

**SOUTHERN PORTS – ALBANY
APPLICATION TO BERTH AND CLEARANCE**

This form should be submitted to the Southern Ports - Albany by email albanyshipping@southernports.com.au as early as possible to identify berth availability.

Ship's Agents are requested to advise ship Masters that a "48 Hour Notice of Arrival" is also required and to notify them of the information required.

Application to Berth		
Vessel Name:		(defined as the " Vessel ")
Berth No:		
Day:	Date:	Time:
Load or Unload?		
Cargo (Type):		Cargo (Quantity):
Shipper/Receiver:		
Ship's Agent:		(defined at the " Shipping Agent ")
Vessels loading Grain:		
Last 3 cargoes carried	1.	
	2.	
	3.	
Vessel Details:		
IMO Number:		
Port of Registry:		
Last Port:		
Next Port:		
Vessel's previous names if any:		

BERTH APPLICATION AND CLEARANCE

CONTRACT FORMATION SECTION & AGENT DECLARATION

CONTRACT FORMATION

For the purposes of this Berth Application, capitalised terms not otherwise defined have the meanings ascribed to those terms in the Port Standards and Procedures for Albany Port.

- (1) Port User means the owner, charterer and master of the Vessel.
- (2) On and from the date any of the following events occur or arise out of this Berth Application:
 - a. the Vessel enters the Albany Port;
 - b. any conditional or unconditional authorisation, consent or permit is given to the owner, charterer or master of the Vessel by Southern Ports or any officer of Southern Ports with respect to any use of the Albany Port; or
 - c. the Port User (or anyone employed by or contracted to the Port User) commences use of or enters the Albany Port for any purpose,

As and from the date of this Berth Application the Port User will be immediately and irrevocably bound by a contract (**Contract**) with Southern Ports, which comprises the details and terms set out in this Berth Application (including any additional details or revisions to this Berth Application that occur during the Berth Application process), all terms and conditions set out in the Port Charges and Port Standards and Procedures for Albany Port.

- (3) Copies of the Port Charges and Port Standards and Procedures for Albany Port, may be obtained from Southern Ports' website at www.southernports.com.au.
- (4) The Port User is responsible for checking the Port Charges and Port Standards and Procedures for Albany Port from time to time to ascertain whether or not additions or variations have been made.

AGENT DECLARATION

- (5) The Shipping Agent:
 - a. warrants that it has the Port User's authority to submit this Berth Application and bind the Port User to the Port Standards and Procedures for Albany Port;
 - b. undertakes to pay all of the Port Charges and any other fees, charges and amounts incurred in connection with or on account of the Vessel during its visit to Albany Port;
 - c. acknowledges that by submitting this Berth Application electronically or by any other means, it will be deemed to have executed this Berth Application and accepted its terms; and
 - d. undertakes to advise the Port User of the Port Standard and Procedures for Albany Port.
- (6) All alterations and amendments to this Berth Application (including cancellations) must be made by amending this Berth Application, as soon as possible prior to the Vessel arriving at Albany Port. The Port User and the Shipping Agent acknowledge and agree that if a cancellation is made to a booking which is made pursuant to this Berth Application, the Port User may be liable for any cancellation fees which are imposed by any service provider which was engaged by the Port User to provide services (including Port Services to be provided by Southern Ports) with respect to that cancelled booking.
- (7) No amendment to these terms will bind Southern Ports unless the amendments have been expressly agreed to in writing by Southern Ports.

By submitting this Berth Application the Shipping Agent hereby binds the Port User to the Contract.

Signed by the shipping agent for and on behalf of the Master / owners of the vessel:

Shipping agency: _____ Date: _____

Agency Representative: _____

Name

Signature