

## **Egyptian Gazette - Issue No. 36, February 13, 2024**

Decisions

Ministry of Transport

Decision No. 754 of 2023

Issued on December 20, 2023

Minister of Transport

After reviewing the Constitution

Law No. 63 of 1961 regarding coastal maritime transport

Law No. 12 of 1964 establishing the Egyptian General Authority for Maritime Transport, amended by Law No. 1 of 1998

Law No. 6 of 1967 establishing Alexandria Port Authority

Law No. 42 of 1967 regarding delegation in authorization

Law No. 30 of 1975 regarding the Suez Canal Authority system

Law No. 8 of 1990 regarding maritime trade

Law No. 203 of 1991 issuing the Public Business Sector Companies Law

Law No. 4 of 1994 promulgating the Environment Law

Law No. 1 of 1996 regarding Dry and Specialized Ports

Law No. 207 of 2020 promulgating the Customs Law

Presidential Decree No. 217 of 1978 establishing the Red Sea Ports Authority

Presidential Decree No. 317 of 1985 establishing the Damietta Port Authority

Presidential Decree No. 399 of 1995 regulating the proceeds of the customs tax imposed to support maritime transport

Presidential Decree No. 57 of 2002 regulating the Ministry of Transport

Presidential Decree No. 339 of 2004 establishing the Egyptian Authority for Maritime Safety

Presidential Decree No. 330 of 2015 establishing the Suez Canal Economic Zone

Presidential Decree No. 343 of 2022 designating the Minister of Transport as the competent minister for implementing the provisions of the Public Business Sector Companies Law with respect to the Holding Company for Maritime and Land Transport and its affiliated companies.

Prime Ministerial Decree No. 2282 of 2015 establishing the General Authority for the Suez Canal Economic Zone.

Prime Ministerial Decree No. 95 of 2021 restructuring the Supreme Council for Ports and Logistics.

Prime Ministerial Decree No. 2721 of 2022 issuing regulations regulating foreign yacht tourism in marinas and seaports.

Prime Ministerial Decree No. 1 of 1997 regulating the maritime transport sector.

Prime Ministerial Decree No. 30 of 1999 assigning the maritime transport sector to maritime navigation chambers.

Minister of Transport Decision No. 81 of 1999 issuing the executive regulations of the Specialized Ports Law

Minister of Transport Decision No. 392 of 2003 regarding the formation of the Main Committee for Maritime Security

Minister of Transport Decision No. 448 of 2015 regarding the regulations for fees for services provided to ships in Egyptian seaports, fees for using fixed and floating facilities and equipment belonging to the Seaport Authorities and the Egyptian Authority for Maritime Safety, and fees for electronic services provided by the Seaport Authorities to their clients

Minister of Transport Decision No. 425 of 2016 regarding the competencies and duties of the Maritime Transport Sector

Minister of Transport Decision No. 800 of 2016 issuing regulations for conducting activities and businesses related to maritime transport and fees for using them. Pursuant to Ministerial Decree No. 466 of 2018 regarding the issuance of provisions for Egyptian commercial diving licenses,

Pursuant to Minister of Electricity and Renewable Energy Decree No. 145 of 2019, Acting Minister of Transport Decree No. 217 of 2020 regarding the issuance of licenses for walkways and scaffolding on the Egyptian coast,

Pursuant to the approval of the Supreme Council of Ports in the sessions held on June 27, 2022, January 24, 2023, and December 5, 2023,

### **Decision (Article One)**

The Maritime Transport and Logistics Sector aims to meet the demands of the national economy regarding the maritime transport industry, work to advance and develop it, and develop plans to ensure increased efficiency and quality of performance to keep pace with global developments.

### **(Article Two)**

The Maritime Transport and Logistics Sector reports to the Minister of Transport in accordance with the attached organizational structure of the Ministry of Transport.

