





**DIRECTIVE 2009/42/EC OF THE EUROPEAN PARLIAMENT  
AND OF THE COUNCIL**

**of 6 May 2009**

**on statistical returns in respect of carriage of goods and passengers  
by sea**

**(Recast)**

**(Text with EEA relevance)**

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE  
EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and  
in particular Article 285(1) thereof,

Having regard to the proposal from the Commission,

Acting in accordance with the procedure laid down in Article 251 of the  
Treaty <sup>(1)</sup>,

Whereas:

- (1) Council Directive 95/64/EC of 8 December 1995 on statistical returns in respect of carriage of goods and passengers by sea <sup>(2)</sup> has been substantially amended several times <sup>(3)</sup>. Since further amendments are to be made, it should be recast in the interests of clarity.
- (2) To carry out the tasks entrusted to it in the context of the common maritime transport policy, the Commission (Eurostat) should have at its disposal comparable, reliable, synchronised and regular statistical data on the scale and development of the carriage of goods and passengers by sea to and from the Community, between Member States and for domestic sea transport.
- (3) It is also important for Member States and economic operators to have a good knowledge of the maritime transport market.
- (4) The collection of Community statistical data on a comparable or harmonised basis makes it possible to establish an integrated system providing reliable, consistent and up-to-date information.
- (5) The data on the transport of goods and passengers by sea have to be made comparable between Member States and between the different modes of transport.
- (6) In accordance with the principle of subsidiarity, the creation of common statistical standards enabling harmonised information to be produced can only be tackled efficiently at Community level. Data will be collected in each Member State under the authority of the bodies and institutions in charge of compiling official statistics.
- (7) The measures necessary for the implementation of this Directive should be adopted in accordance with Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission <sup>(4)</sup>.

<sup>(1)</sup> Opinion of the European Parliament of 21 October 2008 (not yet published in the Official Journal) and Council Decision of 23 April 2009.

<sup>(2)</sup> OJ L 320, 30.12.1995, p. 25.

<sup>(3)</sup> See Annex IX, Part A.

<sup>(4)</sup> OJ L 184, 17.7.1999, p. 23.

**▼B**

- (8) In particular, the Commission should be empowered to adopt certain detailed rules for implementing this Directive. Since those measures are of general scope and are designed to amend non-essential elements of this Directive, *inter alia*, by supplementing it with new non-essential elements, they must be adopted in accordance with the regulatory procedure with scrutiny provided for in Article 5a of Decision 1999/468/EC.
- (9) The new elements introduced into this Directive only concern the committee procedures. They therefore do not need to be transposed by the Member States.
- (10) This Directive should be without prejudice to the obligations of the Member States relating to the time limits for transposition into national law of the Directive set out in Annex IX, Part B,

HAVE ADOPTED THIS DIRECTIVE:

*Article 1*

**Collection of statistical data**

Member States shall collect Community statistics on the carriage of goods and passengers by seagoing vessels calling at ports in their territories.

*Article 2*

**Definitions**

For the purposes of this Directive:

- (a) ‘carriage of goods and passengers by sea’ means the movement of goods and passengers using seagoing vessels, on voyages which are undertaken wholly or partly at sea.

The scope of this Directive shall also include goods:

- (i) shipped to offshore installations;
- (ii) reclaimed from the seabed and unloaded in ports.

Bunkers and stores supplied to vessels shall be excluded from the scope of this Directive;

- (b) ‘seagoing vessels’ means vessels other than those which navigate exclusively in inland waters or in waters within, or closely adjacent to, sheltered waters or areas where port regulations apply.

This Directive shall not apply to fish-catching vessels, fish-processing vessels, vessels for drilling and exploration, tugs, pusher craft, research and survey vessels, dredgers, naval vessels or vessels used solely for non-commercial purposes;

- (c) ‘port’ means a place having facilities for merchant ships to moor and to load or unload cargo or to disembark or embark passengers to or from vessels;
- (d) ‘nationality of the maritime transport operator’ means that corresponding to the country in which the effective centre of the transport operator’s commercial activity is located;
- (e) ‘maritime transport operator’ means any person by whom or on behalf of whom a contract for the transport of goods or persons by sea is concluded with a shipper or a passenger.



### *Article 3*

#### **Data collection characteristics**

1. Member States shall collect data relating to:

- (a) cargo and passenger information;
- (b) information on the vessel.

Vessels with a gross tonnage of less than 100 may be excluded from the data collection.

