

2020 Regulations for Seagoing Vessels for which reporting is required

The Harbour Master of Rotterdam,

whereas:

- seagoing vessels are required by national regulations to report certain data before they enter or leave the port;
- the data to be reported do not include enough detail for the safe and efficient handling of shipping traffic in the port;
- it is therefore desirable to oblige seagoing vessels to report additional data to the Harbour Master upon arrival, departure or any shifting of the seagoing vessel in a port;

in view of:

- Article 3.10(2) of the 2020 Rotterdam Port Bye-Laws, the 2019 Vlaardingen Port Bye-Laws, the 2020 Schiedam Port Bye-Laws, the 2020 Dordrecht Port Bye-Laws, the 2020 Papendrecht Port Bye-Laws and the Port Bye-Laws for the municipality of Zwijndrecht;
- Rotterdam: Article 11.7 of the 2016 Decree for the mandate, power of attorney and authorisation for Rotterdam;
- Vlaardingen: Article III of the 2013 Mandate Decree for the Harbour Master of Rotterdam;
- Schiedam: Article 3 of the 2012 Decree for the mandate, power of attorney and authorisation for the Harbour Master;
- Dordrecht: Article 4 of the Decree for the mandate, power of attorney and authorisation for the Harbour Master;
- Zwijndrecht: Article 4 of the 2011 Decree for the mandate, power of attorney and authorisation for the Harbour Master;
- Papendrecht: Article 4 of the 2011 Decree for the mandate, power of attorney and authorisation for the Harbour Master;

has decided as follows:

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Article 1 Definitions

These regulations use the following definitions:

- municipality: a berth located in the municipality of Rotterdam, Schiedam, Vlaardingen, Dordrecht, Zwijndrecht or Papendrecht;
- seagoing vessel for which reporting is required: an seagoing vessel with a gross tonnage of 300 or more or any seagoing vessel transporting a dangerous substance as referred to in Article 3(g), or a harmful substance as referred to in Article 3(h), of Directive 2002/59/EC of the European Parliament and the Council of the European Union of 27 June 2002 establishing a Community vessel traffic monitoring and information system and repealing Council Directive 93/75/EEC (OJ 2002, L 131).

Article 2 Reports of the arrival of an seagoing vessel for which reporting is required

The following information shall be reported to the Harbour Master with respect to an seagoing vessel for which reporting is required that is on its way from outside the municipality to a berth located in the municipality:

- a. entry point from the sea or hinterland;
- b. name of captain;
- c. number of the exemption certificate (where applicable);
- d. any details regarding the seagoing vessel subject to the notification obligation (defects, damage, limitations);
- e. draught;
- f. name of the piloting organisation to be used (where applicable);
- g. name of the towage organisation to be used (where applicable);
- h. number of tugboats to be used (where applicable);
- i. name of the boatmen's organisation to be used (where applicable);
- j. name of the shipping agent;
- k. name of the shipping agent's contact person;
- l. data relating to the berth where the vessel will be berthed;
- m. data relating to position of the berth where the vessel will be berthed; and
- n. if an area or cargo has been disinfected with a gas or with a substance that emits gas, the following shall also be reported:
 - 1. the nature of the fumigated cargo;
 - 2. the chemical or technical name of the fumigant used;
 - 3. the disinfected area or the place where the fumigated cargo has been stowed;
 - 4. the date and place or port where treatment with a fumigant has taken place;
 - 5. the areas ventilated after treatment with a fumigant;
 - 6. whether suitable gas measuring equipment is on board for measuring fumigant gas concentrations; and
 - 7. whether areas have been checked prior to arrival for the presence of a disinfectant gas, together with information identifying the area and the measured value in parts per million by volume.

Article 3 Reports on movements of an seagoing vessel for which reporting is required

The following information shall be reported to the Harbour Master with respect to an seagoing vessel for which reporting is required that is on its way from a location in the municipality to another berth located in the municipality:

- a. call reference number;
- b. identification of the seagoing vessel for which reporting is required:
 - 1. name;
 - 2. call sign; and
 - 3. IMO identification number or MMSI number;
- c. name of the captain;
- d. number of the exemption certificate (where applicable);
- e. any details regarding the seagoing vessel subject to the notification obligation (defects, damage, limitations);
- f. number of people on board;
- g. draught;
- h. name of the piloting organisation to be used (where applicable);
- i. name of the towage organisation to be used (where applicable);
- j. number of tugboats to be used (where applicable);
- k. name of the boatmen's organisation to be used (where applicable);
- l. name of the shipping agent;
- m. name of the shipping agent's contact person;

- n. estimated time of departure (ETD) from the current berth;
- o. data relating to the berth where the vessel will be berthed; and
- p. data relating to position of the berth where the vessel will be berthed.
- q. the dangerous or harmful substances that the vessel is carrying, the data listed in Annex I(3) of the Directive on the Community vessel traffic monitoring and information system (2002/59/EC).