### **(Article 3)**

The Maritime Transport and Logistics Sector is responsible for the following:

1. Developing the necessary proposals for the development of a general policy for the advancement of the maritime transport industry and presenting them to the Minister of Transport, in preparation for submission to the Supreme Council for Ports and Logistics within the framework of its established objectives. It also participates in developing proposals for updating and simplifying all operating systems and their implementation methods to ensure their adaptation to contemporary conditions and consideration of flexibility, productivity, and incentive factors, in coordination with relevant authorities.
2. Monitoring compliance with maritime safety standards and environmental protection, in line with global developments within the framework of sustainable development and Egypt's future vision, and reviewing, monitoring, and evaluating these standards.
3. Participating in the preparation of the Ministry of Transport's plan to advance the level of logistics integration in Egyptian ports, in coordination with relevant authorities, and monitoring and evaluating its implementation, in preparation for presenting the results to the Supreme Council for Ports and Logistics.
4. Participate in developing proposals to attract local and foreign investments, enhance private sector participation in port activities and projects, and participate in proposing marketing plans for seaports, investment projects, and value-added projects to attract investments.
5. Participate in implementing projects to activate digital transformation within the maritime transport industry system, developing the necessary plans to train and enhance the efficiency of technical and administrative personnel, in coordination with relevant authorities. This ensures rapid exchange of data and information, supports decision-making, ensures performance governance, monitors implementation with relevant agencies, and evaluates results.
6. Participate in designing frameworks and guidelines to modernize management and operational systems within the maritime transport system to keep pace with recent developments in the maritime transport industry. Follow up on implementation, evaluate results, propose mechanisms to address shortcomings, and present these to the Minister of Transport for submission to the Supreme Council for Ports and Logistics.
7. Approving plans to secure seaports, port facilities, and ships in accordance with the International Ship and Port Facility Security Code (ISPS CODE), after approval by the relevant sovereign and security authorities, without prejudice to the state's full and absolute sovereignty over territorial waters and regulations governing port and ship security.
8. Studying international treaties and agreements in the field of maritime transport, maritime safety, and maritime labor, in coordination with relevant authorities, and representing Egypt in international organizations and forums.
9. Developing proposals regarding a training policy for maritime transport personnel to prepare cadres to serve various activities, monitoring and evaluating the implementation of plans, and nominating candidates for scholarships and grants in coordination with relevant authorities.
10. Proposing a policy to qualify and improve the efficiency of maritime labor specialized in maritime transport, keeping pace with technological developments, and presenting it to the Minister of Transport for necessary decisions.
11. Preparing proposals to develop the Egyptian maritime merchant fleet, studying the operation of ships and shipping lines to serve foreign trade, and promoting the shipbuilding and repair industry, utilizing the current and future capabilities of Egyptian naval arsenals and the Maritime Industries and Services Authority of the Ministry of Defense, and presenting them to the Minister of Transport for guidance.