2. The characteristics of the data collection, namely the statistical variables in each domain and the nomenclatures for their classification, as well as their periodicity of observation, are set out in Annexes I to VIII.

3. The data collection shall be based, in so far as possible, on available sources, limiting the burden on respondents.

4. The Commission shall adapt the data collection characteristics and the content of Annexes I to VIII to economic and technical developments in so far as such adaptation does not involve a substantial increase in cost for the Member States and/or in the burden on respondents.

Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 10(3).

### *Article 4*

#### **Ports**

1. For the purposes of this Directive, the Commission shall draw up a list of ports, coded and classified according to countries and maritime coastal areas.

Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 10(3).

2. Each Member State shall select from the list referred to in paragraph 1 any port handling more than one million tonnes of goods or recording more than 200 000 passenger movements annually.

For each port selected, detailed data are to be provided, in conformity with Annex VIII, for the domains (goods and passengers) in which that port meets the selection criterion, and with summary data, if appropriate, for the other domain.

3. For the ports which are not selected from the list, summary data are to be provided in conformity with Annex VIII, data set A3.

### *Article 5*

#### **Accuracy of statistics**

The methods of collecting data shall be such that Community sea transport statistics display the precision required for the statistical data sets described in Annex VIII.

The Commission shall draw up the standards of accuracy.

Those measures, designed to amend non-essential elements of this Directive by supplementing it, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 10(3).



#### *Article 6*

##### **Processing of the results of the data collection**

Member States shall process the statistical information collected pursuant to Article 3, in order to obtain comparable statistics, with the standard of accuracy referred to in Article 5.

#### *Article 7*

##### **Transmission of the results of the data collection**

1. Member States shall transmit the results of the data collection referred to in Article 3 to the Commission (Eurostat), including the data declared confidential by the Member States pursuant to domestic legislation or practice concerning statistical confidentiality, in accordance with Regulation (EC) No 223/2009 of the European Parliament and of the Council of 11 March 2009 on European statistics <sup>(1)</sup>.

2. The results shall be transmitted in accordance with the structure of the statistical data sets defined in Annex VIII. The technical details for transmission of the results shall be specified in accordance with the management procedure referred to in Article 10(2).

3. The transmission of the results shall take place within five months of the end of the period of observation for data of quarterly periodicity and within eight months for data of annual periodicity.

The first transmission shall cover the first quarter of 1997.

#### *Article 8*

##### **Reports**

Member States shall provide the Commission (Eurostat) with all relevant information on the methods used in compiling the data. They shall also forward details of substantial changes in the methods used to collect the data.

#### *Article 9*

##### **Dissemination of statistical data**

The Commission (Eurostat) shall disseminate appropriate statistical data with a periodicity comparable to that of the results transmitted.

The arrangements for publication or dissemination of the statistical data by the Commission (Eurostat) shall be adopted in accordance with the management procedure referred to in Article 10(2).

#### *Article 10*

##### **Committee procedure**

1. The Commission shall be assisted by the European Statistical System Committee set up by Regulation (EC) No 223/2009.

2. Where reference is made to this paragraph, Articles 4 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

The period laid down in Article 4(3) of Decision 1999/468/EC shall be set at three months.

<sup>(1)</sup> OJ L 87, 31.3.2009, p. 164.

**▼B**

3. Where reference is made to this paragraph, Article 5a(1) to (4) and Article 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

*Article 11***Communication of national provisions**

Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field governed by this Directive.

*Article 12***Repeal**

Directive 95/64/EC, as amended by the acts listed in Annex IX, Part A, is repealed, without prejudice to the obligations of the Member States relating to the time limits for transposition into national law of the Directive set out in Annex IX, Part B.

References to the repealed Directive shall be construed as references to this Directive and shall be read in accordance with the correlation table in Annex X.

*Article 13***Entry into force**

This Directive shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

*Article 14***Addressees**

This Directive is addressed to the Member States.



## ANNEX I

## VARIABLES AND DEFINITIONS

## 1. Statistical Variables

(a) *Cargo and passenger information*

- Gross weight of goods in tonnes,
- type of cargo, according to the nomenclature shown in Annex II,
- description of the goods, using the nomenclature shown in Annex III,
- reporting port,
- direction of movement, whether inwards or outwards,
- for inward cargo: the port of loading (i.e. the port in which the cargo was loaded on to the ship in which it arrived in the reporting port) using individual ports in the European Economic Area (EEA) countries shown in the port list, and the maritime coastal areas outside the EEA countries, shown in Annex IV,
- for outward cargo: the port of unloading (i.e. the port in which the cargo is to be unloaded from the ship in which it left the reporting port) using individual ports in the EEA countries shown in the port list, and the maritime coastal areas outside the EEA countries, shown in Annex IV,
- number of passengers starting or finishing a voyage as well as number of cruise passengers on a cruise passenger excursion.

