



Transport Malta

PORTS AND YACHTING DIRECTORATE

Ref: TM/PYD/PN/03/2021

Malta Transport Centre,
Triq Pantar,
Hal Lija, LJA 2021
Malta

Tel: (356) 2122 2203
Fax: (356) 2125 0365
Email: info.tm@transport.gov.mt

www.transport.gov.mt

**Notice to: Ship Owners, Masters and Agents
Operators of Ports and Terminals
Operators of Authorised Port Reception Facilities and Undertakings
Authorised Waste Carriers**

**Port Reception Facilities for the Delivery of Waste from Ships:
Management, Collection, Transport and Disposal of Waste from Ships Calling Maltese Ports**

The Authority hereby informs all concerned parties that Directive (EU) 2019/883 on port reception facilities for the delivery of waste¹ from ships² is applicable as from 28th June 2021. The requirements of this Directive have been transposed through the Port Reception Facilities for the Delivery of Waste from Ships Regulations (S.L. 499.71)³, also coming into force on the same date.

In consultation with the Environment and Resources Authority (ERA), concerning the management, collection, transport and disposal of waste generated by ships calling in Maltese ports and terminals⁴ the Authority would like to draw the attention to the following provisions:

1. All waste discharged by ships should be handed over to authorised waste carriers who possess valid permits issued by ERA in terms of the Waste Management (Activity Registration) Regulations (S.L. 549.45); and an authorisation to operate in a port or terminal from the Authority. Waste carriers who do not hold such a permit and authorisation are not allowed to collect waste from ships;
2. The Port Reception Facilities for the Delivery of Waste from Ships Regulations also require waste carriers to be in possession of an authorisation by the Authority in order to operate in a port and terminal. However, the procedure to obtain an authorisation has not yet been established and all relevant persons will be advised accordingly before the introduction of this procedure.

¹ “Waste from ships” means all waste, including cargo residues, which is generated during the service of a ship or during loading, unloading and cleaning operations and which falls within the scope of Annexes I, II, IV, V and VI to the MARPOL Convention, as well as passively fished waste.

² Directive (EU) 2019/883 of the European Parliament of the Council of 17 April 2019 on port reception facilities for the delivery of waste from ships, amending Directive 2010/65/EU and repealing Directive 2000/59/EC.

³ Repealing the Port Reception Facilities for Ship-generated Wastes and Cargo Residues Regulations S.L. 499.30).

⁴ “Terminal” means a place where ships are moored, berthed or docked to obtain services such as handling of cargo or passengers, repairs, waste removal, bunkering, laid-up and other services related to ships and maritime activities, including marinas

3. Port and terminal operators should only give access within their respective areas to waste carriers holding a valid permit and authorisation;
4. It is prohibited to mix source separated waste such as the waste that is normally separated on board ships as per shipboard garbage management plan;
5. Authorised waste carriers shall not carry two types of source separated waste in a vehicle that is not suitably licensed for the simultaneous carriage of more than one fraction of source separated waste (e.g. paper, glass, metals, etc);
6. Source separated waste should only be delivered to the authorised material recovery facilities as per instructions given by the responsible entities;
7. Authorised waste carriers are to ensure that only general mixed waste should be directed to disposal sites designated for such purposes;
8. All authorised waste carriers should have available for inspection a copy of the original order made by the Owner, Master or Agent of the ship and a copy of the Waste Delivery Receipt handed to the Master specifying the estimated amount of waste collected;
9. Wastes classified as hazardous wastes (e.g. waste oils, batteries, etc.) should be accompanied by Consignment Permits and Consignment Notes issued by ERA;
10. A copy of the Waste Delivery Receipts, Consignment Permits and Consignment Notes, clearly showing the amounts of the different types of waste which were received from the ship, has to be handed over to the port or terminal Operator before leaving such port or terminal; and
11. Terminal Operators have to maintain a record of the Waste Delivery Receipt, Consignment Permits and Consignment Notes of waste for eventual verification with the authorised waste reception facility and inspections, including by the Authority. This procedure should also be included in the Waste Reception and Handling Plan.

The Authority wishes to remind all concerned regarding their responsibility to observe and comply in full with the legislation and directions given by the relevant competent authority from time to time. Without prejudice to any legal and enforcement action in terms of the Laws of Malta that may be taken in respect of any breach or non-compliance, a ship may be inspected, directed to deliver the waste on board and detained until there is compliance.

Port Notices 05/2008 and 05/2012 are hereby being revoked.



Capt David Bugeja
Chief Officer and Harbour Master

9 August 2021