

# Schedule of Dues and Charges

**Effective 1 January 2011**

# 1. Port Charges for Vessels

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## 1.1 Fishing Vessels

### 1.1.1 Composition Rate Dues for Licensed Fishing Vessels Regularly Landing Fish

For licenced fishing vessels normally and Regularly Landing Fish in NIFHA harbours a Composition Rate of Dues will apply according to the length of the vessel and subject to the payment of a Minimum Level of Landing Dues.

For the purposes of the paragraph above, the term "Regularly Landing Fish" refers to active fishing vessels only and is defined as landing at least two cargo of fish per month. Any vessel which has paid a Composition Rate of Dues and which has no landings for a 3 month period will forfeit the right to Composition Rate Dues and will be charged on a "per metre per week" basis as per section 1.1.5. for the balance of the calendar year.

The Harbour Authority reserves the right to waive the automatic removal of Composition Rate of Dues in its absolute discretion. Such discretion will take into account the circumstances of each individual case and will include consideration of the reasons for non-compliance with the above criteria which should be provided in writing to the Authority.

Vessels paying Composition Rate Dues will be subject to a Minimum Level of Landing Dues in a calendar year. The level of Minimum Landing Dues is determined on the basis of the overall length of the vessel (in metres) and is detailed in the table below:-

<b>Vessel Length</b>	<b>Harbour Dues £ per Annum</b>	<b>Minimum Landing Dues £ per Annum</b>
0 - 6.0m	£89.00	£139.00
over 6.0m - 12.0m	£110.00	£212.00
over 12.0m - 18.0m	£178.00	£423.00
over 18.0m	£210.00	£845.00

Composition Rate Dues are payable in advance, for each calendar year, and the term Minimum Landing Dues refers to the same calendar year.

If after paying the composition fee, the vessel owner fails to achieve the stated level of Minimum Landing Dues within that calendar year then the vessel

owner will be invoiced for the difference between the appropriate level of Minimum Landing Dues as specified in the table above and the actual landing dues received by the Authority for that vessel in the calendar year. This invoice will be for payment by 31 January following the calendar year for which the shortfall of Landing Dues has been determined.

A pro-rata adjustment to the Minimum Landing Dues will be made when a licensed fishing vessel is sold or acquired during the year. Full details must be supplied in writing to the Authority and the responsibility for Minimum Landing Dues rests with the vessel owner.

Vessel owners may be required, on demand, to furnish proof of the payment of Landing Dues as specified under Section 2.1 below.

Vessels which have paid a Composition Rate of Dues and which lease out either all or part of their fishing quota or their allocation of “days at sea” will be charged on a “per metre per week basis” as per section 1.1.5 for any period when they are berthed in an Authority harbour during the period of lease of their quota or “days at sea” allocation. Minimum Landing Dues for these vessels will apply on a pro-rata basis for any period in the calendar year when landings are being made into an Authority Harbour.

Any vessel which leases out its quota or “days at sea” allocation and which is berthed in an Authority Harbour must advise the Harbour Master in writing of the start and end date of the leasing arrangement.

Owners of more than one licensed fishing vessel will be entitled to the following abatements on their Minimum Landing Dues:-

Vessel 1	-	<b>0%</b>
Vessel 2	-	<b>10%</b>
Vessel 3	-	<b>15%</b>
Vessel 4+	-	<b>20%</b>

In order to maximise these abatements the highest abatement can be set off against the largest vessels which have the highest level of Minimum Landing Dues.

### **1.1.2 Pontoon Berths at Kilkeel Harbour (Vessels up to 10 metres in length)**

#### **Annual Contracts**

Composition Rate Vessels

£550.00 per annum

Non Composition Rate Vessels £900.00 per annum

All Annual Contracts are payable either by a single payment in advance or monthly by standing order.

**6 Monthly Contract** (as available)

£462.00 for 6 months payable quarterly in advance

**Monthly Contract** (as available)

£78.00 per month payable in advance

**1.1.3 Visitor Fishing Vessels**

Visitor Vessels which are Licensed Fishing Vessels and which are landing fish at an Authority Harbour will be charged Harbour Dues at the rate of **£30.00** per week or part thereof payable on entering the harbour and weekly in advance thereafter. Landing dues are payable as per Section 2 below. Visitor Vessels which do not land fish will be charged as per section 1.1.5 below.

