

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No 3,178 of 27th July, 2000

LEGAL NOTICE NO. 51 OF 2000

PORT ACT

PORT (AMENDMENT) RULES, 2000

In exercise of the powers conferred on him by section 19 of the Port Act, and of all other enabling powers, the Governor has made the following rules:

Title and commencement.

1. These rules may be cited as the Port (Amendment) Rules, 2000 and shall come into operation on 1 August 2000.

Insertion of rule 172A.

2. The Port Rules (hereinafter referred to as “the principal Rules” shall be amended by the insertion of the following rule after rule 172–

“Partial exemptions.

172A. The vessels specified in Schedule 5A are partially exempted to the extent stated therein from the payment of the tonnage dues specified in paragraph 1 of Schedule 4.”.

Amendment of Schedule 4.

3.(1) Paragraph 1 (Tonnage Dues) of Schedule 4 of the principal Rules shall be omitted and the following paragraph inserted therefor–

“1. Tonnage dues.

The following tonnage dues shall be payable on all vessels arriving at, touching at, or having communication with Gibraltar, or the anchorage, port or harbour thereof:–

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Vessels of up to 10 tons gross register	10.00
Vessels over 10 tons gross and up to 50 tons gross	15.00
Vessels over 50 tons gross and up to 200 tons gross	25.00
Vessels over 200 tons gross and up to 1,000 tons gross	45.00
Vessels over 1,000 tons gross and up to 1,500 tons gross	60.00
Vessels over 1,500 tons gross and up to 2,000 tons gross	75.00
Vessels over 2,000 tons gross and up to 5,000 tons gross	90.00
Vessels over 5,000 tons gross and up to 7,000 tons gross	100.00
Vessels over 7,000 tons gross and up to 10,000 tons gross	115.00
Vessels over 10,000 tons gross and up to 15,000 tons gross	120.00
Vessels over 15,000 tons gross and up to 20,000 tons gross	135.00
Vessels over 20,000 tons gross and up to 30,000 tons gross	150.00
Vessels over 30,000 tons gross and up to 40,000 tons gross	165.00
Vessels over 40,000 tons gross and up to 50,000 tons gross	180.00

Vessels over 50,000 tons gross and up to 70,000 tons gross	210.00
Vessels over 70,000 tons gross and up to 100,000 tons gross	240.00
Vessels over 100,000 tons gross	300.00

Provided always that any vessel which shall remain within the port or harbour of Gibraltar for a period of more than four (4) days shall pay for every additional and consecutive period of 4 days or part thereof tonnage dues at the rates specified above.”.

(2) Paragraph 2 (Berthing Charges) of Schedule 4 of the principal Rules shall be omitted and the following paragraph inserted therefor—

“2. Berthing Charges.

In addition to the tonnage dues payable, under paragraph 1 of this Schedule, berthing charges shall be payable by every vessel which is berthed at, or alongside, any quay, wharf or jetty in the port or harbour of Gibraltar, at the following rates:—

	<i>Rates per gross registered ton per 24 hours or part thereof</i>
a Where no other sub-paragraph applies, home trade vessels not exceeding 1000 Tons Gross	3.5p
b Where no other sub-paragraph applies, home trade vessels over 1000 Tons Gross	5.5p
c Where no other sub-paragraph applies, foreign going vessels	5.5p
d For every vessel berthing at the Detached Mole solely and exclusively for repairs or for underwater cleaning	3.0p

e	For every vessel berthing anywhere in the port other than the Detached Mole solely and exclusively for repairs or for underwater cleaning	6.0p
f	For every vessel berthing solely and exclusively for bunkers or to take on supplies of fresh water whilst so bunkering or taking on supplies of fresh water	1.5p
g	For every cruise ship	1.0p
h	Home trade and foreign going vessels laid up or under Admiralty arrest	3.0p
i	All vessels the master, owners or agents of which at the time of berthing express the intention of remaining in Gibraltar for a period in excess of three months and do so remain for such period	<i>At such rate as may be agreed with the Captain of the Port</i>
j	For every vessel discharging any cargo at the Port	5.5p
k	For every passenger ferry registered in Gibraltar and operating a regular service within a distance of 50 miles from Gibraltar	2.0p
l	For every pure car carrier over 20,000 tons gross discharging at the port	3.0p
m	Any other category not listed above	5.5p

The above rates for vessels under all sub-paragraphs are chargeable from the time of arrival alongside with a minimum charge per vessel of £5 per 24 hours or part thereof.

