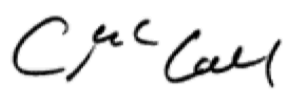




HARBOURS

SCHEDULE OF RATES AND DUES

2021/2022

Approved By: pp  on behalf of Councillor Ross Cassie

Position: Chair of Harbours Sub-Committee

Date: 22nd March 2021



SCHEDULE OF HARBOUR CHARGES

By virtue of the powers contained in the Harbours Act 1964, the Grampian Regional Council (Harbours) Order 1987 and the Pilotage Act 1987, Aberdeenshire Council have revised the dues chargeable by them at the undernoted harbours and the revised maximum dues are listed in the following schedule.

Other charges, to which the provisions of the said Act and Orders do not apply, are also listed in the schedule.

The schedule shall have effect from 1 April 2021

Head of Service
Legal and Governance
Corporate Service
Aberdeenshire Council
Woodhill House
Westburn Road
Aberdeen
AB15 6GB

HARBOURS UNDER THE CONTROL OF ABERDEENSHIRE COUNCIL

Banff

Portsoy

Macduff

Rosehearty

Gourdon

Johnshaven

Stonehaven

SCHEDULE OF MAXIMUM HARBOUR RATES AND DUES

A. GENERAL PROVISIONS

A.1.1 Please note that payments made by cheque or in cash are at the rates quoted below.

A.1.2 Please note that any item or service not covered by these Rates and Dues will be assessed by the Harbours Service and the Project Manager shall have the power to set an appropriate Rate or Fee for that Item or Service.

A.1.3 It must be further noted that any legitimate cost incurred by the Harbours Service on behalf of any vessel, skipper, owner, or agent whether requested or not by that person/vessel shall be recharged to that person/vessel including any administrative or service costs so associated.

A.1.4 For any Credit Notes generated not through fault of the Harbour Service, a charge of £30.00 will be applied

A.1.5 Note: (i) VAT shall be charged at the current rate on vessels under 15 gross registered tons, where the vessels is not designed or has been adapted for recreational / pleasure activities

A.1.5.1 (ii) All reference to length in this section shall mean registered length

A.1.5.2 Please note that by signing an application for a berth all customers have confirmed their acceptance that there will be no refunds if the berth is vacated before the end of the period covered by that payment.

A.1.5.3 No refunds will be applied

A.1.5.4 In the event of a customer not taking up an assigned berth after payment, a refund of 50% of the fee paid will be applied for a period up to the 30 April or 31 October, as appropriate. After those dates, as in A.2.3, there will be no refund of the fee paid.

A.1.5.5 If legal action is required to recover any debt due to Aberdeenshire Council under these Rates and Dues the cost of such action including all administrative and ancillary costs shall be due to be recovered from the debtor.

A.1.5.6 Please note that legal action for debt recovery may affect your ability to obtain credit in the future.

A.2

A.2.1 Cargo dues shall be payable prior to the shipment or discharge of any goods, unless the shipper or consignee has been granted credit terms by the Council. The Council reserve the right to retain any goods in respect of which the cargo dues have not been paid, and that at the cost of the shipper or the consignee, as the case may be, until the dues and costs thereby incurred by the Council are settled in full.

A.3

A.3.1 If legal action is required to recover any debt due to Aberdeenshire Council under these Rates and Dues the cost of such action including all administrative and ancillary costs shall be due to be recovered from the debtor.

A.3.2 Please note that legal action for debt recovery may result in you being blacklisted and may affect your ability to obtain credit in the future.

**SCHEDULE OF MAXIMUM HARBOUR RATES AND DUES
B. COMMERCIAL OPERATIONS IN ALL MACDUFF HARBOUR**

B.1 BERTHING FEES FOR FISHING VESSELS

*Rates and Dues
01-Apr-21*

TABLE B.1

VESSEL LENGTH (LOA)	Unit Rate (Exc VAT)	VAT (Where Applicable)	Unit Price (Inc VAT)	
Vessels under 10m	£42.00	£8.22	£50.22	£42.00
10-17m	£63.00	£12.36	£75.36	£63.00
17-22 m	£94.00	£18.35	£112.35	£94.00
22-26 m	£115.00	£22.47	£137.47	£115.00
26-30 m	£134.00	£26.21	£160.21	£134.00
over 30 m	£218.00	£42.69	£260.69	£218.00

B.1.2 For any vessel for which no composition fee has been paid, the rate payable on each entry, valid for 1 week or part thereof or as otherwise specifically arranged, shall be as stated in Table B.1 above.

