

GOVERNMENT OF RAS AL KHAIMAH RAK PORTS

PENALTIES FOR NONCOMPLIANCE TO RAK PORTS REGULATIONS

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<https://rakports.ae/wp-content/uploads/2021/12/penalties-for-NC-to-RP-Reg-2022.pdf>

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RAK PORTS INTEGRATED MANAGEMENT SYSTEM

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1. Environmental tariff

1.1. Environmental violation tariff

Each person and or company violating such provisions below shall be subject to fine(s) imposed by the Port. The amount shall vary between a minimum and maximum charge as noted below, dependent on the severity of the violation.

S. No.	Violation	Min [AED]	Max [AED]
1.	Noncompliance of drivers towards Port environmental rules and regulations.	250.00	1,000.00
2.	Noncompliance of companies towards Port environmental rules and regulations.	1,000.00	5,000.00
3.	Failure to report any spillage to Port Management.	Up to 50,000.00	
4.	Cleaning of spillage without permission of Port Management.	Up to 50,000.00	
5.	Vehicle manoeuvring whilst in an unstable position.	1,000.00	2,000.00
6.	Causing minor cargo leak (1 st & 2 nd offence, within 1 year) within Port property.	250.00	N/A
7.	Causing minor cargo leak & 3 rd offence (within 1 year) within Port property.	500.00	N/A
8.	Causing major cargo leak (1 st & 2 nd offence, within 1 year) within Port property.	500.00	N/A
9.	Causing major cargo leak & 3 rd offence (within 1 year) within Port property.	1,000.00	N/A
10.	Fuelling without due care and provision of correct prevention measures.	1,000.00	5,000.00
11.	Causing minor oil leak (1 st & 2 nd offence, within 1 year) within Port property.	500.00	N/A
12.	Causing minor oil leak & 3 rd offence (within 1 year) within Port property.	1,000.00	N/A
13.	Causing major oil leak (1 st & 2 nd offence, within 1 year) within Port property.	1,000.00	N/A
14.	Causing major oil leak & 3 rd offence (within 1 year) within Port property.	2,000.00	N/A
15.	Hazardous material leak (cement & clinker).	1,000.00	N/A
16.	Bunkering (Fuel leak).	10,000.00	50,000.00
17.	Provision of spill response prevention measures by Port Management.	As per NB below.	

NB: All environmental fine(s) will run alongside existing Port tariffs, and where manpower, equipment, resources and administration are utilised, a charge at the Port Manager's discretion.

1.2. Waste charges

Tenants operating within the port shall be supplied general and recyclable waste facilities. Misuse or cross contamination of waste facilities whereby general waste has been placed in recyclable waste containers shall incur a charge. Repeated misuse shall see the removal of said facility.

S. No.	Violation	Penalty [AED]
1.	Contamination charges (Mixed waste)	500.00 Per Container

In respect of commercial vessels laying alongside, the port shall supply general and recyclable waste facilities as a compulsory service, penalties for misuse of such facilities are detailed below:

S. No.	Violation	Penalty [AED]
1.	Misuse of waste facilities	500.00

1.3. Bunkering/Pollution penalties (Not including clean-up costs)

S. No.	Violation	Penalty [AED]
1.	Bunkering without permission:	AED 10,000.00
2.	Pollution of sea water whilst sweeping or discharging ballast water	AED 10,000.00
3.	Pollution of seawater whilst bunkering/de-bunkering or loading/discharging paint/dangerous goods:	AED 10,000.00 to unlimited
	The penalty also applies for the supply tanker if the truck was direct cause of the pollution.	
4.	Not reporting pollution:	Up to AED 50,000.00
5.	Cleaning pollution without permission:	Up to AED 50,000.00
	Use of equipment/manpower/resources/administration will be charged at Port Manager's/Harbour Master's discretion.	

2. Traffic violation charges

Each person and or company violating such provisions below shall be subject to fine(s) imposed by the Port. The amount shall be a fixed charge as noted below, dependent on the severity of the violation.

In all cases where the first offence exceeds a verbal warning, a **AED 500.00** charge will be applied, increasing in **AED 250.00** increments for subsequent offences.

In cases of risky driving being recorded, a **AED 500.00** charge will be applied, increasing in **AED 500.00** increments for subsequent offences.

In the case of dangerous driving being recorded, a **AED 1,000.00** charge will be applied, increasing by a **AED 2,000.00** increment for the subsequent offence.

