

Tariffs and Terms and Conditions of Business at the Port of Drammen from 1 January 2021



www.drammenhavn.no

The Port of Drammen

The Port of Drammen is one of Norway's most effective transport hubs for handling cargo.

As a cargo handling hub, the Port of Drammen is a transport and logistics hub for rail, road and sea transport.

The Port of Drammen is an intermodal hub from which rail, road and sea freight can be reloaded efficiently and cost-effectively. A transport hub that is centrally located in the South-Eastern region, with a customer base of 2 million people within a radius of 100 km.

The Port of Drammen is one of Norway's national transport network ports and represents a key element in the infrastructure for facilitating environmentally friendly transport to and from the region.

The Port of Drammen has for many decades been Norway's largest port for importing motor vehicles, although today container, offshore installations, project cargo, steel, general cargo, and wet and dry bulk are also shipped via the Port of Drammen.

Every week, the following ports on the European continent and in the UK are served by container and ro-ro carriers: Bremerhaven, Hamburg, Rotterdam, Zeebrugge, Esbjerg, Gothenburg, Southampton and Tyne.

In 2008 the Norwegian Coastal Department completed deepening work in the Svelvik narrows, the fairway leading into the city of Drammen, and has invested NOK 150 million on upgrading work. The Norwegian Rail Department has in 2016 constructed 2.700 meters additional track capacity on Holmen. This has helped facilitate cost-effective and environmentally friendly sea transport to and from the Drammen region.

Port of Drammen's tariff system

Port of Drammen's tariffs, terms and conditions are divided into two subdocuments as follows:

Port of Drammen's tariffs, terms and conditions

<u>Tariffs</u> (part 1)	<u>General terms and conditions</u> (part 2)
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Please refer to the subdocuments for detailed information.

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The terms and conditions are also available in Norwegian. In the case of discrepancy between the Norwegian and the English versions, the Norwegian version shall prevail. No liability accepted for misprints.

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TARIFFS 2021



PORT OF DRAMMEN – TARIFFS 2021

1. Description of the tariff system

SECURITY CHARGE AND WASTE MANAGEMENT CHARGE

A security charge is levied on the use of ISPS terminals (ISPS charge). Vessels calling at the Port of Drammen must pay a waste management charge (ship waste disposal).

USE OF PORT INFRASTRUCTURE

Infrastructure charges are payments for use of the quays, quay areas, cranes and other plant and equipment belonging to the Port of Drammen.

The follow price categories are included in this group:

Quay charge: payment for use of quays.

Goods charge: payment for use of quay areas for short-term storage of goods during loading/unloading.

Crane charge: payment for use of harbour cranes.

GOODS AND SERVICES

The Port of Drammen offers a variety of goods and services.

2. Security Charge and Waste Management Charge

Currently valid ISPS charges and waste management charges (ship waste disposal) at the Port of Drammen. All prices are stated exclusive of VAT.

CHARGE TYPE	RATE	UNIT
ISPS – vessels		
All vessels	NOK 250,-	Per call
Passengers	NOK 5,-	Per passenger
ISPS – goods		
Containers with cargo	NOK 16,-	Per container
Vehicles	NOK 12,-	Per vehicle
Other cargo	NOK 1,20-	Per ton
Waste management charge		
All vessels	NOK 0,12 (max. 7000 GT)	GT
Access cards		
Annual charge for ID/access cards	NOK 400,-	Per card

Minimum waste management charge for fee-paying vessels: NOK 100,- per call

3. Use of port infrastructure

3.1 Quay charge

Quay charges are calculated on the basis of the ship gross tonnage (GT) per 24-hour period of laytime.