B.1.3 If, after paying the composition fee, the vessel ceases to regularly land fish, each entry to the harbour shall be charged in accordance with Table B.1

NOTE - To qualify for composition fee the vessel must have 3 consecutive entries to the Harbour

B.1.4 All fish landed at Aberdeenshire Council Harbours will be charged 2.5% of gross landings **2.5%**

B.1.5 Masters of vessels or their agents paying harbour dues under any of the above categories who engage in commercial fishing shall be required to declare the value of the catch to the Harbourmaster within 7 days of landing and to pay the appropriate fish landing dues either directly to the Council or to a fish salesman or purchaser, duly authorised by Aberdeenshire Council to collect such dues.

B.1.5.1 Failure to disclose Fish Landings **£500.00**

B.1.6 A single entry charge will be applied to any vessel entering the Harbour for Ice only. **£25.00**

SLIPWAYS AND REPAIR PADS

B.2 Macduff Commercial Slipway

B.2.1 Charge per Metre and per 24 hours and per all succeeding 24 hours

Vessel > 15 Tonnes				
Extraction per meter, 1st day only				£31.00
24 hour period or part thereof				£8.00
Vessel < 15 Tonnes		Unit Rate	VAT	Unit (Inc VAT)
Extraction per meter, 1st day only		£31.00	£6.20	£37.20
24 hour period or part thereof		£8.00	£1.60	£9.60

DISCOUNT:

B.2.2 Any vessel on the slipway for less than 6 hours shall be discounted by - **33.00%**

B.2.3

Movement of vessel by Council at owner's request and risk - from berth to slipway or slipway to berth.	Unit Rate	VAT	Unit (Inc VAT)	
Vessel > 15 Tonnes	£87.00	£0.00	£87.00	£87.00
Vessel < 15 Tonnes	£87.00	£17.40	£104.40	£87.00

B.2.4 No charge shall be applied to any vessel on the slipway on Sundays and public holidays, where no work proceeds on the vessel.

B.2.5 A charge shall be made in respect of any attendance by a Council employee outwith normal working hours. Such charge shall comprise the wages and overtime payable by the Council, plus a surcharge of 25%.

B.2.6

Supply of electricity & water fixed charge per slipping where metering is not available	Unit Rate	VAT	Unit (Inc VAT)	
Where metering not available	£50.06	£10.01	£60.07	£50.06

B.2.7

When HP Water Blasting is carried out and no metering is available, an estimate of usage will be	Unit Rate	VAT	Unit (Inc VAT)	
Vessel > 15 Tonnes	£10.00	£0.00	£10.00	£10.00
Vessel < 15 Tonnes	£10.00	£2.00	£12.00	£10.00

B.2.8

Charges for disposal of contaminated waste water, at cost per tonne	£531.73	£106.35	£638.08	£531.73
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B.2.9 TBT Testing to be charged accordingly plus VAT

B.2.10 Crane Hire for Ladders on Slipway per hour during 8am & 4.30pm Monday to Friday + VAT **£80.00 + VAT =
£96.00**

B.2.10.1 Crane Hire for Ladders on Slipway per hour outwith the hours stated in B.1.10 + VAT **£95.00 + VAT =
£114.00**

B.2.11

Compulsory Waste Disposal Charge (on arrival, per visit), per week in Harbour & Slipway	£20.00	£4.00	£24.00	£20.00
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B.3 PILOT/WORK BOAT

B.3.1 Hire of Pilot Boat and crew per hour or part thereof **£255.00**

B.3.2 Use of Pilot Boat and crew per hour or part of, for towing within harbour, at discretion of harbourmaster **£105.00**

B3.4 When the services of a Pilot, Pilot-Boat or substitute boat are required, under all items of B.3, outwith normal working hours, a charge shall be made which

B.4 MISCELLANEOUS

B.4.1 Supply of Water

B.4.1.1 Bulk fresh water charge	£34.93	£6.99	£41.92	£34.93
B.4.1.2 Additional charge per tonne or part thereof in excess of 6 tonnes for Cargo Vessels	£5.32	£1.06	£6.38	£5.32

B.4.2 Fishing Vessels:

(i) On each occasion: -

B.4.2.1	Unit Rate	VAT	Unit (Inc VAT)	
Any vessel less than 20m, registered length where metering not available	£26.20	£5.24	£31.44	£26.20
Any vessel 20m or greater, registered length where metering not available	£34.95	£6.99	£41.94	£34.95

