

Designation decree for areas where the use of a generator or a main or auxiliary engine is prohibited

The Harbour Master of Rotterdam,

in view of:

- Article 4.2 of the 2020 Rotterdam Port Bye-Laws, the 2020 Schiedam Port Bye-Laws, the 2020 Dordrecht Port Bye-Laws, the Port Bye-Laws for the municipality of Zwijndrecht and the 2020 Papendrecht Port Bye-Laws;
- Rotterdam: Article 11.7 of the 2016 Decree for the mandate, power of attorney and authorisation for 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;

whereas:

- the Harbour Master, on behalf of the municipal executive, is competent to designate areas where it is prohibited to use a generator or a main or auxiliary engine on board an inland vessel;
- in the context of contributing to the improvement of local air quality and air quality in general, and to the prevention of nuisance, it is desirable to designate areas where it is prohibited to use a generator on board an inland vessel;

has decided as follows:

Designation decree for areas where the use of a generator or a main or auxiliary engine is prohibited

Article 1 Prohibition of the use of a generator or a main or auxiliary engine

It is forbidden to use a generator on board an inland vessel if that inland vessel - directly or indirectly - berths in the following areas:

- a. in the municipality of Rotterdam:
 - in the 1st Katendrechtsehaven, the berths located between shore site numbers 1287 to 1288 (inclusive);
 - at Bartel Wiltonkade, the berths located between shore site numbers 247 to 252 (inclusive);
 - at the DWL site, the berths located between shore site numbers 132 to 137 (inclusive);
 - at Feijenoordkade, the berths located between shore site numbers 1120 to 1127 (inclusive);
 - at the Hartelsluis, the berths located between shore site numbers 5007 to 5010 (inclusive);

- in the Heyschehaven, the berths located between shore site numbers 2624 to 2627 (inclusive);
 - in the Maashaven, the berths located between shore site numbers 1304 to 1317 (inclusive), shore site numbers 1318 to 1325 (inclusive) and shore site numbers 1352 to 1359 (inclusive), as well as the berths located on the jetties opposite shore site numbers 1308, 1319 and 1325;
 - at Maaskade, the berths located between shore site numbers 1146 to 1158 (inclusive);
 - at Oosterkade, the berths located between shore site numbers 159 to 162 (inclusive);
 - at the Piekbrug, the berths located between shore site numbers 1103 to 1104 (inclusive);
 - at Plantage/Maasboulevard, the berths located between shore site numbers 142 to 144 (inclusive);
 - at Prins Hendrikkade, the berths located between shore site numbers 1141 to 1144 (inclusive) and shore site numbers 1160 to 1167 (inclusive);
 - at Rhijnspoorkade, the berths located between shore site numbers 155 to 157 (inclusive);
 - at Waalhaven Heijplaat, the berths located between shore site numbers 2574 to 2575 (inclusive);
 - at Waalhaven OZ, the berths located between shore site numbers 2211 to 2214 (inclusive);
 - at Waalhaven ZZ, the berths located between shore site numbers 2237 to 2242 (inclusive);
- b. in the municipality of Schiedam:
- in the Nieuwe Maas at Hoofdplein, the berths located opposite shore site number 416;
 - in the Voorhaven at Voorhavenkade, the berths located between shore site numbers 412 to 415 (inclusive); and
 - in the Buitenhaven at Buitenhavenweg, the berths located between the Koemarkt bridge and the Buitensluis;
- c. in the municipality of Dordrecht:
- at Bomkade, the berths located between shore site numbers D719 to D720 (inclusive);
 - at Buiten Walevest, the berths located between shore site numbers D685 to D687 (inclusive);
 - at Groothoofd, the berths located opposite shore site number D671;
 - in the Kalkhaven, the berths located opposite shore site numbers D727, D728, D730, D731 en D732;
 - at Korte Wantijkade, the berths located opposite shore site number D648;
 - at Lange Wantijkade, the berths located opposite shore site numbers D646 and D647;
 - in the Leuvehaven, the berths located opposite shore site numbers D716, D717 and D718;
 - at Merwekade, the berths located opposite shore site numbers D657 to D658 (inclusive);
 - in the Riedijkshaven, the berths located opposite shore site numbers D651, D652 and D653;
- d. in the municipality of Zwijndrecht:

- the berths located on the quay of the former Euryza site located between Maasboulevard and Maasplein opposite shore site numbers Z398 to Z400 (inclusive);
 - on Maasboulevard, the berths located opposite shore site numbers Z401 to Z402 (inclusive);
- e. in the municipality of Papendrecht:
- in the Kooihaven, the berths located between shore site numbers P163 to P165 (inclusive);
 - in the Beneden-Merwede, the berths located between shore site numbers P182 to P184 (inclusive).

Article 2 Revocation

The following designation decrees have been revoked:

- 2013 Designation Decree for Generator Prohibition Areas (Rotterdam);
- 2014 Decree Designating Hoofdplein, Voorhavenkade and Buitenhavenweg as Generator Prohibition Areas (Schiedam);
- 2012 Designation Decree for Generator Prohibition Areas (Dordrecht);
- 2012 Designation Decree for Generator Prohibition Areas (Zwijndrecht);
- 2017 Designation Decree for Generator Prohibition Areas (Papendrecht).

Article 3 Entry into force

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

Article 4 Citation

This decree will be referred to as the Designation decree for areas where the use of a generator or a main or auxiliary engine is prohibited.

Enacted on 24 December 2019.

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

On their behalf, the Harbour Master of Rotterdam,

R.J. de Vries

Explanatory note to this designation:

This decree designates, for the purposes of contributing to the improvement of local air quality and air quality in general and to the prevention of nuisance, a number of areas where it is prohibited to use a generator, or a main or auxiliary motor on board an inland vessel.

The guiding principle is that inland vessels that are moored directly or indirectly at a designated berth should not use a generator or a main or auxiliary engine.

In a limited number of cases (for example when all shore power connections are in use in a certain area), a skipper may apply for a one-off exemption at certain berths to use his own generator for generating electricity in derogation from this decree.

To apply for an exemption of this kind and for more information about the exemption policy, contact the Port Coordination Centre by calling +31 (0)10-252 1000 or sending an email to HCC@portofrotterdam.com.

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 or Schiedam, 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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