**1.1.4 Small Fishing Vessels under 6.0m**

Small Fishing Vessels under 6.0m in length may opt to pay a fixed fee of **£30.00** per month or part thereof payable in advance for non pontoon berths. Landing dues are payable as per Section 2 below.

**1.1.5 Fishing Vessels not Regularly Landing Fish**

Fishing Vessels which are not Regularly Landing Fish as per section 1.1.1 above or do not hold an official fishing licence or which are laid up or parked up will pay Harbour Dues according to the length of the vessel and on the basis of a per metre per week charge, payable in advance, as specified in the following table:-

Vessel Length	Charge per metre per week (or part thereof)	
	First 6 months	Over 6 months
0 - 6m	£1.50	£2.25
6 - 12m	£1.75	£2.62
over 12m - 18m	£2.00	£3.00
over 18m	£2.50	£3.75

Per gross  
Tonne

## 1.2 Cargo Vessels and Other Commercial Craft

### 1.2.1 For vessels arriving from inside the EC

(For each period of 7 days or part thereof during which the vessel is in the Harbour)

£0.38

### 1.2.2 For vessels arriving from outside the EC

(For each period of 7 days or part thereof during which the vessel is in the Harbour)

£0.44

**1.2.3 For vessels remaining in the harbour** for any cause there will be paid in advance for each week or part thereof in which such vessels will remain in the harbour after the expiration of 7 days from their arrival.

£0.88

## 1.3 Yachts and Pleasure Craft (Non Pontoon Charges)

Harbour Dues will be charged at the rate of **£7.50** + VAT per 24 hours or part thereof payable on entering the harbour and daily in advance thereafter.

NB: Berthing space for these vessels is subject to availability and is at the discretion of the Harbour Master.

## 1.4 All Other Vessels

Any vessel other than those specified in sections 1.1 to 1.3 above will pay Harbour Dues at the rates detailed in section 1.1.5.

## 2. Port Charges for Goods

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### 2.1 Fish

	<b>Paid By</b>	<b>Rate</b>	<b>per £ value</b>
Fish landed by vessel into the Harbour	Vessel	2.20%	of 1st sale
Fish overlanded into the Harbour	Vessel	1.10%	of 1st sale
Fish purchased through the Harbour (1st sale)	1st buyer	0.55%	of 1st sale

The 'Rate' is the 'ad valorem' rate charged on the gross value of the fish landed at the quayside.

The overlanded rate will only be applicable when proof of landing at a non-Authority port is provided.

Minimum purchase dues are **£2.00**.

In line with Bye Law number 5 any subsequent trading of fish i.e.: 2nd, 3rd sale on Authority Property is subject to a charge of 0.55% of the gross value of each transaction, details of which must be submitted to the Harbour Master within 7 days.

**N.B. The above 'ad valorem' rates will be reviewed on 1 April 2011 and therefore only apply for the period 1 January 2011 to 31 March 2011.**

### 2.2 Goods landed or loaded (other than specified in 2.1)

The greater of the following with the charge on each class of goods to be calculated separately:-

Measured by Weight **£1.30** per tonne

Measured by Volume **£1.30** per cubic metre

## 2.3 Storage

### 2.3.1 General

Except where licence or permission is obtained to store Goods under Bye-Law 20 all Goods, including fish, located on harbour property for more than 24 hours will be charged at 25% of the appropriate rate for landing or loading goods of that type for each 12 hour period until removed. All storage charges are the responsibility of the owner of the goods.

### 2.3.2 Chillroom Storage

Fish stored in a chillroom will be charged at the rate of **£1.25** per box per hour or part thereof if it is not removed as follows:-

<b>Ardglass</b>	-	By 12.00 hours on the day following the day of landing
<b>Kilkeel</b>	-	By 12.00 hours on the day of the primary sale
<b>Portavogie</b>	-	By 21.00 hours on the day of the primary sale

### 2.3.3 Hardstanding Storage

Hardstanding area for storage will be charged at the rate of £0.50 per square metre (or part thereof) per day (or part thereof) payable weekly in advance. The Harbour Master's decision on which areas can be used, and the period and terms and conditions of usage is final.