The quay charge is calculated according to the following rates (stated exclusive of VAT):

On the first	1000 GT	NOK 2,00
On the next	2000 GT	NOK 1,10
On the next	2000 GT	NOK 0,66
On the next	5000 GT	NOK 0,51
On the next	10000 GT	NOK 0,43
On the next	10000 GT	NOK 0,39
On the next	20000 GT	NOK 0,12
On the next	50000 GT	NOK 0,12

3.2 Discount

A discount of 30% on quay charges is offered for weekly calls made by vessels that operate on regular routes and that carry passengers and/or cargo for the general public, and for pure car and truck carriers. By "regular call/week" in this schedule is meant shipping companies that make regular calls and that carry passengers and/or cargo for the general public. By "week" is meant the period between 00.00 on Mondays and 24.00 on Sundays.

Special quay charges

Vessels used as residences or in connection with charter traffic.

Minimum charge: NOK 100 GT = NOK 3.700,- per month, thereafter per GT: NOK 5,- per month.

3.3 Goods charge

Goods charges are calculated either on the basis of weight (in tons) or per cargo unit for all goods that are transported by ship across the Port of Drammen.

Prices for goods (exclusive of VAT)

TYPE OF GOODS	RATE	UNIT
Vehicles	NOK 124,-	Per vehicle
Sawn timber and round timber	NOK 13,50	Per ton
Goods held in containers	NOK 195,-	Per container
Vehicles held in containers	NOK 124,-	Per vehicle
Other goods	NOK 13,50	Per ton

The goods charge covers storage of goods on quays or areas for up to 48 hours after unloading. A consignee or consignor of goods that remain for more than 48 hours after unloading is obligated to pay the Port of Drammen for each 24-hour period according to the following rates:

On open areas, for excess time: NOK 5,- per m2 per 24-hour period
Containers with cargo: NOK 75,- per TEU per 24-hour period

The Port of Drammen may grant permission for storage on quays for periods in excess of 48 hours after unloading, subject to the following rates:

OUTSIDE AREAS: NOK 15,- per m2 per month.

Storage periods of less than 7 days after unloading are charged as half months. All other periods are charged as full months. Loads on quays/outside storage space must be limited to the axle load/load tonnage per m2 permitted on the quays at any given time.

3.4 Crane rental

The Port of Drammen offers the use of the following four harbour cranes for loading and unloading:

- 1 mobile container crane, "Frigg" (Liebherr LHM550), lifting capacity 144 tons – Kattegat Quay
- 1 mobile container crane, "Odin", (Liebherr LHM 400), lifting capacity 104 tons – Kattegat Quay
- 1 portal crane, "Thorbjorn", lifting capacity 50 tons – Holmen South Quay
- 1 portal crane, "Pernille", lifting capacity 23 tons – Holmen South Quay Cranage

rates, per hour, exclusive of VAT:

All cranes	Hourly rate NOK	Hourly rate with 8 m3 grab ("Odin") NOK
Weekdays, 07.00-15.00	1.700,-	3.100,-
Weekdays, 15.00-21.00	2.550,-	4.650,-
Weekdays, 21.00-07.00	3.400,-	6.200,-
Saturdays/Sundays/public holidays, 00.00-24.00	3.400,-	6.200,-

NB: Minimum charge: One hour of crane rental for specific crane.

Tonnage supplement: (applies to "Thorbjorn", "Odin" and "Frigg") charged in addition to normal hourly rate:

0–20 tons NOK 0,-
Next 30 tons NOK 250,- per ton
Next 50 tons NOK 375,- per ton
Next 50 tons NOK 500,- per ton

Rental of 25-35 ton spreader: NOK 100,- per hour.

Assistance for operating cranes in connection with laying cables is charged at the following rates: Continual laying and assistance with crane operation in excess of 24 hours is charged at an hourly rate of NOK 2.000,- from the first hour and at NOK 48.000,- per 24-hour period.

Rates for container lifts (per container, exclusive of VAT):

Crane "Odin" and "Frigg"	Hourly rate (NOK)
Weekdays, 07.00-15.00	158,-
Weekdays, 15.00-21.00	221,-
Weekdays, 21.00-07.00	252,-
Saturdays/Sundays/public holidays, 00.00-24.00	252,-

4. Goods and services

4.1 Fresh water

Fresh water is supplied to ships on the basis of measured volume.

