

NATIONAL ACTION PLAN
TO PARTICIPATE IN THE NEW IMO/NORAD PROJECT ON “MARINE ENVIRONMENT PROTECTION OF
THE SOUTH EAST ASIAN SEAS” (MEPSEAS)

Action	Result	Progress
Establishment of NTF or similar mechanism for AFS and BWM:		
1) Establish Vinamarine's Task Force	The Vietnam Maritime Administration issued Decision No. 1832/QD-CHHVN on November 6, 2018, establishing Vinamarine's Task Force to propose the accession and implementation of BWM and AFS International Conventions.	Nov 2018 Done
2) Drawing up the TOR of the core team	The Vinamarine's Task Force leader also drew up the TOR of the core team	Nov 2018 Done
3) Organizing the meetings of the core team:	<p>The Meeting has been held 6 times:</p> <ul style="list-style-type: none"> - October 29, 2018 held Meeting to discuss the establishment of a core team to research, propose to join and implement the Ballast Water Management International Convention of 2004 (BWM 2004) and the Control of Anti-Fouling System International Convention of vessels of 2001 (AFS 2001); - November 16, 2018: held Meeting to discuss the drawing up the TOR of the research core team, propose to join and implement the Ballast Water Management International Convention of 2004 (BWM 2004) and the Control of Ships' Anti-fouling System International Convention of 2001 (AFS 2001); - December 03, 2018: held Meeting to discuss the draft National Action Plan content; - May 23, 2019: held Meeting to discuss training in the International Convention on BWM and AFS; - August 05, 2019: Meeting to review the content of the proposal to join the BWM Convention and prepare the necessary works for the consultation workshop with relevant agencies and units.; - August 20, 2019: Meeting to discuss contents related to proposals and recommendations of related agencies to complete the draft to submit to the Ministry 	2018 - 2021 As needed

	of Transport.	
Raising Awareness of the MEPSEAS Project	Translated the leaflets and propaganda about MEPSEAS Project, delivered to participants attending the seminars and posted on Vinamarine's website	Regular 2018 -2021
Reviewing, completing the legislation system		
1) Reviewing, completing the legislation system, the national technical standard on the prevention of the Anti-fouling system of the vessel and ballast water which is environmentally harmful	<p>1. Proposed to promulgate the Circular to replace Circular No. 41/2016/TT-BGTVT dated December 16, 2016 of the Minister of Transport on the list of certificates and documents of vessels and mission vessels, submarines, diving ships, floating storage units, mobile offshore drilling units of Vietnam, accordingly proposed additional certificates, documents related to the AFS Convention and BWM Convention..</p> <p>2. Reviewing QCVN 74:2014/BGTVT of the National technical standard of anti-fouling system of the vessel</p> <p>3. Reviewing Circular No. 15/2018/TT-BGTVT dated April 04, 2018, issues The national technical standard of ballast water management QCVN 99: 2017/BGTVT</p> <p>4. Reviewing the provisions of Vietnam's Maritime Code, Law on Environmental Protection 2014 and its guiding documents under the Code and the Law</p>	regular 2018-2021 On going
2) Updating the new IMO regulations for the BWM Convention and informing to all stakeholders	Updating the new IMO regulations to complete the file submitted for proposal to join the BWM Convention and informing to all stakeholders at the seminar on August 7, 2019.	2019 -2020 On going
3) Drafting the national legislation	<p>1. Proposed promulgation of Circular No. 55/2019/TT-BGTVT dated December 31, 2019 replacing Circular 41/2016/TT-BGTVT dated December 16, 2016 of the Minister of Transport on list of certificates and documents of vessels, mission vessels, submarines, diving ships, floating storage units, mobile offshore drilling units of Vietnam, which have supplemented the certificates and documents that must be on the vessels of Vietnam includes:</p> <p>- An international certificate of anti-fouling system under Article 10 of the 2001 AFS Convention, applicable to vessels of 400GT or more operating on international routes</p>	2019-2021

	<p>and floating storage units and mobile offshore drilling units of Vietnam;;</p> <ul style="list-style-type: none"> - A statement of the anti-fouling system in accordance with Annex 4 of the AFS Convention of 2001 applicable to vessels with a length of 24m or more but less than 400GT operating on international routes;; - A certificate of conformity for the anti-fouling system of the vessels applicable to vessels with a length of 24m or more operating on inland routes; - Certificate of ballast water conformity management applicable to vessels of 400GT or more operating to ports of BWM Convention member states; - Ballast water management plans apply to vessels of 400GT or more operating to ports of the BWM Convention member states. <p>2. Reviewing and completing the draft Decision of the Prime Minister approving the Plan for the implementation of the Anti-Fouling System International Convention of 2001 (AFS 2001)</p> <p>3. Approving the Plan for implementation of the Anti-Fouling System International Convention of 2001</p> <p>4. Reviewing and completing the draft Decision of the Prime Minister approving the Plan for the implementation of Ballast Water Management International Convention of 2004 (BWM 2004)</p> <p>5. Proposal to supplement the provisions on ballast water management in the revised Law on Environmental Protection, specifically the additional proposal that Ballast Water Management must be handled in accordance with the Waste Management regulations of vessels of oversea and vessels of Vietnam operating on international routes. Currently the revision draft Law on Environmental Protection is being consulted widely.</p>	
Conducting additional study on the impacts of the BWM Convention to Viet Nam		
<p>1) Vinamarine's Task Force Meeting 1&2 (2019)</p>	<ul style="list-style-type: none"> - August 5, 2019, held the reviewing Meeting the contents of the file of proposal to join BWM Convention and prepared the necessary works for consultation of agencies and units dated August 7, 2019. - August 20, 2019: held Meeting to discuss the contents relevant to proposal and recommendation of the related agencies to complete the draft submitted to Ministry of Transport. 	<p>2019</p>

