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I

(Acts whose publication is obligatory)

COUNCIL REGULATION (EC) No 3050/95

of 22 December 1995

temporarily suspending the autonomous Common Customs Tariff duties on a number of products intended for the construction, maintenance and repair of aircraft

THE COUNCIL OF THE EUROPEAN UNION,

HAS ADOPTED THIS REGULATION:

Article 1

Having regard to the Treaty establishing the European Community, and in particular Article 28 thereof,

Having regard to the proposal from the Commission,

Whereas production of the products referred to in this Regulation is at present inadequate or non-existent within the Community and producers are thus unable to meet the needs of user industries in the Community;

Whereas it is in the Community's interest to suspend the autonomous Common Customs Tariff duties for these products completely;

Whereas the decision for the suspension of these autonomous duties should be taken by the Community;

Whereas the regulations temporarily suspending the autonomous duties for aircrafts have not been modified in substance over these last years; whereas, due to this fact, in an effort to rationalize the entry into force of the measures concerned, it appears appropriate not to limit the period of validity of this Regulation, as modification to its scope can be effected by Council regulation in cases of need;

Whereas Council or Commission Decisions amending the combined nomenclature and Taric Codes result in no substantive changes; whereas, in the interests of simplification, provision should be made to empower the Commission, after consulting the Customs Code Committee, to make the necessary amendments and technical adjustments to this Regulation,

The autonomous Common Customs Tariff duties for the products listed in the Annex shall be totally suspended where, provided that the said products are intended for the construction, maintenance and repair of aircraft of an unladen weight exceeding 2 000 kilograms. The control of the end use is effected, conforming to Articles 291 to 304 of Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽¹⁾.

Article 2

The provisions necessary for the application of this Regulation, namely amendments and technical adjustments necessitated by changes in the combined nomenclature or Taric Codes shall be adopted by the Commission according to the procedure provided for in Article 3.

Article 3

1. The Commission shall be assisted by the Customs Code Committee set up under Article 247 of Council Regulation (EEC) No 2913/92 ⁽²⁾.

2. The Commission representative shall submit to the Committee a draft of the measures to be taken. The Committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according

⁽¹⁾ OJ No L 253, 11. 10. 1993, p. 1. Regulation as last amended by Regulation (EC) No 1762/95 (OJ No L 171, 21. 7. 1995, p. 8).

⁽²⁾ OJ No L 302, 19. 10. 1992, p. 1. Regulation as last amended by the 1994 Act of Accession.

to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148 (2) of the EC Treaty in the case of Decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the Committee shall be weighted in the manner set out in that Article. The chairman shall not vote.

The Commission shall adopt measures which shall apply immediately. However, if these measures are not in accordance with the opinion of the Committee, they shall be communicated by the Commission to the Council forthwith. In that event, the Commission shall defer application of the measures which it has decided for a period of three months from the date of this communication.

This Regulation shall be binding in its entirety and directly application in all Member States.

Done at Brussels, 22 December 1995.

The Council, acting by a qualified majority, may take a different decision within the time limit referred to in the preceding subparagraph.

3. The Committee may examine any question concerning the application of this Regulation which is raised by its chairman, either on his own initiative or at the request of a Member State.

Article 4

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

It shall apply from 1 January 1996.

For the Council

The President

L. ATIENZA SERNA

ANNEX

HS code	CN code	Description
3813	ex 3813 00 00	Preparations and charges for fire-extinguishers; charged fire-extinguishing grenades: Preparations and charges for fire-extinguishers of heading No 8424
3819	ex 3819 00 00	Hydraulic brake fluids and other prepared liquids for hydraulic transmission, not containing or containing less than 70 % by weight of petroleum oils or oils obtained from bituminous minerals: — based on silicate or phosphoric esters
3901	ex 3901 30 00 ex 3901 90 00	Polymers of ethylene, in primary forms: — Ethylene-vinyl acetate copolymers, for cavity filling — Other, for cavity filling
3902	ex 3902 30 00 ex 3902 90 00	Polymers of propylene or of other olefins, in primary forms: — Propylene copolymers, for cavity filling — Other, for cavity filling
3904	ex 3904 10 00 ex 3904 21 00 ex 3904 22 00 ex 3904 40 00 ex 3904 50 00 ex 3904 69 00 ex 3904 90 00	Polymers of vinyl chloride or of other halogenated olefins, in primary forms: — Polyvinyl chloride, not mixed with any other substances, in the form of granules — Other polyvinyl chloride, non-plasticized, in the form of granules — Other polyvinyl chloride, plasticized, in the form of granules — Other vinyl chloride copolymers, for cavity filling — Vinylidene chloride copolymers, for cavity filling — Other fluoro-polymers, for cavity filling — Other, for cavity filling
3905	ex 3905 19 00 ex 3905 29 00 ex 3905 91 00 ex 3905 99 00	Polymers of vinyl acetate or of other vinyl esters, in primary forms; other vinyl polymers in primary forms: — Other polymers of vinyl acetate, for cavity filling — Other, for cavity filling
3911	ex 3911 10 00 ex 3911 90 90	Petroleum resins, coumarone-indene resins, polyterpenes, polysulphides, polysulphones and other products specified in note 3 to this chapter, not elsewhere specified or included, in primary forms: — Petroleum resins, coumarone, indene or coumarone-indene resins and polyterpenes, for cavity filling — Other, for cavity filling

HS code	CN code	Description
3916	3916 10 00 3916 20 10 3916 20 90 3916 90 51 3916 90 59	Monofilament of which any cross-sectional dimension exceeds 1 mm, rods, sticks and profile shapes, whether or not surface-worked but not otherwise worked, of plastics: — Of polymers of ethylene — Of polyvinyl chloride — Of other polymers of vinyl chloride — Of polymers of propylene — Of other addition polymerization products
3917	3917 21 10 3917 21 99 3917 22 10 3917 22 99 3917 23 10 3917 23 99 3917 29 15 3917 29 99 3917 31 90 3917 32 31 3917 32 35 3917 32 39 3917 39 15	Tubes, pipes and hoses, and fittings therefor (for example joints, elbows, flanges), of plastics: Tubes, pipes and hoses, rigid: Of polymers of ethylene: — Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked — Other Of polymers of propylene: — Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked — Other Of polymers of vinyl chloride: — Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked — Other Of addition polymerization products: — Seamless and of a length exceeding the maximum cross-sectional dimension, whether or not surface-worked, but not otherwise worked — Other Flexible tubes, pipes and hoses: — Other — Of polymers of ethylene — Of polymers of vinyl chloride — Of other addition polymerization products — Of addition polymerization products
3918	All codes	Floor coverings of plastics, whether or not self-adhesive, in rolls or in the form of tiles; wall or ceiling coverings of plastics, as defined in note 9 to this chapter
3919	3919 10 61 3919 10 69 3919 90 61 3919 90 69	Self-adhesive plates, sheets, film, foil, tape strip and other flat shapes, of plastics whether or not in rolls: In rolls of a width not exceeding 20 cm: — Of plasticized polyvinyl chloride or of polyethylene — Of other addition polymerization products Other: — Of plasticized polyvinyl chloride or of polyethylene — Of other addition polymerization products

HS code	CN code	Description
3920		Other plates, sheets, film, foil and strip, of plastics, non-cellular and not reinforced, laminated, supported or similarly combined with other materials: Of polymers of ethylene: Of a thickness not exceeding 0,125 mm: Of polyethylene having a specific gravity of: 3920 10 22 — Less than 0,94 3920 10 28 — 0,94 or more 3920 10 40 — Other 3920 10 80 Of polymers of ethylene of a thickness exceeding 0,125 mm Of polymers of propylene: Of a thickness not exceeding 0,10 mm: 3920 20 21 — Biaxially oriented 3920 20 29 — Other Of a thickness exceeding 0,10 mm: 3920 20 90 — Other ex 3920 30 00 — Of acrylonitrile-butadiene-styrene Of polymers of vinyl chloride, rigid: 3920 41 11 — Non-plasticized, of a thickness not exceeding 1 mm 3920 41 19 — Non-plasticized, of a thickness exceeding 1 mm 3920 41 91 — Plasticized, of a thickness not exceeding 1 mm 3920 41 99 — Plasticized, of a thickness exceeding 1 mm Of polymers of vinyl chloride, flexible: 3920 42 11 — Non-plasticized, of a thickness not exceeding 1 mm 3920 42 19 — Non-plasticized, of a thickness exceeding 1 mm 3920 42 91 — Plasticized, of a thickness not exceeding 1 mm 3920 42 99 — Plasticized, of a thickness exceeding 1 mm Of other plastics: 3920 91 00 — Of polyvinyl butyral 3920 99 50 — Of addition polymerization products
3921		Other plates, sheets, film, foil and strip, of plastics: Cellular: ex 3921 11 00 — Of acrylonitrile-butadiene-styrene 3921 12 00 — Of polymers of vinyl chloride 3921 19 90 — Of other plastics Non-cellular: 3921 90 60 — Of other addition polymerization products