For goods carried in containers or ro-ro units, the following additional particulars shall be provided:

- total number of containers (with and without cargo),
- number of containers without cargo,
- total number of mobile (ro-ro) units with and without cargo,
- number of mobile (ro-ro) units without cargo.

(b) *Information on the vessel*

- Number of vessels;
- deadweight of vessels or gross tonnage;
- country or territory of registration of vessels, using the nomenclature shown in Annex V;
- type of vessels, using the nomenclature shown in Annex VI;
- size of vessels, using the nomenclature shown in Annex VII.

## 2. Definitions

## (a) 'Freight container' means an article of transport equipment:

1. of a permanent nature and accordingly strong enough to be suitable for repeated use;
2. specially designed to facilitate the carriage of goods by one or more modes of transport, without intermediate reloading;
3. fitted with devices permitting its ready handling, particularly its transfer from one mode of transport to another;
4. so designed as to be easy to fill and empty;
5. having a length of 20 feet or more.

## (b) 'Ro-ro unit' means wheeled equipment for carrying cargo, such as a truck, trailer or semi-trailer, which can be driven or towed on to a vessel. Port or ships' trailers are included in this definition. Classifications should follow United Nations ECE Recommendation No 21 'Codes for types of cargo, packages and packaging materials'.

## (c) 'Container cargo' means containers with or without cargo which are lifted on or off the vessels which carry them by sea.

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- (d) 'Ro-ro cargo' means goods, whether or not in containers, on ro-ro units, and ro-ro units which are rolled on and off the vessels which carry them by sea.
- (e) 'Gross weight of goods' means the tonnage of goods carried, including packaging but excluding the tare weight of containers or ro-ro units.
- (f) 'Deadweight (DWT)' means the difference in tonnes between the displacement of a ship on summer load-line in water with a specific gravity of 1,025 and the total weight of the ship, i.e. the displacement in tonnes of a ship without cargo, fuel, lubricating oil, ballast water, fresh water and drinking water in the tanks, usable supplies as well as passengers, crew and their possessions.
- (g) 'Gross tonnage' means the measure of the overall size of a ship determined in accordance with the provisions of the International Convention on Tonnage Measurement of Ships, 1969.
- (h) 'Cruise passenger' means a sea passenger making a sea journey on a cruise ship. Passengers on day excursions are excluded.
- (i) 'Cruise ship' means a passenger ship intended to provide passengers with a full tourist experience. All passengers have cabins. Facilities for entertainment aboard are included. Ships operating normal ferry services are excluded, even if some passengers treat the service as a cruise. In addition, cargo-carrying vessels able to carry a very limited number of passengers with their own cabins are also excluded. Ships intended solely for day excursions are also excluded.
- (j) 'Cruise passenger excursion' means a short visit by a cruise passenger to a tourist attraction associated with a port while retaining a cabin on board.



