

# Port Dues Tariffs 2024

## PORT OF CHERBOURG



# PORT DUES

PORT OF CHERBOURG

Established in accordance with Volume III of the Code of Transport

---

## TARIFF N° 51

Applicable from 1 January 2024

TARIFFS IN EUROS - EXCLUDING TAX

**CONTENT:**

- Section I : Ship dues
- Section II : Cargo dues
- Section III : Passenger dues
- Section IV : Ship berthing dues
- Section V : Ship-generated waste dues

**SECTION I****SHIP DUES****Payable to SPL Cherbourg Port****ARTICLE 1 – Levy conditions for dues**

- 1.1 • Dues in euros per cubic metre shall be levied on every commercial ship that makes a call in zones A, B, C, D and E of the Port of commerce of Cherbourg, based on the geometric volume of the ship as calculated in accordance with Article R.5321-20 of the Code of Transport, by applying the rates indicated below, in **euros**, per cubic meter.

SHIP TYPES AND CATEGORIES	INBOUND	OUTBOUND
1. PASSENGER LINES	0,0464	0,0464
2. FERRIES		
• <i>Monohull</i>	0.0000	0.0000
• <i>Multihull</i>	0.0000	0.0000
3. SHIPS CARRYING LIQUID HYDROCARBONS		
• <i>Bunker barges</i>	0.0000	0.0000
• <i>Other</i>	0.2662	0.2243
4.SHIPS CARRYING LIQUEFIED GASES	0.2662	0.2243
5.SHIPS CARRYING MAINLY BULK LIQUID CARGO OTHER THAN HYDROCARBONS	0,1943	0.1943
6. SHIPS CARRYING BULK SOLID CARGO	0,3455	0.3455
7. REFRIGERATED OR MULTIPURPOSE REFRIGERATED SHIPS	0,2505	0.1597
8. RO-RO SHIPS	0,0845	0.0845
• <i>Other</i>	0.1706	0.1706
9. CONTAINER SHIPS	0.0950	0.0950
10. BARGE CARRIERS	0.2506	0.2506
11. HOVERCRAFTS AND AIRBOATS	0.0529	0.0529
12. SHIPS OTHER THAN THOSE LISTED ABOVE	0.3240	0.2506

\*\* In application of the provisions of Article R.5321-22 of the Transport Code

1.2 • The different port zones identified in paragraph 1 of this article are defined as follows:

ZONE A - West Port: quai de France, quai de Normandie, car-ferry stations No 1, 2, 4 and 6  
Port dues collected in zone A are payable to "Cherbourg Port".

ZONE B - East Port: quai des Flamands, quai des Mielles, Ro/ro station No 5  
Port dues levied in zone B are payable to "Cherbourg Port".

ZONE C – Body of water ("Petite Rade" = Inner roadstead)  
Port dues levied on the body of water of the commercial port are payable to "Cherbourg Port".

ZONE D – Quai Amiral Kniskern  
Port dues levied in zone D are payable to "Cherbourg Port". This zone is exempt from port dues on cargo.

ZONE E – Body of water ("Grande Rade": civil zone of the port)  
Port dues levied on the Grande Rade are payable to "Cherbourg Port".

1.3. If the same vessel disembarks or tranships passengers or cargo successively in different zones of the port, it shall be subject to ship dues only once, in whichever of these zones where the rate is the highest. The vessel type, as well as the modulations and abatements to which it is subject, are determined by considering all the landing or transhipment operations carried out by that ship in the port.

The same provisions apply when the same ship has to board or tranship passengers or cargo successively in different zones of the port.

1.4. When a ship does not land or tranship passengers or cargo, and boards neither passengers nor cargo, ship dues are paid only once.

1.5. Ship dues are paid only once, when the ship departs:

- if the ship does not carry out any commercial operations;
- if the ship only carried out bunkering, refuelling, or unloading operations for ship-generated waste and cargo residues. In this case, the dues are set at **€0.00620per m<sup>3</sup>**.

1.6 • In accordance with Article R. 5321-22 of the Code of Transport, ship dues do not apply to the following:

- support ships, notably those assigned to piloting, towage, mooring and rescue operations
- ships assigned to recover waste and combat pollution in the port of Cherbourg
- vessels assigned to carry out maintenance dredging, maritime signalling, firefighting and administrative services in the port of Cherbourg
- ships making a forced stopover with no commercial operations. A forced stopover occurs when a ship must put into port due to an event linked to the sea voyage, such as collision, technical damage or fire. Where the authorities oblige a ship to enter a port, this is not considered a forced stopover.
- ships, which, while unable to access a port facility are forced to carry out their landing, boarding or transhipment outside the port
- vessels assigned to cultural or humanitarian missions or missions of general interest for maritime heritage.