Offences	Permanent Pass Holders	Temporary Pass Holders
<p>Parking in prohibited areas (Parking within 50 metres of the quayside, or in an unallocated parking area).</p>	<p>1st Offence - Verbal warning.</p> <p>2nd Offence - Fine imposed to driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>3rd Offence - Fine imposed to company and driver, Port pass withdrawn until the driver's company confirms what disciplinary action has been taken.</p> <p>4th Offence - Port access withdrawn, driver's ban incurred for 6 months.</p>	<p>1st Offence - Verbal warning.</p> <p>2nd Offence - Fine imposed to company and driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>3rd Offence - Port access withdrawn; driver's ban incurred for 6 months.</p>
<p>5 kph to 10 kph Over the speed limit</p>	<p>1st Offence - Verbal warning.</p> <p>2nd Offence - Fine imposed to driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>3rd Offence - Fine imposed to company and driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>4th Offence - Port access withdrawn; driver's ban incurred for 6 months.</p>	<p>1st Offence - Verbal warning.</p> <p>2nd Offence - Fine imposed to driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>3rd Offence - Fine imposed to company and driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>4th Offence - Port access withdrawn; driver's ban incurred for 6 months.</p>

Offences	Permanent Pass Holders	Temporary Pass Holders
11 kph to 19 kph Over the speed limit	<p>1st Offence - Fine imposed to driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>2nd Offence - Fine imposed to company and driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>3rd Offence - Port access withdrawn; driver's ban incurred for 6 months.</p>	<p>1st Offence - Fine imposed to driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>2nd Offence - Port access withdrawn, driver's ban incurred for 6 months.</p>
20 kph +	Port access withdrawn; driver's ban incurred for 6 months.	Port access withdrawn; driver's ban incurred for 6 months.
Risky Driving (i.e. Vehicle transiting whilst trailer is elevated or using mobile phone while driving etc).	<p>1st Offence - Fine imposed to driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>2nd Offence - Fine imposed to company and driver, Port pass withdrawn until the drivers company confirms what disciplinary action has been taken.</p> <p>3rd Offence - Port access withdrawn, driver's ban incurred for 6 months.</p>	<p>1st Offence - Fine imposed to company and driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>2nd Offence - Port access withdrawn, driver's ban incurred for 6 months.</p>
Dangerous Driving (Driving without attention near vehicles carrying dangerous goods).	<p>1st Offence - Fine imposed to company and driver, Port access withdrawn until the driver's company confirms to Port Management what disciplinary action has been taken.</p> <p>2nd Offence - Fine imposed to company and driver, Port access withdrawn, permanent ban incurred for driver.</p>	<p>1st Offence - Fine imposed to company and driver, Port access withdrawn, permanent ban incurred for driver.</p>

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3. Offences/Violations of safety regulations

If at any time, Stakeholders, Contractors, visitors are stopped by Port staff for being in breach of the Port's safety regulations, the following penalties shall be charged.

- **PPE offences**

- 1st Offence: Verbal warning
- 2nd Offence: AED 100.00
- 3rd Offence: AED 500.00 + 01 month ban from Port

- **Unsafe act**

- 1st Offence: Stoppage of work, rectify and verbal warning
- 2nd Offence: AED 250.00
- 3rd Offence: AED 500.00 + 01 month ban from Port

- **Poor housekeeping**

- 1st Offence: Stoppage of work, rectify and verbal warning
- 2nd Offence: AED 500.00
- 3rd Offence: AED 1,000.00

- **Working without permit/Outside the scope of permit**

- 1st Offence: Stoppage of work, rectify and verbal warning
- 2nd Offence: AED 500.00
- 3rd Offence: AED 1,000.00 + 01 month ban from Port

- **Unsafe working condition**

- 1st Offence: Stoppage of work, rectify and verbal warning
- 2nd Offence: AED 500.00
- 3rd Offence: AED 1,000.00 + 01 month ban from Port

- **Unauthorised person operating equipment/vehicles**

- 1st Offence: Stoppage of work. Verbal warning to the company
- 2nd Offence: AED 1,000.00
- 3rd Offence: AED 2,000.00 + 06 months ban from Port

- **Poor maintenances of vehicles, plants or equipment**

- 1st Offence: Stoppage of work, rectify and verbal warning
- 2nd Offence: AED 1,000.00
- 3rd Offence: AED 2,000.00 + 06 months ban from Port

- **Not reporting accident/incident**

- 1st Offence: AED 1,000.00
- 2nd Offence: Permanent ban from Port

- **Arguing with Port staff and disregard to Safety procedures/instructions**

- 1st Offence: Immediately removed from site and one week ban from Port
- 2nd Offence: AED 500.00 fine + 02 months ban from Port
- 3rd Offence: Permanent ban from Port