Vessels chargeable under sub-paragraph (f):—

- (i) may take on ship's stores for consumption abroad without becoming liable to be charged under any other sub-paragraph but shall, if passengers (whether fare-paying or not) embark or disembark or if cargo (whether freight earning or not) is loaded or discharged cease to be chargeable under that sub-paragraph and be charged under sub-paragraph (a) (b) (c) (d) (e) (g) (h) (i) (j) (k) (l) or (m) whichever may be appropriate;
- (ii) may, at the discretion of the Captain of the Port, be allowed to be berthed for a period not exceeding 4 hours whilst such vessel is not bunkering or taking on supplies of fresh water: provided that if the vessel stays longer for whatever reason it shall be charged under sub-paragraph (a) (b) or (c) as appropriate.

Berthing charges shall run continuously, irrespective of changes of berth during any one call, except where berthing is discontinued for a period exceeding three hours when berthing charges shall be payable afresh on re-berthing.

Harbour craft which are exclusively used within the Port of Gibraltar and do not proceed to sea and which are licensed by the Captain of the Port under these Rules or under the Licensing and Fees Act, shall be exempt from berthing charges.

A vessel shall be deemed to be berthed until the last mooring rope is cast off.”.

- (3) Paragraph 3 (Boat, Lighter and Pontoon Licences for use within the Port) of Schedule 4 of the principal Rules shall be omitted and the following paragraph inserted therefor –

“3. Boat, lighter and pontoon licences for use within the port.

*Per annum; issuable for a
period not exceeding 12
months; fee payable
quarterly in advance*

For a motor boat or launch	£50
For a lighter, per tonne deadweight (subject to a minimum of £100)	£2
For a pontoon of any description	£10
For a pleasure boat over 10 feet in length (excluding surf boards and sail boats)	£10
For a carrier of petroleum, water or any other product (other than a lighter) used within the port whether sea-going or not, per tonne deadweight (subject to a minimum of £100)	10p
For a workboat under 50 tons gross	£250
For a workboat over 50 tons gross	£1000
For a pilot launch used only for embarking and disembarking by pilots and running ships mooring lines	Free”.

(4) Paragraph 4 (Guards) of Schedule 4 of the principal Rules shall be amended by omitting the fee of “£10” and inserting therefor “£15”.

(5) Schedule 4 of the principal Rules shall be further amended by the insertion of the following paragraph–

“5. Hire.

The following hire charges shall be payable–

(a) Port Launch

Weekdays (excluding public holidays) between 8.00am and 5.00pm	£50 for any period of time
Weekdays between 5.00pm and 8.00am	£100 for any period of time
Weekends and public holidays	£100 for any period of time not exceeding 24 hours
(b) Floating fender	
For the first 30 days hire	£30 per day or part of a day
Thereafter	£15 per day or part thereof

Insertion of Schedule 5A,

4. The principal Rules shall be amended by the insertion of the following schedule after Schedule 5—

“SCHEDULE 5A

Rule 172A

**VESSELS WHICH MAY BE PARTIALLY EXEMPTED FROM
PAYMENTS OF TONNAGE DUES**

	<i>% Reduction in Fees</i>
1. Ships loading or discharging containers	30%
2. Cruise ships carrying, embarking or disembarking fare-paying passengers	50%

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|---|------|
| 3. Ships registered in Gibraltar | 50% |
| 4. Ships whose main purpose of call is to take on bunkers, provided the ship leaves no later than 6 hours after completion of bunkers | 75%” |

Dated this 27th day of July 2000.

By Command

P Speller

Deputy Governor