## ANNEX II

## TYPE OF CARGO CLASSIFICATION

| Category <sup>(1)</sup>                             | Code<br>1 digit | Code<br>2 digits | Description                                                                                   | Tonnage          | Number           |
|-----------------------------------------------------|-----------------|------------------|-----------------------------------------------------------------------------------------------|------------------|------------------|
| Liquid bulk                                         | 1               | 1X               | Liquid bulk goods (no cargo unit)                                                             | X                |                  |
|                                                     |                 | 11               | Liquefied gas                                                                                 | X                |                  |
|                                                     |                 | 12               | Crude oil                                                                                     | X                |                  |
|                                                     |                 | 13               | Oil products                                                                                  | X                |                  |
|                                                     |                 | 19               | Other liquid bulk goods                                                                       | X                |                  |
| Dry bulk                                            | 2               | 2X               | Dry bulk goods (no cargo unit)                                                                | X                |                  |
|                                                     |                 | 21               | Ores                                                                                          | X                |                  |
|                                                     |                 | 22               | Coal                                                                                          | X                |                  |
|                                                     |                 | 23               | Agricultural products (e.g. grain, soya, tapioca)                                             | X                |                  |
|                                                     |                 | 29               | Other dry bulk goods                                                                          | X                |                  |
| Containers                                          | 3               | 3X               | Large containers                                                                              | X <sup>(2)</sup> | X                |
|                                                     |                 | 31               | 20 ft freight units                                                                           | X <sup>(2)</sup> | X                |
|                                                     |                 | 32               | 40 ft freight units                                                                           | X <sup>(2)</sup> | X                |
|                                                     |                 | 33               | Freight units > 20 ft and < 40 ft                                                             | X <sup>(2)</sup> | X                |
|                                                     |                 | 34               | Freight units > 40 ft                                                                         | X <sup>(2)</sup> | X                |
| Roll on-roll off<br>(self-propelled)                | 5               | 5X               | Mobile self-propelled units                                                                   | X                | X                |
|                                                     |                 | 51               | Road goods vehicles and accompanying trailers                                                 | X <sup>(2)</sup> | X                |
|                                                     |                 | 52               | Passenger cars, motorcycles and accompanying trailers/caravans                                |                  | X <sup>(3)</sup> |
|                                                     |                 | 53               | Passenger buses                                                                               |                  | X <sup>(3)</sup> |
|                                                     |                 | 54               | Trade vehicles (including import/export motor vehicles)                                       | X                | X <sup>(3)</sup> |
|                                                     |                 | 56               | Live animals on the hoof                                                                      | X                | X <sup>(3)</sup> |
| Roll on-roll off<br>(non-self-propelled)            | 6               | 59               | Other mobile self-propelled units                                                             | X                | X                |
|                                                     |                 | 6X               | Mobile non-self-propelled units                                                               | X                | X                |
|                                                     |                 | 61               | Unaccompanied road goods trailers and semi-trailers                                           | X <sup>(2)</sup> | X                |
|                                                     |                 | 62               | Unaccompanied caravans and other road, agricultural and industrial vehicles                   |                  | X <sup>(3)</sup> |
|                                                     |                 | 63               | Rail wagons, shipborne port-to-port trailers, and shipborne barges engaged in goods transport | X <sup>(2)</sup> | X                |
| Other general cargo<br>(including small containers) | 9               | 69               | Other mobile non-self-propelled units                                                         | X                | X                |
|                                                     |                 | 9X               | Other cargo, not elsewhere specified                                                          | X                |                  |
|                                                     |                 | 91               | Forestry products                                                                             | X                |                  |
|                                                     |                 | 92               | Iron and steel products                                                                       | X                |                  |
|                                                     |                 | 99               | Other general cargo                                                                           | X                |                  |

<sup>(1)</sup> These categories are consistent with United Nations ECE Recommendation No 21.

<sup>(2)</sup> The quantity recorded is the gross weight of the goods including packaging but excluding the tare weight of containers and ro-ro units.

<sup>(3)</sup> Only total number of units.



## ANNEX III

## NST 2007

| Division | Description                                                                                                                                                                                                                            |
|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01       | Products of agriculture, hunting, and forestry; fish and other fishing products                                                                                                                                                        |
| 02       | Coal and lignite; crude petroleum and natural gas                                                                                                                                                                                      |
| 03       | Metal ores and other mining and quarrying products; peat; uranium and thorium                                                                                                                                                          |
| 04       | Food products, beverages and tobacco                                                                                                                                                                                                   |
| 05       | Textiles and textile products; leather and leather products                                                                                                                                                                            |
| 06       | Wood and products of wood and cork (except furniture); articles of straw and plaiting materials; pulp, paper and paper products; printed matter and recorded media                                                                     |
| 07       | Coke and refined petroleum products                                                                                                                                                                                                    |
| 08       | Chemicals, chemical products, and man-made fibres; rubber and plastic products; nuclear fuel                                                                                                                                           |
| 09       | Other non-metallic mineral products                                                                                                                                                                                                    |
| 10       | Basic metals; fabricated metal products, except machinery and equipment                                                                                                                                                                |
| 11       | Machinery and equipment n.e.c.; office machinery and computers; electrical machinery and apparatus n.e.c.; radio, television and communication equipment and apparatus; medical, precision and optical instruments; watches and clocks |
| 12       | Transport equipment                                                                                                                                                                                                                    |
| 13       | Furniture; other manufactured goods n.e.c.                                                                                                                                                                                             |
| 14       | Secondary raw materials; municipal wastes and other wastes                                                                                                                                                                             |
| 15       | Mail, parcels                                                                                                                                                                                                                          |
| 16       | Equipment and material utilised in the transport of goods                                                                                                                                                                              |
| 17       | Goods moved in the course of household and office removals; baggage transported separately from passengers; motor vehicles being moved for repair; other non-market goods n.e.c.                                                       |
| 18       | Grouped goods: a mixture of types of goods which are transported together                                                                                                                                                              |
| 19       | Unidentifiable goods: goods which for any reason cannot be identified and therefore cannot be assigned to groups 01-16                                                                                                                 |
| 20       | Other goods n.e.c.                                                                                                                                                                                                                     |

