

## Regulations for the Use of General Cargo and Solid Bulk Terminals of the Port of Figueira da Foz

### Whereas:

- It is imperative to adopt a new operating model that aims to strengthen the competitiveness of the Port of Figueira da Foz, creating more efficient conditions for cargo handling.
- At the General Cargo and Solid Bulk Terminals of the Port of Figueira da Foz, the option to carry out cargo handling under the regime of public service provision by stevedoring companies licenced for this purpose in this port is the one that best serve the port's interest.
- Strengthening the competitiveness of the port of Figueira da Foz, requires the rational use of vertical cargo-handling equipment and its allocation to licenced stevedoring companies to allow them to optimize the management of human resources and equipment to carry out port operations without dependence or direct intervention of the Port Administration and to improve the proficiency of customer service.
- As a result, in public service terminals for the handling of dry cargo which are not yet under concession, cargo may be handled by all companies licenced for that purpose, in accordance with the terms established by law;
- It is imperative to establish the fees due as retribution for licenced stevedoring companies, the use of infrastructures and equipment, thus ensuring non-discriminatory conditions of fair and healthy competition within the scope of the exploitation of the terminals in activity.
- The Figueira da Foz Port Community, whose members have a direct interest in the matter being regulated, was consulted.

The Board of Directors of APFF, S.A. at its meeting on 2015.07.02, has decided to approve under the terms of the provisions of paragraph d) of no.1 of article 9 of Decree-law no.210/2008, of 3 november, and paragraphs c) d) m) and n) of article 11 of the Statutes of this Port Authority, attached to the aforementioned Decree-law no.210/2008, of 3 november, of articles 0501-2, 0501-3, nos. 4 and 6 and 0502, 3º, all of the Exploration Regulation of APFF, S.A., Article 7 of Decree-Law 273/2000 of 9 November, as well as Articles 3, 5, 7 and 19(2)(b) and 24, all of Decree-Law 298/93 of 28 August, the following:

### Article 1

1. In the General Cargo and Solid Bulk Terminals of the Port of Figueira da Foz, cargo handling will be carried out in these terminals under the regime of public service provision by stevedoring companies licenced for this purpose in this port, in accordance with the applicable legal regime.
2. Licenced stevedoring companies to handle cargoes at the terminals of Port of Figueira da Foz may use cargo handling equipment from the port authority, vessels or private entities, without prejudice to the observance of other specific conditions relating to the carrying out of their activity which APFF is responsible for establishing.

### Article 2

1. For the use of port infrastructures and exercise of activity at the terminals identified in Article 1, for loading and unloading of dry cargo to and from each vessel, or between commercial vessels, a variable fee will be owed by the stevedoring companies which will be paid in accordance with the following criteria:
  - a) In the case of Breakbulk or solid bulk, a fee is fixed according to the quantity of goods which will be handled by vessel, measured in tonnes;
  - b) In the case of unitised cargoes transported in container vessels, fees will be charged for each container with cargo handled, measured per unity of 40’.
2. The unit fees to be charged according to the terms of the previous number, in 2022, will be as follows:
  - a) Breakbulk, solid bulk: **0.67 €/tonne** (sixty seven euro cents per tonne);
  - b) Containers with cargo: **14.47 €/tonne** (forteen euros and forty seven cents per unity of 40’);
3. The fee established in sub-paragraph a) of the previous number is applied to the total quantity of cargo handled, measured in tons, regardless of whether private equipment was used, the ship, the Port Authority, or any combination of these means was used. Cumulatively, whenever the use of equipment from the port authority occurs, hourly rental fees applicable to that equipment will also be charged, under the terms established in the APFF, S.A. Tariff Regulation.
4. The rates established in this Article will be updated annually, effective starting on 1st January of each year, by application of the Consumer Price Index (CPI), excluding housing, registered in the previous year.
5. The application of the fees established in this Article does not exempt the payment of any other fees provided for in the tariffs and regulatory rules in effect, nor of those due by law to APFF, S.A. or other entities.
6. The payment of fees by stevedoring companies will occur in compliance with the general rules and regulations in effect at the Port of Figueira da Foz.

### Article 3

1. The Board of Directors of APFF, S.A. will be responsible for deciding on situations omitted from the present document.
2. These Regulations are effective on the first working day of the month following its publication.

Port of Figueira da Foz, 20<sup>th</sup> January 2022

The President of the Board,

(Fátima Lopes Alves)