

SUBSIDIARY LEGISLATION 499.02**PORT RATES REGULATIONS**

6th June, 1969

LEGAL NOTICE 53 of 1969, as amended by Legal Notices 59 of 1969, 24 and 37 of 1970, 80 of 1971, 26 of 1972, 31 and 80 of 1973, 62 of 1974, 66 of 1975, 80 of 1976, 14 and 97 of 1978, 18 and 73 of 1980, 8, 86 and 131 of 1981, 9 of 1982, 27 of 1985, 61 of 1986, and 10 and 16 of 1988; Act XVII of 1991; Legal Notices 74 of 1992, 61 and 176 of 1993, 142 of 1994, 97 of 1999, 30 of 2003 and 425 of 2007; Act XV of 2009; and Legal Notice 231 of 2010.

1. The title of these regulations is the Port Rates Regulations. Citation.
2. In these regulations, unless the context otherwise requires - Interpretation.
Amended by:
L.N. 31 of 1973;
L.N. 80 of 1973;
L.N. 66 of 1975;
L.N. 27 of 1985;
L.N. 61 of 1993;
XV. 2009.49.
Cap. 499.
 - (a) words and phrases which occur in the Authority for Transport in Malta Act have the same meaning assigned to them by that Act;
 - (b) "Authority" means the Authority for Transport in Malta established under the Authority for Transport in Malta Act;
 - (c) "accompanied motor car" means a private motor car accompanying a person travelling to or from Malta but shall not include a private car imported into Malta for the first time by a resident of Malta after a visit abroad;
 - (d) "unit load" and "unitised cargo" have the same meaning as that assigned to them by the Port Workers Ordinance; Cap. 171.
 - (e) "fodder", for the purpose of paragraphs 2A, 2B principal and 2C of Part I of the Second Schedule, means barley, maize, horse beans large or small, chick-peas, cotton seedcake, carobs, sorghum, dariseed, and soya bean meal;
 - (f) "tourist coaches" means motor coaches accompanying tourists on tour to or from Malta.
3. For the services provided by the Authority or its contractor, as the case may be, and specified in the First, Second, Third, Fourth, Fifth and Seventh Schedules, there shall be payable the appropriate rates shown in the said Schedules and the provision of such services shall be subject to any conditions contained in those Schedules: Services provided by Authority or contractor.
Amended by:
L.N. 31 of 1973.
Substituted by:
L.N. 61 of 1993.

Provided that notwithstanding the provisions of these regulations, the Authority may enter into special agreements in respect of any matter referred to in these regulations in place of any rates leviable under these regulations.
4. (1) The rates payable under these regulations in respect of the goods specified in Column 1 of the Table contained in the Sixth Schedule shall be calculated as specified in Column 2 of the said Manner of calculating rates.
Substituted by:
L.N. 61 of 1993.

Table.

(2) The rates payable under these regulations in respect of "unit load" or "unitised cargo" shall be calculated as specified in the Seventh Schedule.

FIRST SCHEDULE
Regulation 3
LANDING AND SHIPPING RATES
Part I
LANDING RATES IN RESPECT OF IMPORT
CARGO

Amended by:
L.N. 59 of 1969;
L.N. 24 of 1970;
L.N. 37 of 1970;
L.N. 80 of 1971;
L.N. 26 of 1972;
L.N. 31 of 1973;
L.N. 66 of 1975;
L.N. 80 of 1976;
L.N. 8 of 1981;
L.N. 86 of 1981;
L.N. 131 of 1981;
L.N. 9 of 1982;
L.N. 27 of 1985;
L.N. 74 of 1992;
L.N. 61 of 1993;
L.N. 142 of 1974;
L.N. 97 of 1999.
Substituted by:
L.N. 425 of 2007.
Amended by:
XV. 2009.49.

1. In addition to any other rates that may otherwise be payable under these regulations there shall be payable to the Authority or its contractor as the case may be by consignees for the handling, between ship's tackle and quay or warehouse, of the goods specified in Column 1 of the Table immediately following:

- (a) in respect of goods handled at the Deep Water Quay, Shipwrights Wharf, Coal Wharf, Laboratory Wharf, Xatt ir-Risq (formerly Garden Reach), Flagstone Wharf, Timber Wharf, Lighters Wharf or Pinto Wharf, whether lighters are used or not, the rate shown in Column 2 of that Table;
- (b) in respect of goods handled elsewhere -
- (i) where lighters are used, the rate shown in Column 2 of that Table;
- (ii) where lighters not used, the rate shown in Column 3 of that Table:

TABLE

Column 1	Column 2 €	Column 3 €
(a) Soda, Sulphur and coal in bags, per ton	3.24	3.00
(b) Onions, carobs, oats, pollard, cotton seed, oil cake, barley, bran, coke and malt, in bags, and potatoes in bags, chests, boxes or similar packing, per ton	3.56	3.21
(c) Iron joists, beams, girders, rails, metal rods, including angle iron and sheets, ingots, wine in casks, earthenware pipes and fittings, per ton	5.71	5.40
(d) Refrigerated cargo, per ton	4.61	4.36
(e) Scrap metal (other than aluminium) - loose, per ton	3.82	3.42
(f) Scrap aluminium - loose, per ton	5.52	5.12
(g) Motor and aviation spirit in cans or drums and explosives including ammunition and pyrotechnics, per ton	3.07	2.70