▼ **M1***ANNEX IV***MARITIME COASTAL AREAS**

The nomenclature to be used is the Geonomenclature (the nomenclature of countries and territories for the external trade statistics of the Community and statistics of trade between Member States) <sup>(1)</sup> in force in the year to which the data refer.

The code consists of four digits: the ISO alpha 2 standard code for each country from the abovementioned nomenclature, followed by two zeros (e.g. code GR00 for Greece), except for countries which are divided into two or more maritime coastal areas, which are identified by a fourth digit other than zero (from 1 to 7), as below:

| <i>Code</i> | <i>Maritime coastal areas</i>                                                        |
|-------------|--------------------------------------------------------------------------------------|
| FR01        | France: Atlantic and North Sea                                                       |
| FR02        | France: Mediterranean                                                                |
| FR03        | French overseas departments: French Guiana                                           |
| FR04        | French overseas departments: Martinique and Guadeloupe                               |
| FR05        | French overseas departments: Réunion                                                 |
| DE01        | Germany: North Sea                                                                   |
| DE02        | Germany: Baltic                                                                      |
| DE03        | Germany: Inland                                                                      |
| GB01        | United Kingdom                                                                       |
| GB02        | Isle of Man                                                                          |
| GB03        | Channels Islands                                                                     |
| ES01        | Spain: Atlantic (North)                                                              |
| ES02        | Spain: Mediterranean and Atlantic (South), including the Balearic and Canary Islands |
| SE01        | Sweden: Baltic                                                                       |
| SE02        | Sweden: North Sea                                                                    |
| TR01        | Turkey: Black Sea                                                                    |
| TR02        | Turkey: Mediterranean                                                                |
| RU01        | Russia: Black Sea                                                                    |
| RU03        | Russia: Asia                                                                         |
| RU04        | Russia: Barents and White Seas                                                       |
| RU05        | Russia: Baltic, Gulf of Finland only                                                 |
| RU06        | Russia: Baltic, excluding Gulf of Finland                                            |
| RU07        | Russia: European inland waterways, including Caspian Sea                             |
| MA01        | Morocco: Mediterranean                                                               |
| MA02        | Morocco: West Africa                                                                 |
| EG01        | Egypt: Mediterranean                                                                 |
| EG02        | Egypt: Red Sea                                                                       |
| IL01        | Israel: Mediterranean                                                                |
| IL02        | Israel: Red Sea                                                                      |
| SA01        | Saudi Arabia: Red Sea                                                                |
| SA02        | Saudi Arabia: Gulf                                                                   |

<sup>(1)</sup> The version currently in force is laid down in Commission Regulation (EC) No 1833/2006 of 13 December 2006 on the nomenclature of countries and territories for the external trade statistics of the Community and statistics of trade between Member States (OJ L 354, 14.12.2006, p. 19).

**▼ M1**

*Code Maritime coastal areas*

|      |                                              |
|------|----------------------------------------------|
| US01 | United States of America: Atlantic (North)   |
| US02 | United States of America: Atlantic (South)   |
| US03 | United States of America: Gulf               |
| US04 | United States of America: Pacific (South)    |
| US05 | United States of America: Pacific (North)    |
| US06 | United States of America: Great Lakes        |
| US07 | Puerto Rico                                  |
| CA01 | Canada: Atlantic                             |
| CA02 | Canada: Great Lakes and Upper Saint Lawrence |
| CA03 | Canada: West Coast                           |
| CO01 | Colombia: North Coast                        |
| CO02 | Colombia: West Coast                         |

*With the additional codes*

|      |                                                |
|------|------------------------------------------------|
| ZZ01 | Offshore installations not elsewhere specified |
| ZZ02 | Aggregates and not elsewhere specified         |

▼ M1

## ANNEX V

## NATIONALITY OF REGISTRATION OF VESSELS

The nomenclature to be used is the Geonomenclature (the nomenclature of countries and territories for the external trade statistics of the Community and statistics of trade between Member States) <sup>(1)</sup> in force in the year to which the data refer.

