal shall be made to: | Address:   | PSC local offices covered  |
|------------------------------|--|--|
| Changjiang MSA               | 1525 Jiefang Avenue, JiangAn District, Wuhan,<br>Hubei Province, 430016<br>The People's Republic of China<br>Tel: +86-27-82765352<br>Fax : +86-27-82426348<br>E-mail: cjmsapsc@163.com     | Wuhu<br>Anqing   |
| Fujian MSA                   | No.116, XiErHuan Nan Road,<br>FuZhou City,<br>FuJian Province,350004<br>The People's Republic of China<br>Tel:+86-591-83838873<br>Fax:+86-591-83838821<br>E-mail: psc@fj.msa.gov.cn        | Quanzhou<br>Fuzhou<br>Xiamen<br>Putian<br>Ningde<br>Zhangzhou                                      |
| Guangdong MSA                | Yile Road, Guangzhou,<br>Guangdong Province, 510260<br>The People's Republic of China<br>Tel: +86-20-89090703<br>Fax: +86-20-89098701<br>E-mail: Guangdongpsc@163.com<br>psc@gd.msa.gov.cn | Huizhou<br>Maoming<br>Guangzhou<br>Zhanjiang<br>Zhuhai<br>Shantou<br>Dongguan (Humen)<br>Yangjiang |
| Guangxi MSA                  | 18 Jinpu Road, Qingxiu District,<br>Nanning,<br>Guangxi Province, 530028<br>The People's Republic of China<br>Tel: +86-771-5550093<br>Fax: +86-771-5532929<br>E-mail: guangxi_psc@163.com  | Qinzhou<br>Fangcheng<br>Beihai   |
| Hainan MSA                   | 137 Binhai Road, Xiuying District,<br>Haikou,<br>Hainan Province, 570311<br>The People's Republic of China<br>Tel: +86-898-68626188<br>Fax: +86-898-68666526<br>E-mail: hainan_psc@163.com | Haikou<br>Yangpu   |

| Deadline for submission    | Days |
|----------------------------|------|
| From the date of release   |      |
| From the date of detention | 60   |
| Other                      |      |
|                            |      |

| Language |   | Submitted by |   |
|----------|---|--------------|---|
| English  | X | Letter       | X |
|          |   | Fax          | X |
| Other    |   | Other        |   |
|          |   |              |   |

|                                   |
|-----------------------------------|
| <b>Other relevant information</b> |
|-----------------------------------|

|  |
|--|
| <p style="text-align: center;"><b>Detention Appeal Procedures in China</b></p> |
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|   |
|---|
| <p>1. In accordance with national administrative review regulations, appeal against the decision of detention could be made to the related regional MSA offices (totally 14), which cover certain port offices which deliver the notice of the detention, within 60 days from the date of detention. The regional MSA office, taking the responsibility of supervising the quality of PSC inspections, will examine and make decision on the appeal within 60 days from the date of acceptance of the appeal.</p> |
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| <p>In the case of the appeal-maker does not accept the decision made by the regional MSA office, it might forward the appeal to the head office for reviewing again.</p> |
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|---|
| <p>The appeal might also be forwarded to the head office of China MSA directly. Generally, however, the appeal will be transferred to the regional MSA in charge for initial reviewing before the head office returning its decision to the qualified appeal-maker.</p> |
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| <p>2. In the case of the party concerned disagreed with the decision of the administrative review, the appeal may be brought to a People's Court in accordance with the national laws.</p> |
|--|



### National appeal procedure – Authority of Fiji



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   |   |
| Master                              | X |
| Other:                              |   |

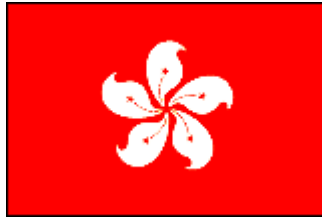
|                                       |  |
|---------------------------------------|--|
| <b>The appeal shall be made to:</b>   | <b>Address:</b>                                      |
| CEO Maritime Safety Authority of Fiji | 414 Victoria Parade,                                 |
|                                       | Level 4 Kadavu House,                                |
|                                       | P.O Box 326 Suva                                     |
|                                       | <a href="mailto:ceo@msaf.com.fj">ceo@msaf.com.fj</a> |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     |             |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 |   |
|                 |   | Email               | X |
|                 |   |                     |   |

|   |
|---|
| <b>Other relevant information</b>   |
| <p>Detention is at the discretion of the PSC surveyors attending after consultation with other colleagues and the ship inspection manager. Complaints and Appeals can be made to <a href="mailto:psc@msaf.com.fj">psc@msaf.com.fj</a></p> |