1.7 • As provided by Article R.5321-51 of the Transport Code:

- the minimum amount of port dues that will be collected is set at **€27.94**
- the threshold for collection of port dues is **€13.97**

**ARTICLE 2: Provisions on adjustments according to real load ratio, depending on the ship’s capacity in carrying out its primary activity, by ship type and category, in accordance with the provisions of subparagraphs I, II, III of Article R.5321-24 of the Code of Transport.**

2.1 • Adjustments applicable to all types of passenger ships shall be determined on the basis of the relationship between the number of passengers disembarked, embarked or transhipped and the ship’s passenger-carrying capacity under the following conditions:

Ratio less than or equal to:	1/8.....	Adjustment - 60%
2/3 .....	1/20.....	Adjustment - 70 %
1/2 .....	1/50.....	Adjustment - 80 %
1/4 .....	1/100 .....	Adjustment - 95 %
		Adjustment - 10 %
		Adjustment - 30 %
		Adjustment - 50 %

2.2 • Adjustments applicable to ships carrying cargo are determined according to the ratio between the tonnage of the landed, loaded or transhipped cargo and the volume (V) of the ship, as calculated in accordance with Article R.5321-20 of the Code of Transport.

Ratio less than or equal to:	1/40.....	Adjustment - 60%
2/15 .....	1/100 .....	Adjustment - 70 %
1/10 .....	1/250 .....	Adjustment - 80 %
1/20 .....		Adjustment - 50 %

2.3 • On the basis of Article R.5321-24 of the Code of Transport, ships not carrying out bunkering or refuelling operations, or discharging ship-generated waste and cargo residues, are excluded from the adjustments.

**ARTICLE 3: Provisions on adjustments according to call frequency in accordance with Section V of Article R.5321-24 of the Code of Transport.**

3.1 a For ships with regular routes open to the public according to a predetermined itinerary and schedule, dues for each ship type are subject to the following reductions, calculated on the basis of the number of departures for a route by the same company during the calendar year:

For a regular route making 1 to 5 port calls per year:	No reduction.
For a regular route making 6 to 10 port calls per year:	7.5% reduction on all movements.
For a regular route making 11 to 16 port calls per year:	15% reduction on all movements.
For a regular route making 17 to 140 port calls per year:	22.5% reduction on all movements.
For a regular route making 141 to 200 port calls per year:	40% reduction on all movements.
For a regular route making more than 200 port calls per year:	68% reduction on all movements

For routes meeting the reduction criteria in the previous year, the reductions are automatically renewed at the beginning of the current year.

3.1 b For type 1 vessels, dues are subject to the following abatement depending on the number of port calls made during the calendar year by the trading name, as opposed to the parent company, which comprises several trading names or brands:

1st and 2nd call .....	No reduction
3rd and 4th call .....	Reduction of 15%
5th and 6th call .....	Reduction of 25%
7th and 8th call .....	Reduction of 30%
9th and 10th call .....	Reduction of 35%
11th and 12th call .....	Reduction of 40%
13th and 14th call .....	Reduction of 45%
15th and 16th call .....	Reduction of 50%
17th and 18th call .....	Reduction of 55%
19th and 20th call .....	Reduction of 60%
21th and 22th call .....	Reduction of 65%
23th and 24th call .....	Reduction of 70%
25th and 26th call .....	Reduction of 75%
27th and 28th call .....	Reduction of 80%
29th and 30th call .....	Reduction of 85%
After the 31st call.....	Reduction of 90%

- 3.2 • For ships which, although not on regular routes, usually frequent the same port, dues per ship type shall be subject to the following reductions, according to ship type and number of departures during the calendar year.

From the 1st to 9th departure incl. ....	No reduction
From the 10th to 15th departure, incl. ....	5% reduction
From the 16th to 25th departure, incl. ....	15% reduction
From the 26th to 50th departure, incl. ....	25% reduction
After the 50th departure.....	30% reduction

- 3.3 • The reductions as provided for in this article may not be combined with those mentioned in Article 2. Where the liable entity also meets the conditions of Article 2, it shall receive the most favourable treatment.

**ARTICLE 4: Provisions on additional reduction as provided for in Article R.5321-25 of the Code of Transport:**

Not applicable

**ARTICLE 5: Provisions on modulation possibilities as provided for in Article R.5321-27 of the Code of Transport:**

Ship dues are adjusted up to 30% of the base rate, depending on the number of calls during the period or periods as set out by the port authority under the following conditions:

**(Not applicable)**

**ARTICLE 6: Provisions on flat rates as provided for in Article R.5321-28 of the Code of Transport:**

6.1 - Ships which, under a new relationship, transport passengers, cargo on trailers (RORO) or containers between the Member States of the European Union or of the States Parties to the Agreement on the European Economic Area are subject to the following, for a period not exceeding 3 years:

- Either a flat rate for the ship, which is set for the entirety of their activity, for a specified period, and paid on a pro rata temporis basis by maturities of not more than 3 months
- Or a flat rate for the ship, which is set per unit per passenger, trailer, tonne or multiple tonnes, or container and applicable in accordance with the provisions of Articles R.5321-18 and R.5321-23 of the Code of Transport