The code consists of four digits: the ISO alpha 2 standard code for each country from the abovementioned nomenclature, followed by two zeros (e.g. code GR00 for Greece), except for countries with more than one register which are identified by a fourth digit other than zero, as below:

|      |                                                                                                                        |
|------|------------------------------------------------------------------------------------------------------------------------|
| FR01 | France                                                                                                                 |
| FR02 | French Antarctic Territory (including the Kerguelen Islands) ( <i>register discontinued at the end of April 2007</i> ) |
| FR03 | France (RIF) ( <i>new register introduced in May 2007</i> )                                                            |
| IT01 | Italy — first register                                                                                                 |
| IT02 | Italy — international register                                                                                         |
| GB01 | United Kingdom                                                                                                         |
| GB02 | Isle of Man                                                                                                            |
| GB03 | Channel Islands                                                                                                        |
| GB04 | Gibraltar                                                                                                              |
| DK01 | Denmark                                                                                                                |
| DK02 | Denmark (DIS)                                                                                                          |
| PT01 | Portugal                                                                                                               |
| PT02 | Portugal (MAR)                                                                                                         |
| ES01 | Spain                                                                                                                  |
| ES02 | Spain (Rebeca)                                                                                                         |
| NO01 | Norway                                                                                                                 |
| NO02 | Norway (NIS)                                                                                                           |
| US01 | United States of America                                                                                               |
| US02 | Puerto Rico                                                                                                            |

<sup>(1)</sup> The version currently in force is laid down in Commission Regulation (EC) No 1833/2006 of 13 December 2006 on the nomenclature of countries and territories for the external trade statistics of the Community and statistics of trade between Member States (OJ L 354, 14.12.2006, p. 19).



## ANNEX VI

## TYPE OF SHIP CLASSIFICATION (ICST-COM)

|    | Type                           | Ship categories included                                                                                                                                                                                 |
|----|--------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10 | Liquid bulk                    | Oil tanker<br>Chemical tanker<br>LG tanker<br>Tanker barge<br>Other tanker                                                                                                                               |
| 20 | Dry bulk                       | Bulk/oil carrier<br>Bulk carrier                                                                                                                                                                         |
| 31 | Container                      | Full container                                                                                                                                                                                           |
| 32 | Specialised                    | Barge carrier<br>Chemical carrier<br>Irradiated fuel<br>Livestock carrier<br>Vehicle carrier<br>Other specialised                                                                                        |
| 33 | General cargo, non-specialised | Reefer<br>Ro-ro passenger<br>Ro-ro container<br>Other ro-ro cargo<br>Combination carrier general cargo/<br>passenger<br>Combination carrier general cargo/<br>container<br>Single-decker<br>Multi-decker |
| 34 | Dry cargo barge                | Deck barge<br>Hopper barge<br>Lash-seabee barge<br>Open dry cargo barge<br>Covered dry cargo barge<br>Other dry cargo barge nes                                                                          |
| 35 | Passenger                      | Passenger (excluding cruise<br>passengers)                                                                                                                                                               |
| 36 | Cruise Passenger               | Cruise ships only                                                                                                                                                                                        |
| 41 | Fishing                        | Fish catching (*)<br>Fish processing (*)                                                                                                                                                                 |
| 42 | Offshore activities            | Drilling and exploration (*)<br>Offshore support (*)                                                                                                                                                     |
| 43 | Tugs                           | Tugs (*)<br>Pusher craft (*)                                                                                                                                                                             |
| 49 | Miscellaneous                  | Dredgers (*)<br>Research/survey (*)<br>Other vessel nes (*)                                                                                                                                              |
| XX | Unknown                        | Unknown type of vessel                                                                                                                                                                                   |

(\*)Not covered by this Directive.