### 2.3.4 Small Boat Storage Rates

In Kilkeel and Portavogie there are designated areas for the storage of 12m and under boats. The charge is **£25.00** per vessel per month or part thereof payable in advance and space is subject to availability.

## 2.4 Vessel to Vessel Transfer of Goods

The transfer of goods from one vessel to another within the harbour will be charged at 50% of the appropriate rate for landing goods of that type.

### 3. Slipway Charges

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#### 3.1 Charges for Composition Rate Vessels

Length	1st 24 hours including slipping and unslipping	Each succeeding 24 hours or part thereof up to 3 Days	Each succeeding 24 hours or part thereof after 3 days
0 - 11.99m	£187	£75	£105
12 - 17.99m	£226	£84	£111
18 - 24.99m	£238	£92	£113
25 - 29.99m	£365	£110	£118
> 30m	£426	£118	£118

For "one day" slips the 1st 24 hours rate will apply provided the vessel comes off the slip no later than the same high tide on the following day.

#### 3.2 Charges for Non-Composition Rate Vessels

Rates as per 3.1 above plus 10%.

#### 3.3 Slipway Cancellation Charges

In the event that a slipway booking is cancelled within 24 hours of its pre-arranged date, the Authority reserves the right to charge a cancellation fee of 50% of the first 24 hours slipping/unslipping charge.

#### 3.4 Advance Deposit for Use of Slipway

At the discretion of the Authority a deposit of up to **£2,500** may be requested and must be paid by a vessel owner before the Authority will agree to take a vessel up on the slipway. Reasons for requesting a deposit may include, but are not limited to, concerns about payment for the slipway service, concerns that Slipway Rules and Codes of Practice may not be followed, or the risk of potential damage to the slipway and/or the slipway equipment.

The deposit may be forfeited, either in full or in part, at the discretion of the Authority if the vessel owner or any person or contractor working for the

vessel owner has damaged the slipway or the slipway equipment or has carried out any unapproved or unsafe activity. In this respect the Authority's decision will be informed by, but not limited to, the Authority's Bye Laws and Code of Safe Working Practice. The deposit may also be set off against any invoice outstanding to the Authority and any balance owing will be returned to the vessel owner. The vessel owner will be notified of any set-off in writing.

If an unapproved or unsafe activity is carried out on the slipway then the person or persons who carried out this activity and the owner of the vessel involved will be notified in writing that they are banned from the slipway facility forthwith for a period of time determined by the Authority. Further, the vessel owner will be deemed liable for any actual or consequential damage or costs occasioned by their actions.

### 3.5 Kilkeel Slipway Cradle Extension

In Kilkeel the charge for extending a cradle to provide additional keel support will be as follows:-

One vessel - single use	£800 per vessel
Consecutive use by two vessels	£400 per vessel
Consecutive use by three or more vessels	£300 per vessel

For out of hours slipping/unslipping an additional charge will be applied. This will be at the rate of **£75.00** per hour with the minimum charge being one hour and thereafter charges will be for minimum half hour periods at the rate of **£37.50**.

Normal Working Hours are as follows:-	<b>From</b>	<b>To</b>
Monday – Friday	08.00	16.30

### 3.6 Slipway Water Use

Water usage at the slipway will be charged as per Section 7 below.

### 3.7 Damaged Keel Blocks

Damaged keel blocks or new keel blocks will be charged at cost plus 10% (cost on application to Harbour Master)

### 3.8 Slipway Waste Charges

Waste charges at the slipway will be charged as per Section 9 below.

### 3.9 Slipway Payment Terms

Specific arrangements apply for the payment of slipway services. These arrangements require that payment is to be made before a vessel is released from the slipway. Full details are available on request from the Harbour Master's office.

### 3.10 Slipway Payments in Euros

Any payment of Slipway Charges in Euros (€) will incur an additional charge of €30.00 to cover bank charges.