HS code	CN code	Description
6815	ex 6815 10 90	Articles of stone or of other mineral substances (including carbon fibres, articles of carbon fibres and articles of peat), not elsewhere specified or included: — Filters, washers and other articles of agglomerated carbon or of graphite
7019	ex 7019 31 00 ex 7019 32 00 ex 7019 39 10 ex 7019 39 90	Glass fibres (including glass wool) and articles thereof (for example, yarn, woven fabrics): — Mats of low moisture-absorption capacity — Thin sheets (voiles) of low moisture-absorption capacity — Boards and similar non-woven products of low moisture-absorption capacity, covered with paper or metal — Other boards and similar non-woven products of low moisture-absorption capacity
7304	ex 7304 31 91 ex 7304 39 91 ex 7304 41 90 ex 7304 49 91 ex 7304 51 19 ex 7304 51 91 ex 7304 59 31 ex 7304 59 39 ex 7304 59 91 ex 7304 90 90	Tubes, pipes and hollow profiles, seamless, of iron (other than cast iron) or steel: — Tubes and pipes, ready for fitting, usable as hydraulic conduits or as conduits for fuel-oil or lubricants
7306	ex 7306 30 21 ex 7306 30 29 ex 7306 30 71 ex 7306 30 78 ex 7306 40 91 ex 7306 40 99 ex 7306 50 91 ex 7306 50 99 ex 7306 60 90 ex 7306 90 00	Other tubes, pipes and hollow profiles (for example, open seam or welded, riveted or similarly closed), of iron or steel: — Tubes and pipes, ready for fitting, usable as hydraulic conduits or as conduits for fuel-oil or lubricants
7307	All codes with the exception of 7307 11 10 to 7307 19 90	Tube or pipe fittings (for example couplings, elbows, sleeves), of iron (other than cast iron) or steel
7311	ex 7311 00 10	Containers for compressed or liquefied gas, of iron or steel: — Seamless, of iron (other than cast iron) or steel, for pressurization

HS code	CN code	Description
7318	7318 12 10 7318 12 90 7318 13 00 7318 14 10 7318 14 91 7318 14 99 ex 7318 15 10 ex 7318 15 30 to ex 7318 15 90 ex 7318 16 10 to ex 7318 16 99 7318 19 00 7318 21 00 to 7318 29 00	Screws, bolts, nuts, coach screws, screw hooks, rivets, cotters, cotter-pins, washers (including spring washers) and similar articles, of iron or steel: Threaded articles: — Wood screws, of stainless steel — Other wood screws — Screw hooks and screw rings — Self-tapping screws of stainless steel — Spaced-thread screws — Other — Other screws and bolts, whether or not with their nuts or washers, other than self-locking bolts and nuts (of the type 'Hi-lok') — Nuts, other than self-locking nuts (of the type 'Hi-lok') — Other Non-threaded articles
7320	All codes	Springs and leaves for springs, of iron or steel
7325	ex 7325 99 99	Other cast articles of iron or steel: — Collars, flanges and other devices for fixing, jointing, clamping or spacing — Devices for cargo-storage and -clamping — Balls used in freight-loading systems
7326	ex 7326 90 91 ex 7326 90 93 ex 7326 90 95 ex 7326 90 97	Other articles of iron or steel: — Collars, flanges and other devices for fixing, jointing, clamping or spacing — Devices for cargo-storage and -clamping — Balls used in freight-loading systems
7604	ex 7604 10 90 ex 7604 29 90 ex 7604 10 90 ex 7604 29 90	Aluminium bars, rods and profiles: — Profiles bearing a specific manufacture number — Conical profiles for reinforcing lateral rudders
7606	All codes with the exception of 7606 12 10	Aluminium plates, sheets and strip, of a thickness exceeding 0,2 mm: — Plates bearing a specific manufacture number

HS code	CN code	Description
7608	ex 7608 10 90 ex 7608 20 30 ex 7608 20 99	Aluminium tubes and pipes: — Tubes and pipes, ready for fitting, usable as hydraulic conduits or as conduits for fuel-oil or lubricants
7609	7609 00 00	Aluminium tube or pipe fittings (for example, couplings, elbows, sleeves)
7613	ex 7613 00 00	Aluminium bottles for inflating escape-chutes
7616	ex 7616 10 00 ex 7616 99 10 ex 7616 99 90 ex 7616 99 10 ex 7616 99 90 ex 7616 99 90	Other articles of aluminium: — Nails, tacks, staples (other than those of heading No 8305), screws, bolts, nuts, screw hooks, rivets, cotters, cotter-pins, washers and similar articles, other than self-locking bolts and nuts (of the type 'Hi-lok') — Collars, flanges and other devices for fixing jointing, clamping or spacing — 'Quick-change' apparatus for transforming passenger transport aeroplanes into goods transport aeroplanes and vice versa — Plates and sheets of variable thickness, obtained by lamination, of a width of 1 200 mm or more
8108	ex 8108 90 70 ex 8108 90 90	Titanium and articles thereof, including waste and scrap: — Thin-walled tubes, ready for use in ventilation and air-conditioning systems — Bolts, nuts, screws, rivets and similar articles complying with United States standards, other than self-locking bolts and nuts (of the type 'Hi-lok')
8308	8308 20 00	Clasps, frames with clasps, buckles, buckle-clasps, hooks, eyes, eyelets and the like, of base metal, of a kind used for clothing, footwear, awnings, handbags, travel goods or other made up articles, tubular or bifurcated rivets, of base metal; beads and spangles of base metal: — Tubular or bifurcated rivets
8418	8418 99 10 ex 8418 99 90	Refrigerators, freezers and other refrigerating or freezing equipment, electric or other; heat pumps other than air-conditioning machines of heading No 8415: — Evaporators and condensers, excluding those for refrigerators of the household type — Parts of refrigerating equipment adapted to the air-conditioning system
8421	8421 99 00	Centrifuges, including centrifugal dryers; filtering or purifying machinery and apparatus, for liquids or gases: — Parts of filtering or purifying machinery and apparatus, for liquids or gases
8424	ex 8424 90 00	Mechanical appliances (whether or not hand-operated) for projecting, dispersing or spraying liquids or powders; fire extinguishers, whether or not charged; spray-guns and similar appliances; steam or sand-blasting machines and similar jet projecting machines: — Parts of fire extinguishers

HS code	CN code	Description
8431	ex 8431 10 00 ex 8431 31 00 ex 8431 39 90 ex 8431 49 20 ex 8431 49 80	Parts suitable for use solely or principally with the machinery of heading Nos 8425 to 8430: — Parts of jacks — Parts of apparatus for fixing permanently in aeroplanes and used for loading, unloading and stowing freight
8473	ex 8473 30 10 ex 8473 30 90	Parts and accessories (other than covers, carrying cases and the like) suitable for use solely or principally with machines of heading Nos 8469 to 8472: — Parts and accessories for computers of heading No 8471 forming part of the navigation instruments or apparatus of Chapter 90, used exclusively to carry out the calculations appropriate to such instruments or apparatus
8481	All codes with the exception of 8481 80 31 to 8481 80 61 8481 80 71	Taps, cocks, valves and similar appliances for pipes, boiler shells, tanks, vats or the like, including pressure-reducing valves and thermostatically controlled valves
8485	8485 90 10 to 8485 90 80	Machinery parts, not containing electrical connectors, insulators, coils, contacts or other electrical features, not specified or included elsewhere in this chapter: — Other machinery parts
8501	8501 10 10 8501 10 91 8501 10 93 8501 10 99 ex 8501 20 90 ex 8501 31 90 ex 8501 33 90 ex 8501 40 91 ex 8501 40 99 ex 8501 51 90 ex 8501 53 92 8501 53 94 8501 53 99	Electric motors and generators (excluding generating sets): — Synchronous motors of an output not exceeding 18 W — Other motors of an output of less than 750 W or of an output exceeding 150 kW
8503	All codes	Parts suitable for use solely or principally with the machines of heading No 8501 or 8502
8504	8504 90 11 8504 90 19 8504 90 90	Electrical transformers, static converters (for example rectifiers) and inductors: — Parts of transformers, static converters and inductors

HS code	CN code	Description
8505	All codes	Electro-magnets, permanent magnets and articles intended to become permanent magnets after magnetization; electro-magnetic or permanent magnet chucks, clamps and similar holding devices; electro-magnetic couplings, clutches and brakes; electro-magnetic lifting heads
8511	8511 90 00	Electrical ignition or starting equipment of a kind used for spark-ignition or compression-ignition internal combustion engines (for example, ignition magnetos, magneto-dynamos, ignition coils, sparking plugs and glow plugs, starter motors); generators (for example, dynamos, alternators) and cut-outs of a kind used in conjunction with such engines: — Parts
8516	ex 8516 90 00	Electric instantaneous or storage water heaters and immersion heaters; electric space heating apparatus and soil heating apparatus; electro-thermic hair-dressing apparatus (for example, hair dryers, hair curlers, curling tong heaters) and hand dryers; electric smoothing irons; other electro-thermic appliances of a kind used for domestic purposes; electric heating resistors, other than those of heading No 8545: — Parts of heaters for aircraft and for wing surfaces, mounted on propeller aeroplanes
8518	8518 90 00	Microphones and stands therefor; loudspeakers, whether or not mounted in their enclosures; headphones, earphones and combined microphone/speaker sets; audio-frequency electric amplifiers; electric sound amplifier sets: — Parts
8519	ex 8519 93 81 ex 8519 93 89 ex 8519 99 90	Turntables (record-decks), record-players, cassette-players and other sound reproducing apparatus, not incorporating a sound recording device: — Music reproducers and automatic announcers
8521	ex 8521 90 00	Video recording or reproducing apparatus, whether or not incorporating a video tuner: — Video recording or reproducing apparatus, other than magnetic tape-type
8522	ex 8522 90 91 ex 8522 90 98 ex 8522 90 91 ex 8522 90 98	Parts and accessories suitable for use solely or principally with the apparatus of heading Nos 8519 to 8521: — Parts and accessories of cockpit voice-recorders — Parts and accessories for music reproducers and automatic announcers
8528	ex 8528 30 10	Reception apparatus for television, whether or not incorporating radio-broadcast receivers or sound or video recording or reproducing apparatus; video monitors and video projectors: — Video projector consisting of three cathode-ray tubes, each with a lens

