

General Conditions for Port and Mooring Dues Huizen Municipality 2018

Article 1

- 1.1 Fees are charged for the municipality under the name of:
 - a. Port dues: for sailing into the port of the municipality or using the port in any way with a vessel, a barge, a suction dredger, a cradle, a drilling vessel or similar objects;
 - b. Mooring due for having a fixed unloading and loading place as well as for a berth in the port.
- 1.2 The amounts included in these General Conditions include 21% value added tax. Due to the conversion 'for that matter small' rounding-off differences can arise in comparison with what is actually charged.
- 1.3 The rates specified in these General Conditions are determined annually by the Municipal Executive.

Article 2 Payment obligation

The permit holder or the user will be charged the amount referred to in Article 1 paragraph 1.

Article 3 Terms

- 3.1 With regard to the winter permits referred to in Article 13, the period from 1 November up to and including 31 March is considered as the term.
- 3.2 For the marina, not being the port of call, a summer and winter rate applies the terms of which are 1 April up to and including 31 October and 1 November up to and including 31 March respectively. And an annual rate applies from 1 April up to and including 31 March.
- 3.3 For the port of call the period from 1 April up to and including 31 October is considered as the term.
- 3.4 For the remainder the year is equal to the calendar year.

Article 4 Determination of water displacement and surface area

- 4.1 The water displacement is determined according to the tonnage certificate in force.
- 4.2 In the absence of a tonnage certificate the water displacement indicated on the calibration plate will serve as the basis for the levy.
- 4.3 In the absence of any of this or on a refusal to show the tonnage certificate, the water displacement will be established by the harbour master.
- 4.4 The length of a vessel will be measured on the upper deck from the point of the bow up to the point of the stern or the max. OA length.
- 4.5 The surface area of a vessel or an object is determined by multiplication of the greatest length by the greatest beam.
- 4.6 The permit referred to in Article 13 paragraph 2 under c is calculated on the basis of the number of full m² 'box size' (Length x Beam of ship).
- 4.7 Where in these General Conditions m³ is mentioned, this means a cubic metre water displacement whereby the term water displacement means the water displacement expressed in volumes of a vessel between the plane of the greatest allowed draught and the plane of the dip of the empty vessel.
- 4.8 If a box size is mentioned this relates to the actual size with a margin of 5% whereby the outcome is rounded off mathematically.

Article 5 Set-off / Refund

- 5.1 If in the course of the year a vessel for which a permit has been obtained, is sold, demolished or lost, mooring dues already paid will be refunded time-proportionately for as many full months of the mooring due as months of the paid period are still to expire after the month in which the vessel was sold, demolished or lost, or the permit has been withdrawn.
If the annual rate is applied, upon a refund before 1 November the summer rate per month will apply divided by 7. For the months of November up to March the winter rate will apply divided by 5.

- 5.2 If the annual rate is applied as meant in Article 13 paragraph 2 under c3, there will be a possibility to make it known in writing at the latest by 1 September of the current year that no use will be made of the berth in the winter period from 1 November onwards, whereby a refund will be granted for the difference between the annual rate and the summer rate as meant in Article 13 paragraph 2.

Article 6 Exemptions

No mooring dues are payable in respect of:

- a. vessels directly employed by Huizen Municipality;
- b. police and naval vessels, used as such;
- c. hospital ships;
- d. visiting historic ships, provided they have one mast and have also been fishing on a commercial basis in the Zuiderzee or IJsselmeer and were constructed before 1955;
- e. dinghies and sloops belonging to the inventory of another vessel;
- f. vessels which are directly used for dredging or buoyage of the port and the navigation channel outside the port;
- g. vessels entering the port as a result of average or severe weather as a port of refuge without loading or unloading;
- h. vessels which, as a result of the Gooimeer (Gooi Lake) not being navigable due to icy conditions, frost or otherwise, are compelled to remain in the port;
- i. cargo vessels staying in the port between 12.00 hours of the day, immediately prior to the Sunday, a generally recognised Christian public holiday or New-year's Day and 6.00 hours of the day immediately following the Sunday, the generally recognised Christian public holiday or New-year's Day, without them being fully or partly loaded or unloaded. In the cases referred to under e, f and g, the necessity and duration of the free stay in the port will be assessed by the harbour master.

Article 7 Method of invoicing and payment

- 7.1 The amounts meant in Articles 13 and 14 will be charged in an invoice. The invoice is due and payable in one single instalment within 30 days after its date.
- 7.2 The amounts as meant in Article 11 will be charged by means of a dated invoice or receipt stating the amount payable.
- 7.3 The amounts meant in the second paragraph must be paid at the moment at which the invoice or receipt is issued for the use or an associated service meant in Article 1.
- 7.4 If the mooring dues payable as meant in Articles 13 and 14 are not credited to the account of Huizen Municipality on the due date, a demand will be sent.
- 7.5 The demand referred to in paragraph 4 must be paid within 14 days after its date.
- 7.6 The costs associated with the demand are equal to those of the demand as described in Section 2 of the Dutch Collection of Taxes (Costs) Act (*Kostenwet Invordering Rijksbelastingen*).
- 7.7 If the amounts due meant in paragraph 4 have not been paid on time, the right to the berth will lapse with immediate effect and the permit will be withdrawn;
- 7.8 The outstanding claim can be put into the hands of a collection agency while the boat can be taken into secure custody until the outstanding debt has been paid.