**National appeal procedure – Authority of Hong Kong, China**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   |   |
| Master                              | X |
| Other                               |   |

|  |   |
|--|---|
| <b>The appeal shall be made to:</b>  | <b>Address:</b>   |
| General Manager/Ship Safety Branch,<br>Shipping Division,<br>Marine Department, HKSARG | Shipping Division,<br>Marine Department, HKSARG<br>22/F., Harbour Building,<br>38 Pier Road, Central,<br>Hong Kong.<br>Fax No.: (852) 2854 9416<br>E-mail: <a href="mailto:ssb@mardep.gov.hk">ssb@mardep.gov.hk</a> |
|  |   |
|  |   |
|  |   |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 30          |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 | X |
| Other: Chinese  |   | Other: Email        |   |
|                 |   |                     |   |

|  |
|--|
| <b>Other relevant information</b>  |
| <b><u>Procedures to seek review of detention of ship</u></b>   |
| <p>1. When a ship in Hong Kong waters is detained by Marine Department Port State Control Officer(s) on the ground that the ship is unsafe to proceed to sea and/or fails to comply with the applicable international convention requirement(s), the master or owner of the ship may, if believing that the ship has been unduly detained, request the Marine Department to review the detention.</p> <p>2. Request for review of detention shall be made in writing within thirty (30) days from the date the notification of detention is served, either by post, facsimile or email to:</p> |

The General Manager/Ship Safety Branch,  
Shipping Division,  
Marine Department, HKSARG  
22/F., Harbour Building,  
38 Pier Road, Central,  
Hong Kong.  
(Fax No.: (852) 2854 9416 or Email: [ssb@mardep.gov.hk](mailto:ssb@mardep.gov.hk))

Stating the reason(s) why the master or owner considers that the ship should not be detained.

3. The master or owner will be informed in writing of the decision of review within (14) days upon receipt of the request for the review of detention.

**In the case of the party concerned disagreed with the decision of the above review panel**

1. The party can appeal the case according to the established legislation.

**National appeal procedure – Authority of Indonesia**



|                                     |  |
|-------------------------------------|--|
| <b>The appeal shall be made by:</b> |  |
| Owner (IMO Identification number)   |  |
| ISM Operator (IMO Company number)   |  |
| Master                              |  |
| Other:                              |  |

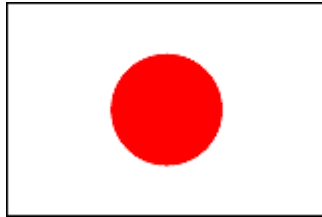
|                                     |                 |
|-------------------------------------|-----------------|
| <b>The appeal shall be made to:</b> | <b>Address:</b> |
|                                     |                 |
|                                     |                 |
|                                     |                 |
|                                     |                 |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     |             |
| Other                          |             |
|                                |             |

|                 |                     |
|-----------------|---------------------|
| <b>Language</b> | <b>Submitted by</b> |
| English         | Letter              |
|                 | Fax                 |
| Other           | Other               |
|                 |                     |

|  |
|--|
| <b>Other relevant information</b>  |
| <p>Indonesian National Law does not stipulate appeal procedures against the decision of detention of the vessel, however the head office of PSC would consider any complaining of appeals against the detention to address:</p> <p>Department of Transportation<br/>Directorate General of Sea Transportation<br/>Directorate Sea and Coast Guard<br/>Jl. Medan Merdeka Barat No 8<br/>Jakarta 10110<br/>Tel: + 62-21- 3506530<br/>E-mail: <a href="mailto:psc.indonesia@dephub.go.id">psc.indonesia@dephub.go.id</a><br/><a href="mailto:psc_indonesia@yahoo.com">psc_indonesia@yahoo.com</a></p> |