HS code	CN code	Description
8529	ex 8529 90 70 ex 8529 90 81 ex 8529 90 89	Parts suitable for use solely or principally with apparatus of heading Nos 8525 to 8528: — Other: of other transmitter-receivers excluding VHF radio communication transmitter-receivers complying with standard ARINC 566 A, and on-board intercommunication systems complying with standard ARINC 306 or 412 of receivers excluding radio-broadcasting or television apparatus and receivers for selective calling equipment (SELCAL) complying with standard ARINC 531 or 596 Other, excluding receivers for OMEGA radio navigation systems complying with standard ARINC 580 or 599
8531	8531 90 10 8531 90 90	Electric sound or visual signalling apparatus (for example, bells, sirens, indicator panels, burglar or fire alarms), other than those of heading No 8512 or 8530: — Parts
8532	All codes	Electrical capacitors, fixed, variable or adjustable (pre-set)
8533	All codes	Electrical resistors (including rheostats and potentiometers), other than heating resistors
8534	All codes	Printed circuits
8535	All codes	Electrical apparatus for switching or protecting electrical circuits, or for making connections to or in electrical circuits (for example, switches, fuses, lightning arrestors, voltage limiters, surge suppressors, plugs, junction boxes), for a voltage exceeding 1 000 V
8536	All codes	Electrical apparatus for switching or protecting electrical circuits, or for making connections to or in electrical circuits (for example switches, relays, fuses, surge suppressors, plugs, sockets, lamp-holders, junction boxes), for a voltage not exceeding 1 000 V
8537	All codes	Boards, panels, consoles, desks, cabinets and other bases, equipped with two or more apparatus of heading No 8535 or 8536, for electric control or the distribution of electricity, including those incorporating instruments or apparatus of Chapter 90, and numerical control apparatus, other than switching apparatus of heading No 8517
8538	All codes	Parts suitable for use solely or principally with the apparatus of heading Nos 8535, 8536 or 8537

HS code	CN code	Description
8539	ex 8539 21 92 ex 8539 21 98 ex 8539 22 10 ex 8539 22 90 ex 8539 29 92 ex 8539 29 98 ex 8539 31 10 ex 8539 31 90 ex 8539 32 90 ex 8539 39 00	Electric filament or discharge lamps, including sealed-beam lamp units and ultraviolet or infra-red lamps; arc-lamps: — Filament lamps for lighting — Discharge lamps and tubes for lighting, including dual lamps and tubes
8540	All codes	Thermionic, cold cathode or photocathode valves and tubes (for example, vacuum or vapour or gas filled valves and tubes, mercury arc rectifying valves and tubes, cathode-ray tubes, television camera tubes)
8541	8541 40 91 8541 40 93 8541 40 99 8541 60 00	Diodes, transistors and similar semiconductor devices; photosensitive semiconductor devices, including photovoltaic cells whether or not assembled in modules or made up into panels; light-emitting diodes; mounted piezo-electric crystals: — Solar cells whether or not assembled in modules or made up into panels — Photodiodes, phototransistors, photothyristors and photocouples — Other photosensitive semiconductor devices, other than light-emitting diodes — Mounted piezo-electric crystals
8543	ex 8543 89 90	Electrical machines and apparatus, having individual functions, not specified or included elsewhere in this chapter: — Engine-pressure indicators
8548	8548 90 00	Waste and scrap of primary cells, primary batteries and electric accumulators; spent primary cells, spent primary batteries and spent electric accumulators; electrical parts of machinery or apparatus, not specified or included elsewhere in this chapter: — other
9007	9007 20 00 9007 92 00	Cinematographic cameras and projectors, whether or not incorporating sound recording or reproducing apparatus: — Projectors — Parts and accessories for projectors

HS code	CN code	Description
9015	9015 10 10 9015 10 90 ex 9015 80 11 ex 9015 80 93 ex 9015 90 00	Surveying (including photogrammetrical surveying), hydrographic, oceanographic, hydrological, meteorological or geophysical instruments and appliances, excluding compasses; rangefinders: — Electronic rangefinders — Other rangefinders — Electronic meteorological instruments and apparatus — Non-electronic meteorological instruments and rangefinders — Parts for meteorological instruments and rangefinders
9020	ex 9020 00 90	Other breathing appliances and gas masks, excluding protective masks having neither mechanical parts nor replaceable filters: — Parts of breathing appliances and gas masks
9107	ex 9107 00 00	Time switches, with clock or watch movement or with synchronous motor: — Time switches with clock or watch movement, used in automatic systems
9110	ex 9110 12 00 ex 9110 90 00	Complete watch or clock movements, unassembled or partly assembled (movement sets); incomplete watch or clock movements, assembled; rough watch or clock movements: — Incomplete watch or clock movements, assembled, used in automatic systems
9114	All codes	Other clock or watch parts
9401	ex 9401 10 90 ex 9401 90 10	Seats (other than those of heading No 9402), whether or not convertible into beds, and parts thereof: — Leather-covered seats, specially-designed for the crew — Parts of seats specially-designed for the crew

COUNCIL REGULATION (EC) No 3051/95

of 8 December 1995

on the safety management of roll-on/roll-off passenger ferries (ro-ro ferries)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 84 (2) thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the Economic and Social Committee ⁽²⁾,

Acting in accordance with the procedure referred to in Article 189c of the Treaty ⁽³⁾,

Whereas the Community is seriously concerned by shipping casualties with loss of life;

Whereas the International Safety Management Code providing for the safe operation of ships and for pollution prevention, hereinafter referred to as the 'ISM Code', was adopted by the International Maritime Organization (IMO) through Assembly Resolution A.741(18) of 4 November 1993 in the presence of the Member States and, through its incorporation into the International Convention on the Safety of Life at Sea 1974, will apply to ro-ro passenger vessels from 1 July 1998;

Whereas this represents one of a series of measures to improve safety at sea; whereas the ISM Code is not yet of a mandatory but of a recommendatory nature;

Whereas safety of human life at sea may be effectively enhanced by applying the ISM Code strictly and on a mandatory basis;

Whereas the Community's most urgent concern is for the safety management of ro-ro passenger ferries; whereas a uniform and coherent implementation of the ISM Code in all Member States can constitute a step towards the safety management of ro-ro passenger ferries;

Whereas in its resolution of 22 December 1994 on the safety of roll-on/roll-off passenger ferries ⁽⁴⁾, the Council invited the Commission to submit a proposal on the advance mandatory application of the ISM Code to all regular roll-on/roll-off passenger ferry services operating to or from European ports, in compliance with international law;

Whereas strict and mandatory application of the ISM Code is required to ensure the establishment and proper maintenance of safety management systems by companies operating seagoing ro-ro passenger ferries both at ship and at company level;

Whereas action at Community level is the best way to ensure advance mandatory enforcement of the provisions of the ISM Code and effective control of its application, while avoiding distortion of competition between different Community ports and ro-ro ferries; whereas only a regulation, which is of direct applicability, can ensure such enforcement; whereas advance implementation requires that the Regulation be applicable as from 1 July 1996;

Whereas the advance mandatory implementation of the ISM Code to all ro-ro ferries regardless of their flag also takes into account the request contained in point 2 of IMO Resolution A.741(18) which strongly urges Governments to implement the Code as soon as possible, giving priority *inter alia* to passenger ships;

Whereas the safety of ships is the primary responsibility of flag States; whereas Member States can ensure compliance with adequate safety management rules by ferries flying their flag and companies operating them; whereas the only way to ensure the safety of all ro-ro ferries, irrespective of their flag, operating or wishing to operate on a regular service from their ports is for the Member States to require effective compliance with safety rules as a condition for operating on a regular service from their ports;

Whereas companies operating ro-ro ferries exclusively in sheltered waters between ports in the same Member State constitute a more limited risk and will need to assume a proportionately greater administrative work-load than

⁽¹⁾ OJ No C 298, 11. 11. 1995, p. 23, and amended proposal submitted on 15 June 1995 (OJ No C 288, 11. 11. 1995, p. 31).

⁽²⁾ OJ No C 236, 11. 9. 1995, p. 42.

⁽³⁾ Opinion of the European Parliament of 14 June 1995 (OJ No C 166, 3. 7. 1995, p. 55), Council common position of 28 September 1995 (OJ No C 297, 10. 11. 1995, p. 1) and decision of the European Parliament of 29 November 1995 (not yet published in the Official Journal).