Column 1	Column 2 €	Column 3 €
(h) Chairs, loose or in bundles, each; willows, canes et similia in bundles, per bundle; empty drums of a capacity of 40 gallons and over, each	0.12	0.09
(i) Empty wine and beer casks, each	0.56	0.51
(j) Accompanied motor cars - (other than cars driven on or off a car ferry), each	5.26	5.26
(k) Tourist coaches (other than tourist coaches driven on or off a car ferry), each	5.82	5.82
(l) Cement in bags, per ton	4.40	4.17
(m) Flour, wheat and sugar in bags, per ton	2.96	2.59
(n) All other cargo (other than cargo in bulk), per ton	5.36	4.98
(o) Bulk cargo not handled at Government Silo:		
(i) Wheat, per ton	2.42	2.17
(ii) Carobs, oats, cotton seed and barley, per ton	3.26	3.05
(iii) Other grains, per ton	2.45	2.24
(iv) Deffun and marble chippings, per ton	3.10	2.87
(v) Other bulk cargo, per ton	2.52	2.31
(vi) Bagging and tying, per ton	0.28	0.28
(vii) Bucket conveyor feeding:		
(a) Grain (other than wheat), per ton	1.70	1.56
(b) Wheat, per ton	1.44	1.30

2. The rates payable under paragraph 1 of this Part of this Schedule do not include the cost of craneage when the use of cranes is obligatory under the Authority for Transport in Malta Act or the Port Workers Ordinance in respect of goods handled in any place other than the Deep Water Quay.

PART II

SHIPPING RATES IN RESPECT OF EXPORT CARGO

1. In addition to any other rates that may otherwise be payable under these regulations there shall be payable by the owner or exporter to the Authority or its contractor as the case maybe for the handling, between warehouse or quay and ship's tackle, of the goods specified in Column 1 of the Table immediately following, the rates specified hereunder, that is to say:

- (a) in respect of goods presented by arrangement with the Authority or its contractor, as the case may be, directly under ship's tackle at the Deep Water Quay, Shipwrights Wharf, Coal Wharf, Laboratory Wharf, Xatt ir-Risq (formerly Garden Reach), Flagstone Wharf, Timber Wharf or Lighter's Wharf by exporter's transport, and in respect of goods handled elsewhere where lighters are not used, the rates shown in Column 3 of that Table:

Provided that where such goods are locally manufactured the rates shall be those shown in Column 5 of that Table;

- (b) in respect of goods handled at the Deep Water Quay, Shipwrights Wharf, Coal Wharf, Laboratory Wharf, Xatt ir-Risq (formerly Garden

Reach), Flagstone Wharf, Timber Wharf or Lighter's Wharf, other than goods handled thereat as specified in subparagraph (a), and in respect of goods handled elsewhere where lighters are used, the rates shown in Column 2 of the Table immediately following:

Provided that when such goods are locally manufactured the rates shall be those shown in Column 4 of that Table.

TABLE

Column 1	Column 2 €	Column 3 €	Column 4 €	Column 5 €
(a) Soda, sulphur and coal in bags, per ton	3.24	3.00	2.56	2.38
(b) Onions, carobs, oats, pollard, cotton seed, oil cake, barley, bran, coke and malt, in bags, and potatoes in bags, chests, boxes or similar packing, per ton	3.56	3.21	2.89	2.59
(c) Iron joists, beams, girders, rails, metal rods, including angle iron and sheets, ingots, wine in casks, earthenware pipes and fittings, per ton	5.71	5.40	4.17	3.91
(d) Refrigerated cargo, per ton	4.61	4.36	3.96	3.75
(e) Scrap metal (other than aluminium) - loose, per ton	3.82	3.42	3.12	2.80
(f) Scrap aluminium - loose, per ton	5.52	5.12	4.78	4.45
(g) Motor and aviation spirit in cans or drums and explosives including ammunition and pyrotechnics, per ton	3.07	2.70	2.38	2.10
(h) Chairs, loose or in bundles, each; willows, canes et similia in bundles per bundle; empty drums of a capacity of 40 gallons and over, each .	0.12	0.09	0.09	0.07
(i) Empty wine and beer casks, each	0.56	0.51	0.54	0.47
(j) Accompanied motor cars - (other than cars driven on or off a car ferry), each	5.26	5.26	5.26	5.26
(k) Tourist coaches (other than tourist coaches driven on or off a car ferry), each	5.82	5.82	5.82	5.82
(l) Cement in bags, per ton	4.40	4.17	3.84	3.66
(m) Flour, wheat and sugar in bags, per ton	2.96	2.59	2.31	2.00
(n) All other cargo (other than cargo in bulk), per ton	5.36	4.98	3.84	3.54
(o) Bulk cargo not handled at Government Silo:				

Column 1	Column 2 €	Column 3 €	Column 4 €	Column 5 €
(i) Wheat, per ton	2.42	2.17	-	-
(ii) Carobs, oats, cotton seed and barley, per ton	2.42	3.05	-	-
(iii) Other grains, per ton	2.45	2.24	-	-
(iv) Deffun and marble chippings, per ton	3.10	2.87	-	-
(v) Other bulk cargo, per ton	2.52	2.31	-	-
(vi) Bagging and tying, per ton	0.28	0.28	-	-
(vii) Bucket conveyor feeding:				
(a) Grain (other than wheat), per ton	1.70	1.56	1.23	1.14
(b) Wheat, per ton	1.44	1.30	1.00	0.92

2. The rates payable under paragraph 1 of this Part of this Schedule do not include the cost of crantage when the use of cranes is obligatory under the Authority for Transport in Malta Act or the Port Workers Ordinance in respect of goods handled at any place other than the Deep Water Quay.

PART III

EXTRA RATES ON HEAVY LIFTS

1. In addition to any other rates that may otherwise be payable under these regulations there shall be payable to the Authority, by the owner or shipper the extra rates specified hereunder in respect of single lifts landed or shipped and handled by the Authority or its contractor, as the case may be, that is to say in respect of lifts -

(a) weighing more than 3 tons
deadweight and not more than 6 tons
deadweight €11.65 per lift excluding crane hire charges;

(b) weighing more than 6 tons
deadweight €23.29 per lift excluding crane hire charges.

2. For the purposes of this Part of this Schedule, each single consignment of unitized cargo consolidated in a container or a roll on - roll off unit shall be deemed to constitute a heavy lift, and a rate of €4.66 perlift, excluding crane hire charges, shall be payable by the owner or by the shipper, as the case may be.

