

DIRECTIVE ON ANCHORING FEES FOR SHIPS

Purpose

ARTICLE 1 – (1) The purpose of this Directive is to determine the procedures and principles regarding the determination of anchoring fees to be collected from ships within the maritime jurisdiction areas of our country and the collection, audit and follow-up of these fees.

Scope

ARTICLE 2 - (1) This Directive regulates the anchorage areas determined by the Regulation on Maritime Traffic Order in the Turkish Straits, which entered into force with the Presidential Decree dated 14/08/2019 and number 1426, and the Ports Regulation published in the Official Gazette dated 31/10/2012 and number 28453, the temporary anchorage areas determined by the port authority and covers those who will use these anchorages, namely:

- a) ships that are obliged to make an arrival notification under ARTICLE 9 of the Ports Regulation or
- b) ships anchoring in accordance with the first paragraph of ARTICLE 11 of the Regulation on Maritime Traffic Order in the Turkish Straits,
- c) ships anchoring in accordance with subparagraphs (ç) and (j) of the first paragraph of ARTICLE 20 of the Ports Regulation.

(2) The provisions of this Directive do not cover state ships, ships belonging to military/law enforcement units, Turkish flagged ships allocated for sports, education and scientific research purposes, ships for which a 60 days valid Port Exit authorisation has been issued within the scope of the Ports Regulation and scientific research ships belonging to public institutions and organizations.

Basis

ARTICLE 3 – (1) This Directive has been prepared based on Law No. 618 regarding Ports, ARTICLES 478 and 490 of the Presidential Decree No. 1 on the Organization of the Presidency published in the Official Gazette dated 10/7/2018 and number 30474, the Regulation on Maritime Traffic Order in the Turkish Straits, the Regulation on Ports, and the Regulation on Revolving Fund Management of the Ministry of Transport and Infrastructure published in the Official Gazette dated 21/05/2016 and numbered 29718.

Definitions and abbreviations

ARTICLE 4 – (1) The terms in this Directive have the following meanings;

- a) Ministry: Ministry of Transportation and Infrastructure,
- b) Anchoring: The action of dropping anchor by ships to prevent them from drifting due to waves , currents and winds during their temporarily waiting in anchorage areas .
- c) Anchoring ordinance: The permission document issued by the port authority for the acceptance of ships to the anchorage areas and indicating the anchorage area,
- ç) Anchoring area: Anchorage areas determined by the Turkish Straits Maritime Traffic Regulation and Ports Regulation and temporary anchorage areas determined by the port authority,
- d) Anchoring time: The time elapsed between the ship's anchoring and weighing anchor up time,
- e) Vessel: Any kind of watercraft that has the ability to float in accordance with the purpose for which it is allocated, even if it is not self propelled.
- f) Ship related parties : The ship owner, operator, charterer, master or agents and real or legal persons authorized to represent the ship,
- g) Gross ton (GT): The gross tonnage of the ship as shown in the document issued in accordance with the 1969 International Convention for Measuring the Tonnage of Ships, the

ratification of which was approved by the Law dated 21/9/1978 and numbered 2169, and the Regulation on Measuring the Tonnage of Ships published in the Official Gazette dated 12/3/2009 and number 27167,

ğ) Administration: General Directorate of Maritime Affairs

h) Istanbul Strait South Entrance Anchorage Areas: Anchorage areas number (A), (B), (C), (F) and (G) as specified in Annex-2 (2) attached to the Regulation on Maritime Traffic Order in the Turkish Straits,

ı) Port Authority: Each regional port authority or port authority established by legislation in our country,

i) Out-of-service anchoring: Except for scrap ships, a ship that is not engaged in commercial activity due to waiting employment job or awaiting the outcome of a legal decision or waiting at anchor in the anchorage area under the consent of the Administration and not performing any maintenance and repair.

j) TBDDTY: Turkish Straits Maritime Traffic Order Regulations.

(2) For other terms in this Directive that have not been included in the first paragraph, the definitions specified in the relevant legislation and international agreements/conventions to which we are a party shall prevail.

Anchoring areas

ARTICLE 5–(1) Anchoring areas have been determined by the Ports Regulation and Turkish Straits Maritime Traffic Regulation.

(2) Temporary anchorage areas are determined in accordance with the provisions of the Ports Regulation.

General principles regarding anchoring fees

ARTICLE 6 – (1) Issues regarding anchoring fees are applied as stated below:

a) All vessels within the scope of this Directive whose total anchoring time exceeds 72 hours are charged on a daily basis according to subparagraph (e) of this paragraph from the first anchoring time.

b) In cases where the anchorage time exceeds 168 hours, the incremental coefficients specified in subparagraph (e) of this paragraph are applied for the days exceeding 168 hours.

c) Daily duration is valid until the end of the current calendar day. A recalculation is made for the next day.

