

LIMITATION OF NUMBER OF WASTE MANAGEMENT SERVICE PROVIDERS, AND MINIMUM REQUIREMENTS

Port of Rauma Ltd grants under with Regulation (EU) 2017/352 of the European Parliament and of the Council the right to provide services in the port area managed by Port of Rauma Ltd. By virtue of the Regulation, Port of Rauma Ltd limits the number of service providers to one as concerns the management of domestic waste, oily waste, and untreated sewage from vessels calling in Rauma. The number is limited in order to ensure a safe, secure and environmentally sustainable solution.

Port of Rauma has followed a selection procedure which has been open to all interested parties, non-discriminatory and transparent. The contract notice has been published in the HILMA system in compliance with the Finnish Act on Public Procurement and Service Concessions in the Sector of Water and Energy, Transport and Postal Services. The contracts valid at present will expire on 31.12.2021. The next competitive tendering of waste management service providers will take place in the autumn of 2021.

Pursuant to the Port Ordinance, the cargo handling operator is responsible for the management of cargo residues as referred to in the Regulation. If required, more detailed instructions for the application of the Regulation will be provided by the cargo handling operators.

General minimum requirements for the company

- 1.1** The companies selected via tender shall be of good repute and comply with currently valid laws and statutes (including e.g. norms, standards, regulations, and guidelines based on social law and labour law). The companies shall be registered in the Finnish Trade Register or some other company register in EU area, as well as in the Finnish Prepayment Register referred to in the Finnish Prepayment Act, the Finnish Employer Register, and the Finnish VAT Register referred to in the Finnish Value Added Tax Act, and shall have fulfilled its obligation of payment of social security contributions, pension contributions, and taxes. The company shall join the tilaajavastuu.fi service or demonstrate with certificates the fulfilment of public obligations. The certificates submitted in connection with registration may not be older than three months. After that, the certificates shall be submitted every twelve (12) months, excluding companies that have joined the tilaajavastuu.fi service.

2 Minimum requirements related to waste management

- 2.1** The company agrees to provide in the area managed by Port of Rauma Ltd waste management services reliably and equally to all vessels according to demand. The company providing the services shall invoice the services directly to the shipping companies or representatives of the shipping companies using the services.
- 2.2** The company shall agree to comply with the currently valid environmental laws and related regulations and guidelines, the conditions and regulations of the environmental permit which is binding of Port of Rauma Ltd, as well as with the

currently valid Port Ordinance, the guidelines of the Port for responsible practices and other regulations and guidelines in applicable parts.

- 2.3** The company shall report any accidents and abnormal conditions in the port area which it has detected or which have in some other manner come to its knowledge to the emergency response centre, if necessary, and always to Port of Rauma Ltd in accordance with the general safety guidelines and regulations of Port of Rauma Ltd.
- 2.4** The company providing waste management services shall make provisions for potential accidents by taking out liability insurance policies which cover any damage caused to Port of Rauma Ltd, its customers, and any other parties operating in areas managed by the port. The company shall also obtain insurance coverage to its employees.
- 2.5** Waste management services shall be designed and produced in a manner which ensures there is no unnecessary waiting for the service by the vessels that use the services.
- 2.6** The company providing waste management services shall immediately report to Port of Rauma Ltd any environmental and other damage occurring in connection with the provision of the service. Reporting shall take place in writing. In case any damage to the quay or any other damage occurring or detectable in connection with waste management work is not reported or reported after a delay, the company providing waste management services shall be held liable for any damage caused by the delaying of reporting / failure to report the damage.
- 2.7** The service provider shall immediately report to Port of Rauma Ltd any shortcomings in safety detected in the quay area, such as missing quay safety equipment or deficient maintenance of the harbour basin.
- 2.8** The employees of the service provider shall wear sufficient personal protective equipment, such as a life jacket, helmet, safety footwear, and high-visibility outerwear carrying a CE mark, as well as any other protective equipment required by the port operator.
- 2.9** Everybody participating in the work shall be provided with work induction and shall comply with the occupational safety and security instructions in force in the port and in applicable parts with the conditions of the regulatory permits valid in the port area. The number of employees assigned to the work shall be sufficient to ensure the required level of service and occupational safety.
- 2.10** The employees of the service provider shall carry with them inside the port area a valid employee ID card of the company.

3 Instructions for appeal and termination of activities

- 3.1** The service provider can appeal against a decision related to the right to provide services taken by Port of Rauma Ltd in accordance with the provisions of law.
- 3.2** At the request of Port of Rauma Ltd, the service provider is obliged to demonstrate its compliance with the specified minimum requirements as well as with its description of its operational arrangements and associated procedures. Port of Rauma Ltd can revoke the service provider's right to provide services, if the service provider fails to take action to correct its operation in accordance with the minimum requirements or the associated procedures within four (4) weeks of receiving a written request from Port of Rauma Ltd.

3.3 Port of Rauma Ltd has the right to prohibit the operation of the service provider in the port area with immediate effect, if the service provider by intent or gross negligence or repeatedly is in breach of the terms and obligations specified in the minimum requirements or the associated procedures.

The service provider shall notify Port of Rauma Ltd about its intention to discontinue the provision of waste management services in the port area. The notification shall be submitted no later than one (1) month prior to the discontinuation of the provision of services