3. This Part of this Schedule shall not apply to services provided at the Malta Freeport nor to any lifts comprising floating craft landed into or picked out of the water of the harbour.

SECOND SCHEDULE
Regulation 3
RATES FOR STORAGE AND REMOVAL
OF GOODS
Part I
STORAGE RATES

Amended by:
L.N. 24 of 1970;
L.N. 80 of 1973;
L.N. 62 of 1974;
L.N. 80 of 1976;
L.N. 18 of 1980;
L.N. 73 of 1980;
L.N. 61 of 1986.
Substituted by:
L.N. 176 of 1993;
L.N. 425 of 2007.

1. In respect of imported goods stored or stacked at quays, wharves or jetties or at any area provided for such purpose by the Authority, there shall be payable by the owner of goods specified in Column 1 of the Table immediately following, the storage rates, per day or part thereof, shown in Column 2 of the said table:

TABLE	
Column 1	Column 2
1. General/bulk cargo	€1.16 per ton or part thereof
2. Container/Trailer	
Full Load Container/Trailer:	
(i) 20 foot	€2.33 per unit
(ii) 40 foot	€4.66 per unit
Full Load Trailers:	
40 foot and over	€4.66 per unit
Reefer Container/Trailer:	
20 foot	€3.49 per unit
40 foot and over	€6.99 per unit
3. Motor vehicles unpacked, mobile:	
(i) Motor cars and vans	€6.99 per unit
(ii) Trucks and chassis	€11.65 per unit:

Provided that for the first six days from the completion of discharge of cargo by the importing ship, no storage rates shall be paid.

2. Notwithstanding the provisions contained in paragraph 1 of this Part of this Schedule, there shall be payable by the owner of the goods to the Authority in respect of imported fodder stored at quays, wharves or at areas provided for such purpose by the Authority in respect of the periods specified in Column 1 of the Table immediately following, the storage rates shown in Column 2 of the said Table:

TABLE	
Column 1	Column 2
(i) For the first six days from the completion of discharge of cargo by the importing ship	No charge
(ii) From the first to the twenty-fourth day immediately following the period specified in item (i)	16c per square metre of space occupied per day or part thereof
(iii) Thereafter until removed	€1.75 per square metre of space occupied per day or part thereof:

Provided that the provisions of paragraph 2 of this Part of this Schedule shall only apply when -

- (a) application in writing for such storage space has been made to the Authority not less than forty-eight hours before the arrival of the goods; and
- (b) the Authority has confirmed in writing the allocation of space:

Provided further that the Authority shall not allocate storage space in advance if such space has been already allocated or is occupied.

3. In respect of export goods stored for shipment at quays, wharves, or at other areas provided for such purpose by the Authority, there shall be payable by the exporter to the Authority in respect of the periods specified in Column 1 of the Table immediately following, the storage rates per ton or part thereof per day or part thereof shown in Column 2 of the said Table:

TABLE	
Column 1	Column 2
(i) For the first six days:	
(a) when the goods are ready in all respects for shipment	No charge
(b) when the goods are not ready in all respects for shipment	14c
(ii) For the six days immediately following the period specified in item (i)	28c
(iii) Thereafter until shipped or removed ..	70c.

4. (1) In respect of goods entered in transshipment or overlanded, and stored in the custody of the Authority or its contractor, the ship's agent shall pay to the Authority in respect of the periods specified in Column 1 of the Table immediately following, the storage rates per ton or part thereof per week or part thereof shown in Column 2 of the said Table:

TABLE	
Column 1	Column 2
For the first six days	No charge
Thereafter until shipped	23c.

(2) The provisions of this paragraph shall apply only if -

- (a) such goods are not withdrawn from the custody of the Authority or the contractor, as the case may be, and
- (b) in the case of transshipment cargo -
 - (i) the goods are carried by the importing vessel on a through bill of lading; or
 - (ii) notice in writing of intended transshipment is given to the Authority prior to the discharge of the goods from the importing vessels.

5. Notwithstanding the provisions of paragraphs 1, 2, 3 and 4, in respect of empty containers, as defined in the Ports Regulations, or empty trailers, there shall be payable by the owner, master or agent of a ship from which such empty containers or such empty trailers have been landed in any part of a port, or by any person who

has placed such empty containers or such empty trailers in any part of a port for shipment, in respect of the periods specified in Column 1 of the Table immediately following, the storage rates shown in Column 2 of that Table.

TABLE	
Column 1	Column 2
(i) For the first four days from the completion of discharge of such empty containers from a ship, or from the time such empty containers or empty trailers are placed in any part of a port for shipment	No charge
(ii) For the six days immediately following the period specified in item (i)	€5.82 per empty container or per empty trailer per day or part thereof
(iii) Thereafter until removed or shipped as the case may be	€11.65 per empty container or per empty trailer per day or part thereof.

6. When cargo landed as transshipment or overlanded cargo is opted for delivery at Malta, the charges specified in paragraph 4 of this Part of this Schedule shall be re-assessed and charged at normal import storage rates in accordance with the appropriate provisions of paragraph 1 or 2 of this Part of this Schedule.

7. When goods deposited for shipment in a vessel in accordance with shipping orders lodged by shippers or their agents are not shipped because they are shut out by the ship, two clear days free of storage rent in respect of those goods shall be allowed from the time the goods are shut out; thereafter the provisions of paragraph 3 of this Part of this Schedule shall apply commencing with the rates shown against item (ii) of the Table.

8. No storage rates shall be payable in respect of -

- (a) locally manufactured goods;
- (b) potatoes and onions landed or deposited in sheds designated by the Authority for the purposes of this paragraph;
- (c) such goods, in such cases, for such periods, and under such conditions as the Minister responsible for ports may by writing under his hand determine.