ç) Vessels can pay at their wish 25 (twenty-five) times of the daily fee for a monthly and 6 (six) times the monthly fee for a yearly anchorage fees at the rate of the fees determined in subparagraph (e) of this paragraph.

d) From the ships that have paid monthly or yearly payments :

1) Ships that pay for the all anchorage areas within the scope of TBDDTY II except for the South Entrance Anchorage Areas of the Bosphorus,

2) Ships that pay for anchorage areas outside the scope of TBDDTY ,

Will not be subject to additional anchoring dues at the specific anchorage areas they have paid for and will have 30 days free anchorage permission if they paid monthly dues or 12 months free anchorage permission if they paid yearly anchoring dues at these specific areas.

e) anchoring fees are applied as follows for the relevant anchorage areas.

1) Anchoring fee for mooring areas outside the scope of TBDDTY,

a) USD 0,002 per GT for Turkish flagged ships and USD 0,004 per GT for foreign flagged ships with an anchorage period up to 168 hours,

b) 0,003 USD per GT for Turkish flagged vessels and 0,006 USD per GT for foreign flagged vessels for anchorage periods over 168 hours .

c) Monthly and annual fee payments shall be based on the coefficients in subparagraph 1(a) of this paragraph.

2) Anchoring fees for the Anchoring areas in Annex-2 of TBDDTY,

- a) USD 0,004 per GT for Turkish flagged ships and USD 0,008 per GT for foreign flagged ships with an anchorage period up to 168 hours,
- b) the fee is calculated as 0,006 USD per GT for Turkish flagged and 0,012 USD per GT for anchorage periods over 168 hrs .
- c) Monthly and annual fees payments shall be based on the coefficients in subparagraph 2(a) of this subparagraph. Anchorage fees for the Istanbul Strait South Entrance Anchorage Areas are paid daily, no monthly or annual payment options are available.
- 2) 50 pct discount is applied for Turkish flagged ships which seaworthiness certificate shows a sailing area as Cabotage area or a lower one .determined per GT within the scope of subparagraph (e) of the first paragraph of this ARTICLE and whose voyage area is determined as "Cabotage Voyage" or less in the seaworthiness certificate. This discount is not applied to Turkish flagged vessels other than those even if they are on a cabotage voyage.
- (3)The larger GT value shall be taken as basis in the fee accrual of the GT values in the Tonnage Certificates of the ships, and for ships with different GT values in the Tonnage Certificates,
- (4) Vessels obliged to make an arrival notification cannot anchor without harbour master's anchoring authorization .
- (5) Vessels are obliged to notify the port authority, pilotage station or, where available, Vessel Traffic Services Center of the anchorage area, the time of anchorage and the time of departure from the anchorage area immediately.
- (6) The anchorage fees are calculated by multiplying the gross tonnage of the ship with the relevant coefficients specified in subparagraph (e) of the first paragraph of this ARTICLE as shown in the "Sample Calculation Table Regarding Anchoring Fees" in the Annex of this Directive. The calculated fee shall be converted into Turkish Lira through the e-Government system or the payment channels included in the e-collection system of the Ministry and paid by the ship owners by converting the amount into Turkish Lira at the US Dollar foreign exchange buying rate of the Central Bank of the Republic of Türkiye on the day of payment. The amounts paid shall be recorded as income to the account of the Ministry's Revolving Fund.
- (7) It is essential that the fees are paid on the day the ship leaves the anchorage and this period cannot exceed 72 hours from the day of departure under any circumstances.
- (8)Daily, monthly and annual fees are applied in accordance with the provisions of this Directive and with a 50% discount in cases of out of service waiting at anchor.

Special provisions for anchorage areas within the scope of TBDDTY

ARTICLE 7 - (1) Ships passing the straits within the scope of TBDDTY are not charged an anchoring fee at the anchorage areas in Annex-2 of TBDDTY provided that their non-stop transit is not interrupted.

(2) In case the anchoring time of ships that interrupt their non-stop passage or their non-stop passage is interrupted or make a passage with a stopover within the scope of TBDDTY and anchor in the anchorage areas in Annex-2 of TBDDTY exceeds 72 hours, an anchoring fee is charged as of the anchoring time.

Inspection and Administrative Sanctions

ARTICLE 8 -(1) Port authorities are responsible for monitoring and inspecting anchoring fees. This monitoring and supervision is carried out through the Ministry's e-collection, Port Management Information System (PMIS), Automatic Identification System (OTS), Boat Tracking Module (TTM) or other electronic systems and before issuing an Anchorage/berthing order/Port Exit Certificate (LÇB) to the ship. An anchorage/berthing order /Port Exit Certificate /LÇB) is not issued to vessels that have not paid the anchorage fees. As a result of the inspections, those who are found to be in violation of the provisions of this Directive shall be imposed an administrative

fine in accordance with the provisions of paragraph nineteen of ARTICLE 39 of the Ports Regulation.