Charges for fresh water supplies (exclusive of VAT)

NOK 50,- per ton, minimum charge NOK 500,-.
Hose rental NOK 300,- per fill.

Overtime rates are charged for supplies of water outside normal working hours, on the basis of hourly rates for manpower.

4.2 Services

Icebreaking service

The Maritime Department at the Port of Drammen coordinates all icebreaking operations in the Drammen Fjord. The icebreaker "Thor III" operates between December 1st and March 31st. Icebreaking services for private quays can be ordered by contacting the Port of Drammen. Advance notification must be given as soon as possible and at least 24 hours prior to arrival.

Rates for services provided by the Port of Drammen (exclusive of VAT)

Icebreaker "Thor III"	NOK 8.900,- per hour
Motor boat "Tjalve"	NOK 3.500,- per hour
Pioner Multi	NOK 1.450,- per hour
Lifts	NOK 1.450,- per hour
Truck with driver	NOK 1.450,- per hour
Tipper truck with driver	NOK 1.450,- per hour
Manpower:	NOK 600,- per hour

	RATE	UNIT
Weekdays, 07.00-15.00	NOK 600,- per person	Per hour
Weekdays, 15.00-21.00	NOK 900,- per person	Per hour
Weekdays, 21.00-07.00	NOK 1.200,- per person	Per hour
Saturday/Sunday, 00.00-24.00	NOK 1.200,- per person	Per hour

4.3 Rental of warehousing and office space, etc.

The Port of Drammen has warehouse and office facilities for rental (all prices exclusive of VAT).

HOLMEN TERMINAL:

Warehouse 1, Holmen, Sections A and E.	NOK 475,- per m2 per year
Warehouse 4, Holmen	NOK 460,- per m2 per year
Warehouse 1, Holmen, Section D	NOK 650,- per m2 per year
Warehouse A, Furuholmen	NOK 590,- per m2 per year
Warehouse B, Furuholmen	NOK 760,- per m2 per year
Warehouse 1, Holmen, Sections B and C	NOK 720,- per m2 per year
Refrigerated storage	NOK 720,- per m2 per year
Mellomlager	NOK 720,- per m2 per year
Tallyman's office	NOK 1.180,- per m2 per year
Charging station, forklifts	NOK 765,- per m2 per year

Kommentert [ES1]: UTÅR? Finner ikke I norsk versjon.

PARKING FACILITIES:

The Port of Drammen can provide designated parking space at the following rate:

Parking space, per unit, per year NOK 2.700,-

ENVIRONMENTAL DISCOUNT:

Ships registered in the Environmental Ship Index (ESI) that score at least 25 ESI points, receive a 30 % discount on normal quay charges. This discount is only applicable for calls made within the validity period of the ESI certificate, and the ESI registration must be indicated on the ships's notice of arrival.

Total discount on quay charges may not exceed 50 %.

General information

SHIP WASTE DISPOSAL (WASTE MANAGEMENT CHARGE)

In compliance with the Regulations no. 931 of 1 June 2004 relating to Pollution Control, Chapter 20, the Port of Drammen has established reception facilities for waste and cargo residue from ships.

Waste management charges must be paid by all vessels calling at public quays, irrespective of whether or not they deliver waste to the reception facilities. Waste must be separated at source.

Oily waste (sludge), sewage, cargo residue and quantities of waste/hazardous waste that are larger than what is deemed reasonable in relation to vessel size/number of sailing days will be presented with specified invoices. Charges for oily waste, cargo residue and sewage will be calculated on an individual basis according to type and quantity of waste and time of delivery. These charges will be collected by the responsible waste disposal company.