**National appeal procedure – Authority of Japan**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other:                              |   |

|  |  |
|--|--|
| <b>The appeal shall be made to:</b>  | <b>Address:</b>  |
| Port State Control Office<br>General Affairs Division<br>Maritime Bureau<br>Ministry of Land, Infrastructure, Transport<br>and Tourism | 2-1-3 Kasumigaseki<br>Chiyoda-ku<br>Tokyo, Japan 100-8918<br>Tel: +81-3-5253-8639<br>Fax: + 81-3-5253-1644<br>E-mail: <a href="mailto:hqt-jpnpsc@gxb.mlit.go.jp">hqt-jpnpsc@gxb.mlit.go.jp</a> |
|  |  |
|  |  |
|  |  |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 3<br>months |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 |   |
| Other: Japanese |   | Other               |   |
|                 |   |                     |   |

|   |
|---|
| <b>Other relevant information</b>   |
| 1. Ship's master or the representative may appeal against the decisions of detention.<br>2. The procedures for the application are provided by "Administrative Appeal Law" in Japan.<br>3. The appeal shall be made within 3 months after the date of detention and in writing with the information required by the provisions of the law.<br>4. The application of the appeal will not revoke the decision nor suspend the detention in accordance with the provisions of the article 25 of the law. |

**National appeal procedure – Authority of Republic of Korea**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other                               |   |

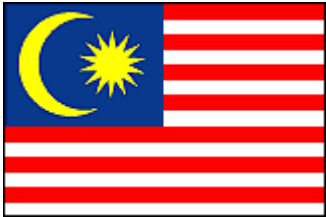
|  |  |
|--|--|
| <b>The appeal shall be made to:</b>  | <b>Address:</b>  |
| Maritime Affairs and Safety Policy Bureau,<br>Maritime Safety Policy Division, Ministry of<br>Oceans and Fisheries (MOF) | 5 Dong, 94, Dason 2-ro, Sejoing-si, Republic<br>of Korea, 20110<br>Tel: +82-44-200-5815<br>Fax: +82-44-200-5048<br>E-mail: psckorea@korea.kr |
|  |  |
|  |  |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 90          |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
| Korean          | X | Fax                 |   |
| Other           |   | Other               |   |
|                 |   |                     |   |

|  |
|--|
| <b>Other relevant information</b>  |
| 1. Ship owner of a foreign ship is dissatisfied with the detention, he/she may file an objection with the reasons of dissatisfaction entered therein within 90 days from the date he/she has received the detention. |
| 2. It will be notified by the applicant of the result thereof within 60 days (can be extended by up to 30 days) after examination.   |
| 3. Appeal should be filed with evidentiary materials, applicable provisions, grounds and so forth in details including Official Letter.  |

## National appeal procedure – Authority of Malaysia



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   |   |
| ISM Operator (IMO Company number)   | X |
| Master                              |   |
| Other (Flag State)                  | X |

| The appeal shall be made to:                    | Address:  |
|---|---|
| <p>Director<br/>Maritime Operation Division</p> | <p>Malaysia Marine Department<br/>Marine Headquarters</p> <p>Menara Dius Api<br/>PT 664, Jalan Limbungan<br/>42007 Pelabuhan Klang, Selangor, MALAYSIA.<br/>Tel: +603-3162 9977 / +603-3162 9988<br/>E-mail: <a href="mailto:mypsc@marine.gov.my">mypsc@marine.gov.my</a> /<br/><a href="mailto:psc.my@marine.gov.my">psc.my@marine.gov.my</a> / <a href="mailto:bom@marine.gov.my">bom@marine.gov.my</a></p> |
|   |   |
|   |   |

| Deadline for submission    | Days |
|----------------------------|------|
| From the date of release   |      |
| From the date of detention | 90   |
| Other                      |      |
|                            |      |

| Language |   | Submitted by   |   |
|----------|---|----------------|---|
| English  | X | Letter         | X |
|          |   | Fax            | X |
| Other    |   | Other : E-mail | X |
|          |   |                |   |

|                                   |
|-----------------------------------|
| <b>Other relevant information</b> |
|                                   |