9. In the event that the Authority requires export goods to be withdrawn from the port in accordance with the provisions of regulation 99 of the Ports Regulations, any such goods that are not so withdrawn within the time specified shall be liable to a storage rate of 58c per ton per day or part thereof.

10. For the purposes of paragraphs 1 and 3 of this Part, Saturdays, Sundays and public holidays shall not be included when computing the periods therein specified.

PART II

Removal of Goods within a Port

1. When goods are removed from a transit shed or stack to any other place within a port including a customs bonded warehouse, at the request of the owner or in accordance with the provisions of regulations 97 and 99 of the Ports Regulations, the owner of the goods shall pay to the Authority in respect of each package so removed, the rate of:

47c for every 50 kilograms or part thereof or for every 56633 cm³ or part thereof, whichever is the greater amount.

2. When a container or a trailer (other than an empty container or trailer) is removed from Xatt-ir-Risq to any other quay or wharf in the Grand Harbour, or to Pinto Annex at Pinto Wharf, Valletta, or viceversa, the owner, charterer or master of the ship from which such container or trailer has been landed, or on which they are loaded, shall pay to the Authority or to its contractor, as the case may be, the rate of €11.65 per container or trailer.

THIRD SCHEDULE
Regulation 3
TRANSHIPMENT RATES

Amended by:
L.N. 37 of 1970;
L.N. 80 of 1976;
L.N. 14 of 1978;
L.N. 8 of 1981;
L.N. 86 of 1981;
L.N. 9 of 1982;
L.N. 61 of 1993.
Substituted by:
L.N. 425 of 2007.

1. Where any of the goods referred to in paragraph 5 of Part I of the Second Schedule and specified in Column 1 of the Table contained in this Schedule are handled by the Authority or its contractor, there shall be paid to the Authority or its contractor, in addition to any storage rates payable as aforesaid -

- (a) in respect of goods landed, stacked and re-shipped, the rates shown in Column of the said Table;
- (b) in respect of goods directly transhipped by lighters from one ship to another, the rates shown in Column 3 of the said Table:

TABLE

Column 1	Column 2	Column 3
Goods	Cargo landed stacked and re-shipped €	Cargo directly transhipped by lighters and not landed (includes lighterage for 3 days and towage)* €
(a) Cement, soda, sulphur and coal, in bags, per ton .	4.26	1.65
(b) Onions, carobs, oats, pollard, cotton seed, oil cake, barley, bran, coke and malt, in bags, chests, boxes or similar packing, per ton	4.91	1.77
(c) Iron joists, beams, girders, rails, metal rods, including angle iron and sheets, ingots, wine in casks, earthenware pipes and fittings, per ton	5.15	2.40
(d) Refrigerated cargo, per ton	4.17	1.75
(e) Scrap metal (other than aluminium) - loose, per ton	5.45	2.17
(f) Scrap aluminium - loose, per ton	8.87	3.21

Column 1	Column 2	Column 3
Goods	Cargo landed stacked and re-shipped €	Cargo directly transhipped by lighters and not landed (includes lighterage for 3 days and towage)* €
(g) Motor and aviation spirit in cans or drums and explosives including ammunition and pyrotechnics, per ton	3.96	1.63
(h) Chairs, loose or in bundles, each; willows, canes et similia in bundles, per bundle; empty drums of a capacity of 40 gallons and over, each	0.19	0.07
(i) Empty wine and beer casks, each	1.00	0.42
(j) Accompanied motor cars (other than cars driven on or off a car ferry), each	-	-
(k) All other cargo (other than cargo in bulk), per ton	4.47	2.24
(l) Flour, wheat and sugar, in bags, per ton	3.70	1.47
(m) Bulk cargo not handled at Government silo:		
(i) Wheat, per ton	3.49	1.05
(ii) Carobs, oats, cotton seed and barley, per ton	5.24	1.26
(iii) Other grains, per ton	3.61	1.00
(iv) Deffun and marble chippings, per ton	4.66	1.16
(v) Other bulk cargo, per ton	3.73	1.02
(vi) Bagging and tying, per ton	0.28	-
(vii) Bucket conveyor feeding:		
(a) Grain (other than wheat), per ton	2.120	1.70
(b) Wheat, per ton	1.61	1.19

* When lighters are used in excess of 3 days an additional charge of 14 cents per ton of lighter deadweight capacity per day or part thereof shall be payable.

2. These rates do not include the charges for the inboard operation.

FOURTH SCHEDULE
Regulation 3
OVERTIME

Amended by:
L.N. 62 of 1974;
L.N. 80 of 1976;
L.N. 61 of 1993;
L.N. 142 of 1994;
L.N. 425 of 2007.

1. The Authority, before undertaking or before allowing its contractor to undertake any overtime work, may require or may authorise its contractor to require any applicant requesting such work to deposit such sum of money as, in its, or in its

contractor's opinion, as the case may be, is sufficient to cover the overtime expenses involved.

2. When any work is undertaken, as referred to hereunder, at the request of any ship by the Authority or its contractor, that ship shall pay -

- (a) to the Authority all fees payable under the Port Workers Ordinance in respect of port workers employed in connection with port work carried out during night shifts, Sundays or national or public holidays;
- (b) to the Authority or its contractor, in addition to the rates charged for each ton as specified in the First, Third, Fifth and Seventh Schedule, a shift rate of 28 cents per ton on the loading and unloading of cargo operations;
- (c) to the Authority or its contractor, as the case may be, such other expenses as are reasonably incurred to provide the services requested, other than the provision of port workers.

3. Where a person requests the Authority or its contractor to undertake overtime for the purpose of taking delivery of cargo from the port, or for tendering cargo to the port for shipment or for the performance of any related miscellaneous services outside the regular working hours of the port or the hours of business of the port fixed by regulations by the Minister responsible for ports, he shall pay to the Authority or the contractor, whoever shall have undertaken the overtime work, the actual cost of the overtime incurred on his behalf by the Authority or the contractor, as the case may be, plus ten *per centum*.