Ships that operate on scheduled routes and that can provide documentation that ship waste is regularly disposed of at another port may apply for a deduction in or exemption from the waste management charge.

ORDERING OF CRANE SERVICES

Crane rental must be ordered in writing or by contacting the port office in person.

Orders for crane rental within normal working hours (Monday to Friday between 07.00 and 15.00) must be placed two hours prior to planned use. Some exceptions may be made in the case of certain lifting operations.

Orders for crane rental for 07.00 the following day must be placed by 14.00 on the preceding day.

Orders for crane rental for Saturday, Sunday must be placed by 11.00 hrs last ordinary workday.

Orders for crane rental for public holidays must be placed by 11.00 hrs last ordinary workday.

Notification of the necessity for overtime work must be given by 12.30 on the day on which the work is to be performed.

If the crane is not taken into use at the agreed time, the right of use according to the order that was placed will cease to apply, and the orderer will be charged for one hour of crane rental.

Outside normal working hours, the orderer shall be liable for the crane(s) ordered and must compensate the Port of Drammen for costs in connection with manpower and for a minimum of three hours for personnel working overtime. Subleasing and/or transfer of the crane(s) to a third party is prohibited.

The orderer must record the operating time in the crane log book. If this is not done, the crane operator's timesheet shall be binding on both parties.

ADMINISTRATION CHARGE

Pursuant to the national regulations issued by the Norwegian Coastal Department, the Port of Drammen may issue local regulations regarding charges for processing applications for permits for or approval of measures relating to Harbours and Fairways.

TARIFF OF CHARGES FOR MOORING SERVICES 2021

Mooring services are provided by a private company and are charged at the following rates:

Arrival and departure, based on length + breadth x depth in metres = G	Monday–Friday 07.00–15.00	Monday–Friday 15.00–21.00	Monday–Friday 21.00–07.00. From Friday 21.00 to Monday 07.00. Public holidays.
G factor 000-899	NOK 675,-	NOK 1000,-	NOK 1335,-
G factor 900-1099	NOK 790,-	NOK 1175,-	NOK 1570,-
G factor 1100-1399	NOK 880,-	NOK 1320,-	NOK 1760,-
G factor 1400-1799	NOK 1100,-	NOK 1650,-	NOK 2200,-
G factor 1800-1999	NOK 1600,-	NOK 2400,-	NOK 3200,-
Etc. per 100 G	NOK 200,-	NOK 400,-	NOK 600,-
Waiting time, per man, per	NOK 300,-	NOK 450,-	NOK 600,-
Extra man, per hour, minimum 2	NOK 300,-	NOK 450,-	NOK 600,-

Mooring service must be ordered by e-mail at least 24 hours before arrival.

If not an extra charge of NOK 300,- will apply.

Mooring of vessels on Saturday and Sunday must be orders latest at Friday by 14.00

Mooring operations in the time period between 00.00 hrs to 05.30 hrs will be charged an extra fee of NOK 750 per man. This will not apply for vessels with startup and / or end loading / discharging in the same period 00.00 hrs – 05.30 hrs.

Ships exceeding 99 meters in length will be charged for additional manpower unless otherwise agreed (in writing) in advance.

During the winter season or in the event of heavy snow/ice conditions or strong water currents, the need for additional manpower must be expected for performing mooring services on all ships.

Boatman services must be ordered at least two hours prior to daytime departures and by 14.00 for evening/night-time departures.

E-mail: post@mooringdrammen.no

Boatman service telephone: +47 415 05 000.

Port of Drammen requires the mooring service to communicate via VHF radio with the pilot / master of the ship on arrival and departure at all public quays. Similarly, the mooring service to agree berthing details with the Port authority and report immediately if there is any damages to quays, berthing arrangements or cranes on arrival or departure. The Port of Drammen requires 2 line men when mooring vessels exceeding 99 length over all.

Please also refer to the document titled General Terms and Conditions for more detailed information on the Port of Drammen's terms and conditions, provisions and liability. This price list was approved by the Board of the Port of Drammen on November 16. 2020.

