

## Operational Space Designation Decree

**Decree No. 2023/45**

Decree designating an operational space and the restrictions and regulations applicable thereto for the berths at the following location/terminal:

### **Westhaven Waiting Berth West**

### **Westhaven**

The Director of the Central Nautical Management North Sea Canal Area,

#### **Having regard to:**

- Article 3.11, paragraph 1, of the Regional Port Bye-laws 2019, which provides that the Mayor and Aldermen may designate operational spaces for berths;
- Article 3.11, paragraph 2, in relation to Article 9.1 of the Regional Port Bye-laws 2019, which provides that the Mayor and Aldermen may set additional regulations regarding the nautical use of operational spaces;
- Article 1.9 of the Regional Port Bye-laws for the North Sea Canal Area 2019, in connection with the Mandate, Power of Attorney, and Authorization Decree, dated 3 December 2019, published on 3 January 2020, on the basis of which the Director of the Central Nautical Management North Sea Canal Area is mandated to grant exemptions on behalf of the Mayor and Aldermen of the Municipality of Amsterdam;
- The definitions as set out in Appendix 1 to this Decree.

#### **Whereas:**

- The Mayor and Aldermen may designate operational spaces for berths;
- The Mayor and Aldermen may attach restrictions and regulations to said designations;
- The Mayor and Aldermen have mandated this power to the Director of the Central Nautical Management North Sea Canal Area;
- The Director of the Central Nautical Management North Sea Canal Area may designate operational spaces from the point of view of safety, order and the continuity of the port.

#### **Has decreed the following:**

- Has designated operational spaces for the following berths:

Berth	Abbreviated berth name	Page number
Westhaven Wachtplaats West	wh wpw	2

- To attach the following characteristics and uses to the berths:

## Westhaven Wachtplaats West

### 1. Characteristics of the berth and its operational space

1.1	Berth name:	Westhaven Wachtplaats West	
1.2	Abbreviated berth name:	wh wpw	
1.3	Description of the berth	The designated use of the quay measuring 243 metres in length and lying between bollards 90.3 and 104.5 located at the west side of the Westhaven opposite to the entrance to the Sonthaven is 'public waiting berth for inland ships (not being push traffic) without a blue cone requirement'.	
1.4	Coordinates of operational space according to NRD	1.	X= 116205.23 Y= 491151.47
		2.	X= 116276.89 Y= 490919.15
		3.	X= 116238.68 Y= 490907.38
		4.	X= 116166.98 Y= 491139.76
1.5	Operational space in accordance with drawing: N0772_v02	Length 243 metres x breadth 40 metres	
1.6	NGD (Nautical Guaranteed Depth)	10.0 metres.	
1.7	Minimum keel clearance	Inland ships 0.30 metres.	
1.8	Vertical clearance relative to NAP:	Not applicable	

### 2. Use

2.1	Berth is intended for:	Inland ships
2.2	More detailed regulations with respect to berthing:	Not applicable
2.3	The maximum length of the ship to be moored:	Unlimited within operational space
2.4	The maximum breadth of the ship to be moored:	Unlimited within operational space
2.5	The maximum draught of the ship to be moored in: Fresh water 1,000 <sup>kg/m<sup>3</sup></sup>	Inland ships 4.5 metres.
2.6	Service ships outside the operational space:	After operational notification
2.7	Other	An exemption is necessary for those situations where it is not possible to determine in advance if mooring may be possible and which therefore require a consideration in more concrete terms. In such a consideration, aspects of nautical safety play a role. Circumstances to be taken into consideration are, for example, the dimensions of the ship, weather conditions, water depth, other waterway users, etcetera. Regulations and restrictions may be attached to the exemption. Applications for an exemption will be refused if the regulations and restrictions attached to the exemption prevent nautical safety from being achieved.
2.8	Explanation:	No

This Decree is accompanied by the following appendices:

No.	Appendix	Date
1	General definitions	n/a
2	N0772_v02	11 October 2023

**Date:**

01 November 2023

The Mayor and Aldermen of the Municipality of Amsterdam,  
on their behalf, the Director of the Central Nautical Management North Sea Canal Area,