**National appeal procedure – Authority of Marshall Islands**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              |   |
| Other: Flag State                   | X |

|  |  |
|--|--|
| <b>The appeal shall be made to:</b>                                  | <b>Address:</b>  |
| Secretary of Transportation, Communications & Information Technology | Ministry of Transportation, Communications & Information Technology<br>Republic of the Marshall Islands<br>P.O. Box 1079<br>Majuro, MH 96960<br>E-mail: <a href="mailto:sectcit.rmi@gmail.com">sectcit.rmi@gmail.com</a> |
|  |  |
|  |  |
|  |  |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 30          |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 | X |
| Other           |   | Other               |   |
|                 |   |                     |   |

|  |
|--|
| <b>Other relevant information</b>  |
| <p>.1 When a vessel is detained by a PSCO in RMI waters on the grounds that the vessel is unsafe to proceed to sea, poses an unreasonable risk to personnel or the marine environment, and/or fails to comply with applicable national or international requirements, the owner, ISM operator, or flag State of the vessel may, if believing that the vessel has been unduly detained, appeal to the Secretary of Transportation, Communications, &amp; Information Technology for a review the detention.</p> <p>.2 The shipowner, ISM operator, or flag State may request a detention to be reviewed by submitting such request along with a statement and supporting documentation of the reasons why the owner, operator, or flag State believe that the vessel has been or was detained in error. Such request shall be made in writing within 30 days of the date the notification of the detention was served, either via mail or facsimile to:</p> |



Secretary of Transportation, Communications & Information Technology  
Ministry of Transportation, Communications & Information Technology  
Republic of the Marshall Islands  
P.O. Box 1079  
Majuro, MH 96960  
E-mail: [sectcit.rmi@gmail.com](mailto:sectcit.rmi@gmail.com)

.3 The appealing party shall be notified in writing of the determination of the Secretary of Transportation and Communications within 30 business days from receipt of the request for review of the detention.

**National appeal procedure – Authority of Mexico**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other: Ship consignment agency      | X |

|   |  |
|---|--|
| <b>The appeal shall be made to:</b>                                 | <b>Address:</b>  |
| Captain of Port of the Jurisdiction                                 | As appropriate, see the directory of Captaincies:<br><br><a href="https://www.gob.mx/semar/unicapam/documentos/directorio-de-las-capitanias-de-puerto">https://www.gob.mx/semar/unicapam/documentos/directorio-de-las-capitanias-de-puerto</a>   |
| Deputy General Directorate of Maritime Protection and Certification | E-mail: <a href="mailto:Unicapam.digaprocer@semar.gob.mx">Unicapam.digaprocer@semar.gob.mx</a><br><a href="mailto:Digaprocer.deptoerp@semar.gob.mx">Digaprocer.deptoerp@semar.gob.mx</a><br><a href="mailto:Digaprocer.suberpycostaafuera@semar.gob.mx">Digaprocer.suberpycostaafuera@semar.gob.mx</a><br><br>Phone: +52 56246500 ext.1780<br>669 H. Escuela Naval Militar Ave.<br>Coapa, Presidentes Ejidales 1st Secc,<br>Coyoacán, 04470<br>Mexico City, CDMX |
|   |  |
|   |  |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 10          |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| Spanish         | X | Letter              | X |
| English         | X | Fax                 | X |
| Other           |   | Other - E-Mail      |   |
|                 |   |                     |   |

|   |
|---|
| <b>Other relevant information</b>   |
| 1. According of the Maritime Navigation and Commerce Law, articles 6, 68, and article 316, section IV of the Regulations of the Maritime Navigation and Commerce Law. |

2. The owner of a foreign ship is not satisfied with the detention; he may appeal with reasons for dissatisfaction within 10 days from the date he received the detention.
3. The result will be notified to the applicant within a maximum period of 90 days.
4. The appeal must be attached with elements of evidence, applicable provisions, fundamentals, and the official letter.

If the applicant is dissatisfied with appeal results, he or she may request a review of the results of the investigation must be presented to the Tokyo MoU or Viña del Mar Agreement Secretariats.