4. (1) When a person requests any services from the Authority outside the business hours of port as fixed by regulations, such person shall pay to the Authority, on demand, the actual cost of the overtime incurred on his behalf plus five per centum.

(2) When a person requests the contractor to undertake overtime for the purpose of lodging import or export documents with him outside the regular working hours of the port as fixed by order, such person shall pay to the contractor, on demand, the actual cost of the overtime incurred on his behalf plus five per centum.

(3) A request for such overtime work as provided under subparagraph (1) or (2) shall be made in writing by the person making such a request in such form, at such notice, and on payment of such deposit sufficient to cover the overtime expenses involved, as the Authority or its contractor may require.

(4) When the duration of an overtime service performed under the provisions of this paragraph is less than two hours, the charge shall be calculated for two hours.

FIFTH SCHEDULE
Regulation 3
MISCELLANEOUS PORT SERVICES
PART I
SHIFTING OF CARGO BY SHIP

Amended by:
L.N. 37 of 1970;
L.N. 66 of 1975;
L.N. 80 of 1976;
L.N. 16 of 1988;
L.N. 61 of 1993;
L.N. 142 of 1994.
Substituted by:
L.N. 425 of 2007.
Amended by:
L.N. 231 of 2010.

Where the cargo specified in Column 1 of the Table immediately following is shifted by the ship and is handled by the Authority or its contractor there shall be paid to the Authority or the contractor, as the case may be:

- (a) in respect of cargo shifted from hold to hold, via quay without stacking on the quay, the rates shown in Column 2 of the said Table;
- (b) in respect of cargo shifted from hold to hold after being landed and stacked on the quay, the rates shown in Column 3 of the said Table;
- (c) in respect of cargo shifted from hold to hold via lighters without being landed, the rates shown in Column 4 of the said Table:

TABLE

Column 1	Column 2	Column 3	Column 4
Goods	From hold to hold via quay without stacking on quay €	From hold to hold landed and stacked on quay as part of operation €	From hold to hold by lighters and not landed* €
(a) Cement, soda, sulphur and coal, in bags, per ton	2.47	4.26	1.65
(b) Onions, carobs, oats, pollard, cotton seed, oil cake, barley bran, coke and malt, in bags, per ton	2.87	4.91	1.77
(c) Iron joists, beams, girders, rails, metal rods, including angle iron and sheets, ingots, wine in casks, earthenware pipes and fittings, per ton	2.87	4.73	1.96
(d) Refrigerated cargo, per ton	2.47	4.17	1.75
(e) Scrap metal (other than aluminium) - loose, per ton	3.310	5.45	2.17
(f) Scrap aluminium - loose, per ton	5.54	8.87	3.21
(g) Motor and aviation spirit in cans or drums and explosives including ammunition and pyrotechnics, per ton	2.28	3.96	1.63
(h) Chairs, loose or in bundles, each; willows, canes et similia in bundles, per bundle; empty drums of a capacity of 40 gallons and over, each	0.12	0.19	0.07
(i) Empty wine and beer casks, each ...	0.65	1.00	0.42

Column 1	Column 2	Column 3	Column 4
Goods	From hold to hold via quay without stacking on quay €	From hold to hold landed and stacked on quay as part of operation €	From hold to hold by lighters and not landed* €
(j) Accompanied motor cars (other than cars driven on or off a car ferry), each .	-	-	-
(k) All other cargo (other than cargo in bulk), per ton	2.26	3.87	1.63
(l) Flour, wheat and sugar, in bags, per ton	2.00	3.70	1.47
(m) Bulk cargo not handled at Government Silo:			
(i) Wheat, per ton	1.82	3.49	1.05
(ii) Carobs, oats, cotton seed and barley, per ton	2.77	5.24	1.26
(iii) Other grains, per ton	1.86	3.61	1.02
(iv) Deffun and marble chippings, per ton	2.45	4.66	1.16
(v) Other bulk cargo, per ton	1.91	3.75	1.05
(vi) Bagging and tying, per ton	-	0.28	-
(vii) Bucket conveyor feeding:			
(a) Grain (other than wheat), per ton	-	2.12	1.70
(b) Wheat, per ton	-	1.61	1.19

* When lighters are used in excess of 3 days an additional charge of 14c per ton of lighter deadweight capacity per day or part thereof shall be payable.

PART II

RE-DELIVERY OR RE-SHIPMENT OF GOODS SHUT OUT OR WITHDRAWN FROM SHIPMENT

There shall be payable to the Authority or its contractor for the handling by him or by his contractor, of the goods specified in Column 1 of the Table immediately following, on the re-delivery or re-shipment of goods shut out or withdrawn from shipment:

- (a) in respect of cargo re-delivered to the exporter -
 - (i) after being stacked in the custody of the Authority or its contractor, and not having been lightered, the rates shown in Column 2 of the said Table;
 - (ii) after being lightered and re-landed ex lighter, the rates shown in Column 3 of the said Table;
- (b) in respect of cargo lightered and re-landed ex lighter and subsequently re-shipped -
 - (i) where the goods are locally manufactured and qualify for a rebate in accordance with the Port Workers Regulations, the rates shown

- in Column 4 of the said Table;
 (ii) where the goods do not qualify for a rebate as aforesaid the rates shown in Column 5 of the said Table:

TABLE

Goods	Cargo re-delivered to Exporter		Cargo lightered and re-landed ex lighter and subsequently shipped	
	After being stacked in contractor's custody not lightered	After being lightered re-landed ex lighter	Rate when 22% rebate allowed	No rebate
(a) Cement, soda, sulphur and coal, in bags, per ton	0.30	3.28	4.17	5.05
(b) Onions, carobs, oats, pollard, cotton seed, oil cake, barley bran, coke and malt, in bags, per ton	0.30	3.75	4.89	5.89
(c) Iron joists, beams, girders, rails, metal rods, including angle iron and sheets, ingots, wine in casks, earthenware pipes and fittings, per ton	0.30	3.10	3.98	4.85
(d) Refrigerated cargo, per ton ..	0.30	3.10	3.98	4.85
(e) Scrap metal (other than aluminium) - loose, per ton	0.30	3.94	5.24	6.31
(f) Scrap aluminium - loose, per ton	0.30	6.27	8.67	10.37
(g) Motor and aviation spirit in cans or drums and explosives including ammunition and pyrotechnics, per ton	0.30	3.05	3.77	4.57
(h) Chairs, loose or in bundles, each; willows, canes et similia in bundles, per bundle; empty drums of a capacity of 40 gallons and over, each	0.02	0.12	0.16	0.19
(i) Empty wine and beer casks, each	0.02	0.70	0.96	1.14
(j) Accompanied motor cars (other than cars driven on or off a car ferry), each	0.26	7.52	-	12.46
(k) All other cargo (other than cargo in bulk), per ton	0.54	3.05	3.75	4.54
(l) Flour, wheat and sugar, in bags, per ton	0.30	2.89	3.61	4.52
(m) Bulk cargo not handled at Government Silo:				
(i) Wheat, per ton	0.28	2.98	3.59	4.45
(ii) Carobs, oats, cotton seed and barley, per ton	0.28	4.45	5.68	6.80

Goods	Cargo re-delivered by Exporter		Cargo lightered and re- landed ex lighter and subsequently shipped	
	After being stacked in contractor's custody not lightered	After being lightered re-landed ex lighter	Rate when 22% rebate allowed	No rebate
(iii) Other grains, per ton	0.28	3.96	5.03	6.01
(iv) Deffun and marble chippings, per ton	0.28	3.96	5.03	6.01
(v) Other bulk cargo, per ton	0.28	3.19	3.98	4.80

PART III

MINOR MISCELLANEOUS SERVICES

Where in the opinion of the Authority or its contractor, as the case may be, facilities exist for the performance of the services specified in Column 1 of the Table immediately following, such services shall be performed, on request, by the Authority or its contractor, as the case may be, at the rates specified in Column 2 of the said Table:

TABLE

Column 1	Column 2
(i) For proffering goods for weightment in the same shed or stacking area	14c per ton
(ii) Rebagging and tying of goods in bags provided by the owner of the goods	23c per ton
(iii) Minor repair/sewing of bags or bales	7c per ton
(iv) Repairing of packages other than bags or bales	7c per package
(v) For proffering for Customs examination:	
(a) To Customs requirements	No charge
(b) At owners' request	14c per ton
If, in either case, the owner requests that the packages be opened and resecured, for such examination a charge of 7c per package shall be raised.	
(vi) (a) For stencil marking packages, (stencils to be provided by the person requesting stencilling) - on one side only up to three lines of stencil per package	7c per package with a maximum charge of 58c per ton
(b) For each line of stencil over three lines	2c per line.

PART IV

SORTING RATES

- For the sorting of goods, the Authority or its contractor, as the case may be, shall levy the appropriate rates, specified in this Part of this Schedule.
- For the sorting of goods to leading shipping marks to the extent normally sufficient to establish their correspondence with the bill of lading under which they were shipped - no charge.
- For the sorting of goods, except as provided in paragraph 1 of this Part of

this Schedule:

- (a) under single bill of lading, when, in order to effect delivery -
 - (i) the shipping marks and/or the nature of the delivery instructions make it necessary to search physically for marks and/or numbers peculiar to single individual packages, or
 - (ii) by express request or by the nature of the delivery instructions sorting is necessary according to the kind or size (meaning any of three dimensions) or to other characteristics unidentifiable by any common shipping mark; and
- (b) from one ship and under two or more bills of lading irrespective of the identity or diversity of their holders, if the shipping marks and/or general characteristics of the packages make it impossible to distinguish between the contents of the different bills of lading without physical reference to marks, numbers and/or characteristics peculiar to single individual packages,

there shall be paid to the Authority the rate of 23 cents per ton and 2 cents per package:

Provided that sorting rates shall be payable -

- (a) on the whole consignment or consignments of goods requiring sorting; and
- (b) sorting rates shall not be payable -
 - (i) on any cargo of the same consignment which is readily distinguishable from the goods to be sorted and does not require to be sorted;
 - (ii) on any package which weighs or measures more than 1 ton;
 - (iii) in the circumstances specified in paragraph 2(a)(i) and (ii) of this Part in respect of packages under a bill of lading covering in all not more than ten packages.

4. For the purposes of this Part of this Schedule the expression "leading shipping marks" means marks which appear physically on the packages or goods and are described in the bill of lading and shipping and disposal documents.

PART V

HIRE OF EQUIPMENT

1. There shall be paid to the Authority or its contractor for the hire of cranes owned by him or by his contractor, as the case may be, for the handling of goods and single lifts the following rates:

- (a) For use in connection with the delivery or receipt of cargo:
 - (i) for lifts not exceeding 3 tons, gross weight 47c per ton (subject to a minimum of €1.40)
 - (ii) for lifts in excess of 3 tons but not exceeding 6 tons, gross weight €2.80 per lift
 - (iii) for lifts in excess of 6 tons but not exceeding 25 tons, gross weight ... €11.65 per lift

(iv) for lifts in excess of 25 tons but not exceeding 35 tons, gross weight	€2329 per lift;
(b) for assistance in the loading or discharging of ships alongside wharves and quays:	
(i) unitised cargo in containers not exceeding 20 feet in length	€16.31 per container
(ii) unitised cargo in containers not exceeding 40 feet in length	€23.29 per container
(iii) empty containers	€466 per container
(iv) other cargo handled by cranes of a safe working load not exceeding 6 tons at minimum working radius	€6.99 per hour or part thereof (subject to a minimum of €20.96)
(v) other cargo handled by cranes of a safe working load exceeding 6 tons but not exceeding 40 tons at minimum working radius	€9.32 per hour or part thereof (subject to a minimum of €27.95)
(vi) other cargo handled by cranes of a safe working load exceeding 40 tons but not exceeding 70 tons at minimum working radius	€11.65 per hour or part thereof (subject to a minimum of €46.59)
(vii) other cargo handled by cranes of a safe working load exceeding 70 tons at minimum working radius ..	€13.98 per hour or part thereof (subject to a minimum of €69.88)
(c) for any other purpose	€4.66 per hour or part thereof