6.2 - The conditions of application of this article are as follows:

Not applicable

## SECTION II

### CARGO DUES

Payable to SPL Cherbourg Port

**ARTICLE 7: Levy conditions for cargo dues as provided for in Articles R.5321-30 to R.5321-33 of the Code of Transport.**

Dues on cargo unloaded, loaded or transhipped in the commercial port of CHERBOURG are levied either by weight or by unit, in the A, B and C, E zones as determined under article 1.2• of the present Tariffs' schedule as follows:

#### Dues by gross weight (€ per tonne)

Labelling	Unloading and transhipment(*)	Loading
<b><u>For packages less than 50 tonnes and bulk cargo</u></b>		
01.1 Cereals	0,5728	0,5728
01.2 Potatoes	0,4680	0,4680
01.3 Sugar beets	0,4680	0,4680
01.4 Other fresh fruits and vegetables	0,4680	0,4680
01.5 Forestry and logging products	0,5826	0,5826
01.6 Live plants and flowers	0,4680	0,4680
01.71 Materials of vegetable origin - Dried, raw chillies and peppers (Capsicum spp.)	0,4680	0,4680
01.72 Cotton, ginned or not carded nor combed	0,4680	0,4680
01.73 Flax, jute, raw or retted hemp and raw textile plants n.e.c.	0,4680	0,4680
01.74 Raw natural rubber	0,4680	0,4680
01.75 Coffee, cocoa, tea, mate, spices not crushed nor ground	0,4680	0,4680
01.76 Raw tobacco	0,4680	0,4680
01.77 Hops	0,4680	0,4680
01.78 Straw, hay, cereal bales - Forage plants	0,4680	0,4680
01.79 Oleaginous seeds and fruits	0,6693	0,6693
01.7A Other vegetable substances n.e.c.	0,6693	0,6693
01.9 Raw cow's, sheep's and goat's milk	0,4680	0,4680
01.A Other raw materials of animal origin	0,4680	0,4680
01.B Fishery and aquaculture products	0,4680	0,4680
02.1 Coal and lignite	0,3354	0,3354
02.2 Crude oil	0,3458	0,3458
02.3 Natural gas	0,5263	0,5263
03.1 Iron ores	0,3354	0,1582
03.2 Non-ferrous metal ores (excluding uranium and thorium)	0,3354	0,1582
03.31 Non-roasted iron pyrites; raw or unrefined sulphur	0,3354	0,1582
03.32 Crude natural phosphates	0,3354	0,1582
03.33 Sylvinit	0,3354	0,1582
03.34 Other minerals, crude - Chemical industry and natural fertilisers	0,3354	0,1582

03.4 Salt	0,3354	0,1582
03.51 Peat	0,3354	0,1582
03.52 Natural sands - Pumice, stones, gravel, flint and pebbles	0,1848	0,1582
03.53 Clay and clay soil	0,3354	0,1582
03.54 Slag, not for remelting, ash, dross - Other minerals	0,3354	0,1582
03.55 Dolomites, crushed limestone for concreting - Pellets, chipping, stone powder	0,3354	0,1582
03.56 Chalk	0,3354	0,1582
03.57 Soils and stones - Natural bitumen and asphalt - Rough gems and diamonds	0,3354	0,1582
04.1 Meat, hide and meat products	0,6693	0,2868
04.2 Fish and fish products, Fish and fish products, prepared	0,6693	0,2868
04.3 Prepared fruit and vegetable products	0,6693	0,2868
04.4 Oils, oil cake and fats	0,5802	0,2868
04.5 Dairy products and ice cream	0,6693	0,2868
04.6 Flours, processed cereals, starch products and animal feed	0,6693	0,2868
04.7 Beverages	0,6693	0,2868
04.8 Other food products n.e.c. and manufactured tobacco	0,6693	0,2868
04.9 Miscellaneous food products	0,6693	0,2868
05.1 Textile industry products	1,6752	0,8316
05.2 Clothing and furs	1,6752	0,8316
05.3 Leather, travel goods, footwear	1,6752	0,8313
06.1 Woodworking and cork products (excluding furniture)	0,6693	0,2868
06.2 Pulp, paper and paperboard	0,6693	0,2868
06.3 Publishing products, printed or reproduced products	1,6752	0,8313
07.1 Cokes and tars; agglomerates and similar solid fuels	0,4422	0,1582
07.2 Liquid refined petroleum products	0,4422	0,1582
07.3 Gaseous refined petroleum products, Gaseous refined petroleum products, liquefied	0,4422	0,1582
07.4 Refined petroleum products, solids or pastes	0,4422	0,1582
08.1 Basic mineral chemicals	0,4678	0,1582
08.2 Basic organic chemicals	0,4678	0,1582
08.3 Nitrogen compounds and fertilisers (excluding natural fertilisers)	0,4678	0,1582
08.4 Basic plastics and primary synthetic rubber	1,1941	0,5825
08.5 Pharmaceutical and paracheical products, including pesticides	1,1941	0,5825
08.6 Rubber or plastic products	1,1941	0,5825
08.7 Nuclear Fuel	1,6758	1,6758
09.1 Glass, glassware, ceramic products	1,6758	0,8313
09.2 Cements, lime and plaster	0,4422	0,1582
09.3 Other constructions materials, manufactured	0,4422	0,1582
10.1 Iron and steel products and steel processing products (excluding tubes and pipes)	0,3354	0,1582
10.2 Non-ferrous metals and by-products	0,5802	0,3354
10.3 Tubes and pipes	0,5802	0,3354
10.4 Structural metal products	1,8953	1,8953
10.5 Boilers, hardware, weapons and ammunition, and other metal items	1,8953	1,8953
11.1 Agricultural machinery	0,0000	0,0000
11.2 Domestic appliances n.e.c. (white household appliances)	1,8953	1,8953
11.3 Office machinery and computing hardware	1,8953	1,8953
11.4 Electrical machinery and apparatus n.e.c.	1,8953	1,8953