(ii) Vessels for which a composition fee under Section B.1.1 has been paid, a single quarterly charge shall be made:-

B.4.2.2	Unit Rate	VAT	Unit (Inc VAT)	
Any vessel less than 20m registered length, per quarter year - Where metering not available	£43.67	£8.73	£52.40	£43.67
Any vessel 20m or greater registered length, per quarter year - Where metering not available	£52.43	£10.49	£62.92	£52.43

B.4.3 Recreational Vessels

B.4.3.1 Standard charge, on each occasion, at Macduff Harbour.	£18.34 + VAT = £22.00
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B.5 SUPPLY OF ELECTRICITY

B.5.1 (i) Shore Power charged per day

Length	Unit Rate	VAT	Unit (Inc VAT)	
Under 17m	£8.33	£1.67	£10.00	£8.33
17.m - 22m	£10.42	£2.08	£12.50	£10.42
22.m - 26m	£12.50	£2.50	£15.00	£12.50
26.m & Over	£16.67	£3.33	£20.00	£16.67

B.6 FLAKED ICE SUPPLY

B.6.1 Charges for the supply of Ice, at a cost per tonne	£60.00
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B.7 LANDING TABLE

B.7.1 Single use of Landing Table	£100.00
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B.8 FORKLIFT

B.8.1 Use of forklift per hour, including personnel	£100.00
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B.9 MACDUFF FISHMARKET

B.9.1 The fishmarket is available for the purpose of net mending when there is no fish lying on the fishmarket for uplifting. The standing charge shown opposite per day shall be applied. VAT will be applied at the current rate if appropriate. The user is responsible for ensuring the fishmarket is cleaned to the satisfaction of the Harbourmaster after use, otherwise a fixed penalty of £100 will be imposed.	£58.00 + VAT = £69.60
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B.10 CHARGE FOR FISHING GEAR FOR UNAUTHORISED STORAGE ON PIER

B.10.1 Charge per item per day, after 1 weeks, for gear left on pier excluding vessels under repair. All gear stored on the piers is to be tagged with name and number of vessel. (INCL VAT).	£12.00 + VAT = £14.40
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B.11 COMMERCIAL OR CHARTER OPERATIONS

Vessels or organisations that are operating or are involved in "ferrying" activities e.g. commercial crew changes or deliveries of persons, materials and supplies to vessels outside the harbour shall declare themselves to be involved in such trade.

B.11.1 Operators of such services shall notify the Harbourmaster of all such trips and shall pay to that Harbourmaster the fee indicated on the right for each and every trip made. This is in addition to normal harbour dues.	£25.00
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Such "trip" shall be defined as any trip that involves any exit, entry, or both for the purposes of transporting any persons or materials to or from any vessel berthed or passing offshore at any Aberdeenshire operated Harbour.

B.11.2 Vessel operators who use their own vessel as a tender for the above operation shall pay a fee per passenger as indicated on the column to the right.	£25.00
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B.11.3 If at any point a section of the harbour is to be closed to the public due to any commercial activity (including training, testing and/or verification of equipment), the operator shall notify the Harbourmaster a minimum of 24 hours prior to the closure and shall pay to that Harbourmaster the fee indicated on the right if the closure exceeds 1 hour within a 24 hour period.	£110.00
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The methods and process of levying the above fees shall be determined by the Service Manager or the Harbours Sub-Committee. Similarly no discount or reduction in this Rate or payment may be given without the written permission of the Service Manager.

B.11.4 Any operator who wishes clarification of the above shall seek this from the Harbours Service who shall consult the Head of Roads and Landscape Services and shall advise that operator which category of payment applies. The decision of the Head of Roads and Landscape Services shall be final in that case.	
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B.12 WHARFAGE

B.12.1 All wharfage will be chargeable as per ton or, in the case of any timber or wood product, per cubic metre at: **£1.00**

B.13 QUAYSIDE REPAIR WORK

B.13.1 Quayside Repairs for vessels <50 tonnes, one off charge (in addition to normal harbour dues) **£105.00**

B.14 CHARGE FOR CLOSURE OF PIERS

B.14.1 Closure of Aberdeenshire Council Piers for filming or advertising will be charge a daily rate including VAT **£300.00 + VAT =
£360.00**