⁽⁴⁾ OJ No C 379, 31. 12. 1994, p. 8.

other companies, and should therefore enjoy a temporary derogation;

Whereas it is necessary to identify the requirements under which the provisions of the ISM Code are enforced and to define the conditions for the issue and verification of the document of compliance and of the safety management certificate;

Whereas Member States might find it necessary to delegate or rely upon specialized bodies in order to fulfil their obligations pursuant to this Regulation; whereas the appropriate way of ensuring a uniform and adequate level of control is to require that such bodies should only be those which meet the requirements of Council Directive 94/57/EC of 22 November 1994 on common rules and standards for ship inspection and survey organizations and for the relevant activities of maritime administrations ⁽¹⁾;

Whereas a Member State must have the possibility of suspending the operation of certain ro-ro ferries from its ports where it considers that there is a risk of serious danger to safety of life or property or the environment, subject to a decision to be taken in the framework of a regulatory committee, to which the Member States must conform;

Whereas a simplified procedure involving a committee of a regulatory nature is necessary to amend this Regulation taking into account developments at international level;

Whereas the rapid introduction of these safety rules raises specific technical and administrative problems for Greece because of the very large number of companies established in Greece operating ferries under the Greek flag and exclusively between Greek ports; whereas a derogation of limited duration to cover this situation should therefore be granted bearing in mind in addition that regular passenger and ferry services between Greek ports have been excluded until 1 January 2004 from the freedom to provide services granted by Council Regulation (EEC) No 3577/92 of 7 December 1992 applying the principle of freedom to provide services to maritime transport within Member States (maritime cabotage) ⁽²⁾,

HAS ADOPTED THIS REGULATION:

Article 1

The purpose of this Regulation is to enhance the safe management, safe operation and pollution prevention of ro-ro passenger ferries operating to or from ports of the Member States of the Community on a regular service by

ensuring that companies operating ro-ro ferries comply with the ISM Code through:

- the establishment and proper maintenance of shipboard and shore-based safety management systems by companies, and
- the control thereof by flag and port State administrations.

Article 2

For the purpose of this Regulation and with a view to the implementation of the ISM Code:

- (a) 'ro-ro ferry' means a seagoing passenger vessel with facilities to enable road or rail vehicles to roll on and roll off the vessel, and carrying more than 12 passengers;
- (b) 'regular service' means a series of ro-ro ferry crossings operated so as to serve traffic between the same two or more points, either:
 1. according to a published timetable; or
 2. with crossings so regular or frequent that they constitute a recognizable systematic series;
- (c) 'company' means the owner of a ro-ro ferry or any other organization or person such as the manager, or the bareboat charterer, who has assumed responsibility for operating the ro-ro ferry from the owner;
- (d) 'recognized organization' means a body recognized in compliance with the provisions of Directive 94/57/EC;
- (e) 'ISM Code' means the International Management Code for the Safe Operation of Ships and for Pollution Prevention, adopted by the IMO through Assembly Resolution A.741(18) of 4 November 1993, and annexed to this Regulation;
- (f) 'administration' means the Government of the State whose flag the ro-ro ferry is entitled to fly;
- (g) 'document of compliance' means the document issued to companies in conformity with paragraph 13.2 of the ISM Code;
- (h) 'safety management certificate' means the certificate issued to ro-ro ferries in conformity with paragraph 13.4 of the ISM Code;
- (i) 'sheltered waters' means areas where the annual probability of the significant wave height exceeding 1,5 m is less than 10 %, and in which a ro-ro ferry is at no time more than six nautical miles from a place of refuge where shipwrecked persons can land.

Article 3

The Regulation shall apply to all companies, operating at least one ro-ro ferry to or from a port of a Member State of the Community on a regular service regardless of its flag.

⁽¹⁾ OJ No L 319, 12. 12. 1994, p. 20.

⁽²⁾ OJ No L 364, 12. 12. 1992, p. 7.

Article 4

1. All companies shall comply with all the provisions of paragraphs 1.2 to 13.1 and of paragraph 13.3 of the ISM Code, as if the provisions thereof were mandatory, as a requirement for their vessels to provide regular services to or from a port of a Member State of the Community.

2. By way of derogation from paragraph 1, companies operating a ro-ro ferry or ferries on a regular service exclusively in sheltered waters between ports situated in the same Member State may defer compliance with the provisions of this Regulation until 1 July 1997.

Article 5

1. Member States shall comply with the provisions of paragraphs 13.2, 13.4 and 13.5 of the ISM Code as if the provisions thereof were mandatory, in relation to companies and ro-ro ferries.

2. For the purposes of paragraph 1, Member States may only authorize, or rely upon, fully or in part, a recognized organization.

For the purposes of paragraph 13.2 of the ISM Code, a Member State may only issue documents of compliance for a company which has its principal place of business on its own territory. Prior to such issue, the Member States shall consult the administration of the States whose flag the ro-ro ferries of that company are entitled to fly, if that administration is not that of the issuing Member State.

3. The document of compliance shall only be valid for five years from the date of its issue, provided always that a verification takes place once a year, in order to confirm the proper functioning of the safety management system, and to confirm that possible modifications introduced since the latest verification satisfy the provisions of the ISM Code.

4. The safety management certificate shall only be valid for five years from the date of its issue, provided always that an intermediate verification takes place at least every 30 months or more frequently in order to confirm the proper functioning of the safety management system and to confirm that possible modifications introduced since the latest verification satisfy the provisions of the ISM Code.

5. For the purposes of this Regulation, and in particular Article 6, each Member State shall accept a document of compliance or a safety management certificate issued by the administration of any other Member State or by a recognized organization acting on its behalf.

6. A Member State shall recognize the documents of compliance and safety management certificates issued by, or on behalf of, the administrations of third countries if it is satisfied that they demonstrate compliance with the provisions of this Regulation.

Documents of compliance and safety management certificates issued on behalf of administrations of third countries may only be recognized if they have been issued by a recognized organization.

Article 6

Member States shall satisfy themselves that all companies providing regular ro-ro ferry services to or from their ports comply with the provisions of this Regulation.

Article 7

Where a Member State considers that a company, notwithstanding the fact that it holds a document of compliance, cannot operate a ro-ro ferry on a regular service to or from its ports on the grounds that there is a risk of serious danger to safety of life or property, or the environment, the operation of such service may be suspended until such time as the danger is removed.

In the above circumstances the following procedure shall apply:

- (a) the Member State shall inform the Commission and the other Member States of its decision without delay, giving substantiated reasons therefor;
- (b) the Commission shall examine whether the suspension is justified for reasons of serious danger to safety and the environment;
- (c) it will be decided, in accordance with the procedure laid down in Article 10 (2), whether or not the decision of the Member State to suspend the operation of such service is justified for reasons of serious danger to safety of life or property, or the environment and, if the suspension is not justified, that the Member State concerned will be requested to withdraw the suspension.

Article 8

In order to take account of the general terms of the ISM Code, the Commission shall review the implementation of this Regulation three years after its entry into force and propose any appropriate measures.

Article 9

In order to take account of developments at international level and, in particular, in the IMO,

- (a) the definition of the 'ISM Code' in Article 2;
- (b) the periods of validity of the document of compliance and/or the safety management certificate and the frequency of verification relating thereto in Article 5 (3) and (4);
- (c) the Annex;
- (d) the definition of 'recognized organization' in Article 2;

may be amended, in accordance with the procedure laid down in Article 10 (2), in particular to introduce into the Annex guidelines for administrations for the implementation of the ISM Code.

Article 10

1. The Commission shall be assisted by the Committee established by Article 12 (1) of Council Directive 93/75/EEC⁽¹⁾.

2. The representative of the Commission shall submit to the Committee a draft of the measures to be taken. The Committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148 (2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The chairman shall not vote.

3. (a) The Commission shall adopt the measures envisaged if they are in accordance with the opinion of the committee.

(b) If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal relating to the measures to be taken. The Council shall act by a qualified majority.

(c) If, on the expiry of a period of 40 days from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

Article 11

This Regulation shall enter into force on 1 January 1996.

It shall be applicable as from 1 July 1996.

By way of derogation from the first subparagraph, this Regulation shall not apply until 31 December 1997 to companies which are incorporated under Greek law, which have their principal place of business in Greece, and which operate ro-ro ferries registered in and flying the flag of Greece providing regular services exclusively between ports situated in Greece.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 8 December 1995.

For the Council

The President

J. BORRELL FONTELLES

⁽¹⁾ Council Directive 93/75/EEC of 13 September 1993 concerning minimum requirements for vessels bound for or leaving Community ports and carrying dangerous or polluting goods (OJ No L 247, 5. 10. 1993, p. 19).

ANNEX

INTERNATIONAL MANAGEMENT CODE FOR THE SAFE OPERATION OF SHIPS AND
FOR POLLUTION PREVENTION
(INTERNATIONAL SAFETY MANAGEMENT (ISM) CODE)

Safety and pollution prevention management requirements

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Preamble

1. The purpose of this Code is to provide an international standard for the safe management and operation of ships and for pollution prevention.
2. The Assembly adopted Resolution A.443(XI) by which it invited all governments to take the necessary steps to safeguard the shipmaster in the proper discharge of his responsibilities with regard to maritime safety and the protection of the marine environment.
3. The Assembly also adopted Resolution A.680(17) by which it further recognized the need for appropriate organization of management to enable it to respond to the need of those on board ships to achieve and maintain high standards of safety and environmental protection.
4. Recognizing that no two shipping companies or shipowners are the same, and that ships operate under a wide range of different conditions, the Code is based on general principles and objectives.
5. The Code is expressed in broad terms so that it can have a widespread application. Clearly, different levels of management, whether shore-based or at sea, will require varying levels of knowledge and awareness of the items outlined.
6. The cornerstone of good safety management is commitment from the top. In matters of safety and pollution prevention it is the commitment, competence, attitudes and motivation of individuals at all levels that determines the end result.