2. There shall be payable to the Authority or its contractor for the hire of mechanical handling equipment, other than cranes owned by him or by his contractor, as the case may be, the following rates:

(a) Fork lift trucks	€4.66 per hour or part thereof
(b) Tractors and up to 1 trailer of a capacity of 6 tons and over for the handling of cargo other than unitised cargo in containers	€4.66 per hour or part thereof
(c) Tractors and up to three trailers not exceeding 2 tons capacity each	€3.49 per hour or part thereof

- | | |
|---|--|
| (d) Tractors to tow or push trailers or other wheeled units rolled on or off a ship | €6.99 per trailer or wheeled unit so towed or pushed |
| (e) Tractors and trailers for the handling of containers: | |
| (i) in respect of full or partly loaded containers | €6.99 per container |
| (ii) in respect of empty containers | €1.16 per container |
| 3. There shall be payable to the Authority or its contractor for the hire of cranes and other mechanical handling equipment at stack for the handling of unitized cargo in containers landed from or to be loaded on any ship | |
| | €4.66 per container. |

4. For any of the purposes specified in paragraphs 1 and 2 of this Part of this Schedule when the use of a crane or of other mechanical handling equipment is required for work in connection with cargo, other than unitised cargo, during hours other than the working hours of the port, the rates specified in this Part of this Schedule shall be increased by fifty per centum.

PART VI

OTHER SERVICES

There shall be payable to the Authority the following rates:

(1) Without prejudice to the provisions of any other law or any other regulations, for any written permit issued by the Authority by virtue of a legislative, regulatory or administrative provision for the carrying out of any type of work, for the provision of any type of service or for the organisation of any type of activity in the ports and internal and territorial waters of Malta there shall be paid a fee of €50.

(2) When any type of work is carried out or service is provided by the Authority at the request of any person, such person shall pay the Authority an administrative fee together with all the charges and expenses incurred by the Authority in carrying out such work or providing such service.

(3) If any person, whether by default or by negligence, fails to carry out any work or provide any service in accordance with the Authority's directives or directions and fails to commence or continue such work or service upon being ordered to do so by the Authority in writing, the Authority may, without prejudice to any other remedy it may have, carry out such work or provide such service at the risk and expense of the person concerned. In this case, such person will be liable to pay the Authority an administrative fee together with all the charges and expenses incurred by the Authority in carrying out such work or providing such service.

(4) In respect of any cancellation or amendment of orders, a rate of €10 shall be levied on each occasion a documentary order, other than an order for port workers, cancelling or amending a previous order, in accordance with the provisions of regulation 86 of the Ports Regulations, is made.

Amended by:
L.N. 37 of 1970;
L.N. 24 of 1985.

SIXTH SCHEDULE
Regulation 4
MANNER OF CALCULATING RATES
TABLE

Column 1	Column 2
(i) Flour, grain, sugar, carozo nuts, briarwood, potatoes, onions and coal and coke, in bags and potatoes in bags, chests, boxes or similar packing	} per deadweight ton of 1,000 kilos per ton
(ii) Bulk cargo	
(iii) Frozen meat	
(iv) Wine in casks	
(v) Earthenware piprs, bends and fittings	
(vi) Accompanied motor cars and tourist coaches	per motor car or tourist coach
(vii) Ground nuts in bags	at three times the deadweight tonnage of 1,000 kilos per ton
(viii) Empty drums of a capacity of 40 gallons and over	per drum
(ix) Chairs in bundles or loose	per chair
(x) Willows, canes et similia, in bundles	per bundle
(xi) Unpacked mobile equipment consigned to or shipped by the Malta Government or the Defence Departments of the United Kingdom Government	where the measurement tonnage at 40 cu. ft. per ton exceeds the deadweight at 1,000 kilos per ton by more than five times, at five times the deadweight tonnage
(xii) Bagged cargo wet at the time of handling	at double the normal tonnage
(xiii) Corpses	at double the normal tonnage
(xiv) All other cargo not otherwise enumerated	at either the measurement tonnage at 40 cu. ft. per ton or the deadweight tonnage at 1,000 kilos per ton, whichever be the greater.

SEVENTH SCHEDULE
Regulation 3
LANDING AND SHIPPING RATES
PART I
LANDING RATES IN RESPECT OF UNIT LOADS
OR UNITISED CARGO

Added by:
L.N. 31 of 1973.
Amended by:
L.N. 66 of 1975;
L.N. 80 of 1976;
L.N. 14 of 1978;
L.N. 18 of 1980;
L.N. 8 of 1981;
L.N. 86 of 1981;
L.N. 131 of 1981;
L.N. 9 of 1982;
L.N. 27 of 1985;
L.N. 61 of 1993;
L.N. 142 of 1994;
L.N. 30 of 2003.
Substituted by:
L.N. 425 of 2007.
Amended by:
XV. 2009.49.