**National appeal procedure – Authority of New Zealand**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   |   |
| ISM Operator (IMO Company number)   | X |
| Master                              |   |
| Other                               |   |

|                                     |  |
|-------------------------------------|--|
| <b>The appeal shall be made to:</b> | <b>Address:</b>  |
| Maritime New Zealand                | 1 Grey Street<br>Wellington 6011<br>New Zealand<br>E-mail:<br><a href="mailto:InternationalShipping@maritimenz.govt.nz">InternationalShipping@maritimenz.govt.nz</a> |
|                                     |  |
|                                     |  |
|                                     |  |

|   |             |
|---|-------------|
| <b>Deadline for submission</b>  | <b>Days</b> |
| From the date of release  |             |
| From the date of detention (appeal to Maritime New Zealand)   | 28          |
| Other: For appeal to the district court, this appeal shall be brought, by originating application, not more than 28 days after the date on which the appellant is notified of the decision appealed against, or within such further period as the District Court may allow. | 28          |
|   |             |

|                 |   |                     |  |
|-----------------|---|---------------------|--|
| <b>Language</b> |   | <b>Submitted by</b> |  |
| English         | X | Letter              |  |
|                 |   | Fax                 |  |
| Other           |   | Other - E-Mail      |  |
|                 |   |                     |  |

|   |
|---|
| <b>Other relevant information</b>   |
| Maritime New Zealand has two procedures for appeals:<br>Informally: ISM operator of the ship can email <a href="mailto:InternationalShipping@maritimenz.govt.nz">InternationalShipping@maritimenz.govt.nz</a> to seek review of a detention.<br><br>Formally: New Zealand's formal process is through application to the District Court. More |

information on this and relevant legislation is provided on the detention notification letter provided to the ship.

### National appeal procedure – Authority of Panama



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other: Recognized Organization      | X |
| Flag of the vessel                  | X |

|   |  |
|---|--|
| <b>The appeal shall be made to:</b>   | <b>Address:</b>  |
| Panama Maritime Authority<br>General Directorate of Merchant Marine<br>Port State Control Section | Pan Canal Plaza, Albrook<br>Ancon Panama<br>psc@amp.gob.pa |
|   |  |
|   |  |
|   |  |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 30          |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 |   |
| Other           |   | Other (E-mail)      |   |
|                 |   |                     |   |

#### **Other relevant information**

In accordance with internal procedures, when the authorized representative of the vessel considers any decision regarding Port State Control detentions, may appeal administratively to PSC Section.

The authorized representative of the vessel must formally present the appeal, within a period of 30 days, after the vessel was notified of the detention decision. The Port State Control Section will assign the appeal case for review and analysis, responding within a period of 60 days from the date the appeal was received.

- Address of office: Pan Canal Building, floor 4th, office 406
- E-mail: [psc@amp.gob.pa](mailto:psc@amp.gob.pa)
- Telephone/Fax: +507 501-5092

## National appeal procedure – Authority of Papua New Guinea



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   |   |
| Master                              |   |
| Other                               |   |

|   |   |
|---|---|
| <b>The appeal shall be made to:</b>                                   | <b>Address:</b>   |
| Captain Krzysztof Orlowski,<br>Executive Manager, Maritime Operations | National Maritime Safety Authority,<br>Level 3, Defens Haus, P.O.Box 668,<br>Port Moresby, N.C.D, 121,<br>Papua New Guinea.<br>Tel: +675-305-4600<br>Fax: +675-321-0873 |
|   |   |
|   |   |
|   |   |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 30          |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 | X |
| Other           |   | Other; (email) X    |   |
|                 |   |                     |   |

|  |
|--|
| <b>Other relevant information</b>  |
| The Owner of the concerned vessel shall make the appeal against a Detention Order in writing within 30 days from the date of detention. It shall be submitted or emailed to the Executive Manager, Maritime Operations of the National Maritime Safety Authority (e-mail: <a href="mailto:KOrlowski@nmsa.gov.pg">KOrlowski@nmsa.gov.pg</a> and <a href="mailto:nmsa@nmsa.gov.pg">nmsa@nmsa.gov.pg</a> ). |
|  |

### National appeal procedure – Authority of Peru



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other                               |   |

|   |  |
|---|--|
| <b>The appeal shall be made to:</b>   | <b>Address:</b>  |
| Captain Pedro ALARCÓN Garro<br>Director of Inspections, Audits and Port State Control | General Directorate of Captaincies and Coast Guards<br>Jr. Constitution Nro. 150 – plaza Grau<br>Callao – Lima – Peru<br>Telephone: +511 209-9300/Ext.6701<br>E-mail: <a href="mailto:dicaestado@dicapi.mil.pe">dicaestado@dicapi.mil.pe</a> |
| First Lieutenant Bryan VELIZ Beltran<br>Chief of the Port State Department            | E-mail: <a href="mailto:veliz003@dicapi.mil.pe">veliz003@dicapi.mil.pe</a><br>E-mail: <a href="mailto:dicaestado@dicapi.mil.pe">dicaestado@dicapi.mil.pe</a>   |
|   |  |