J.H.M. Mateyo

In accordance with the Algemene Wet Bestuursrecht (the Dutch General Administrative Law Act), an interested party can lodge a notice of objection within six weeks after publication of this Decree. The notice of objection must be addressed to: Burgemeester en Wethouders van Amsterdam, Postbus 202, 1011 PN AMSTERDAM. The notice of objection must be signed and must contain at least the name and address of the party lodging the objection, the date, a description of the Decree against which the objection has been lodged as well as the grounds for objection. If you choose to be represented, we request you to submit an authorization. The notice of objection has no suspensive force. If, pending the objection procedure, the situation requires a suspension or immediate relief, an application to grant suspension or provisional relief can be submitted to the Voorzieningenrechter van de Rechtbank Amsterdam, Sector Bestuursrecht, Parnassusweg 226, Postbus 75850, 1070 AW AMSTERDAM. For this procedure, court fees are due.

## Appendix 1: General definitions

Inland ship	A ship intended for navigation on inland waters or on similar foreign waters.
Ship-to-ship transfer	Direct transshipment of cargo between ships without the intervention of a shore facility.
Bulk carrier	A seagoing ship used and intended for transporting solid cargo in bulk.
Contract level	The level of the water bottom located at the leased space in NAP as set out in the lease contract.
Service ship	Any ship involved in services to another ship concerning repair, cleaning, bringing or collecting supplies, ship parts or waste.
Vertical clearance (relative to NAP)	The vertical distance between Chart Datum NAP and the lowest fixed point above the operational space.
Double banking	Ships mooring side-by-side, not being service ships.
Dangerous Goods	Substances, which are classified as dangerous and listed in the International Maritime Dangerous Goods Code, the (International) Code for the Construction and Equipment of Ships Carrying Dangerous Chemicals in Bulk, the (International) Code for the Construction and Equipment of ships carrying Liquefied Gases in Bulk of the International Maritime Organisation or the European Agreement concerning the International Carriage of Dangerous Goods by Inland Waterways (Adn) because of the danger of explosion, fire, corrosion, poisoning, intoxication or radiation and which, depending on the mode of transport, are transported in packaged form, as solid dry bulk, or as liquid bulk.
Harbour Master	The Harbour Master of Amsterdam designated as such by the Mayor and Aldermen.
Keel clearance	The vertical distance between the deepest point of a ship and the water bottom.
Berth	A location identified by name equipped to allow the safe berthing of seagoing and inland ships. A berth may be a quay, jetty, dolphins, an anchorage, or a mooring buoy.
NAP (Normaal Amsterdams Peil)	Normal Amsterdam level
NGD	Nautical Guaranteed Depth; the water column between the canal level NAP - 0.50m and the guaranteed level of the water bottom
NRD	The coordinate system 'New National Triangulation System'
RHN	The Regional Port Bye-laws for the North Sea Canal Area ( <i>Regionale Havenverordening Noordzee-kanaalgebied</i> ).
Operational space	Area delimited in length, breadth, depth and height, within which ships can berth with the purpose of carrying out their activities.

Sounding area	A geographically defined area in which the same level of the water bottom (relative to NAP) is being maintained.
Ship	Any vessel including a seaplane, a hydrofoil, an air-cushion vehicle (hovercraft), a drilling rig, a production platform or similar object, a bucket dredger, a floating crane, a floating elevator, a pontoon, a barge (lighter), a floating equipment, a floating installation, or a floating establishment;
Tanker	A seagoing or inland ship built for or adapted to carry unpackaged liquid cargo in its cargo spaces.
Water depth	The vertical distance between the water level and the water bottom.
Water level	The vertical distance between the water level and the Chart Datum NAP.
Seagoing ship	Ship used for navigation at sea or which, according to its construction, is intended for navigation at sea, and any ship bearing a document - issued by the competent authority of the country in which the ship has been registered - proving its suitability for navigation at sea.