## 4. Ice Sales

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Cost per Tonne of Ice Supplied **£62.00 + VAT**

## 5. Hire of Fork Lift Trucks (as available)

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Charged at the rate of **£12.00 + VAT** per half hour or part thereof including certified Authority Driver.

The hire charge to move nets in or out of the Net Racking Storage Facilities is **£5.00 + VAT** per movement

## 6. Electricity Charges

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Electricity meters card charges are as follows:-

5 Unit Card **£1.50 + VAT**

10 Unit Card **£3.00 + VAT**

Supplies of electricity on the slipway will be on the basis of units used at the rate of **19.00p** per unit + VAT.

## 7. Water Charges

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### 7.1 Quayside Supplies of Water

All vessels using an Authority harbour will be levied a fixed annual charge to cover the use of quayside supplies of water. Charges per year or part year are as follows:-

Vessel Length	Charge per Annum
0 - 6m	£30.00
over 6m - 12m	£54.00
over 12m - 18m	£81.00
over 18m	£108.00

Composition Rate vessels will be invoiced for water charges along with their Harbour Dues. For vessels allocated a pontoon berth on a 12 month contract basis the annual water charge will be payable monthly by standing order.

Visitor vessels will pay a water charge of **£25.00** per week or part thereof while berthed in an Authority harbour.

### 7.2 Slipway Supplies of Water and Waste Water Removal

All vessels using an Authority slipway will be charged water at the following rates:-

'One Day' Slip            **£2.70** per m<sup>3</sup> or part thereof + VAT based on the volume of water used.

Over One Day Slip       **£1.35** per m<sup>3</sup> or part thereof + VAT based on the volume of water used.

### 7.3 Fishmarket Supply of Water

**£8.00** + VAT per hour or part thereof.

## 7.4 Miscellaneous Water Charges

Vessels which have on-board Ice Making Equipment will be charged an additional amount depending on usage to be determined by the Harbour Master.

Any sewerage charge levied by Water Service will be passed on if applicable.

All other supplies of water will be charged at the rate of **£1.35** per m<sup>3</sup> or part thereof + VAT.

## 8. Net Storage Racking

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Minimum charge of **£13.00** + VAT per bay per quarter (13 weeks) payable in advance.

N.B. One Bay is a top rack and a bottom rack and all nets placed in racked storage should be boxed.

## 9. Waste Removal and Disposal

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### 9.1 Quayside Waste

Harbour staff will remove the following waste from the quayside provided it is properly packaged:-

- galley waste is in black plastic bags
- waste oil in sealed containers
- waste oil filters in sealed containers.

With the exception of the above wastes, and waste generated on the slipway where a specific waste charge applies, it is the responsibility of the vessel owner to dispose of all waste which arises from the use, maintenance or repair of his/her vessel or from any other activity for which he/she is responsible.

The charge for removing items of **non-hazardous waste** e.g.: fishing gear or scrap metal will be **£75.00** per fork lift truck bin load or part bin load or as charged by an external contractor.

It is the responsibility of the vessel owner to remove from the harbour any **hazardous waste** which arises from the use, maintenance or repair of his/her vessel or from any other activity. Any hazardous waste which is removed by

the Authority will be charged at cost from a specialist waste contractor plus 10%.

Examples of **hazardous waste** are:- paint tins, tyres, oil drums (plastic and metal), solvents, aerosols, oil filters and oil rags.

## 9.2 Slipway Waste

The following waste charges apply to vessels using an Authority slipway.

Vessel length	Kilkeel	Portavogie
0 - 11.99m	£25.00	£20.00
12 - 17.99m	£50.00	£30.00
18 - 24.99m	£60.00	£40.00
25 - 29.99m	£80.00	£60.00
> 30m	£100.00	£80.00

**There will be no waste charge for 1 day inspection slips when no waste is produced.**

In accordance with the Bye-Laws vessel owners are responsible for cleaning up the slipway after their use and for ensuring that all their waste is either removed from the harbour or is segregated and deposited correctly in the Authority's waste reception and recycling facilities.