Tariffs and Terms and Conditions of Business at the Port of Drammen from 1 January 2021



GENERAL TERMS AND CONDITIONS



GENERAL TERMS AND CONDITIONS

Part 1 General provisions

1 Scope

1.1 These general terms and conditions are binding for all port services performed by the Port of Drammen. These provisions are also binding on shipping agents operating at the Port of Drammen.

1.2 Any waiver to these terms and conditions must be agreed in a separate written agreement between the Port of Drammen and the customer.

2 Definitions

Harbour services: By “harbour services” is meant:

Provision of suitable berths for ships;
Provision of quay space for loading and unloading and for short-term storage of goods;
Provision of crane operating services, water supplies and other services;
Rental of warehouses, office and storage areas

Quays: Quays at the Port of Drammen:

Holmen South, Holmen South (ro-ro), Holmen oil jetty, Risgarden (ro-ro), Kattegatkai

Price list: Tariffs and terms and conditions of use – Port of Drammen, Price List (Subdocument 1).

3 About the Port of Drammen

3.1 The Port of Drammen is an inter-municipal company owned by the municipalities of Drammen (64 %), Lier (18%), and Asker (18 %).

3.2 The Port of Drammen conducts port activities such as the provision of services, the exercise of authority, and other forms of public administration of vessels, goods and passengers at the port.

3.3 The activities of the Port of Drammen are subject to the provisions laid down in the Act no. 2019-06-21 nr. 70 relating to Harbours and Fairways and pertinent regulations, in addition to international provisions concerning waste management and security (ISPS).

Part 2 Tariffs and terms of payment

4 Tariff provisions

The customer must pay the rates, charges and taxes as stated in the currently valid tariffs. All prices are stated exclusive of value added tax (VAT) and any other charges that may apply.

5 Terms of payment

5.1 All prices are stated in Norwegian krone (NOK) unless indicated otherwise.

5.2 Unless otherwise agreed, invoices must be settled within 15 (fifteen) days of the invoice date.

5.3 The Port of Drammen may charge an invoice fee, which must be stated in the invoice.

5.4 The customer is obligated to provide the correct invoicing address and to notify the Port of Drammen of any changes. Any re-invoicing resulting from a customer's failure to uphold the notification obligation will not exempt the customer from its obligation of prompt settlement of the original invoice.

5.5 In the event of failure to make prompt settlement of invoices, the Port of Drammen has the right to charge interest on overdue payments and to apply reminder charges, pursuant to the provisions laid down in debt recovery legislation.

5.6 In order to validate any errors in an invoice or other claims issued by the Port of Drammen, complaints must be lodged without undue delay.

Kommentert [ES2]: I norsk versjon står det 15 dager, men det skal være 30 i engelsk versjon?

6 Provision of security

6.1 Regardless of the provisions stated in Clause 5, the Port of Drammen may, when it finds reasons to do so, request advance payment, a bank guarantee or another form of security.

6.2 The Port of Drammen is entitled to suspend without prior notification the initiation of harbour services or to deny permission to sail until such payment or security is provided.

Part 3 Harbour services: Shipping traffic

7 Port calls

All provisions regulating port charges, etc. are stated in the currently valid documents.

8 Ship to port notification and information regarding the cargo

8.1 Ship to port notifications must be sent to the Port of Drammen at least 24 hours prior to estimated time of arrival.

8.2 The shipping company or shipping agent must submit information regarding the cargo to the Port of Drammen within three working days of the ship's departure.

9 Quay charge

9.1 All ships using the Port of Drammen's quays must pay a quay charge according to the valid tariff. Naval vessels and training ships conducting non-profit activities are exempted from quay charges.

9.2 The shipping company is responsible for payment of the quay charge.

9.3 The quay charge is calculated on the basis of gross tonnage (GT) and per lay day. Portions of a day of six hours or less are charged as half-days. However, a minimum of one day's quay charge will apply.