2) Additional study for BWM Convention ratification	<ul style="list-style-type: none"> - Reviewing the necessary, requirement and purpose of joining BWM Convention. - Reviewing the legislation documents of Vietnam which are relevant to the regulations of the BWM Convention and assessing the appropriate between regulations of the BWM Convention and regulations of law of Vietnam. - Assessing the political, defense, security, socio-economic and other impacts upon joining the BWM Convention. - Assessing the compatibility of the BWM Convention with international treaties in the same area in which the Socialist Republic of Vietnam is a member. - Conducting surveys of shipping enterprises on plans to install ballast water management systems for the fleet, as well as the operating routes of the fleet. 	2019
3) Vinamarine's Task Force meeting 1 (2020)	Held Vinamarine's Task Force meeting 2 on January 14, 2020 to review the implementation of the National Action Plan; discuss the Proposal to join the BWM Convention, receive and explain the opinions of agencies and units.	2020
4) Completion of draft final proposal	Currently receiving and explaining the consultation of agencies and units regarding the proposal to join the BWM Convention, the Vietnam Administration of Administration has only received 21 consultation from the agencies and units, which are still continuing receive consultation to complete the draft proposal.	2019 -2020
5) Consultation by questionnaires with stakeholders in the maritime sector 5	<p>The Vietnam Maritime Administration has sent a document No. 3434/CHHVN-KHCNMT for consultation by questionnaires with agencies and enterprises on the draft Proposal of joining the Ballast Water Management International Convention of 2004</p> <p>The Vietnam Maritime Administration has sent a document No. 180/CHHVN-KHCNMT dated January 10, 2020 for consultation by questionnaires with agencies and enterprises on the draft Proposal of joining the Ballast Water Management International Convention of 2004 (the second time)</p>	2019 -2020
6) Consultation meetings of stakeholders in maritime sector	Held Consultation meetings of relevant stakeholders on August 7, 2019 at Vietnam Maritime Administration	2019
7) Completion of the proposal to access the BWM Convention and submit to MOT	It is expected that in April 2020, Vietnam Maritime Administration will complete the file and submit to the Ministry of Transport to propose joining the BWM Convention But due to the Covid 19 Pandemic happened within this time so serious then this action will be delayed and move to 2021	2021

8) Consultation to relevant Ministries and People's Committees of provinces and cities on the proposal to ratify the BWM Convention;	It is expected that in June 2020, the Ministry of Transport will take the consultation to relevant Ministries. But due to the Covid 19 Pandemic happened within this time so serious then this action will be delayed and move to 2021	2021
9) Consolidates the proposal to send to Ministry of Justice and Ministry for Foreign Affairs for the latters' appraisal on the convention's consistency with other laws of Viet Nam and international treaties and conventions.	It is expected that in August 2020, the Ministry of Transport will take the consultation and appraisal from the Ministry of Foreign Affairs and the Ministry of Justice But due to the Covid 19 Pandemic this action will be delayed and move to 2021	2021
10) Completion of the proposal to access the BWM Convention and submit to PM		2021
11) Prime Minister's approval of the Proposal		2021
12) Procedure for accession with International Maritime Organization		2021
National Training Institutes Identified		
1) Collecting information on, reviewing the capacity of Training Institutes	Done	19-30 Nov 2018 Done

2) Indicating Training Institutes	Done	30 Nov 2018 Done
3) Discussing to assign tasks to Training Institutes	Done	After IMO approved
National Training on Implementing		
1) Preparing facilities and training documents	Done	Follow MEPSEAS 3-7/6/2019
2) Transferring training documents to Institutes indicated	Done	Follow MEPSEAS
3) Training and educating organizations and individuals on the implementation of provisions of the AFS and BWM Conventions.	Done	Follow MEPSEAS
Port/Flag Control Procedures		
1) Drawing up Guideline to The inspection, evaluation and issuance of international certificates for vessels according to provisions of the AFS and BWM Convention		2021
2) Drawing up Guideline to conduct PSC		2021
3) Drawing up FSI and PSC processes and procedures for AFS		2021

and BWM			
Pilot Launch of FSI/PSC in key port			
1) Indicating places to conduct FSI and PSC for AFS and BWM		Vietnam liaison Office to IMO and Maritime Safety and Security Department of Vinamarine are incharged in this issue	Follow MEPSEAS
2) Advising schedule to conduct pilot Launch of FSI/PSC in key port		Vietnam liaison Office to IMO and Maritime Safety and Security Department of Vinamarine are incharged in this issue	Follow MEPSEAS
3) Conducting FSI/Port State Control for BWM and AFS at places indicated		Maritime Safety and Security Department, Local Maritime Administrations and Vietnam Register are incharged in this matter	Follow MEPSEAS