



SHORT SEA CONFERENCE:

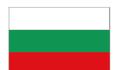
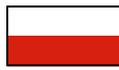
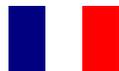
SESSION 4: EU POLICY: HOW FLEXIBILITY IN PORT OPERATIONS CAN TRIGGER A MODAL SHIFT

Bilbao, 13RD April 2011

Alfons Guinier - ECSA Secretary General



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ECSA

ESTABLISHED IN 1965 - BRUSSELS

DAILY CONTACTS WITH EU INSTITUTIONS:

- ◎ **COMMISSION**
- ◎ **MEMBER STATES (COUNCIL)**
- ◎ **EUROPEAN PARLIAMENT**
- ◎ **ECOSOC**
- ◎ **COMMITTEE OF REGIONS**



EUROPEAN SHIPPING (EEA)

© EEA CONTROLLED FLEET 41% OF WORLD FLEET

EUROPEAN SHIPPING

© KEY PLAYER IN CROSS TRADES BETWEEN DIFFERENT CONTINENTS



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EUROPEAN SHIPPING

◎ **KEY PLAYER IN CROSS TRADES BETWEEN DIFFERENT CONTINENTS**



CONCISE HISTORY OF EUROPEAN PORTS POLICY



Signing of the Treaty of Rome – 25 March 1957



EUROPEAN PORT POLICY

History

- ◎ **DECEMBER 1997 - GREEN PAPER ON SEA PORTS AND MARITIME INFRASTRUCTURE**
- ◎ **FEBRUARY 2001 - COMMUNICATION “REINFORCING QUALITY SERVICE IN SEA PORTS” : A KEY FOR EUROPEAN TRANSPORT” —→ DIRECTIVE ON MARKET ACCESS TO PORT SERVICES**
- ◎ **NOVEMBER 2001: 1ST READING IN THE EUROPEAN PARLIAMENT (PLENARY)**



EUROPEAN PORT POLICY

- ◎ **JUNE 2002: TRANSPORT COUNCIL
COMMON POSITION**
- ◎ **MARCH 2003: 2ND READING IN THE EUROPEAN
PARLIAMENT (PLENARY)**
- ◎ **SEPTEMBER 2003: DECISION CONCILIATION
COMMITTEE/COUNCIL**
- ◎ **OCTOBER 2003: CONFIRMATION BY THE
COUNCIL**
- ◎ **NOVEMBER 2003 – REJECTED IN PARLIAMENT
PLENARY**



EUROPEAN PORT POLICY

- ◎ **OCTOBER 2004 – PORT PACKAGE II**
- ◎ **JANUARY 2006 – REJECTED BY THE EP**
- ◎ **MARCH 2006 – WITHDRAWAL BY THE COMMISSION**
- ◎ **OCTOBER 2007 NEW EUROPEAN PORT POLICY**



CONTENT OF THE NEW PORTS POLICY COMMUNICATION OCTOBER 2007



Commissioner Jacques Barrot opens the consultation on a new European ports policy at the annual conference of ESPO - Stockholm, 2 June 2006



SOFT LAW APPROACH BUT BASIC PRINCIPLES CONFIRMED



FOUR FREEDOMS:



FREE PROVISION OF SERVICES



RIGHT OF ESTABLISHMENT



FREE MOVEMENT OF PERSONS



FREEDOM FOR MOVEMENT OF GOODS



APPLICATION OF EU COMPETITION RULES



PILOTAGE

- ◎ **SAFETY IS BEST SERVED BY EFFICIENT PILOTAGE IF REQUIRED**
- ◎ **A PROPER AND CONTESTABLE RISK ASSESSMENT ESSENTIAL PRIOR TO DETERMINE THE USE AND THE TASKS OF PILOT SERVICES**
- ◎ **PILOTAGE IS NOT A PUBLIC SERVICE**
- ◎ **THE PILOT IS AN ADVISER TO THE MASTER**
- ◎ **THE MASTER REMAINS IN COMMAND OF THE SHIP**



PECS

- ① **WRONG TERM: THERE IS NO EXEMPTION SINCE THE QUALIFIED MASTER/CH OFFICER TAKES CARE OF THE PILOTAGE**
- ① **PROCESS FOR OBTAINING A PEC SHOULD BE RELEVANT AND APPROPRIATE**
- ① **CUMBERSOME OFTEN RESTRICTIVE PROCEDURES TO BE ABOLISHED**
- ① **EXAMINATION LANGUAGE SHOULD BE ENGLISH**
- ① **ENGLISH THE BRIDGE LANGUAGE FOR SAFETY REASONS**



PILOTAGE

- ◎ **PILOTAGE FROM ASHORE AND USE OF MODERN TECHNOLOGY TO BE FURTHER DEVELOPED**
- ◎ **AVAILABILITY OF PILOTS OFTEN A PROBLEM IN CERTAIN AREAS**
- ◎ **QUID QUALIFICATION NORMS?**
- ◎ **DE FACTO MONOPOLISTIC POSITIONS SHOULD NOT BE ABUSED**



WAY FORWARD

- ◎ **AS IN ANY SERVICE PILOTAGE SHOULD BE OPEN TO INNOVATION**
- ◎ **ADAPTING TO CHANGING CIRCUMSTANCES ESSENTIAL**
- ◎ **DIALOGUE BETWEEN ALL PARTIES INVOLVED TO BE ENHANCED**
- ◎ **ACTION TO TAKE PLACE MAINLY ON A LOCAL BASIS**



TOWAGE

- ◎ **IN GENERAL FREE MARKET ACCESS**
- ◎ **NO PUBLIC SERVICE**
- ◎ **IN SOME PORTS STILL RESTRICTIONS**
- ◎ **NO TO ABUSE OF SAFETY ARGUMENTS**



CARGO HANDLING

- ◎ **ONGOING IMPROVEMENTS IN EFFICIENCY**
- ◎ **FREE ACCESS AND OPEN COMPETITION ESSENTIAL**
- ◎ **PRACTICES IN CONFLICT WITH THE TREATY TO BE ABOLISHED**
- ◎ **QUALIFICATION AND TRAINING SUPPORTED**
- ◎ **FULL PART OF LOGISTICS**



THANK YOU

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SHORT SEA SHIPPING
ROAD TO SEA

ADVANTAGES

- Most cost effective relation investment versus transport capacity
- Most efficient in terms of energy consumption
- Improves service to peripheral areas
- Instrument «Par Excellence» for combined transport
- No negative social effects (congestion, noise)
- Most environment friendly

MIF Short Sea Panel - ECSA, CESA, COREDES, ESPO, EMEC, FEPORT, EMPA, ESC, ECASBA, ECMAR, CTGWU, CLECAT, EFIP, EHMA, EUROPEAN COMMISSION and in co-operation with AMRIE
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