Article 8 Remission of the amounts payable

It is not possible to invoke a remission of the debt due to financial weakness.

Article 9 Notification duty

Any commander, skipper, owner or user of a vessel, barge, suction dredger, cradle or such object is obliged to notify the harbour master immediately of the use meant in Article 1 of these General Conditions after it has commenced.

Article 10 Further rules from the Municipal Executive

In implementation of these General Conditions the Municipal Executive can determine further rules with regard to charging port and mooring dues.

Article 11 Rates table for port dues

- 11.1 The port and mooring dues referred to in Article 1 paragraph 1 under a, including value added tax, amounts:
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|----|--------------------------------------------------------------------------------------------------------------------------------------------|---------|
| a. | for cargo vessels and other vessels not covered by b or c, for each trip and for each full m3 | € 0.32 |
| b. | for dredgers and equivalent vessels or barges per trip and for each m2 | € 0.43 |
| c. | for tugs per trip and for each full m2 | € 0.32 |
| d. | for pleasure boats per stay overnight (calculated from 16.00 hours) for each full m1 | € 1.00 |
| e. | for commercial vessels entering the port for a short while (taking possession of and leaving a berth before 16.00 hours), for each full m2 | € 0.13 |
| f. | deleted | |
| g. | the rate for hiring a stepladder for the boat at the cubicle, to be reserved at the port office | € 23.37 |
- 11.2 The power consumption is charged every year separately
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| a. | The rate for the surety of a Sep-Card amounts to | € 25.00 |
| b. | The rate for a permanent power connection per annum amounts to | € 50.00 |
| c. | The rate for the surety for a permanent key for a power connection amounts to | € 25.00 |
- 11.3 In order to determine which rate applies, the manner in which the vessel is currently used is decisive.

Article 12

The conditions and rates for the use of the municipal service port by commercial passenger shipping, for instance by river cruise vessels, motor charters for bicycle/ sailing trips and party ships are separately determined in the General Conditions for Passenger Vessels of Huizen Municipality.

Article 13 Permits

- 13.1 Contrary to the provisions in Article 11 a permit can be obtained for a(n) (in)definite period of time.
- 13.2 The rate for the permit meant in paragraph 1 including value added tax amounts per annum to:
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| a. | for cargo vessels and other vessels not covered by b or c, for every 40 trips and for each full m3 | € 5.87 |
| b. | for dredgers and equivalent vessels or barges for every 40 trips and for each m2 | € 9.16 |
| c. | for pleasure boats for each full m2 cubicle because they can use extra facilities such as landing stages, boxes and water connections | |
| 1 | Summer rate for the period from 1 April 2018 up to and including 31 October 2018 | € 24.23 |
| 2 | Winter rate for the period from 1 November 2018 up to and including 31 March 2019 | € 8.95 |
| 3 | Annual rate for the period from 1 April 2018 up to and including 31 March 2019 | € 32.65 |
4. Exclusively for pleasure boats smaller than 10m2 which had a berth in the port of call in the previous summer, the boat size instead of the box size applies to the consecutive winter rate.

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| d. | For fishing vessels, provided they have one mast, and have been fishing on a commercial basis on the Zuiderzee and/or IJsselmeer and which have been constructed before 1955, a fixed amount per calendar month applies of | € 125.65 |
| e. | For the ferry service and the bicycle ferry on the basis of public transport | € 179.05 |
| f. | For the period from 1 April up to and including 31 October for pleasure boats in the port of call for each full m2 boat size | € 36.10 |
| | - for all ships a discount applies of | € 95.55 |
| | - the minimum rate of the invoice amounts to | € 92.05 |
| | - youth discount: for pleasure boats smaller than 10 m2 for the boat possessor below the age of 21 years (as at the reference date of 31 October) the minimum rate applies of | € 92.05 |
| g. | If none of the categories above apply, the highest rate will be charged, with a maximum amount per annum of | €18,973.83 |
- 13.3 If a permit becomes effective before or on the 15th of a calendar month the payment obligation commences from the beginning of that month. If the permit becomes effective after the 15th of a calendar month the payment obligation commences as from the month following on from it.
- 13.4 Paragraph 3 also applies if the summer permit does not follow on from a winter permit or the other way around.

Article 14 Loading and unloading locations (mooring due)

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| 14.1 | Insofar as there is room at the discretion of the harbour master, fixed loading and unloading locations can be obtained at the bank in the service port for the duration of one year against payment of the amount of | € 7.37 |
| | per annum for each full metre of bank length with a minimum of | € 224.01 |
| | above the rate referred to in Article 11 paragraph 1 a, or Article 13, paragraph 2 a. | |
| 14.2 | If these loading and unloading locations are not taken by a vessel for the benefit of the person concerned, the location will be at the disposal of the municipality. | |
| 14.3 | In order to take a berth, other than exclusively for loading and unloading, a mooring due will be levied above the rate referred to in Article 11 paragraph 1 a or Article 13 paragraph 2 a, for each full m3 water displacement per annum of | € 7.37 |

determined by the Municipal Executive

on 2017

the Secretary

the Mayor