11.5 Electronic components and emission and transmission apparatus	1,8953	1,8953
11.6 Sound and image receiving, recording or reproducing apparatus	1,8953	1,8953
11.7 Medical, precision, optical and horological instruments	1,8953	1,8953
11.8 Other machines, machine tools and parts	1,9853	1,9853
12.1 Automotive industry products	1,8953	1,8953
12.2 Other transport equipment	1,8953	1,8953
13.1 Furniture	1,8953	1,8953
13.2 Other manufactured articles	1,8953	1,8953
14.1 Household waste and road waste	0,3354	0,1582
14.2 Other waste and secondary raw materials	0,3354	0,1582
16.2 Pallets and other packaging in service, empty	0,3354	0,1582
17.1 Removals furniture	1,8953	1,8953
17.4 Scaffolding	1,8953	1,8953
17.5 Other non-market goods, n.e.c.	1,8953	1,8953
19.1 Goods of an indeterminate nature in containers and swap bodies	0,0000	0,0000
19.2 Other goods of an indeterminate nature	1,8953	1,8953
20. Other goods	1,8953	1,8953
<b>For packages greater than or equal to 50 tonnes<sup>1</sup></b>		
NST Code from 01 to 20 – Packages between 50 and 149,999 tonnes	2,2932	2,2932
NST Code from 01 to 20 – Packages between 150 and 299,999 tonnes	2,8665	2,8665
NST Code from 01 to 20 – Packages greater than or equal to 300,000 tonnes	5,7331	5,7331

<sup>1</sup> Any indivisible object weighing 50 tons or more and which can only be handled as a whole, that is, in one go. Cargo dues for a unit package greater than or equal to 50 t is equal to its weight multiplied by the rate (in euros per tonne) of the category to which it belongs. Thus, cargo dues for a package weighing 75 tonnes will be worth  $75 * 2.2932 = 171.99$  €.

## Dues per unit

N.S.T. Code	DESIGNATION OF CARGO	UNLOADING AND TRANSSHIPMENT (*)	LOADING
	<b>2 – DUES PER UNIT (IN EUROS PER UNIT)</b>		
	<b>LIVE ANIMALS</b>		
	- WEIGHT LESS THAN 10 KG .....	0	0
	- WEIGHT OVER OR EQUAL TO 10 KG AND LESS THAN 100 KG.....	0,3338	0,1453
	- WEIGHT OVER OR EQUAL TO 100 KG .....	0,6221	0,3768
	<b>VEHICLES NOT SUBJECT TO COMMERCIAL TRANSACTIONS</b>		
	- TWO-WHEELED VEHICLES .....	0	0
	- PASSENGER CARS .....	0	0
	- COACHES .....	0	0
	- LORRIES OF A TOTAL UNLADEN WEIGHT OVER OR EQUAL TO 5 TONNES (1) .....	0	0
	- LORRIES OF A TOTAL UNLADEN WEIGHT LESS THAN 5 TONNES (1) .....	0	0
	<b>FULL LORRIES, TRAILERS OR SEMI-TRAILERS, CONTAINERS OR SWAP BODIES HANDLED BY RORO ON MAFIS OR ROAD CHASSIS (1)</b>		
	- LENGTH LESS THAN 8 METRES.....	0	0
	- LENGTH OVER OR EQUAL TO 8 METRES AND LESS THAN 13 METRES.....	0	0
	- LENGTH OVER OR EQUAL TO 13 METRES AND LESS THAN 16 METRES.....	0	0
	- LENGTH OVER OR EQUAL TO 16 METERS <sup>2</sup> .....	0	0
	<b>FULL CONTAINERS</b>		
	- LENGTH OVER OR EQUAL TO 3 METRES AND LESS THAN 6 METRES.....	6.6780	0
	- LENGTH OVER OR EQUAL TO 6 METRES AND LESS THAN 8 METRES.....	7.7910	7.7910
	- LENGTH OVER OR EQUAL TO 8 METRES AND LESS THAN 10 METRES.....	11.3526	11.3526
	- LENGTH OVER 10 METRES.....	13.6231	13.6231