Part 4 Harbour services: Goods and goods transport

10 Information on goods

10.1 The customer must, on its own initiative and on time, provide the Port of Drammen with the information it requires in order to perform harbour services. The customer must provide information on:

Special precautions that are necessary in connection with performing harbour services.

Other circumstances that are relevant for protecting persons, the environment, and the property of the Port of Drammen or a third party from damage that may be caused by the goods.

10.2 If a customer fails to fulfil its obligation to provide information, the Port of Drammen is entitled to take any precautions it may deem necessary to avoid injury or damage to persons, objects, property or the environment, at the expense and risk of the customer.

10.3 In the case of harbour services involving hazardous goods, the customer shall be accountable to the Port of Drammen for providing the Port of Drammen with all relevant information well in advance, pursuant to currently valid conventions and other laws, rules and regulations pertaining to hazardous goods. The customer shall be held accountable by the Port of Drammen for ensuring that all hazardous goods are packed, labelled, wrapped and classified in compliance with the abovementioned conventions and rules and that the necessary official permits have been obtained.

11 Handling of goods

11.1 Responsibility for keeping tallies or for conducting other forms of record-keeping while loading and unloading or while delivering and dispatching goods to and from storage shall lie with the customer.

11.2 The customer shall be responsible for ensuring that goods are packed and labelled in compliance with currently valid regulations and practice and in such a way that they can withstand normal handling and wind and weather conditions.

11.3 The Port of Drammen is not responsible for insuring goods, neither at its own expense nor at that of the customer. The customer is obligated to take out insurance cover for damage that may be incurred by goods on persons or objects.

11.4 Goods that are left on quays must be moved as soon as possible unless the Port of Drammen grants permission for them to remain.

11.5 The customer is responsible for ensuring that packaging, waste, cargo residue, etc. is removed from the quay area immediately after the ship has left the port.

12 Goods charges

12.1 All goods that are transported by ship across the Port of Drammen's quays must pay a goods charge according to the valid tariff. The following exceptions apply:

Passenger luggage
Provisions, bunker fuel, oil and other supplies for vessels in port.
Pallets, etc. that are not trade commodities.

12.2 Liability for payment of the goods charge on inward-bound goods shall lie with the consignee. Liability for payment of the goods charge on outward-bound goods shall lie with the consignor. The goods charge is collected by the vessel's shipping agent or shipmaster or by means of an invoice issued by the Port of Drammen. The vessel's shipping agent may be held liable for payment of the goods charge.

12.3 The goods charge covers storage on the quay for up to 48 hours after unloading or for until four days (public holidays and Saturdays excluded) before loading onto the vessel commences. After this time limit, an additional charge according to the current tariff will apply.

12.4 The basis for calculating the goods charge is the weight of the goods in tons. Cubic loads are converted into weight units whereby 1 m³ is no less than the price equivalent of 0.5 tons. The conversion factor for timber is 0.825, and for woodchip 0.842. The goods charge for certain types of goods is charged per unit; see current tariff.

12.5 Goods that arrive at the port in transit and that are forwarded with vessels will only be charged for inward transport. Goods in transit for foreign export will only be charged for outward transport.

12.6 Notifications of loading and unloading of goods must be submitted to the Port of Drammen within three working days after the vessel has departed.

12.7 The Port of Drammen may conduct spot checks of declarations and demand to receive manifests and/or other relevant documentation.

Part 5 Harbour services: Cranes

13 General provisions

13.1 Crane rental must be ordered in writing or by contacting the port office in person. Orders for the use of cranes within normal working hours must be placed at least two hours before a crane is to be used. Some exceptions may be made in the case of certain lifting operations.

Orders for crane rental for 07.00 the following day, must be placed by 14.00 on the preceding day.
Orders for crane rental for Saturday, Sunday must be placed by 11.00 hrs last ordinary workday.
Orders for crane rental for public holidays, must be placed by 11.00 hrs last ordinary workday.