1. GENERAL

1.1. Definitions

- 1.1.1. 'International Safety Management (ISM) Code' means the International Management Code for the Safe Operation of Ships and for Pollution Prevention as adopted by the Assembly, as may be amended by the Organization.
- 1.1.2. 'Company' means the owner of the ship or any other organization or person such as the manager or the bareboat charterer, who has assumed the responsibility for operation of the ship from the shipowner and who on assuming such responsibility has agreed to take over all the duties and responsibility imposed by the Code.
- 1.1.3. 'Administration' means the government of the State whose flag the ship is entitled to fly.

1.2. Objectives

- 1.2.1. The objectives of the Code are to ensure safety at sea, prevention of human injury or loss of life, and avoidance of damage to the environment, in particular, to the marine environment, and to property.
- 1.2.2. Safety management objectives of the Company should, *inter alia*:
 - 1.2.2.1. provide for safe practices in ship operation and a safe working environment;

- 1.2.2.2. establish safeguards against all identified risks; and
- 1.2.2.3. continuously improve safety management skills of personnel ashore and aboard ships, including preparing for emergencies related both to safety and environmental protection.
- 1.2.3. The safety management system should ensure:
 - 1.2.3.1. compliance with mandatory rules and regulations; and
 - 1.2.3.2. that applicable codes, guidelines and standards recommended by the Organization, administrations, classification societies and maritime industry organizations are taken into account.

1.3. **Application**

The requirements of this Code may be applied to all ships.

1.4. **Functional requirements for a safety management system (SMS)**

Every company should develop, implement and maintain a safety management system (SMS) which includes the following functional requirements:

- 1.4.1. a safety and environmental protection policy;
- 1.4.2. instructions and procedures to ensure safe operation of ships and protection of the environment in compliance with relevant international and flag State legislation;
- 1.4.3. defined levels of authority and lines of communication between, and amongst, shore and shipboard personnel;
- 1.4.4. procedures for reporting accidents and non-conformities with the provisions of this Code;
- 1.4.5. procedures to prepare for and respond to emergency situations; and
- 1.4.6. procedures for internal audits and management reviews.

2. **SAFETY AND ENVIRONMENTAL PROTECTION POLICY**

- 2.1. The company should establish a safety and environmental protection policy which describes how the objectives, given in paragraph 1.2, will be achieved.
- 2.2. The Company should ensure that the policy is implemented and maintained at all levels of the organization both ship-based as well as shore-based.

3. **COMPANY RESPONSIBILITIES AND AUTHORITY**

- 3.1. If the entity who is responsible for the operation of the ship is other than the owner, the owner must report the full name and details of such entity to the administration.

3.2. The company should define and document the responsibility, authority and interrelation of all personnel who manage, perform and verify work relating to and affecting safety and pollution prevention.

3.3. The company is responsible for ensuring that adequate resources and shore-based support are provided to enable the designated person or persons to carry out their functions.

4. DESIGNATED PERSON(S)

To ensure the safe operation of each ship and to provide a link between the company and those on board, every company, as appropriate, should designate a person or persons ashore having direct access to the highest level of management. The responsibility and authority of the designated person or persons should include monitoring the safety and pollution prevention aspects of the operation of each ship and to ensure that adequate resources and shore-based support are applied, as required.

5. MASTER'S RESPONSIBILITY AND AUTHORITY

5.1. The company should clearly define and document the master's responsibility with regard to:

5.1.1. implementing the safety and environmental protection policy of the company;

5.1.2. motivating the crew in the observance of that policy;

5.1.3. issuing appropriate orders and instructions in a clear and simple manner;

5.1.4. verifying that specified requirements are observed; and

5.1.5. reviewing the SMS and reporting its deficiencies to the shore-based management.

5.2. The company should ensure that the SMS operating on board the ship contains a clear statement emphasizing the master's authority. The company should establish in the SMS that the master has the overriding authority and the responsibility to make decisions with respect to safety and pollution prevention and to request the company's assistance as may be necessary.

6. RESOURCES AND PERSONNEL

6.1. The company should ensure that the master is:

6.1.1. properly qualified for command;

6.1.2. fully conversant with the company's SMS; and

6.1.3. given the necessary support so that the master's duties can be safely performed.

6.2. The company should ensure that each ship is manned with qualified, certificated and medically fit seafarers in accordance with national and international requirements.

6.3. The company should establish procedures to ensure that new personnel and personnel transferred to new assignments related to safety and protection of the environment are given proper familiarization with their duties.

Instructions which are essential to be provided to sailing should be identified, documented and given.

6.4. The company should ensure that all personnel involved in the company's SMS have an adequate understanding of relevant rules, regulations, codes and guidelines.

6.5. The company should establish and maintain procedures for identifying any training which may be required in support of the SMS and ensure that such training is provided for all personnel concerned.

6.6. The company should establish procedures by which the ship's personnel receive relevant information on the SMS in a working language or languages understood by them.

6.7. The company should ensure that the ship's personnel are able to communicate effectively in the execution of their duties related to the SMS.

7. DEVELOPMENT OF PLANS FOR SHIPBOARD OPERATIONS

The company should establish procedures for the preparation of plans and instructions for key shipboard operations concerning the safety of the ship and the prevention of pollution. The various tasks involved should be defined and assigned to qualified personnel.

8. EMERGENCY PREPAREDNESS

8.1. The company should establish procedures to identify, describe and respond to potential emergency shipboard situations.

8.2. The company should establish programmes for drills and exercises to prepare for emergency actions.

8.3. The SMS should provide for measures ensuring that the company's organization can respond at any time to hazards, accidents and emergency situations involving its ships.

9. REPORTS AND ANALYSIS OF NON-CONFORMITIES, ACCIDENTS AND HAZARDOUS OCCURRENCES

9.1. The SMS should include procedures ensuring that non-conformities, accidents and hazardous situations are reported to the company, investigated and analysed with the objective of improving safety and pollution prevention.

- 9.2. The company should establish procedures for the implementation of corrective action.

10. MAINTENANCE OF THE SHIP AND EQUIPMENT

- 10.1. The company should establish procedures to ensure that the ship is maintained in conformity with the provisions of the relevant rules and regulations and with any additional requirements which may be established by the company.

- 10.2. In meeting these requirements the company should ensure that:

- 10.2.1. inspections are held at appropriate intervals;
- 10.2.2. any non-conformity is reported with its possible cause, if known;
- 10.2.3. appropriate corrective action is taken; and
- 10.2.4. records of these activities are maintained.

- 10.3. The company should establish procedures in the SMS to identify equipment and technical systems the sudden operational failure of which may result in hazardous situations. The SMS should provide for specific measures aimed at promoting the reliability of such equipment or systems. These measures should include the regular testing of stand-by arrangements and equipment or technical systems that are not in continuous use.

- 10.4. The inspections mentioned in 10.2 as well as the measures referred to in 10.3 should be integrated in the ship's operational maintenance/routine.

11. DOCUMENTATION

- 11.1. The company should establish and maintain procedures to control all documents and data which are relevant to the SMS.

- 11.2. The company should ensure that:

- 11.2.1. valid documents are available at all relevant locations;
- 11.2.2. changes to documents are reviewed and approved by authorized personnel; and
- 11.2.3. obsolete documents are promptly removed.

- 11.3. The documents used to describe and implement the SMS may be referred to as the 'safety management manual'. Documentation should be kept in a form that the company considers most effective. Each ship should carry on board all documentation relevant to that ship.

12. COMPANY VERIFICATION, REVIEW AND EVALUATION

- 12.1. The company should carry out internal safety audits to verify whether safety and pollution prevention activities comply with the SMS.

- 12.2. The company should periodically evaluate the efficiency and when needed review the SMS in accordance with procedures established by the company.
- 12.3. The audits and possible corrective actions should be carried out in accordance with documented procedures.
- 12.4. Personnel carrying out audits should be independent of the areas being audited unless this is impracticable due to the size and the nature of the company.
- 12.5. The results of the audits and reviews should be brought to the attention of all personnel having responsibility in the area involved.
- 12.6. The management personnel responsible for the area involved should take timely corrective action on deficiencies found.
13. CERTIFICATION, VERIFICATION AND CONTROL
- 13.1. The ship should be operated by a company which is issued a document of compliance relevant to that ship.
- 13.2. A document of compliance should be issued for every company complying with the requirements of the ISM Code by the administration, by an organization recognized by the administration or by the governments of the country, acting on behalf of the administration in which the company has chosen to conduct its business. This document should be accepted as evidence that the company is capable of complying with the requirements of the Code.
- 13.3. A copy of such a document should be placed on board in order that the master, if so asked, may produce it for the verification of the administration or organizations recognized by it.
- 13.4. A certificate, called a safety management certificate, should be issued to a ship by the administration or organization recognized by the administration. The administration should, when issuing the certificate, verify that the company and its shipboard management operate in accordance with the approved SMS.
- 13.5. The administration or an organization recognized by the administration should periodically verify the proper functioning of the ship's SMS as approved.
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COUNCIL DIRECTIVE 95/64/EC

of 8 December 1995

on statistical returns in respect of carriage of goods and passengers by sea

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 213 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Having regard to the opinion of the Economic and Social Committee ⁽³⁾,

Whereas to carry out the tasks entrusted to it in the context of the common maritime transport policy, the Commission must have at its disposal comparable, reliable, synchronized and regular statistical data on the scale and development of the carriage of goods and passengers by sea to and from the Community, between Member States and for domestic sea transport;