|  |             |
|--|-------------|
| <b>Deadline for submission</b>         | <b>Days</b> |
| From the date of release               |             |
| From the date of detention             | 15          |
| Other                                  |             |
| Term to resolve the appeals/complaints | 30          |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 | X |
| Other           | X | Other               | X |
| Spanish         |   | E-mail              |   |

|   |
|---|
| <b>Other relevant information</b>   |
| <p>The procedures are regulated in: - Legislative Decree No. 1147 - Regulations of Legislative Decree No. 1147 - Directorial Resolution No. 460 - 2023 that regulates the procedures and provisions on Port State Control. The National Maritime Authority has the power to enforce the procedures on port state control established by the International Maritime Organization and its relevant instruments. The captain, company or its representative of the ship has the obligation to comply with what is ordered by the National Maritime Authority with respect to the detention order.</p> <p>The appeal will not lead to the suspension of detention. Likewise, the captain or his representative will report on the correction of the deficiency, subsequently the PSCO will carry out the verification of the report on correction of the deficiency, which will duly inform the captain or representative of the ship about the result of the follow-up inspection at his discretion. Once the result will be sent to the</p> |



Directorate of inspections, audits and port state control so that it can inform the flag state, consul, RO, etc. about the situation of the vessel.

## National appeal procedure – Authority of Philippines



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other: Flag State                   | X |

|  |   |
|--|---|
| <b>The appeal shall be made to:</b>  | <b>Address:</b>   |
| National Port State Control Service  | Maritime Safety Services Command<br>Cavite Buoy Base, Naval Base Heracleo Alano<br>Sangley Point, Cavite City<br>Tel: +639278398546 / +639164352164<br>E-mail: <a href="mailto:portstatecontrol.central.mssc@gmail.com">portstatecontrol.central.mssc@gmail.com</a> |
| National Headquarters Philippine Coast Guard<br>(Attn: Office of the Deputy Chief of Coast<br>Guard Staff for Maritime Safety Services,<br>CG-8) | 129, 25 <sup>th</sup> Street, Port Area, 1018 Manila<br>Tel: +63-2-5278481 local 6180<br>Mobile: +639953372664<br>Email: <a href="mailto:nhqpcg8@gmail.com">nhqpcg8@gmail.com</a>   |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 30          |
| Other                          |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 |   |
| Other           |   | Other: Email        |   |

|  |
|--|
| <b>Other relevant information</b>  |
| 1. As a procedure, the National Port State Control Service- Philippines deals with detention appeals/ complaints from the flag State or Recognized Organization.   |
| 2. In such cases, the National Port State Control Service – Philippines will set up a “Detention Review Panel” comprising of 3 Senior Port State Control Officers (PSCOs). The NPSC Secretariat, will inform the concerned PSC Center and Division for the review to submit relevant information. The Panel will proceed with the review, based on the information submitted by the flag State and/or the Recognized Organization, and the concerned PSC Center or Division. |
| 3. The National Port State Control Service – Philippines through the Detention Review Panel should investigate and recommend to the Director, National Port State Control Service of the result of the investigation for his endorsement to the Commander, Maritime Safety Services Command and the approval of the Commandant, Philippine Coast Guard.  |

4. The National Port State Control Service – Philippines shall inform the flag State or the Recognized Organization of the outcome. If the National Port State Control Service – Philippines agrees to reverse its decision it should also inform the Secretariat and the APCIS Manager.

5. If the flag State or the Recognized Organization disagrees with the outcome, or a port State's outcome has not been received within reasonable time, a request for review may be sent to the Tokyo MOU Secretariat for proper disposition.