**SCHEDULE OF MAXIMUM HARBOUR RATES AND DUES
LEISURE AND RECREATIONAL VESSELS**

- C.1.1 Note: (i) **VAT shall be charged** at the current rate, where applicable;
- C.1.2 (ii) All reference to length in this section shall mean "length overall";

C.2 COMPOSITION FEE FOR TRADITIONAL BERTHING, COMPOUND ONLY & HARDSTANDING BERTHING WHERE AVAILABLE & APPLICABLE

- C.2.1 For all recreational vessels a composition fee payable biannually in advance in lieu of rates shall be:- *Rates and Dues
01-Apr-21*
- C.2.1.1 Minimum charge up to 6 Metres for six month berthing **£113.00 + VAT =
£135.60**
- C.2.1.2 Additional charge for each metre or part of a metre in excess of 6 metres **£20.00 + VAT =
£24.00**
- C.2.1.3 Composition fees under C.2 shall apply to the periods from 1st April to 30th September and from 1st October to 31st March. A single payment for consecutive periods shall only apply where winter mooring or berthage is available.

C.3 For Banff Harbour Marina on the Pontoon berths

- C.3.1 The composition fee payable annually for a twelve-month berthing in advance in lieu of rates shall be: -
- C.3.1.1 Minimum charge (INC VAT) (up to 6 metres) **£807.00 + VAT =
£968.40**
- C.3.1.2 Additional charge for each metre or part of a metre in excess of 6 metres (INC VAT) **£128.00 + VAT =
£153.60**
- C.3.1.3 The composition fee payable in advance for a six-month berthing in lieu of fees shall be 75% of that payable for an annual berth: -
- C.3.1.4 Minimum charge (INC VAT) (up to 6 metres) **£593.47 + VAT =
£712.16**
- C.3.1.5 Additional charge for each metre or a part of a metre in excess of 6 metres (INC VAT) **£93.96 + VAT =
£112.75**
- C.3.2 Payment at Banff Harbour Marina for Annual Fees will be subject to an invoice being issued, with options available to make payment in full or in two equal instalments.
- C.3.3 Six month Berthing, Summer, may be paid in one instalment equal to 75% of the annual fee before 1 April in any year or by payment of 50% of the annual fee before 1 April and 25% of the annual Fee before 1 July in any year.
- C.3.4 Twelve month Berthing may be paid in one instalment equal to the annual fee before 1 April in any year or by payment of 50% of the annual fee before 1 April, 50% of the annual fee before 1 October in any year.
- C.3.5 All other Berthing Fees shall be paid in full before 1 April in any year for summer or twelve month berthing and before 1 October where winter berthing in Harbour or Compound is required.
- C.3.6 Dependent upon availability, the Harbourmaster may sub-let any pontoon berth to a visitor for part or all of the winter season only. This shall be made available upon payment of 50% of the annual fee for that berth. The visitor shall be bound by the normal rules and regulations governing the harbour.

C.3.7 Trailers in Compound

- C.3.7.1 Trailers can be left in the Compound for 1 month free of charge, any additional months to be charged at £75.00 + VAT per month **£75.00 + VAT =
£90.00**

C.4 SINGLE ENTRY (AND ROVER TICKET)

- C.4.1 Where no composition fee under Section C.2 or C.3 has been paid, dues shall be payable on entry into the harbour and shall be charged as follows:-

ALL HARBOURS

	Unit Rate	VAT	Unit (Inc VAT)	
C.4.1.1 For 24 hour period or part thereof	£16.67	£3.33	£20.00	£20.00
C.4.1.2 All harbours (Rovers Ticket valid for 1 week from date of issue, except Macduff & Banff Serviced pontoons - covers 2 nights in either harbour only)	£66.67	£13.33	£80.00	£80.00

- C.4.2 All payments will be due on entry and in advance for extended stays in any and all Harbours.