Whereas it is also important for Member States and economic operators to have a good knowledge of the maritime transport market;

Whereas there are currently no comprehensive Community-wide statistics on the transport of goods and passengers by sea;

Whereas Council Decision 93/464/EEC of 22 July 1993 on the framework programme for priority actions in the field of statistical information 1993 to 1997 ⁽⁴⁾ stressed the need to compile comprehensive statistics;

Whereas the collection of Community statistical data on a comparable or harmonized basis makes it possible to establish an integrated system providing reliable, consistent and up-to-date information;

Whereas the data on the transport of goods and passengers by sea have to be made comparable between Member States and between the different modes of transport;

Whereas the Commission is to submit in due course a report reviewing the operation of this Directive;

Whereas provision should be made for a transitional period in order to enable Member States to adapt their statistics systems to the requirements of this Directive and to initiate a programme of pilot studies on specific problems posed by the collection of certain data;

Whereas the Community should therefore, for the start-up period, make a financial contribution to Member States in respect of the work involved;

Whereas for the application of this Directive, including the arrangements to adapt it to economic and technical developments, recourse should be had to the Statistical Programme Committee set up pursuant to Council Decision 89/382/EEC, Euratom ⁽⁵⁾;

Whereas, in accordance with the principle of subsidiarity, the creation of common statistical standards enabling the production of harmonized information can only be tackled efficiently at Community level; whereas data will be collected in each Member State under the authority of the bodies and institutions in charge of compiling official statistics,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Member States shall collect Community statistics on the carriage of goods and passengers by seagoing vessels calling at ports in their territories.

*Article 2***Definitions**

For the purposes of this Directive:

1. 'carriage of goods and passengers by sea' means the movement of goods and passengers using seagoing vessels, on voyages which are undertaken wholly or partly at sea.

⁽¹⁾ OJ No C 214, 4. 8. 1994, p. 12.

⁽²⁾ OJ No C 151, 19. 6. 1995, p. 493.

⁽³⁾ OJ No C 397, 31. 12. 1994, p. 6.

⁽⁴⁾ OJ No L 219, 28. 8. 1993, p. 1.

⁽⁵⁾ OJ No L 181, 28. 6. 1989, p. 47.

The scope of this Directive shall also include goods:

- (a) shipped to offshore installations;
- (b) reclaimed from the seabed and unloaded in ports.

Bunkers and stores supplied to vessels shall be excluded from the scope;

- 2. 'seagoing vessels' means vessels other than those which navigate exclusively in inland waters or in waters within, or closely adjacent to, sheltered waters or areas where port regulations apply.

This Directive shall not apply to fish-catching vessels, fish-processing vessels, vessels for drilling and exploration, tugs, pusher craft, research and survey vessels, dredgers, naval vessels or vessels used solely for non-commercial purposes;

- 3. 'port' means a place having facilities for merchant ships to moor and to load or unload cargo or to disembark or embark passengers to or from vessels;
- 4. 'nationality of the maritime transport operator' means the country in which the effective centre of the transport operator's commercial activity is located;
- 5. 'maritime transport operator' means any person by whom or on behalf of whom a contract for the transport for goods or persons by sea is concluded with a shipper or a passenger.

Article 3

Data collection characteristics

- 1. Member States shall collect data relating to the following domains:

- (a) cargo and passenger information;
- (b) information on the vessel.

Vessels with a gross tonnage of less than 100 may be excluded from the data collection.

- 2. The characteristics of the data collection, namely the statistical variables in each domain and the nomenclatures for their classification, as well as their periodicity of observation, are set out in the Annexes to this Directive.

- 3. The data collection shall be based, in so far as possible, on available sources, limiting the burden on respondents.

Article 4

Ports

- 1. For the purposes of this Directive, a list of ports, coded and classified according to countries and maritime coastal areas, shall be drawn up in accordance with the procedure specified in Article 13.

- 2. Each Member State shall select from this list any port handling more than one million tonnes of goods or recording more than 200 000 passenger movements annually.

For a period of no more than three years from the entry into force of this Directive, each Member State may select only ports handling more than two million tonnes of goods or recording more than 400 000 passenger movements annually.

For each port selected, detailed data are to be provided, in conformity with Annex VIII, for the domains (goods and passengers) in which that port meets the selection criterion, and with summary data, if appropriate, for the other domain.

- 3. For the ports which are not selected from the list, summary data are to be provided in conformity with Annex VIII, data set A3.

Article 5

Accuracy of statistics

The methods of collecting data shall be such that Community sea transport statistics display the precision required for the statistical data sets described in Annex VIII. The standards of accuracy shall be drawn up in accordance with the procedure specified in Article 13.

Article 6

Processing of the results of the collection of data

Member States shall process the statistical information collected pursuant to Article 3, in order to obtain comparable statistics, with the standard of accuracy provided for in Article 5.

Article 7

Transmission of the results of the collection of data

- 1. Member States shall transmit the results referred to in Article 3 to the Statistical Office of the European Communities, including the data declared confidential by the Member States pursuant to domestic legislation or practice concerning statistical confidentiality, in accordance with Council Regulation (Euratom, EEC) No 1588/90 of 11 June 1990 on the transmission of data

subject to statistical confidentiality to the Statistical Office of the European Communities ⁽¹⁾.

2. The results shall be transmitted in accordance with the structure of the statistical data sets defined in Annex VIII. The technical details for transmission of the results will be specified in accordance with the procedure laid down in Article 13.

3. The transmission of the results shall take place within five months of the end of the period of observation for data of quarterly periodicity and within eight months for data of annual periodicity.

The first transmission shall cover the first quarter of 1997.

Article 8

Reports

1. Member States shall provide the Commission with all relevant information on the methods used in compiling the data. They shall also forward details of substantial changes in the methods used to collect the data.

2. After data have been collected over a period of three years, the Commission shall submit a report to the Council on experience acquired in the work carried out pursuant to this Directive.

Article 9

Dissemination of statistical data

The Commission shall disseminate appropriate statistical data with a periodicity comparable to that of the results transmitted.

The arrangements for publication or dissemination of the statistical data by the Commission shall be adopted according to the procedure specified in Article 13.

Article 10

Transitional period

1. During a transitional period of no more than three years, derogations may, in accordance with the procedure specified in Article 13, be granted pursuant to this Directive, in so far as the national statistical systems require major adaptation.

2. During the transitional period referred to in paragraph 1 a programme of pilot studies concerning the following shall be adopted in accordance with the procedure specified in Article 13:

(a) feasibility and the cost to Member States and the respondents of collecting the following items of information:

- description of the goods as defined in Annex III and in Annex VIII, data set B1,
- passengers transported over short distances,
- information concerning feeder services and transport chains,
- data relating to the nationality of the maritime transport operator;

(b) the possibility of collecting data under the arrangements concluded in the context of the simplification of trade procedures, the International Standards Organization (ISO), the European Committee for Standardization (CEN) and international customs rules.

The Commission shall inform the Council of the outcome of the pilot studies and shall submit to it proposals on the possibility of extending the system introduced by this Directive to set up a regular collection of these items of information.

Article 11

Financial contribution

1. For the first three years in which the statistical returns provided for in this Directive are made, Member States shall receive a financial contribution from the Community towards the cost of the work involved.

2. The amount of the appropriations allocated annually for the financial contribution referred to in paragraph 1 shall be fixed as part of the annual budgetary procedures.

3. The budget authority shall determine the appropriations available for each year.

Article 12

Detailed rules of implementation

The detailed rules for implementing this Directive, including measures for adapting it to economic and technical developments, and in particular:

- adaptation of the data collection characteristics (Article 3) and of the content of the Annexes to this Directive in so far as such adaptation does not involve a substantial increase in cost for the Member States and/or the burden on respondents,
- a list of ports, updated on a regular basis by the Commission, coded and classified by country and maritime coastal area (Article 4),

⁽¹⁾ OJ No L 151, 15. 6. 1990, p. 1.

- accuracy requirement (Article 5),
- the description of the composition of a data file and codes for transmission of the results to the Commission (Article 7),
- the arrangements for publication or dissemination of the data (Article 9),
- derogations from the provisions of this Directive to be granted during the transitional period, and the pilot studies scheduled (Article 10),
- the equivalent nomenclature in gross tonnage per group of vessels (Annex VII),

shall be laid down in accordance with the procedure specified in Article 13.

Article 13

Procedure

1. The Commission shall be assisted by the Statistical Programme Committee set up by Decision 89/382/EEC, Euratom.
2. The Commission representative shall submit to the Committee a draft of the measures to be taken. The Committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter in question. The opinion shall be delivered by the majority laid down in Article 148 (2) of the Treaty for the adoption of decisions which the Council is required to take on a proposal from the Commission. When votes are taken by the Committee, the votes of the representatives of the Member States shall be weighted as laid down in the above Article. The chairman shall not vote.
3. (a) The Commission shall adopt the measures, which shall apply immediately.
(b) However, if these measures are not in accordance with the opinion of the Committee, they shall be communicated by the Commission to the Council forthwith.

In that event:

- the Commission shall defer application of the measures which it has decided for a period of three months from the date of such communication,
- the Council, acting by a qualified majority, may take a different decision within the time limit referred to in the previous indent.

Article 14

Implementation

1. The Member States shall adopt the laws, regulations and administrative provisions necessary to comply with this Directive by 1 January 1997 at the latest. They shall immediately inform the Commission thereof.

