



Transport Malta

PORTS AND YACHTING DIRECTORATE

Ref: TM/PYD/PN/06/2021

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

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

**Port Reception Facilities for the Delivery of Waste from Ships:
Waste Reception and Handling Plans**

The Authority hereby reminds all Operators of ports and terminals of their obligation to prepare and keep in place updated Waste Reception and Handling Plans. These Plans shall be prepared following ongoing consultations with all stakeholders and are in accordance with the provisions of 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.

The abovementioned Regulations apply to any port or terminal within a port in Malta, including yachting centres, facilities and fishing ports, and to all ships, including fishing vessels and recreational craft calling such ports and terminals. The Operator shall ensure that adequate authorised port reception facilities are available to meet the needs of ships normally using the port, terminal, facility and yachting centre in question without causing undue delay to such ships.

Moreover, a port, or terminal operator, may join with any other neighbouring port or terminal operators in the same geographical area in the provision of the port reception facilities and develop a Waste Reception and Handling Plan accordingly, subject that there is appropriate involvement of each port or terminal operator and that the need for and availability of port reception facilities are clearly specified for each port or terminal.

A port or terminal operator shall ensure that the following information from the Waste Reception and Handling Plan, dealing with the availability of adequate and authorised port reception facilities in the respective port or terminal and the structure of costs, is clearly communicated to

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).



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the ship operators, is made publicly available and is easily accessible, in the English language and, if deemed appropriate, also in the Maltese language:

- (a) the location of the port reception facilities applicable to each berth, and where relevant, their opening hours;
- (b) a list of waste from ships normally managed by such port or terminal;
- (c) the list of contact points, of the port reception facility operators and of the services provided;
- (d) a description of the procedures for the delivery of the waste; and
- (e) a description of the cost recovery system, including waste management schemes and funds as advised by the Authority from time to time, where applicable.

All the above information shall be made available electronically and kept up-to-date by the port or terminal operator; and shall be communicated as requested from time to time to the Authority.

Additionally, Waste Reception and Handling Plans must comply with the detailed requirements listed in the Annex to this Port Notice.

All port and terminal Operators shall submit their updated Waste Reception and Handling Plans to the Authority for approval within six (6) months from the date of this Port Notice. Furthermore, such Plans must be submitted to Authority:

- i. Within three (3) months from the first day of operation of a new port or terminal;
- ii. Within nine (9) months of any significant change to the operation of a port or terminal since the most recent plan was approved by the Authority; and
- iii. Not later than five (5) years after the most recent plan was approved by the Authority. Provided that where during the previous five-year period no significant changes have taken place, the reapproval by the Authority may consist of a validation of the existing Plan.

Waste Reception and Handling Plans must be approved or validated by the Authority prior to being implemented.

The liability and responsibility for the observance of this Port Notice and the abovementioned Regulations shall rest solely with the abovementioned concerned parties.

For any follow-up inspection with respect to the implementation of the Waste Reception and Handling Plan and the Regulations, an administrative fee of €100 shall be applicable.

Port Notice 02/2017 is hereby being revoked.

Capt David Bugeja
Chief Officer and Harbour Master

09 August 2021

Annex

Requirements for Waste Reception and Handling Plans

1. Waste reception and handling plans shall cover all types of waste originating from ships normally visiting the port or terminal and shall be developed according to the size of the port or terminal and the types of ships calling at that port or terminal.
2. Waste reception and handling plans shall address the following elements, in detail:
 - (a) an assessment of the need for port reception facilities, in light of the need of the ships normally visiting the port or terminal;
 - (b) a description of the type and capacity of port reception facilities;
 - (c) a description of the procedures for the reception and collection of waste from ships;
 - (d) a description of the cost recovery system;
 - (e) a description of the procedure for reporting alleged inadequacies of port reception facilities;
 - (f) a description of the procedure for ongoing consultations with port or terminal users, authorised waste management undertakings and contractors, terminal operators and other interested parties; and
 - (g) an overview of the type and quantities of waste received from ships and handled in the facilities.
3. In addition, waste reception and handling plans should include:
 - (a) a summary of the relevant national legislation and the procedure and formalities for the delivery of the waste to port facilities;
 - (b) an identification of a point of contact to be responsible for the implementation of the waste reception and handling plan;
 - (c) a description of the pre-treatment equipment and process for specific waste streams in the port or terminal, if any;
 - (d) a description of methods for recording the actual use of the port reception facilities;
 - (e) a description of methods for recording the amounts waste delivered from ships received; and
 - (f) a description of methods for managing the different waste streams in the port or terminal.



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The procedures for reception, collection, storage, treatment and disposal of waste should conform in all respects to an environmental management scheme suitable for the progressive reduction of the environmental impact of these activities. Such conformity shall be presumed if the procedures are in compliance with Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC.

4. Waste reception and handling plans shall also comply with the provisions of regulation 6(3).