C.5 CHARTER OPERATIONS FOR LEISURE PURPOSES

- C.5.1 Commercial vessels that are regularly engaged in running sea angling, leisure fishing or tourist trips shall declare themselves to be involved in such trade. For the purposes of this section "regularly engaged in running sea angling, leisure fishing, or tourist trips" means a minimum of 20 trips per 6 month period. An uplift shall be applied at the percentage indicated to the appropriate Composition Fee as designated under Item 3 above, at the start of each season. If the operator fails to meet the necessary number of trips indicated above, the uplift may be reimbursed on production of the owner's proof of this. **20%**

C.6 UNMANNED SLIPWAYS & REPAIR PADS

- C.6.1 Any vessel using a slipway inclusive of entry and exit from the harbour for one day only **£20.83 + VAT =
£25.00**
- C.6.3 Season ticket for unlimited use of any Aberdeenshire Council slipway (other than the commercial slipway at Macduff) valid for 6 months commencing 1st April or 1st October, per vessel (INCL VAT) **£66.67 + VAT =
£80.00**
- C.6.4 Use of repair pads by any vessel in respect of which a composition fee has been paid in terms of Section 3.1, per 24 hours or part thereof **£8.33 + VAT =
£10.00**

C.7 MISCELLANEOUS

- C.7.1 Supply of Water (Under present circumstances this is VAT free)

C.7.1.1 **Recreational vessels**

- C.7.1.2 In Leisure Harbours where water is supplied, a fee of £10.64 shall be levied on all vessels over and above berthing fees levied under Item 2.1.1 or 2.1.2 above for the supply of water for one season. **£10.64**
- C.7.1.3 On the Pontoon berths in Banff Harbour Marina an Annual Fee of £26.58 per berth will be levied on all vessels over and above berthing fees levied under Item 3.1.3 above for the supply of water. **£26.58**

C.8 SUPPLY OF ELECTRICITY

- C.8.1 In Banff Harbour Marina the fixed charge indicated on the right shall act as a deposit that is refundable providing that the actual costs of electricity consumed is paid by the berth holder prior to refund. (VAT INCL at current rate) **£8.50 + VAT = £10.20**
- C.8.2 Charge per kWh on Banff Harbour Marina based on metered consumption on Pontoons or estimated use in compounds (VAT INCL at current rate)

Usage <1000kw hours p/month (VAT charge @ 5%)	£0.18	£0.01	£0.19	£0.18 + VAT = £0.19
Usage >1000kw hour p/month (VAT charge @ 20%)	£0.18	£0.04	£0.22	£0.18 + VAT = £0.22

C.9 CHARGE FOR UNAUTHORISED STORAGE OF FISHING GEAR ON PIER

- C.9.1 Charge per item per day, after 1 weeks, for gear left on pier excluding vessels under repair. All gear stored on the piers is to be tagged with name and number of vessel. (INCL VAT). **£12.50 + VAT = £15.00**

C.10 CHARGE FOR ICE

Flaked Ice Supply at Banff Marina

- C.10.1 Flake ice will be provided free of charge to Berth Holders of the Harbours listed on page A2, supplies permitting. Any other person requiring ice may purchase it at the price (per fish box) indicated in the column adjacent subject to availability. At times of high demand, please give prior notice to the Harbourmaster to ensure demands can be met. **£3.00**

C.11 COMMERCIAL OR CHARTER OPERATIONS

- C.11.1 Vessels or organisations that are operating a second or third party training business, testing and/or verification of equipment etc shall declare themselves to be involved in such trade and shall notify the Harbourmaster of all such trips and shall pay to that Harbourmaster a fee equivalent to 5% of the sum received for that operation and not exceeding the sum indicated on the right for each and every trainee. If no trainee or third party is carried the fee to the right will be due for each trip. **£25.00**
- C.11.2 Vessels or organisations that are operating in-house training within the harbour limits shall declare themselves to be carrying out such training and shall notify the Harbourmaster of all such training and shall pay to the Harbourmaster, after the initial 10 persons trained, a fee equivalent to 5% of the sum that would be received from a second or third party organisation for such training but not exceeding the sum indicated on the right for each and every trainee. **£25.00**
- C.11.3 Any organisation or operator who fails to disclose that they are engaged on any of the above services, or fails to notify the Harbourmaster of a trip shall be obliged to pay the fee in the column to the right for each and every passenger carried or a rate of twice that rate if no passengers are declared or indicated. **£50.00**
- C.11.3 Vessels or organisations that are operating or are involved in "ferrying" activities e.g. commercial crew changes or deliveries of persons, materials and supplies to vessels outside the harbour shall declare themselves to be involved in such trade.
- C.11.3 Operators of such services shall notify the Harbourmaster of all such trips and shall pay to that Harbourmaster the fee indicated on the right for each and every trip made. **£25.00**
- Such "trip" shall be defined as any trip that involves any exit, entry, or both for the purposes of transporting any persons or materials to or from any vessel berthed or passing offshore at any Aberdeenshire operated Harbour.