**National appeal procedure – Authority of the Russian Federation**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   | X |
| Master                              | X |
| Other (Flag, RO)                    | X |

|  |   |
|--|---|
| <b>The appeal shall be made to:</b>                      | <b>Address:</b>   |
| 1 <sup>st</sup> stage - Harbour Master Port of detention | See relevant information box  |
| 2 <sup>nd</sup> stage - Ministry of Transport of the RF  | Ministry of Transport of the Russian Federation<br>Rozhdestvenka Street, 1, bldg.1, Moscow, 109012, Russian Federation<br>Fax: +7 (499) 495-00-010<br>E-mail: <a href="mailto:info@mintrans.ru">info@mintrans.ru</a> and <a href="mailto:psc@marinet.ru">psc@marinet.ru</a> |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 30          |
| Other                          |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English or      | X | Letter              | X |
| Russian         | X | Fax                 | X |
| Other           |   | Other E-mail        | X |

|  |
|--|
| <b>Other relevant information</b>  |
| <p>Appeal against port State control actions in Russia should be directed by a ship master or a ship owner in the first instance to a Harbour Master of the port of the detention (inspection) contact details of whom should be provided by the PSC officer conducted the inspection.</p> <p>Should the party not be satisfied with the outcome of the appeal, a ship Flag State or Class should forward the appeal in writing to Ministry of Transport of the Russian Federation to a fax +7 (499) 495-00-10 or via e-mail: <a href="mailto:info@mintrans.ru">info@mintrans.ru</a> and <a href="mailto:psc@marinet.ru">psc@marinet.ru</a> or via diplomatic channels.</p> <p>The Ministry of Transport of the Russian Federation will consider the appeal and make final decision on it.</p> <p>Fax: +7 (499) 495-00-10</p> <p>E-mail: <a href="mailto:info@mintrans.ru">info@mintrans.ru</a> and <a href="mailto:psc@marinet.ru">psc@marinet.ru</a></p> |

**National appeal procedure – Authority of Singapore**



| The appeal shall be made by:      |   |
|-----------------------------------|---|
| Owner (IMO Identification number) | X |
| ISM Operator (IMO Company number) | X |
| Master                            | X |
| Other (Flag)                      | X |

| The appeal shall be made to:             | Address:                  |
|--|---------------------------|
| Director of Marine                       | 460 Alexandra Road #21-00 |
| Maritime and Port Authority of Singapore | mTower                    |
|  | Singapore 119963          |
|  | Attn: Shipping Division   |
|  |                           |

| Deadline for submission    | Days |
|----------------------------|------|
| From the date of release   |      |
| From the date of detention | 30   |
| Other                      |      |
|                            |      |

| Language |   | Submitted by   |  |
|----------|---|--|--|
| English  | X | Letter   |  |
|          |   | Fax  |  |
| Other    |   | Other –  |  |
|          |   | <a href="mailto:shipping@mpa.gov.sg">shipping@mpa.gov.sg</a> |  |

| Other relevant information  |
|---|
| <p>The master or owner of a detained ship may appeal against a Port State Control detention. The appeal must be submitted via email to <a href="mailto:shipping@mpa.gov.sg">shipping@mpa.gov.sg</a> and to the Director of Marine within 30 days after the date of detention.</p> |

### National appeal procedure – Authority of Thailand



| The appeal shall be made by:      |   |
|-----------------------------------|---|
| Owner (IMO Identification number) | X |
| ISM Operator (IMO Company number) | X |
| Master                            | X |
| Flag State                        | X |

| The appeal shall be made to:        | Address:   |
|-------------------------------------|--|
| PSCO who issued the detention order | 1278 Yotha Road, Talardnoi,<br>Samphanthawong, Bangkok 10100 |
|                                     | Tel.& Fax. +66-2-2366678                                     |
|                                     | E-mail: <a href="mailto:psco@md.go.th">psco@md.go.th</a>     |
|                                     |  |

| Deadline for submission    | Days |
|----------------------------|------|
| From the date of release   |      |
| From the date of detention | 15   |
| Other                      |      |
|                            |      |

| Language |   | Submitted by |   |
|----------|---|--------------|---|
| English  | X | Letter       | X |
| Thai     | X | Fax          |   |
| Other    |   | Other        |   |
|          |   |              |   |