12. Conducting technical analyses of all types of maritime accidents involving ships, including the ship's operating crew, and monitoring the mechanism for implementing preventive measures to avoid recurrence of such accidents in the future, in coordination with the relevant authorities. Presenting the results to the Minister of Transport, in a manner consistent with the laws and decisions regulating the Suez Canal Authority.
13. Establishing pricing principles for services provided at seaports based on economic principles, which supports competitiveness with neighboring ports regionally, and presenting them to the Supreme Ports Council.
14. Proposing the terms and conditions for conducting maritime transport activities and related activities, as well as new developments at ports, in coordination with the relevant authorities.
15. Implementing the Minister of Transport's directives regarding setting guidelines for the terms of concession contracts for projects established within and at the backyards of the Ministry of Transport's ports, within the framework of the governing laws, and monitoring the implementation of contracts.
16. Granting, renewing, and revoking licenses and issuing approvals to engage in the following activities in accordance with the governing laws, after submitting them to the Minister of Transport and obtaining his approval:
  - (a) Establishing, operating, managing, and exploiting specialized ports, and supervising them to ensure their continued suitability for operation from a safety and environmental perspective, in coordination with the Ministry of Defense and relevant authorities.
  - (b) Maritime Navigation Agency
  - (c) Dumping dredging and other waste, in coordination with relevant authorities
  - (d) Practicing commercial diving activities
- 2- (c) Marine moorings, walkways, and scaffolding on Egyptian coasts, in coordination with relevant authorities.
- 3- (h) Issuing the necessary approvals to regulate and maximize yacht tourism in Egypt, whether related to the arrival and departure of yachts or the establishment, management, and operation of tourist marinas, within the framework of implementing the state's policy to maximize and encourage yacht tourism in Egypt, in coordination with the relevant authorities.
- 4- (g) Maritime transport activities (passengers/cargo) on the high seas for regular lines.
- 5- (d) Coastal maritime transport activities between ports.
17. Establishing, developing, and monitoring the operation of ship tracking systems in coordination with the Egyptian Ports Authorities and the Egyptian Authority for Maritime Safety, in coordination with the relevant authorities.
18. Monitoring the quality of services provided at ports and entities operating within the maritime transport system to ensure continued progress in the field of maritime transport and port management, and evaluating performance against international indicators and standards, in coordination with the Ports Authorities and the Ports Sector of the General Authority for the Suez Canal Economic Zone.
19. Developing the necessary proposals to improve operational efficiency and support future development opportunities with the goal of achieving global performance standards, achieving full utilization of available resources, and enhancing the competitiveness of ports to maximize the country's economic returns. Presenting the results of performance evaluations and development

proposals annually to the Minister of Transport for necessary decisions, prior to their submission to the Supreme Council for Ports and Logistics.

20. Developing plans and programs for establishing and developing international seafarers' clubs, following up on their implementation, and supervising their operation.
21. Supervising maritime navigation chambers.
22. Develop proposals for developing the legislative, procedural, and institutional structure, in coordination with relevant authorities, to create a favorable business climate in the maritime transport, logistics, ports, and maritime safety industries, in line with local and global developments and international treaties and obligations. This will be done while taking the necessary measures and procedures to implement these proposals and present them to the Minister of Transport for submission to the Supreme Council for Ports and Logistics.
23. The Maritime Transport and Logistics Sector shall be the media outlet for the maritime transport system affiliated with the Ministry of Transport.
24. The Maritime Transport and Logistics Sector shall assist the Minister of Transport in monitoring maritime transport affairs and supervising all public commercial seaports and specialized ports affiliated with the Minister of Transport, dry and inland ports, the Egyptian Authority for Maritime Safety, and companies operating in maritime activities in which the state participates, in coordination with the entities affiliated with these companies.

#### **(Article Four)**

The Maritime Transport and Logistics Sector shall perform its assigned services in accordance with the following principles and foundations:

- 1- Freedom of competition, prevention of monopolistic practices, and protection of the rights of service recipients.
- 2- Equality and equal opportunities among service recipients.
- 3- Adherence to the principles of governance, transparency, and good management.
- 4- Expediting transactions to achieve the legitimate interests of service recipients.

#### **(Article Five)**

The Maritime Transport and Logistics Sector shall determine the responsibilities of the sector's main and sub-organizational divisions, update the job schedule and job descriptions, define the duties and responsibilities of each position, and the requirements for those holding them. It shall also reevaluate existing positions, create the necessary positions resulting from the reorganization, and complete the procedures for obtaining approval from the Central Agency for Organization and Administration of the organizational and functional structure and submitting them to the Minister of Transport for approval.

#### **(Article Six)**

Ministerial Resolution No. 425 of 2016 shall be repealed, as shall all provisions that contradict the provisions of this resolution.

#### **(Article Seven)**

The name of the "Maritime Transport Sector" shall be amended to "Maritime Transport and Logistics Sector."

**(Article Eight)**

All competent authorities shall implement this resolution, each within its jurisdiction.

**(Article Nine)**

This decision shall be published in the Egyptian Gazette and shall take effect from the day following the date of its publication.

Minister of Transport

Lieutenant General/ Kamel Abdel Hadi Al-Wazir