(\*) This rate covers all transshipment operations for unprocessed goods conducted in zones A, B, C and E as defined in Section 1.2 of Article 1, irrespective of whether the goods are landed on the quay or not (ship-to-ship on the open water), or whether the lifting equipment used belongs to the port or not. Goods intended for the Port of Cherbourg's assembly hub will benefit from the "transshipment" rate, irrespective of the degree of processing of said goods. This also applies to vehicles that are disembarked, stored on hardstanding, and then embarked.

\*\* In application of the provisions of Article R.5321-22 of the Transport Code

(1) This flat rate tax replaces the taxation of cargo transported according to the category to which they belong.

(2) Heavy parcels transported by RORO ships are subject to the pricing for heavy parcels (see page 8).

**ARTICLE 8: Conditions for payment of dues in the table of Article 7**

8.1 • For each declaration, the dues set out in Table 1 of Article 7 of this tariff shall be levied on the total weight of the cargo belonging to the same category:

a) They are paid:

- By the tonne, when the weight is greater than 900 kg;
- By the quintal, when this weight is equal to or less than 900 kg.

Any fraction of a tonne or quintal is counted as one unit.

The payment of dues by the quintal is equal to one tenth of the payment of dues per tonne

b) Subject to exemptions applicable to frames, containers and pallet boxes, packaging shall, in principle, be charged at the same rate as the merchandise contained therein. However, where a declaration relates to merchandise belonging to more than one category, all packaging is automatically classified in the dominant category by weight.

8.2 • Declarations indicate the total gross weight and taxable weight per category for cargo subject to dues by gross weight, and must indicate a number for goods, vehicles or containers subject to dues by unit.

In support of each declaration for goods belonging to more than one category, the declaring party must attach a summary slip showing the weight or number per declared item and per category. This slip must be dated and signed by the declaring party.

8.3 • If all goods are subject to the same declaration by weight, the declaring party may request that they be subject as a whole to the rate applicable to the highest part. In that case, no summary slip is required; the declaration must simply mention the overall weight of all declared goods.

The absence of a summary slip is tantamount to the declaring party's acceptance of the simplified payment; no subsequent request for revision on the basis of the charge by category will be accepted.

8.4 • In accordance with the provisions of Article R. 5321-51 of the Code of Transport:

- The minimum charge is set at **€5.62** per declaration.
- The threshold charge is set at **€5.62** per declaration.

8.5 • Cargo dues are not payable in the cases listed in Article R.5321-33 of the Code of Transport. This includes products delivered for refuelling, rigging or fitting-out of ships as well as miscellaneous items belonging to the crews.

## SECTION III

### PASSENGER DUES

Payable to SPL Cherbourg Port

**ARTICLE 9: Levy conditions for passenger dues as provided for in Articles R.5321-34 to R.5321-36 of the Code of Transport.**

9.1 • In zones A and B of the port of Cherbourg, as defined in Section 1.2• of Article 1 of this tariff:

Disembarked, embarked and transhipped passengers are subject to dues of

per passenger.....€0.00

9.2 • The following are exempt from passenger dues:

- children under four years of age
- military personnel travelling as a unit
- crew members
- shipowner's agents travelling for operational reasons and provided with a free travel pass
- public officials carrying out on-board duties
- passengers disembarking or embarking cross-Channel ferries

9.3 • Provisions on reductions up to 50% are as follows:

- 50% for passengers disembarking only temporarily during the call
- 50% for transhipped passengers.

9.4 • In accordance with the provisions of Article R. 5321-51 of the Code of Transport:

- The minimum charge is set at **€0.00** per declaration.
- The threshold charge is set at **€5.62** per declaration.

## SECTION IV

### SHIP BERTING DUES

Payable to SPL Cherbourg Port

**ARTICLE 10: Levy conditions for berthing dues as provided for in Article R.5321-29 of the Code of Transport.**

10.1 • Ships or similar floating craft staying longer than 1 day (the calculation of which excludes commercial operations, or the time necessary for commercial operations in the commercial port of Cherbourg), in zones A, B, C, D and E as defined in Section 1.2 of Article 1 of this tariff, are subject to berthing dues, the rates of which are in euros per m<sup>3</sup> per day, set under the following conditions, beyond the grace period:

Volume fraction	Rate in euros
- The first 3,000 cubic metres	<b>0,01859</b>
- Between 3,001 and 15,000 cubic metres	<b>0,01680</b>
- Between 15,001 and 45,000 cubic metres	<b>0,01449</b>
- Above 45,001 cubic metres	<b>0,10574</b>

- Dues apply to ships including those making compulsory entry into port.
- The length of stay is calculated based on calendar days. Each fraction of a day is counted as a whole day.
- Ships benefit from a one-day grace period before or after commercial operations.
- Rate reduced by 50% for berthing in zones D and E of Cherbourg Port

10.2 • Berthing dues shall be borne by the shipowner. The minimum charge is set at **€8.940** per ship, and the threshold charge is set at **€4,470** per ship.