## ANNEX VII

## VESSEL SIZE CLASSES

in deadweight (DWT) or in gross tonnage (GT)

This classification applies only to vessels with a gross tonnage of 100 or more.

| Class | Lower limit |           | Upper limit |           |
|-------|-------------|-----------|-------------|-----------|
|       | DWT         | GT        | DWT         | GT        |
| 01    | —           | 100       | up to 499   | up to 499 |
| 02    | 500         | 500       | 999         | 999       |
| 03    | 1 000       | 1 000     | 1 999       | 1 999     |
| 04    | 2 000       | 2 000     | 2 999       | 2 999     |
| 05    | 3 000       | 3 000     | 3 999       | 3 999     |
| 06    | 4 000       | 4 000     | 4 999       | 4 999     |
| 07    | 5 000       | 5 000     | 5 999       | 5 999     |
| 08    | 6 000       | 6 000     | 6 999       | 6 999     |
| 09    | 7 000       | 7 000     | 7 999       | 7 999     |
| 10    | 8 000       | 8 000     | 8 999       | 8 999     |
| 11    | 9 000       | 9 000     | 9 999       | 9 999     |
| 12    | 10 000      | 10 000    | 19 999      | 19 999    |
| 13    | 20 000      | 20 000    | 29 999      | 29 999    |
| 14    | 30 000      | 30 000    | 39 999      | 39 999    |
| 15    | 40 000      | 40 000    | 49 999      | 49 999    |
| 16    | 50 000      | 50 000    | 79 999      | 79 999    |
| 17    | 80 000      | 80 000    | 99 999      | 99 999    |
| 18    | 100 000     | 100 000   | 149 999     | 149 999   |
| 19    | 150 000     | 150 000   | 199 999     | 199 999   |
| 20    | 200 000     | 200 000   | 249 999     | 249 999   |
| 21    | 250 000     | 250 000   | 299 999     | 299 999   |
| 22    | ≥ 300 000   | ≥ 300 000 | —           | —         |

NB: If vessels with a gross tonnage of less than 100 were to be included pursuant to this Directive, they would be allocated class code '99'.

▼ **M1***ANNEX VIII***STRUCTURE FOR STATISTICAL DATA SETS**

The data sets specified in this Annex define the periodicity for the maritime transport statistics required by the Community. Each data set defines a cross classification of a limited set of dimensions at different levels of the nomenclatures, aggregated across all other dimensions, for which statistics of good quality are required.

The conditions for collecting data set B1 shall be decided by the Council on a proposal from the Commission in the light of the results of the pilot study carried out during a 3-year transitional period, as provided for in Article 10 of Directive 95/64/EC and concerning the feasibility and the cost to Member States and to the respondents of collecting those items of information.

**SUMMARY AND DETAILED STATISTICS**

- The data sets to be provided for selected ports for goods and passengers are A1, A2, B1, C1, D1, E1, F1 and/or F2.
- The data sets to be provided for selected ports for goods but not for passengers are A1, A2, A3, B1, C1, E1, F1 and/or F2.
- The data sets to be provided for selected ports for passengers but not for goods are A3, D1, F1 and/or F2.
- The data set to be provided for selected ports and for ports which are not selected (for neither goods nor passengers) is A3.

**Data set A1:** Seaborne transport in the main European ports, by port, type of cargo and relation

Periodicity of data transmission: quarterly

|            | Variables                 | Coding detail               | Nomenclature                        |
|------------|---------------------------|-----------------------------|-------------------------------------|
| Dimensions | Data set                  | Two-character alphanumeric  | A1                                  |
|            | Reference year            | Four-character alphanumeric | (e.g. 1997)                         |
|            | Reference quarter         | One-character alphanumeric  | (1, 2, 3, 4)                        |
|            | Reporting port            | Five-character alphanumeric | Selected EEA ports in the port list |
|            | Direction                 | One-character alphanumeric  | Inwards, outwards (1, 2)            |
|            | Port of loading/unloading | Five-character alphanumeric | EEA-ports in the port list          |
|            | Relation                  | Four-character alphanumeric | Maritime coastal areas, Annex IV    |
|            | Type of cargo             | One-character alphanumeric  | Type of cargo, Annex II             |

*Data:* Gross weight of goods in tonnes.