Article 4 Reports on the departure of an seagoing vessel for which reporting is required

The following information shall be reported to the Harbour Master with respect to an seagoing vessel for which reporting is required that is on its way to a location outside the municipality:

- a. call reference number;
- b. identification of the seagoing vessel for which reporting is required:
 - 1. name;
 - 2. call sign; and
 - 3. IMO identification number or MMSI number;
- c. exit point towards the sea or hinterland;
- d. name of the captain;
- e. number of the exemption certificate (where applicable);
- f. any details regarding the seagoing vessel subject to the notification obligation (defects, damage, limitations);
- g. number of people on board;
- h. draught;
- i. name of the piloting organisation to be used (where applicable);
- j. name of the towage organisation to be used (where applicable);
- k. number of tugboats to be used (where applicable);
- l. name of the boatmen's organisation to be used (where applicable);
- m. name of the shipping agent;
- n. name of the shipping agent's contact person; and
- o. estimated time of departure (ETD) from the berth.

Article 5 Reporting time

- 1. The report referred to in Article 2 shall be made:
 - a. at least 24 hours before arrival in the municipality; or
 - b. if the destination was known on departure from the previous port and the voyage time is less than 24 hours, no later than the time of departure of the seagoing vessel from the previous port; or
 - c. if the destination was not known at the time of departure from the previous port or is changed during the voyage, as soon as it is known; or
 - d. if the seagoing vessel for which reporting is required is transporting LNG or has a draught of 17.40 meters or more, no later than 48 hours before arrival in the municipality.
- 2. The report referred to in Article 3 shall be made:
 - a. at least 6 hours before the departure from the municipality of the vessel for which reporting is required; or
 - b. if a piloting organisation or towage company is used, no later than twelve hours before the departure from the municipality of the vessel for which reporting is required; or

- c. if the seagoing vessel for which reporting is required is transporting LNG or has a draught of 17.40 meters or more, no later than 12 hours before departure from the municipality.
- 3. The report referred to in Article 4 shall be made:
 - a. at least 6 hours before the departure from the municipality of the vessel for which reporting is required; or
 - b. if a piloting organisation or towage company is used, no later than twelve hours before the departure from the municipality of the vessel for which reporting is required; or
 - c. if the seagoing vessel for which reporting is required is transporting LNG or has a draught of 17.40 meters or more, no later than 12 hours before departure from the municipality.

Article 6 Reporting changes to the reported data

Changes in the data reported on the basis of Articles 2 to 4 (inclusive) and changes of more than 30 minutes in the previously reported arrival or departure times shall be reported immediately up to the time of arrival or departure.

Article 7 Reporting procedure

The reports referred to in Articles 2 to 4 (inclusive) shall be made electronically in a form adopted by the Harbour Master in the Harbour Master's reporting portal in the Port Community System.

Article 8 Revocation

The [2015 Rotterdam Regulations for Seagoing Vessels for which reporting is required](#) has been revoked.

Article 9 Entry into force

This decree will be published in the Netherlands Government Gazette and will enter into a force on 6 January 2020.

Article 10 Citation

These regulations will be referred to as: 2020 Regulations for Seagoing Vessels for which reporting is required.

Enacted on 24 December 2019.

The municipal executives of Rotterdam, Vlaardingen, Schiedam, Dordrecht, Zwijndrecht and Papendrecht.

On their behalf, the Harbour Master of Rotterdam,

R.J. de Vries

Pursuant to the Dutch General Administrative Law Act, an interested party may object to this decision within six weeks after announcement by submitting a notice of objection. The notice of objection must be addressed to the municipal executive of the relevant municipality where this decision applies.

That notice of objection must be signed and must contain at least:

- the name and address of the petitioner;
- date of the notice of objection;
- the grounds for the objection;
- a description of the decision against which the objection is made.

If you have submitted a notice of objection to the municipal executive of Rotterdam, Schiedam or Vlaardingen, you may submit a request for a provisional provision (including suspension) to:

Rechtbank Rotterdam, sector Bestuursrecht, Postbus 50951, 3007 BM Rotterdam.
Court fees will apply to a request of this kind.

If you have submitted a notice of objection to the municipal executive of Dordrecht, Papendrecht or Zwijndrecht, you may submit a request for a provisional provision (including suspension) to:

Rechtbank Dordrecht, sector Bestuursrecht, Postbus 7003, 3300 GC Dordrecht.
Court fees will apply to a request of this kind.

Correspondence:

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