10.3 • The following are exempt from berthing dues, in addition to the ships referred to in Article R.5321-22 of the Code of Transport, except for ships making compulsory entry into port, while not carrying out any commercial operations:

- warships
- ships owned by Companies that operate regular routes departing from Cherbourg
- service vessels and handling or construction vessels, if they are assigned to harbour works within the civilian port of Cherbourg
- sail training vessels and training ships
- inland navigation vessels
- vessels intended for coastal navigation
- ships berthed in dry docks as well as fitting-out stations assigned to naval repair
- vessels assigned to cultural or humanitarian missions or missions of general interest for maritime heritage
- fishing vessels

10.4 • After the grace period, berthing dues are payable on the last day of each calendar month and upon the ship's departure.

## SECTION V

### SHIP-GENERATED WASTE DUES

Payable to SPL Cherbourg Port

#### ARTICLE 11:

11.1- In the port of Cherbourg, dues are levied on all commercial vessels, fishing vessels and pleasure craft for ship-generated waste as defined in [Article L. 5334-7 of the French Transport Code](#). For pleasure and watersports craft, the ship-generated waste dues stipulated in [Article R. 5321-1 of the Transport Code](#) are only levied when the costs of receiving and disposing of the waste from these ships are not already covered by another charge or fee.

In marinas, waste disposal dues for ships other than those licensed for 12 passengers will be collected directly by the port authority, in accordance with [Article R. 5321-50-1 of the Transport Code](#).

These dues are payable by the shipowner or, in the case of pleasure craft, by its proprietor or skipper. They are calculated either on the volume V of the ship, expressed as indicated in [Article R. 5321-20 of the Transport Code](#), or on a flat-rate basis according to the following terms:

**€0.0113 per m<sup>3</sup>**

11.2 When ship-generated waste is delivered in accordance with the provisions of the Port of Cherbourg waste collection and processing plan, the service provider(s) performing the waste collection service mentioned in [Article R. 5334-5 of the Transport Code](#) issue a waste delivery receipt to the ship's captain or to the captain's representative. Before the ship leaves the port or as soon as the receipt is received electronically, the captain or the captain's representative transmits the information on the receipt to the authority responsible for port policing. Dues are payable on each port call irrespective of whether the ship delivers its waste or not. These so-called indirect dues cover the indirect administrative costs and all or part of the direct operating costs for at least 30% of the total annual direct costs corresponding to the actual delivery of waste in the previous year; taking into account the costs related to the predicted volume of traffic for the coming year is possible. The dues must be at least equal to the minimum charge stipulated in section VI hereof.

For waste referred to in Annex V of the MARPOL convention (solid waste) and passively fished waste, 100% of the costs of using the port receiving facilities are covered by the indirect dues such that a right to deliver waste is guaranteed without additional charges based on the volume of waste except where the volume of waste exceeds the maximum dedicated storage capacity indicated in the preliminary waste delivery notice. Where the volume of waste exceeds the maximum dedicated storage capacity, the actual costs for the part exceeding the storage capacity will be invoiced. If applicable, an additional charge to cover the proportion of the direct operating costs not included in the dues may also be invoiced. This depends on the types and quantities of waste delivered by the ship. It also concerns the delivery of residues from exhaust gas cleaning systems, the costs for which are covered on the basis of the types and quantities of delivered waste. Where this service is not provided by the port, (an) outside service provider(s) may bill the ship directly for this service. In order to avoid the costs of collecting and disposing of passively fished waste being borne by port users only, the dues may take account of European Union, national or regional funding revenue, as specified in section VIII hereof. The breakdown of direct and indirect costs, as well as the net revenue from the public funding available in relation to waste management and fisheries, are specified in section VIII hereof. Depending on the delivery receipts transmitted, case a or b below applies to the ship. The port authority informs the customs service, as applicable:

a. If the ship has not transmitted a waste delivery receipt: where the shipowner or its representative has not provided a waste delivery receipt, waste dues are levied in accordance with [Article L. 5321-3 of the Transport Code](#).

b. If the ship has transmitted a waste delivery receipt: where the shipowner or its representative has provided a waste delivery receipt, and where the service has been provided by the port, waste dues are payable to the bodies mentioned in [Article R. 5321-16 of the Transport Code](#). These bodies reimburse the collector for the costs covered by the dues relating to the collection and disposal of the waste. Direct operating costs not included in the dues, and which would have been billed directly by the collector to the ship, are not concerned. Where the shipowner or its representative has provided a waste delivery receipt, and where the collection service has been performed by an outside service provider who has billed the ship directly for the service, dues may be paid back to the ship on leaving the port to avoid duplicate billing. In some cases, a sum corresponding to the port's administrative costs may be deducted. These terms may be specified in the waste collection and processing plan of the port concerned, and are determined by the port authority with the consent of the customs service.

