

The new Directive on Port Reception Facilities for the delivery of waste from ships



HELCOM Cooperation Platform on PRF, 27 March 2019

Background and Regulatory Context

- COM(2018)33, Circular Economy Package and EU Plastics Strategy
- MARPOL Convention
- EU environmental legislation (waste and water management)
- Marine Litter from sea-based sources

Objectives

- **Two-fold objective:**

1. *Reduce discharges of waste from ships into the marine environment*
and
1. *Facilitate maritime transport operations by reducing the administrative burden*

⇒ **Contribute to the Circular Economy**

Links with the Circular Economy

- **Rationale:** contribution of sea-based sources to overall problem of marine litter: merchant ships, fishing vessels, recreational craft. Environmental vulnerability of different sea-basins. Management of waste from ships in ports.



New provisions

Three main sections:

- 1. Adequacy of port reception facilities:**
Operational and environmental conditions
- 2. Delivery of waste from ships on land:**
 - 1. Economic Incentives*
 - 2. Enforcement*
 - 3. Exemptions*
- 3. Administrative provisions**

Adequacy



- **Definition:** operational conditions and environmental operation (IMO Guidance)
- **New categories of waste:** MARPOL Annex VI, Passively fished waste
- **Application of EU waste legislation** in the context of ports: separate collection of waste
- **Waste Reception and Handling Plans:** consultations, 'appropriate plan', 'significant changes'

Incentives for delivery



- Main principles for all CRS:
 - Transparency fees and costs
 - calculation of **significant contribution**: to be applied to all ships, including fishing/recreational vessels
- **100% indirect fee for garbage (MARPOL Annex V)**: including passively fished waste, and old/derelict fishing gear
- **Differentiation** of the fee based on category, type, size and type of traffic
- **Reductions to Green Ships and ships in SSS**

Enforcement – mandatory delivery

- **Mandatory delivery in line with MARPOL norms,**
Exception based on **sufficient storage capacity**
- Reporting of the **Advance waste notification** (Annex II)
and **Waste receipt** (Annex 3);
- **Information, Monitoring and Enforcement System** for
Electronic reporting /exchange
of information (SSN/THETIS)
- **Inspection regime:**
 - inspection commitment (15%)
 - selection of ships based on **Union
Risk-Based targeting mechanism**



Exemptions

- 'Ships in scheduled traffic with frequent and regular port calls'
- Evidence of an arrangement for delivery and payment in a port along the ship's route
- Standard exemption certificate: Annex 5
- Electronic reporting and exchange of information

Administrative provisions

- Expert group for the exchange of experience
- Amendment procedure and the Exercise of delegation: *to amend the Annexes and references to IMO instruments*
- Safeguard clause (dynamic reference to MARPOL)
- Amendments to Directive 2010/65/EU

Timeline adoption/implementation

- Adoption EP: 13 March 2019
- Adoption Council: 9 April 2019
- Entry into force: 20 days after publication
- **Implementing acts:**
 - *Calculation of sufficient storage capacity*
 - *Criteria for Green Ships (Mid-2020)*
 - *Union risk-based targeting mechanism*
 - *Methodology for reporting passively fished waste*



European
Commission



Thank you for your attention

Anna Bobo-Remijn
European Commission
DG MOVE – D.2