| Other relevant information   |
|--|
| <p>Appeal process for detention orders</p> <p>The concerned parties shall appeal against the detention order to PSCO who issued the detention order within fifteen days from the date of detention. The appeal must be made in writing, with specifying arguments and facts or legal references, However the appeal does not prevent the enforcement of the detention order. The PSCO shall consider the appeal and notify the appellant without delay but not more than thirty days from the date of receiving the appeal. In the case of agreeing to the appeal, whether in whole or in part, the detention order shall be changed without delay. If the PSCO do not agree with the appeal, whether in whole or in part, they should rapidly report with the reason to his Director** in the hierarchy. The Director shall complete its consideration of the appeal within thirty days from the date of receiving the report. If there is a necessity, it cannot be considered within the said period. The Director shall notify the appellant in writing before the expiration of the period. Therefore, the duration for the appeal can be extended for thirty days the results of scrutiny make by the Director are considered.</p> <p>**Director means the Director of the responsible area. For PSCO in Marine Department has 2</p> |

major responsible areas that is:

1. Head office (Bangkok area), the Director shall be the Director of Ship Standard Bureau.
2. Branch office (the area other than Bangkok), the Director shall be the Director of the branch office, whom the non-dedicated PSCO work with.

**National appeal procedure – Authority of Vanuatu**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   |   |
| ISM Operator (IMO Company number)   |   |
| Master                              | X |
| Other Flag state and ship agent     | X |

|                                     |  |
|-------------------------------------|--|
| <b>The appeal shall be made to:</b> | <b>Address:</b>  |
| Mr. Less John Napuati               | <a href="mailto:lnapuati@vmsa.vu">lnapuati@vmsa.vu</a>     |
| Mr. Kembro Manderson                | <a href="mailto:kmanderson@vmsa.vu">kmanderson@vmsa.vu</a> |
| Mr. Lloyd Fikiasi                   | <a href="mailto:lfikiasi@vmsa.vu">lfikiasi@vmsa.vu</a>     |
|                                     |  |
|                                     |  |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     |             |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 |   |
| Other           |   | Other               |   |
|                 |   |                     |   |

|  |
|--|
| <b>Other relevant information</b>        |
| <br><br><br><br><br><br><br><br><br><br> |



**National appeal procedure – Authority of Vietnam**



|                                     |   |
|-------------------------------------|---|
| <b>The appeal shall be made by:</b> |   |
| Owner (IMO Identification number)   | X |
| ISM Operator (IMO Company number)   |   |
| Master                              | X |
| Other                               |   |

|                                     |  |
|-------------------------------------|--|
| <b>The appeal shall be made to:</b> | <b>Address:</b>  |
| Vietnam Maritime Administration     | No. 8 – Pham Hung str, Cau Giay dist, Ha Noi city, Viet Nam                            |
|                                     | Tel: +84-24-37683194   |
|                                     | Fax: +84-24-37683641/37683058  |
|                                     | E-mail: <a href="mailto:safetydept@vinamarine.gov.vn">safetydept@vinamarine.gov.vn</a> |
|                                     |  |

|                                |             |
|--------------------------------|-------------|
| <b>Deadline for submission</b> | <b>Days</b> |
| From the date of release       |             |
| From the date of detention     | 90          |
| Other                          |             |
|                                |             |

|                 |   |                     |   |
|-----------------|---|---------------------|---|
| <b>Language</b> |   | <b>Submitted by</b> |   |
| English         | X | Letter              | X |
|                 |   | Fax                 | X |
| Other           |   | Other               |   |
|                 |   |                     |   |

|   |
|---|
| <b>Other relevant information</b>   |
| <p>1. The appeal against the detention order shall be made in writing by the Owner or Master of the concerned vessel within 90 days from the date of detention. It shall be submitted to the Director of the concerned Local Maritime Administration.</p> <p>2. Within 15 days upon receipt of the claim, the Director of the concerned Local Maritime Administration has to notify the claimant of whether or not the claim shall be processed. If not, reasons need to be clarified.</p> <p>3. The claim should be settled not later than 30 days or 45 days in case of complications from the date of its receipt.</p> <p>4. In case of dissatisfaction with the settlement by the Director of Local Maritime Administration or if no settlement is carried out by them, the concerned parties should bring the matter to the Administrator of Vietnam Maritime Administration (Fax: +84-24-37683058; e-mail: <a href="mailto:safetydept@vinamarine.gov.vn">safetydept@vinamarine.gov.vn</a>). The VINAMARINE will settle the matter not later than 60 days.</p> |

5. If there is still dissatisfaction with the settlement by the Administrator of Vietnam Maritime Administration, the concerned parties can take further action.