The provisions adopted by the Member States shall contain a reference to this Directive or be accompanied by such a reference when published officially. The procedure for making this reference shall be laid down by the Member States.

2. Member States shall communicate to the Commission the text of the main provisions of domestic law which they adopt in the field governed by the Directive.

Article 15

This Directive shall enter into force on the 20th day following its publication in the *Official Journal of the European Communities*.

Article 16

This Directive is addressed to the Member States.

Done at Brussels, 8 December 1995.

For the Council

The President

J. BORRELL FONTELLES

ANNEX I

VARIABLES AND DEFINITIONS

1. STATISTICAL VARIABLES

(a) Cargo and passenger information:

- gross weight of goods in tonnes,
- type of cargo, according to the nomenclature shown in Annex II,
- description of the goods, using the nomenclature shown in Annex III,
- reporting port,
- direction of movement, whether inwards or outwards,
- for inward cargo: the port of loading (i. e. the port in which the cargo was loaded on to the ship in which it arrived in the reporting port) using individual ports in the European Economic Area (EEA) shown in the port list, and the maritime coastal areas outside the EEA, shown in Annex IV,
- for outward cargo: the port of unloading (i. e. the port in which the cargo is to be unloaded from the ship in which it left the reporting port) using individual ports in the EEA shown in the port list, and the maritime coastal areas outside the EEA, shown in Annex IV,
- number of passengers starting or finishing a voyage.

For goods carried in containers or ro-ro units, the following additional particulars shall be provided:

- number of containers with cargo,
- number of containers without cargo,
- number of mobile (ro-ro) units with cargo,
- number of mobile (ro-ro) units without cargo.

(b) Information on the vessel:

- number of vessels,
- deadweight of vessels or gross tonnage,
- country or territory of registration of vessels, using the nomenclature shown in Annex V,
- type of vessels, using the nomenclature shown in Annex VI,
- size of vessels, using the nomenclature shown in Annex VII.

2. DEFINITIONS

(a) 'Freight container' means an article of transport equipment:

1. of a permanent nature and accordingly strong enough to be suitable for repeated use;
2. specially designed to facilitate the carriage of goods by one or more modes of transport, without intermediate reloading;
3. fitted with devices permitting its ready handling, particularly its transfer from one mode of transport to another;
4. so designed as to be easy to fill and empty;
5. having a length of 20' or more.

(b) 'Ro-ro unit' means wheeled equipment for carrying cargo, such as a truck, trailer or semi-trailer, which can be driven or towed on to a vessel. Port or ships' trailers are included in this definition. Classifications should follow United Nations ECE Recommendation No 21 'Codes for types of cargo, packages and packaging materials'.

(c) 'Container cargo' means containers with or without cargo which are lifted on or off the vessels which carry them by sea.

(d) 'Ro-ro cargo' means goods, whether or not in containers, on ro-ro units, and ro-ro units which are rolled on and off the vessels which carry them by sea.

- (e) 'Gross weight of goods' means the tonnage of goods carried, including packaging but excluding the tare weight of containers or ro-ro units.
 - (f) 'Deadweight (DWT)' means the difference in tonnes between the displacement of a ship on summer load-line in water with a specific gravity of 1,025 and the total weight of the ship, i.e. the displacement in tonnes of a ship without cargo, fuel, lubricating oil, ballast water, fresh water and drinking water in the tanks, usable supplies as well as passengers, crew and their possessions.
 - (g) 'Gross tonnage' means the measure of the overall size of a ship determined in accordance with the provisions of the International Convention on Tonnage Measurement of Ships, 1969.
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ANNEX II

TYPE OF CARGO CLASSIFICATION

Category ⁽¹⁾	Code	Description	Tonnage	Number
Liquid bulk	10	Liquid bulk goods (no cargo unit)	x	
	11	Liquefied gas	x	
	12	Crude oil	x	
	13	Oil products	x	
	19	Other liquid bulk goods	x	
Dry bulk	20	Dry bulk goods (no cargo unit)	x	
	21	Ores	x	
	22	Coal	x	
	23	Agricultural products (e.g. grain, soya, tapioca)	x	
	29	Other dry bulk goods	x	
Containers	30	Large containers	x	x
	31	20' freight units	x	x
	32	40' freight units	x	x
	33	Freight units > 20' and < 40'	x	x
	34	Freight units > 40'	x	x
Roll-on/Roll-off (self-propelled)	50	Mobile self-propelled units	x	x
	51	Road goods vehicles and accompanying trailers	x ⁽³⁾	x
	52	Passenger cars and accompanying trailers/caravans		x ⁽²⁾
	53	Passenger buses		x ⁽²⁾
	54	Import/export motor vehicles	x	x ⁽²⁾
	56	Live animals on the hoof	x	x ⁽²⁾
Roll on-/Roll-off (non-self-propelled)	60	Other mobile units	x	x
	61	Unaccompanied road goods trailers and semitrailers	x ⁽³⁾	x
	62	Unaccompanied caravans and other road, agricultural and industrial trailers	x	x ⁽²⁾
	63	Rail wagons, shipborne port-to-port trailers, and shipborne barges engaged in goods transport	x ⁽³⁾	x
Other general cargo (including small containers)	90	Other cargo, not elsewhere specified	x	
	91	Forestry products	x	
	92	Iron and steel products	x	
	99	Other general cargo	x	

⁽¹⁾ These categories are consistent with United Nations ECE Recommendation No 21.

⁽²⁾ Only total number of units.

⁽³⁾ The quantity recorded is the gross weight of goods including packaging but excluding the tare weight of containers and ro-ro units.

ANNEX III

GOODS NOMENCLATURE

The goods nomenclature used will conform to the NST/R ⁽¹⁾ until the Commission, having consulted the Member States, decides to replace it.

GROUPS OF GOODS

Groups of goods	NSTR/R chapter	NSTR/R groups	Description
1	0	01	Cereals
2		02, 03	Potatoes, other vegetables, fresh or frozen, fresh fruit
3		00, 06	Live animals, sugar beet
4		05	Wood and cork
5		04, 09	Textiles, textile articles and man-made fibres, other raw animal and vegetable materials
6	1	11, 12, 13, 14, 16, 17	Foodstuff and animal fodder
7		18	Oil seeds and oleaginous fruits and fats
8	2	21, 22, 23	Solid mineral fuels
9	3	31	Crude petroleum
10		32, 33, 34	Petroleum products
11	4	41, 46	Iron ore, iron and steel waste and blast-furnace dust
12		45	Non-ferrous ores and waste
13	5	51, 52, 53, 54, 55, 56	Metal products
14	6	64, 69	Cement, lime, manufactured building materials
15		61, 62, 63, 65	Crude and manufactured minerals
16	7	71, 72	Natural and chemical fertilizers
17	8	83	Coal chemicals, tar
18		81, 82, 89	Chemicals other than coal chemicals and tar
19		84	Paper pulp and waste paper
20	9	91, 92, 93	Transport equipment, machinery, apparatus, engines, whether or not assembled, and parts thereof
21		94	Manufactures of metal
22		95	Glass, glassware, ceramic products
23		96, 97	Leather, textile, clothing, other manufactured articles
24		99	Miscellaneous articles

⁽¹⁾ Published by the Statistical Office of the European Communities (1968 edition).

ANNEX IV

MARITIME COASTAL AREAS

The nomenclature to be used is the Geonomenclature, approved for 1993 by Commission Regulation (EEC) No 208/93 of 1 February 1993 on the country nomenclature for the external trade statistics of the Community and statistics of trade between Member States ⁽¹⁾, with the following exception: codes 017 and 018 are to be used for Belgium and Luxembourg respectively whenever they are to be considered separately.

The code consists of four digits: the three-digit code from the abovementioned nomenclature, followed by a zero (e.g. code 0030 for Netherlands), except for countries which are divided into two or more maritime coastal areas, which are identified by a fourth digit other than zero (from 1 to 7), as below:

<i>Code</i>	<i>Maritime coastal areas</i>
0011	France: Atlantic and North Sea
0012	France: Mediterranean
0041	Germany: North Sea
0042	Germany: Baltic
0043	Germany: Rhine
0061	United Kingdom
0062	Isle of Man
0063	Channel Islands
0111	Spain: Atlantic (north)
0112	Spain: Mediterranean and Atlantic (south)
0301	Sweden: Baltic
0302	Sweden: North Sea
0521	Turkey: Black Sea
0522	Turkey: Mediterranean
0751	Russia: Black Sea
0752	Russia: Baltic
0753	Russia: Asia
2041	Morocco: Mediterranean
2042	Morocco: West Africa
2201	Egypt: Mediterranean
2202	Egypt: Red Sea
6241	Israel: Mediterranean
6242	Israel: Red Sea
6321	Saudi Arabia: Red Sea
6322	Saudi Arabia: Gulf
4001	United States of America: Atlantic (north)
4002	United States of America: Atlantic (south)
4003	United States of America: Gulf
4004	United States of America: Pacific (south)
4005	United States of America: Pacific (north)
4006	United States of America: Great Lakes
4007	Puerto Rico
4041	Canada: Atlantic
4042	Canada: Great Lakes, Upper St Lawrence
4043	Canada: West Coast
4801	Colombia: North Coast
4802	Colombia: West Coast
	<i>with the additional codes</i>
9991	Offshore installations
9992	Aggregates and not elsewhere specified

⁽¹⁾ OJ No L 25, 2. 2. 1993, p. 11.

