

## REGULATION RELATING TO PORT FEES FOR STRANDA MUNICIPALITY FOR 2019

Adopted by the Municipal Council: 005/19 – 13. February 2019



COMES INTO FORCE:	13. February 2019
APPLIES TO:	Stranda Port Authority KF - The seafront area of Stranda Municipality
UNDER THE PROVISIONS OF:	Section 25 of the Norwegian Act relating to Harbours and Fairways (LOV-2009-04-17-19), the Norwegian Regulation relating to calculation and collection of port fees (FOR-2010-12-20-1762)

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The regulation has been adopted by Stranda Municipality, case number 005/19 – 13. February 2019, and is under the provisions of section 25 of the Norwegian Harbour Act, no. 19 dated 17 April 2009 and the regulation relating to calculation and collection of port fees, no. 1762 dated 20 December 2010.

### 1. PURPOSE

The port fees shall cover the costs of statutory assignments pursuant to the Norwegian Act relating to Harbours and Fairways with regulations, and the costs of providing security and navigability in Stranda Municipality's seafront area.

### 2. SCOPE ETC.

- 2.1 The regulation applies to all vessels calling at public or private harbours in Stranda Municipality's seafront area, cf. section 25 of the Norwegian Harbour Act. Section 4 second paragraph of the Act provides a definition of the term "harbour".
- 2.2 Stranda Port Authority is entitled to collect port fees and otherwise enforce local regulations on behalf of Stranda Municipality. Stranda Port Authority is entitled by regulation to allocate collection of port fees to private harbour owners on behalf of the Municipality. Such regulations will include provisions regarding any compensation to the private harbour owner for the work involved in collection.
- 2.3 Exemptions from the obligation to pay port fees are as follows:
  - a) Vessels with overall length of less than 15 metres (vessels which do not require registration)
  - b) Rescue and ice-breaker vessels on rescue during ice-breaking operations
  - c) Naval vessels, both Norwegian and international
  - d) The Norwegian Coastal Administration's vessels in connection with work in the waters
  - e) Vessels calling at port due to damage or an emergency, where the vessel does not load, unload or embark passengers
  - f) Vessels belonging to the police, fire service and rescue companies
  - g) Other vessels on assignment for Stranda Port Authority or Stranda Municipality within the Municipality's seafront area.

### 3. BASIS FOR CALCULATION

- 3.1 The port fees are calculated on the basis of the vessels' gross tonnage (GT), in accordance with the calculation method established by the International Convention on Tonnage Measurement of Ships dated 23 June 1969. For vessels which have not been measured or do not have a valid certificate of tonnage, gross tonnage is assessed according to the judgement of Stranda Municipality, for example, based on similar vessels.
- 3.2 The port fee is only charged once in every 24-hour period per vessel, regardless of whether a vessel calls to harbour several times in one 24-hour period. A 24-hour period is counted from midnight to midnight on the same date.
- 3.3 Vessels mainly utilised for traffic itineraries within the port fee area are charged a fixed port fee per year of:

Less than 100 GT:                      NOK 750    Above 101 GT:    NOK 1,250

### 4. PORT FEES

- 4.1 All vessels, with the exception of those mentioned in item 2.3, shall be charged the port fee according to the tariff below per 24-hour period:

Gross tonnes	Interval	Charge per ton
For the first 20,000	0 – 20,000	NOK 0.07
For the next 30,000	20,001 – 50,000	NOK 0.06
For the next 40,000	50,001 – 90,000	NOK 0.06
For the next	90,001	NOK 0.04

Minimum fee of NOK 200 per port call.

Sea planes are charged NOK 500 per landing.

### 5. DUTY OF DISCLOSURE

- 5.1 All vessels calling at harbours in the seafront area are obliged to provide Stranda Port Authority with the information required for calculating and collecting the port fees, including certificate of tonnage, shipowner's billing address and information on any agents.

### 6. RESPONSIBILITY

- 6.1 The shipowner and agent have joint and several liability for the port fee, cf. section 25, fourth paragraph of the Norwegian Harbour Act. Port fees due for payment provide grounds for enforcement of debt, cf. section 55, first paragraph of the Norwegian Harbour Act. Delayed payment of the fee results in an entitlement to charge interest, cf. section 55, third paragraph of the Norwegian Harbour Act.
- 6.2 Any claims on shipowners on the part of Stranda Municipality are secured by maritime lien in the vessel, pursuant to the provision regarding maritime lien in the Norwegian Maritime Code, no. 39 dated 24 June 1994.
- 6.3 There is a right of appeal against individual resolutions adopted by Stranda Municipality, cf. section 2 first paragraph letter b) of the Norwegian Public Administration Act. The court of appeal is the headquarters of the Norwegian Coastal Administration, cf. section 12 of the Norwegian Harbour Act and regulation dated 18 December 2009 no. 1710. 1710.

## Appendix 1: Local regulation

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