1. In addition to any other rates that may otherwise be payable under these regulations there shall be payable to the Authority or its contractor as the case may be by consignees for the handling of goods between ship's tackle or ramp or door and quay or warehouse, of the goods specified in Column 1 of the Table immediately following:

- (a) in respect of unit loads or unitised cargo handled at the Deep Water Quay, Shipwrights Wharf, Coal Wharf, Laboratory Wharf, Xatt ir-Risq (formerly Garden Reach), Flagstone Wharf, Timber Wharf, Lighter's Wharf or Pinto Wharf, whether lighters are used or not, the rate shown in Column 2 of that Table;
- (b) in respect of goods handled elsewhere -
 - (i) where lighters are used, the rate shown in Column 2 of that Table;
 - (ii) where lighters are not used, the rate shown in Column 3 of that Table;

Table

Column 1	Column 2	Column 3
Unit loads or unitised cargo, per ton	€3.93	€3.58

2. The rates payable under paragraph 1 of this Part of this Schedule do not include the cost of craning or other mechanical equipment when the use of cranes or such equipment is obligatory under the Authority for Transport in Malta Act or the Port Workers Ordinance.

PART II
SHIPPING RATES IN RESPECT OF EXPORT CARGO

1. In addition to any other rates that may otherwise be payable under these regulations, there shall be payable by the owner or exporter to the Authority or the contractor for the handling, between warehouse or quay and ship's tackle, or ship's ramp or ship's door, of the unit loads or unitised cargo specified in Column 1 of the Table immediately following the rates specified hereunder, that is to say -

- (a) in respect of unit loads or unitised cargo which are:
 - (i) presented by arrangement with the Authority or its contractor directly under ship's tackle or ship's door or ship's ramp by the

exporter's transport at the Deep Water Quay or Shipwrights Wharf, Coal Wharf, Laboratory Wharf, Xatt ir-Risq (formerly Garden Reach), Flagstone Wharf, Timber Wharf, Lighter's Wharf or Pinto Wharf; or

(ii) handled elsewhere when lighters are not used,

the rate shown in Column 3 of that Table;

(b) in respect of unit loads or unitised cargo handled at the Deep Water Quay, Shipwrights Wharf, Coal Wharf, Laboratory Wharf, Xatt ir-Risq (formerly Garden Reach), Flagstone Wharf, Timber Wharf, Lighter's Wharf or Pinto Wharf or in respect of unit loads or unitised cargo handled elsewhere when lighters are used, the rate shall be that shown in Column 2 of that Table:

Provided that when such unit loads or unitised cargo as are mentioned in subparagraphs (a) and (b) are locally manufactured goods, the rate shall be that shown in Column 4 of that Table:

Table

Column 1	Column 2	Column 3	Column 4
Unit loads or unitised cargo, per ton	€3.89	€354	€1.75

2. Where any goods have been accepted by the Authority or its contractor, as the case may be, for consolidation into a unit load before shipment there shall be paid in addition to the rates mentioned in the above named Table a rate of 29c per ton.

PART III

TRANSHIPMENT RATES

1. Where any of the unit loads or unitised cargo referred to in paragraph 5 of Part I of the Second Schedule and specified in Column 1 of the Table immediately following, contained in this Part of this Schedule, are handled by the Authority or its contractor between ship's tackle, ramp or door and quay or warehouse, there shall be paid to the Authority or its contractor as the case may be in addition to any storage rates as aforesaid -

(a) in respect of unit loads or unitised cargo landed, stacked and reshipped where lighters are not used, the rates shown in Column 2 of the said Table;

(b) in respect of unit loads or unitised cargo landed, stacked and reshipped where lighters are used, the rates specified in the Third Schedule.

Table

Column 1	Column 2
(a) Unit loads or unitised cargo except motor vehicles, unpacked and mobile, per ton	€1.22
(b) Motor vehicles, unpacked and mobile, each, as follows:	
(i) motor cars	€2.10
(ii) vans	€2.80
(iii) trucks and chassis	€4.66

Provided that where any cargo landed for transshipment is discharged as unitised cargo, stacked and reshipped as cargo other than unitised cargo or

vice-versa the rates payable to the Authority or its contractor, as the case may be, shall be those specified in this Part of this Schedule and those specified in the Third Schedule less the fees that in terms of the Port Workers Regulations, would have been payable in respect of the employment of port workers for the landing or loading operations not performed:

Provided further that, when the number of motor vehicles, unpacked and mobile, unloaded from, and/or loaded on, the same ship in one single operation exceeds 500 units, the rates specified in item (b) of the above Table in respect of units in excess of 500 shall be reduced by 50 per centum.

2. These rates do not include the charges for the inboard operation.

PART IV

SHIFTING OF UNIT LOADS OR UNITISED CARGO

1. When unit loads or unitised cargo is shifted by the ship to any quay where lighters are not used and handled by the Authority or its contractor, there shall be paid to the Authority or its contractor, as the case may be, the rates specified in the following Table:

Table

Column 1	Column 2	
(a) Unit loads or unitised cargo, except motor vehicles, unpacked and mobile, shifted during the loading or unloading of transshipment cargo, per ton	€093	
(b) Motor vehicles, unpacked, mobile, shifted during the loading or unloading of transshipment cargo, each, as follows:	} for each operation	
(i) motor cars		€1.75
(ii) vans		€2.33
(iii) trucks and chassis		€2.91

2. Where lighters are used there shall be paid the rates specified in Part I of the Fifth Schedule.

PART V

MANNER OF CALCULATING RATES

1. For the purpose of calculating rates on unit loads or unitised cargo, the tonnage shall be calculated on the actual cargo forming the unit load and shall be calculated in the manner specified in the Sixth Schedule:

Provided that in the case of trailers and containers, fees shall be calculated according to the following fixed tonnage:

Containers	20ft	23 tons
Containers	40ft	45 tons
Trailers	20ft	25 tons
Trailers	40ft	45 tons
Trailers Super Cube	40/43ft	58 tons
Reefer Containers/trailers	20ft	18 tons
Reefer Containers/trailers	40ft	26 tons:

Provided further Reefer Containers shall be construed to refer only to reefer containers containing frozen meat or frozen fish or related frozen by-products.

2. When both the actual weight and measurement in respect of every bill of lading of unit loads or unitised cargo are not recorded in the ship's manifests or bill of lading, the rates shall be calculated on the overall weight or measurements of the cargo, subject to the provisions of paragraph 1.