If a vessel owner fails to clean up a slipway after use to the satisfaction of the Harbour Master an additional charge of **£50.00** for labour will be levied.

## 10. Charges for the Removal of Equipment or Gear

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Equipment or gear which is not stored in accordance with the Harbour Master's instructions will be removed to a compound and the charge for release of the equipment will be **£70.00** per item.

After 1 week in the compound storage will be charged on the equipment at the rate of **£20.00** per item per week or part thereof up to a maximum of 2 months from the date of removal. If not claimed after 2 months the equipment will be considered abandoned and may be disposed of as the Harbour Master thinks fit (see Bye Law 8).

## 11. Use of Quayside Hardstanding for Vessel Repair (10m and under vessels only)

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Areas of hardstanding for vessel repair are limited and are only available with prior permission of the Harbour Master.

The charge is **£10.00** per vessel per day and specific terms and conditions apply details of which are available from the Harbour Masters office.

## 12. Use of Lorry / Box Wash Facility

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Charges for use of the Lorry or Box Wash facility in Kilkeel Harbour will be available in the Harbour Masters office.

## 13. Charges for the Issue of Breach of Bye-Law Notice

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The charge for issuing a Breach of Bye-Law Notice is **£70.00** payable by the vessel owner by the Friday of the week following the week in which the Breach of Bye-Law Notice was issued.

## 14. Charges for Oil Spill Materials and Labour

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Oil spill pollution control and cleanup materials will be charged at cost plus 10%. Harbour labour to contain or clean up an oil spill will be charged at **£12.00** per man per hour or part hour.

## 15. Payment Terms

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All charges as defined in the Harbours Act (Northern Ireland) 1970 are payable on demand which is defined as payment in full by the Friday of the week following the week in which the service was supplied.

Rents payable under a Lease Agreement or a Licence to Occupy Agreement are payable according to the terms of the relevant Agreement.

Late payments will be charged interest in accordance with the Late Payment of Commercial Debts (Interest) Act 1998.

## **General Conditions applying to all Dues and Charges**

1. All rates, dues and charges are payable on demand.
2. The term "Fish" shall include shellfish, crabs, lobsters, etc. Other terms e.g.: vehicles, Goods are as per the Authority Bye-Laws which are available upon request.
3. **Declarations**
  - 3.1 Skippers of vessels landing or loading cargo at any of the Authority's harbours must declare the value, and the weight or volume of the cargo to the Harbour Master directly or through the vessels agent.
  - 3.2 Skippers of Fishing Vessels paying Harbour Dues under any of the above rates must declare the value of the catch landed to the Harbour Master and pay the appropriate fish landing dues either directly to the Authority or through the fish salesman or purchaser.
4. All charges will be valid for all harbours under the control of the Authority unless stated otherwise.
5. Fishing Vessels not paying the composition fee in advance will be charged as per section 1.1.5 until payment is made.
6. Annual charges relate to each calendar year and retrospective payments will be charged in January of the following year.
7. Composition Rate Dues are non refundable.
8. Gross tonnage is defined as Gross Registered Tonnage as determined in accordance with the requirements of the International Convention on Tonnage Measurement of Ships 1969.
9. Length is Length Overall as detailed in the Certificate of Registry, an authoritative Industry Reference Book or as measured by the Harbour Master. The decision of the Authority is final.
- 10.1 **Insurance Cover**

It is a condition of berthing in an Authority harbour that a vessel has adequate insurance against liability, loss or damage. This includes cover for Hull and Machinery, Third Party/Public Liability and Employers/Crew Liability. Vessel owners will be required to sign a declaration to this effect. Vessel owners who wish to use an Authority slipway must also confirm that they have the above Insurance covers in place before using the slipway.

## 10.2 **Safety Risk Assessments**

Safety Risk Assessments should be prepared for all repair work carried out on Authority property and must be provided to the Harbour Master on request.

11. Fishing vessels of under 15 tonnes gross are subject to VAT at the appropriate rate. Where gross tonnage has not been ascertained under the Merchants Shipping Acts it will be calculated in accordance with the VAT regulations.
12. Dues and charges on yachts and pleasure craft will be charged VAT at the appropriate rate.