Notification of the necessity for overtime work must be given by 12.30 on the day on which the work is to be performed.

If a crane is not put to use at the agreed time, the right of use according to the order that was placed will cease to apply, and the orderer will be charged for one hour of crane rental.

Outside normal working hours, the orderer shall be liable for the crane(s) ordered and must compensate the Port of Drammen for costs in connection with manpower and for a minimum of three hours for personnel working overtime. Subleasing and/or transfer of the crane(s) to a third party is prohibited.

Working hours for crane operators is the same as for dock workers.

If a crane operator is required to work during a meal break or to work overtime without advance notification, or if overtime work is ordered but not used, the orderer must pay the contractual supplements.

The orderer must record the operating time in the crane log book. If this is not done, the crane operator's timesheet shall be binding on both parties.

13.2 The Port of Drammen does not supply straps, shackles, etc.

13.3 Preparing the crane for use is regarded as usage time.

14 Delegation of responsibilities / Security

14.1 The customer shall, when requested, produce bills of lading, invoices or other documentary proof of the weight of the goods.

14.2 Cranes must only be used for vertical lifting operations. Goods must not be left hanging on cranes for longer than is necessary.

14.3 The customer is personally responsible for handling of the goods, and is obligated to use an approved signal person. When handling goods using the port's cranes, the orderer of the crane or the foreman for the loading/unloading operation must serve as the acting safety representative for the operation, pursuant to the Working Environment Act, Chapter 2, Section 2-2. The acting safety representative for the operation must ensure that all personnel involved (ship crew, dock workers, own personnel, etc.) use the required protective and safety equipment.

The acting safety representative for the operation is responsible for ensuring that all equipment in addition to that belonging to the Port of Drammen is approved for use in the operation to be performed.

The acting safety representative must ensure that loading/unloading is performed in compliance with regulations concerning the use of lifting equipment, weight limits, and use of the Port of Drammen's quays.

In the event of a breach, the Port of Drammen's safety representative must be notified and the work must be stopped until any non-compliance has been rectified.

The orderer is obligated to closely comply with the abovementioned regulations or with those issued by the Port of Drammen at any given time, and is liable for any damage/injury that may be caused by the orderer's use of the crane.

Furthermore, the orderer will be held liable for all damage caused as a result of non-compliance with the regulations. In the event of damage that is inflicted on goods or that is caused in ways other than by driving or using the Port of Drammen's cranes, the Port of Drammen shall be exempt from liability unless it can be proved that the Port of Drammen or the crane operator demonstrated gross negligence.

Nor shall the Port of Drammen be liable for any damage caused as a result of the crane or any parts of it breaking down.

The Port of Drammen shall pay no compensation for any financial loss which may be incurred by the orderer due to a delay or crane breakdown.

Nor shall the Port of Drammen cover additional costs relating to routine maintenance work that is reported at least 10 days prior to commencement of such work. The Port of Drammen may, however, under certain circumstances pay compensation, subject to assessment of a particular case.

Violation of these regulations shall entitle the Port of Drammen to rescind a rental agreement and to subsequently deny the orderer in question permission to use the Port of Drammen's cranes.

Part 6 Claims

15 Claims

If the customer intends to hold the Port of Drammen liable for damages, delays or for other claims relating to the performance of harbour services, such claims shall be presented to the Port of Drammen in writing and without undue delay. Objections or claims may not be asserted more than three months after the day on which the customer was made aware of, or ought to have been aware of, the circumstances on which a claim is based.

Part 7 Disputes

16 Choice of law and legal venue

16.1 The rights and obligations of the parties in respect of these provisions are regulated in their entirety by Norwegian law.

16.2 Drammen District Court is the legal venue for all legal disputes relating to use of the Port of Drammen and interpretation of these provisions.