(2) Monitoring the anchoring period shall be carried out by the port authorities through Vessel Traffic Services Centers where available.

(3) In case the Administration creates a web-based system to ensure the follow-up and supervision of the application, the concerned parties may be required to use this system.

(4) The ship owners are responsible for the follow-up and payment of the mooring fee.

Other Provisions

ARTICLE 9-(1) The provisions of the Ports Regulation and other relevant legislation shall apply to matters not covered in this Directive regarding mooring.

(2) The Administration can partially or completely exempt the fees set forth in this , Directive in case of natural disasters and extraordinary circumstances.

Repeal

ARTICLE 10-(1) The provisions regarding anchoring fees of the Port Service Tariffs that entered into force on 1/8/2003 with the letter dated 31/7/2003 and number 216 of the abrogated Ministry of Transportation and all references made to anchoring fees with this tariff are abrogated as of the date this Directive enters into force.

Effectiveness

ARTICLE 11-(1) This Directive enters into force on 01/01/2024.

Execution

ARTICLE 12 - (1) The provisions of this Directive shall be executed by the Minister of Transportation and Infrastructure.

Sample Calculation Table for Anchoring Fees

Anchoring Fee (Per Day) (USD)								
GT	Anchoring Time up to 168 hours				Anchoring Time after 168 hours			
	Turkish Flagged *		Foreign Flagged		Turkish Flagged *		Foreign Flagged	
	excluding TBDDTY	TBDDTY	excluding TBDDTY	TBDDTY	excluding TBDDTY	TBDDTY	excluding TBDDTY	TBDDTY
500	1	2	2	4	1,5	3	3	6
1.000	2	4	4	8	3	6	6	12
5.000	10	20	20	40	15	30	30	60
10.000	20	40	40	80	30	60	60	120
20.000	40	80	80	160	60	120	120	240
50.000	100	200	200	400	150	300	300	600
100.000	200	400	400	800	300	600	600	1200

* A 50% discount is applied to Turkish flagged vessels on cabotage voyages that meet the conditions in the second paragraph of ARTICLE 6.

EXAMPLE CALCULATION	
1	<p>5 days anchoring time, excluding TBDDTY for a Turkish flagged* and 10.000 GT vessel;</p> <p>Daily fee : 10.000 tons x 0,002 \$/ton = 20 \$</p> <p>Fee to be paid on a daily basis : 5 days x 20 \$ = 100 \$</p> <p>Monthly fee if requested : 20 \$ x 25 = 500 \$</p> <p>Annual fee if requested : 500 \$ x 6 = 3.000 \$</p> <p>* A 50% discount applies to vessels under the second paragraph of ARTICLE 6.</p>
2	<p>5 days anchoring time for a Turkish flagged* and 10.000 GT ship that is not in transit within the scope of TBDDTY**;</p> <p>Daily fee : 10.000 tons x 0,004 \$/ton = 40 \$</p> <p>Fee to be paid on a daily basis : 5 days x 40 \$ = 200 \$</p> <p>Monthly fee if requested : 40 \$ x 25 = 1.000 \$</p> <p>Annual fee if requested : 1.000 \$ x 6 = 6.000 \$</p> <p>* Vessels within the scope of the second paragraph of the 6th ARTICLE are entitled to 50% discount.</p> <p>** Only daily payments are made at Istanbul Strait South Entrance Anchorage Areas.</p>
3	<p>A 10.000 GT foreign flagged vessel with 5 days anchoring time, excluding TBDDTY;</p> <p>Daily fee : 10.000 tons x 0,004 \$/ton = 40 \$</p> <p>Fee to be paid on a daily basis : 5 days x 40 \$ = 200 \$</p> <p>Monthly fee if requested : 40 \$ x 25 = 1.000 \$</p> <p>Annual fee if requested : 1.000 \$ x 6 = 6.000 \$</p>
4	<p>A foreign flagged* 10.000 GT ship with 5 days anchoring time, which is not in transit within the scope of TBDDTY;</p> <p>Daily fee : 10.000 tons x 0,008 \$/ton = 80 \$</p> <p>Fee to be paid on a daily basis : 5 days x 80 \$ = 400 \$</p> <p>Monthly fee if requested : 80 \$ x 25 = 2.000 \$</p> <p>Annual fee if requested : 2.000 \$ x 6 = 12.000 \$</p>
5	<p>A Foreign Flagged and 10.000 GT vessel with 9 days anchoring time in the Istanbul Strait South Entrance Anchorage Areas* within the scope of TBDDTY;</p> <p>Fee to be paid: (7 days x 10.000 tons x 0,008 \$/ton)+(2 days x 10.000 tons x 0,012 \$/ton) = 560\$ + 240\$ = 800\$</p> <p>* Only daily payments are made at Istanbul Strait South Entrance Anchorage Areas.</p>