#### 11.3- Reduced and differentiated dues

Dues are reduced in accordance with [Article R. 5321-39 of the Transport Code](#) depending on:

- the ship's type of activity, especially where short sea shipping is concerned: short sea shipping being that which carries out "the movement of goods and passengers by sea between ports located in geographical Europe or between these ports and ports located in non-European countries with a coastline on an enclosed sea bordering Europe. Short sea shipping covers both national and international shipping activities, including feeder services, along coasts and to and from islands, rivers and lakes. It also includes maritime transport services between the Member States of the Union and Norway, Iceland and the States bordering the Baltic Sea, the Black Sea and the Mediterranean Sea" (extract from the European Commission's Second Biennial Progress Report of June 1999). With regard to waste management, the port may, depending on its geographical location, decide to include the shipping services between European Union ports and the Group of Additional Selected Ports in its waste collection and processing plan for short sea shipping. The Group of Additional Selected Ports includes those ports that are to be considered as EU ports for the purpose of the application of the storage capacity thresholds set out in Table 1 of Commission Implementing Regulation (EU) 2022/89 of 21 January 2022 laying down rules for the application of Directive (EU) 2019/883 of the European Parliament and of the Council as regards the method to be used for the calculation of sufficient dedicated storage capacity. The ports included in this group are all the ports located in Iceland, Norway and United Kingdom (including Isle of Man, Channel Islands and Gibraltar) and the Russian ports located in the Baltic Sea, or

- the ship's design, equipment and operation demonstrating that the ship produces reduced quantities of waste managed in a sustainable and environmentally sound manner according to the criteria laid down in section IX hereof pursuant to Commission Implementing Regulation (EU) 2022/91 of 21 January 2022 defining the criteria for determining that a ship produces reduced quantities of waste and manages its waste in a sustainable and environmentally sound manner.

Dues may be differentiated in accordance with [Article R. 5321-38 of the Transport Code](#) depending on the category, type, size of ship, provision of service to ships outside of the port's normal operating hours or the hazardous nature of the waste.

#### 11.4- Increased dues

The schedule of port charges may provide for a 10% increase in waste dues where ships fail to comply with the waste delivery procedure according to the [provisions of Article L. 5336-1-4 of the Transport Code](#).

#### 11.5- The ship-generated waste dues, defined in section I above, do not apply to the following:

- ships engaged in assistance to ships, especially for pilotage, towing, mooring and rescue work;
- ships engaged in waste recovery and pollution control;
- ships engaged in maintenance dredging, maritime signalling, fire-fighting operations and administrative services;
- ships making a forced call not engaging in any commercial operations;
- ships with no access to port facilities, forced to perform their unloading, loading or transshipment operations outside the port;
- warships and ships operated by the State for non-commercial purposes;
- ships undergoing repair

11.6 - Pursuant to the [provisions of Article R. 5321-51 of the Transport Code](#):

- the minimum charge is set at EUR 10.50
- the threshold charge is set at EUR 5.25

11.7- Exemption from dues laid down in [Article R. 5321-39 of the Transport Code](#) (optional provision). The beneficiary of port dues shall provide a list of exempt ships to the customs administration.

