



MEMORANDUM OF UNDERSTANDING TO ADVANCE ENVIRONMENTAL SUSTAINABILITY AT SEAPORTS

FRAMEWORK FOR COOPERATION

This Memorandum of Understanding (MOU) establishes the basis for mutual understanding and cooperation between the American Association of Port Authorities (AAPA) and Green Marine Management Corporation (Green Marine).

Green Marine is a voluntary sustainability program developed for the marine transportation industry that provides a framework for ports, terminals, shipping companies and shipyards to improve their environmental performance.

The two organizations seek to establish a productive working relationship under this MOU in support of mutual goals to advance environmental protection at seaports in the Western Hemisphere. On the recommendation of the AAPA Environment Committee, the AAPA Executive Committee has determined that the Green Marine program is legitimate, applicable, voluntary and scalable for port authority and marine/intermodal terminal operations, and will encourage AAPA member participation in the program for member ports that find it beneficial to their operations and sustainability initiatives.

The organizations have elected to enter into this memorandum to formally recognize their mutual interests and support and share common goals. AAPA will promote the efforts and successes of Green Marine to industry partners, government authorities and other stakeholders.

To that end, AAPA and Green Marine agree to work together to facilitate the participation of AAPA member ports in the Green Marine program. The two organizations will exchange memberships at no cost, with Green Marine becoming a sustaining member of AAPA, making Green Marine staff eligible to serve on AAPA technical committees. AAPA, in turn, will become a Member (Class B) of the Green Marine Management Corporation. AAPA and Green Marine will also share information such as newsletters, reports, etc. in furtherance of their mutual goals.

EFFECTIVE DATE, MODIFICATION OR TERMINATION

This MOU will enter into force upon signature by the Parties. The terms of this MOU will remain in effect until terminated or modified. The MOU may be modified by the written agreement of the parties, or terminated by any party upon written notice to the other parties. Should either party terminate the MOU, steps will be taken to ensure that such termination does not affect any prior obligation, project or activity already in progress.

CONFIDENTIALITY

Nothing in this MOU will be so construed as to require either Party to furnish any material, data or information, the furnishing of which could, in its judgment, require it to violate its policy regarding the confidentiality of such information.

FINANCIAL CONSIDERATIONS

It is understood that the Memorandum of cooperation provides a framework to pursue cooperative projects of mutual interest. Any exchange of funds or other tangible resources in furthering the purposes of this agreement will require the execution of a separate written instrument in accordance with applicable law. The organizations agree that this agreement recognizes the autonomy of each organization and implies no affiliation between them.

ALL RIGHTS RESERVED

No license, title or right to the Green Marine Environmental Program or the Green Marine logo is hereby granted under this MOU without the express permission of Green Marine. No license, title or right to the AAPA logo is hereby granted under this MOU without the express permission of AAPA.

IN WITNESS WHEREOF the undersigned, duly appointed representatives of the ASSOCIATION OF AMERICAN PORT AUTHORITIES and of GREEN MARINE MANAGEMENT CORPORATION, respectively, have on behalf of the Parties signed the present Memorandum of Understanding, in two originals, at Orlando, Florida, this 16th day of October 2013.

Kurt J. Nagle
President and CEO
American Association of Port Authorities

Raymond Johnston
President
Green Marine Management Corporation