ANNEX V

NATIONALITY OF REGISTRATION OF VESSELS

The nomenclature to be used is the Geonomenclature, approved for 1993 by Commission Regulation (EEC) No 208/93 of 1 February 1993 on the country nomenclature for the external trade statistics of the Community and statistics of trade between Member States ⁽¹⁾ with the following exception: codes 017 and 018 are to be used for Belgium and Luxembourg respectively whenever they are to be considered separately.

The code consists of four digits: the three-digit code from the abovementioned nomenclature, followed by a zero (e. g. code 0010 for France), except for countries with more than one register.

Where more than one register exists, the countries are to be coded as follows:

0011	France
0012	Kerguelen Islands
0061	United Kingdom
0062	Isle of Man
0063	Channel Islands
0064	Gibraltar
0081	Denmark
0082	Denmark (DIS)
0101	Portugal
0102	Portugal (MAR)
0111	Spain
0112	Spain (Rebeca)
4001	United States of America
4002	Puerto Rico
4611	British Virgin Islands
4612	Montserrat
8141	NZ Oceania
8142	Cook Islands
8901	Other Polar regions
8902	French Antarctic Territory

⁽¹⁾ OJ No L 25, 2. 2. 1993, p. 11.

ANNEX VI

TYPE OF SHIP CLASSIFICATION (ICST-COM)

	Type	Ship categories included
10	Liquid bulk	Oil tanker Chemical tanker LG tanker Tanker barge Other tanker
20	Dry bulk	Bulk/oil carrier Bulk carrier
31	Container	Full container
32	Specialized	Barge carrier Chemical carrier Irradiated fuel Livestock carrier Vehicle carrier Other specialized
33	General cargo, non-specialized	Reefer Ro-ro passenger Ro-ro container Other ro-ro cargo Combination carrier general cargo/passenger Combination carrier general cargo/container Single decker Multi-decker
34	Dry cargo barge	Deck barge Hopper barge Lash-seabee barge Open dry cargo barge Covered dry cargo barge Other dry cargo barges
35	Passenger	Cruise Other passenger only
41	Fishing (*)	Fish catching (*) Fish processing (*)
42	Offshore activities	Drilling and exploration (*) Offshore support
43	Tugs (*)	Tugs (*) Pusher craft (*)
49	Miscellaneous (*)	Dredgers (*) Research/survey (*) Other vessels (*)

(*) Not covered by this Directive.

ANNEX VII

VESSEL SIZE CLASSES

in deadweight (DWT) or in gross tonnage (GT)

This classification applies only to vessels with a gross tonnage of 100 or more.

Class	Lower limit		Upper limit	
	DWT	GT	DWT	GT
01	—		up to 499	
02	500		999	
03	1 000		1 999	
04	2 000		2 999	
05	3 000		3 999	
06	4 000		4 999	
07	5 000		5 999	
08	6 000		6 999	
09	7 000		7 999	
10	8 000		8 999	
11	9 000		9 999	
12	10 000		19 999	
13	20 000		29 999	
14	30 000		39 999	
15	40 000		49 999	
16	50 000		79 999	
17	80 000		99 999	
18	100 000		149 999	
19	150 000		199 999	
20	200 000		249 999	
21	250 000		299 999	
22	300 000 and more			

NB: If vessels with a gross tonnage of less than 100 were to be included pursuant to this Directive, they would be allocated class code '99'.

ANNEX VIII

STRUCTURE FOR STATISTICAL DATA SETS

The data sets specified in this Annex define the periodicity for the maritime transport statistics required by the Community. Each data set defines a cross classification of a limited set of dimensions at different levels of the nomenclatures, aggregated across all other dimensions, for which statistics of good quality are required.

The conditions for collecting data set B1 will be decided by the Council on a proposal from the Commission in the light of the results of the pilot study during a three-year transitional period as defined in Article 10 of this Directive.

SUMMARY AND DETAILED STATISTICS

- * The data sets to be provided for selected ports for goods and passengers are A1, A2, B1, C1, D1, E1 and F1.
- * The data sets to be provided for selected ports for goods but not for passengers are A1, A2, A3, B1, C1, E1 and F1.
- * The data sets to be provided for selected ports for passengers but not for goods are A3, D1 and F1.
- * The data set to be provided for ports which are not selected is A3.

Data set A1: Seaborne transport in the main European ports by port, type of cargo and relation

Periodicity: Quarterly

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	A1
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(1, 2, 3, 4)
	Reporting port	Five-letter alphanumeric	Selected EEA ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)
	Port of loading/unloading	Five-letter alphanumeric	EEA-ports in the port list
	Relation	Four-letter alphanumeric	Maritime coastal areas, Annex IV
	Type of cargo	One-letter alphanumeric	Type of cargo, Annex II (categories 1, 2, 3, 5, 6 and 9)

Data: Gross weight of goods in tonnes.

Data set A2: Non-unit-load seaborne transport in the main European ports, by port, type of cargo and relation

Periodicity: Quarterly

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	A2
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(1, 2, 3, 4)
	Reporting port	Five-letter alphanumeric	Selected EEA ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)
	Port of loading/unloading	Five-letter alphanumeric	EEA ports in the port list
	Relation	Four-letter alphanumeric	Maritime coastal areas, Annex IV
	Type of cargo	Two-letter alphanumeric	Type of cargo (non-unit-load only), Annex II (subcategories 10, 11, 12, 13, 19, 20, 21, 22, 23, 29, 90, 91, 92 and 99)

Data: Gross weight of goods in tonnes.

Data set A3: Data required for ports for which detailed statistics are not required (see Article 4 (3))

Periodicity: Annual

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	A3
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(0)
	Reporting port	Five-letter alphanumeric	All ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)

Data: Gross weight of goods in tonnes.
Number of passengers.

Data set B1: Seaborne transport in the main European ports, by port, type of cargo, goods and relation

Periodicity: Annual

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	B1
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(0)
	Reporting port	Five-letter alphanumeric	Selected EEA ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)
	Port of loading/unloading	Five-letter alphanumeric	EEA ports in the port list
	Relation	Four-letter alphanumeric	Maritime coastal areas, Annex IV
	Type of cargo	One-letter alphanumeric	Type of cargo, Annex II (categories 1, 2, 3, 5, 6 and 9)
	Commodity	Two-letter alphanumeric	Goods nomenclature, Annex III

Data: Gross weight of goods in tonnes.

Data set C1: Unit-load seaborne transport in the main European ports, by port, type of cargo, relation and loaded status

Periodicity: Quarterly

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	C1
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(1, 2, 3, 4)
	Reporting port	Five-letter alphanumeric	Selected EEA ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)
	Port of loading/unloading	Five-letter alphanumeric	EEA ports in the port list
	Relation	Four-letter alphanumeric	Maritime coastal areas, Annex IV
	Type of cargo	Two-letter alphanumeric	Type of cargo, (container, ro-ro only), Annex II (subcategories 30, 31, 32, 33, 34, 50, 51, 52, 53, 54, 56, 60, 61, 62 and 63)

Data: Gross weight of goods in tonnes (type of cargo: subcategories 30, 31, 32, 33, 34, 51, 54, 56, 60, 61, 62 and 63).

Number of units (type of cargo: subcategories 30, 31, 32, 33, 34, 50, 51, 52, 53, 54, 56, 60, 61, 62 and 63).

Number of units (type of cargo: subcategories 30, 31, 32, 33, 34, 50, 51, 60, 61 and 63).

Number of units (type of cargo: subcategories 30, 31, 32, 33, 34, 50, 51, 60, 61 and 63).

Data set D1: Passenger transport in the main European ports, by relation

Periodicity: Quarterly

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	D1
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(1, 2, 3, 4)
	Reporting port	Five-letter alphanumeric	Selected EEA ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)
	Port of loading/unloading	Five-letter alphanumeric	EEA ports in the port list
	Relation	Four-letter alphanumeric	Maritime coastal areas, Annex IV
	Nationality of registration of vessel	Four-letter alphanumeric	Nationality of registration of vessels, Annex V

Data: Number of passengers.

Data set E1: Seaborne transport in the main European ports, by port, type of cargo, relation and nationality of registration of vessels

Periodicity: Annual

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	E1
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(0)
	Reporting port	Five-letter alphanumeric	Selected EEA ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)
	Port of loading/unloading	Five-letter alphanumeric	EEA ports in the port list
	Relation	Four-letter alphanumeric	Maritime coastal areas, Annex IV
	Type of cargo	One-letter alphanumeric	Type of cargo, Annex II (categories 1, 2, 3, 5, 6 and 9)
	Nationality of registration of vessels	Four-letter alphanumeric	Nationality of registration of vessels, Annex V

Data: Gross weight of goods in tonnes.

Data set F1: European port ship traffic in the main European ports, by port, type and size of vessels loading or discharging cargo

Periodicity: Quarterly

	Variables	Coding detail	Nomenclature
Dimensions	Data set	Two-letter alphanumeric	F1
	Reference year	Four-letter alphanumeric	(e.g. 1997)
	Reference quarter	One-letter alphanumeric	(1, 2, 3, 4)
	Reporting port	Five-letter alphanumeric	Selected EEA ports in the port list
	Direction	One-letter alphanumeric	Inwards, outwards (1, 2)
	Type of vessel	One-letter alphanumeric	Type of ship, Annex VI
	Size of vessel DWT	Two-letter alphanumeric	Deadweight or gross tonnage size classes, Annex VI

Data: Number of ships.
Deadweight of ships in tonnes or gross tonnage.