11.8 Categories of costs and net revenue linked to the operation and management of port reception facilities:

<b>Direct costs</b> <b>Direct operating costs arising from the effective delivery of ship-generated waste, including the cost items listed below.</b>	<b>Indirect costs</b> <b>Indirect administrative costs arising from the management of the system in the port, including the cost items listed below</b>	<b>Net income</b> <b>Net income from waste management systems and available national/regional funding, including the revenue items listed below</b>
<ul style="list-style-type: none"> <li>- Supply of port reception facility infrastructure, including containers, tanks, processing equipment, barges, lorries, waste reception facilities and processing facilities;</li> <li>- Concessions for the lease of the site, if applicable, or the hire of the necessary equipment for the operation of the port reception facilities;</li> <li>- Actual operation of the port reception facilities: collection of ship-generated waste, transport of waste from the port reception facilities for final processing, upkeep and cleaning of the port reception facilities, staff costs (including overtime), electricity supply, waste analysis and insurance;</li> <li>- Preparation for reuse, recycling or elimination of ship-generated waste, including selective waste collection;</li> <li>- Administration: invoicing, issuing of waste delivery receipts to ships, declarations.</li> </ul>	<ul style="list-style-type: none"> <li>Preparation and approval of the waste reception and handling plan, including any audits of the plan and its implementation;</li> <li>- Updating of the waste reception and handling plan, including labour costs and the cost of consultancy services, if applicable;</li> <li>- Organisation of consultation procedures for the assessment (or reassessment) of the waste reception and handling plan;</li> <li>- Management of cost notification and collection systems, including reduced fee applications for "green vessels", supply of computer systems to ports, statistical analysis and related labour costs;</li> <li>- Organisation of public contract award procedures for the supply of port reception facilities, and issuance of the necessary permits for the supply of port reception facilities in the ports;</li> <li>- Management of waste management systems: extended producer responsibility schemes, recycling, application to use and implement national/regional funds;</li> <li>- Other administrative costs: cost of tracking and electronic communication of the exemptions required in Article 9.</li> </ul>	<ul style="list-style-type: none"> <li>- Net financial profit from extended producer responsibility schemes;</li> <li>- Other net revenues from waste management, especially recycling systems;</li> <li>- Funding under the European Maritime and Fisheries Fund (EMFF);</li> <li>- Other funding or subsidies available to ports related to waste management and fisheries.</li> </ul>

**11.9** To apply the reduction in the fees charged in accordance with Article R. 5321-39 of the Transport Code, the port reception facility authorities or the port authorities shall take account of the criteria indicated in the tables in sections 1 and 2 below, demonstrating that a ship generates reduced quantities of waste.

1. The rate stipulated in Article R. 5321-39 of the Transport Code takes account of the criteria detailed in section 1 when calculating a reduction in the fees charged.

2. It may also take account of the criteria detailed in section 2 when calculating a reduction in the fees charged.



**Section 1: list of mandatory criteria mentioned in IX(1) of this article**

Criteria	Related items	Annex corresponding to MARPOL	Possible means of verification (1)
Separation on board according to Resolution MEPC.295 (71) and guarantee of delivery in adequate port reception facilities which comply with Article 4(2)(d) of Directive (EU) 2019/883.	Operation and management	Annex V	Green Award, ISO 21070, Ange Bleu, Alliance Verte, waste delivery receipt, ship's waste management certificate approved by the ship classification society, ISO 14001. Environmental management systems
Environment-focused sustainable purchasing policy (reduction of packaging materials e.g. by favouring bulk cargo and avoiding single-use plastics)	Management	Annex V	Green Award, ISO 21070, Ange Bleu, Alliance Verte, waste delivery receipt, ship's waste management certificate approved by the ship classification society, ISO 14001. Environmental management systems

(1) Other systems proving that ships meet the criteria may be accepted.

**Section 2: list of optional criteria mentioned in IX(2) of this article**

Criteria	Related items	Annex corresponding to MARPOL	Possible means of verification (2)
Use of alternative fuels (3) and other energy sources during the journey to the next port of call or anchor berth (e.g. shore-side electricity, wind power, solar power)	Design, technology and operation of the vessel	Annex I	Green Award, bunker delivery notes, hydrocarbons register, certificate of classification or regulatory certification, Ship Energy Efficiency Management Plan (SEEMP).
Use of a white box system < 5 ppm (to control and monitor the ship's bilge water)	Technology and Operation	Annex I	Certificate of classification, type approval documentation
Water-hydrocarbon separator < 5 ppm	Technology and Operation	Annex I	Certificate of classification, type approval documentation, Green Award, Clean Shipping classification (Clean Shipping Index - CSI), Ange Bleu, Alliance Verte
Water-hydrocarbon separator < 5ppm + alarm system and automatic stopping device on ships < 10,000 GT	Technology and Operation	Annex I	Certificate of classification, type approval documentation
The ship does not use a hydrocarbon filtration system for the discharges but separates the bilge water and sludge and then delivers them to port reception facilities	Operation	Annex I	Hydrocarbons register, waste delivery receipts
Wastewater treatment system compliant with International Maritime Organisation Resolution MEPC 227 (64) for all ships, with the exception of passenger ships operated in special areas covered by Annex IV of MARPOL	Technology, Operation and Management	Annex IV	Waste delivery receipts
Reuse and recycling on board	Operation and Management	Annex V	ISO 21070, Alliance Verte, ISO 14001 Environmental management system.

(2) Other systems proving that ships meet the criteria may be accepted.

(3) As defined in Directive 2014/94/EU of the European Parliament and of the Council of 22 October 2014 on the deployment of alternative fuels infrastructure (OJ L 307 of 28.10.2014, p. 1).

(4) Directive 2014/90/EU of the European Parliament and of the Council of 23 July 2014 on marine equipment and repealing Council Directive 96/98/EC (OJ L 257 of 28.2.2014, p. 146).

**ARTICLE 12: This fee schedule shall come into force as stipulated in Article R.5321-14 of the Transport Code.**