

## PORT EVERGLADES TARIFF NO. 12

### **Item No. 130–Piloting Services.**

*Issue No. 3*

*Effective Date: October 1, 2022*

Broward County does not perform piloting services for vessel movements, docking, undocking, or shifting of vessels. Pilotage is provided by the Port Everglades Pilots' Association (telephone (954) 522-4497 or (954) 522-4491; fax (954) 522-4498) on a 24-hour basis, all days of the year. Contact the Harbormaster office (telephone (954) 468-0212) for further details or to arrange for pilotage.

In the event of injury to persons or damage to, or loss of use of, property arising out of, or connected with, directly or indirectly, negligence or fault in the navigation or maneuvering of, or otherwise by the presence of, the vessel within Port Everglades, the vessel, its owners, master, operators, charterers, and agents must not assert any liability against Broward County or its Commissioners or its current, past, and future officers and employees. The vessel, its owners, master, operators, charterers, and agents must indemnify and hold harmless Broward County and its Commissioners and its current, past, and future officers and employees from and against any and all actions, suits, proceedings, claims, demands, losses, liens, costs, expenses, liability, and damages, of any kind or nature whatsoever, by whomsoever brought or demanded, alleged or actual, arising out of, or connected with, directly or indirectly, negligence or fault in the navigation or maneuvering of, or otherwise by the presence of, the vessel within Port Everglades, or violation of this Tariff, including reimbursement of legal fees, costs, and expenses should Broward County be required to defend any action or claim, etc., or file suit to enforce indemnity. The vessel and its owners, master, operators, charterers, and agents must pay promptly upon demand all damages to facilities owned or controlled by Broward County caused directly or indirectly by the vessel, including any loss of use or income occasioned thereby, together with interest at the highest legal rate permitted, and legal fees, costs, and expenses of collection or suit, if required.

The obligations imposed by this Item upon the vessel, its owners, master, operators, charterers, and agents must not be diminished or impaired notwithstanding injury to persons or damage to, or loss of use of, property arising out of, or connected with, directly or indirectly, the negligence, fault, or other conduct of a pilot, the piloting contractor, or its officers or employees in providing piloting services, but the obligations imposed by this Item do not apply where the

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injury to persons or the damage to, or loss of use of, property is proximately caused by the negligence of Broward County.