**Data set A2:** Non-unit-load seaborne transport in the main European ports, by port, type of cargo and relation

Periodicity of data transmission: quarterly

|            | Variables                 | Coding detail               | Nomenclature                                                                                                           |
|------------|---------------------------|-----------------------------|------------------------------------------------------------------------------------------------------------------------|
| Dimensions | Data set                  | Two-character alphanumeric  | A2                                                                                                                     |
|            | Reference year            | Four-character alphanumeric | (e.g. 1997)                                                                                                            |
|            | Reference quarter         | One-character alphanumeric  | (1, 2, 3, 4)                                                                                                           |
|            | Reporting port            | Five-character alphanumeric | Selected EEA ports in the port list                                                                                    |
|            | Direction                 | One-character alphanumeric  | Inwards, outwards (1, 2)                                                                                               |
|            | Port of loading/unloading | Five-character alphanumeric | EEA-ports in the port list                                                                                             |
|            | Relation                  | Four-character alphanumeric | Maritime coastal areas, Annex IV                                                                                       |
|            | Type of cargo             | Two-character alphanumeric  | Type of cargo (non-unit-load only), Annex II (subcategories 1X, 11, 12, 13, 19, 2X, 21, 22, 23, 29, 9X, 91, 92 and 99) |

*Data:* Gross weight of goods in tonnes.

▼ **M1**

**Data set A3:** Data required for both selected ports and ports for which detailed statistics are not required (see Article 4(3))

Periodicity of data transmission: annual

|            | Variables         | Coding detail               | Nomenclature               |
|------------|-------------------|-----------------------------|----------------------------|
| Dimensions | Data set          | Two-character alphanumeric  | A3                         |
|            | Reference year    | Four-character alphanumeric | (e.g. 1997)                |
|            | Reference quarter | One-character alphanumeric  | (0)                        |
|            | Reporting port    | Five-character alphanumeric | All ports in the port list |
|            | Direction         | One-character alphanumeric  | Inwards, outwards (1, 2)   |

*Data:* Gross weight of goods in tonnes.  
 Number of passengers (excluding cruise passengers).  
 Number of cruise passengers starting and ending a cruise.  
 Number of cruise passengers on cruise passenger excursion: direction: inwards (1) only — (optional).

**Data set B1:** Seaborne transport in the main European ports, by port, type of cargo, goods and relation

Periodicity of data transmission: annual

|            | Variables                 | Coding detail               | Nomenclature                        |
|------------|---------------------------|-----------------------------|-------------------------------------|
| Dimensions | Data set                  | Two-character alphanumeric  | B1                                  |
|            | Reference year            | Four-character alphanumeric | (e.g. 1997)                         |
|            | Reference quarter         | One-character alphanumeric  | (0)                                 |
|            | Reporting port            | Five-character alphanumeric | Selected EEA ports in the port list |
|            | Direction                 | One-character alphanumeric  | Inwards, outwards (1, 2)            |
|            | Port of loading/unloading | Five-character alphanumeric | EEA-ports in the port list          |
|            | Relation                  | Four-character alphanumeric | Maritime coastal areas, Annex IV    |
|            | Type of cargo             | Two-character alphanumeric  | Type of cargo, Annex II             |
|            | Commodity                 | Two-character alphanumeric  | Goods nomenclature, Annex III       |

*Data:* Gross weight of goods in tonnes.

**Data set C1:** Unit-load seaborne transport in the main European ports, by port, type of cargo, relation and loaded status

Periodicity of data transmission: quarterly

|            | Variables                 | Coding detail               | Nomenclature                                                                                                                         |
|------------|---------------------------|-----------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| Dimensions | Data set                  | Two-character alphanumeric  | C1                                                                                                                                   |
|            | Reference year            | Four-character alphanumeric | (e.g. 1997)                                                                                                                          |
|            | Reference quarter         | One-character alphanumeric  | (1, 2, 3, 4)                                                                                                                         |
|            | Reporting port            | Five-character alphanumeric | Selected EEA ports in the port list                                                                                                  |
|            | Direction                 | One-character alphanumeric  | Inwards, outwards (1, 2)                                                                                                             |
|            | Port of loading/unloading | Five-character alphanumeric | EEA-ports in the port list                                                                                                           |
|            | Relation                  | Four-character alphanumeric | Maritime coastal areas, Annex IV                                                                                                     |
|            | Type of cargo             | Two-character alphanumeric  | Type of cargo (container, ro-ro only) Annex II (subcategories 3X, 31, 32, 33, 34, 5X, 51, 52, 53, 54, 56, 59, 6X, 61, 62, 63 and 69) |

*Data:* Gross weight of goods in tonnes (type of cargo: subcategories 3X, 31, 32, 33, 34, 5X, 51, 54, 56, 59, 6X, 61, 62, 63 and 69).  
 Number of units (type of cargo: subcategories 3X, 31, 32, 33, 34, 5X, 51, 52, 53, 54, 56, 59, 6X, 61, 62, 63 and 69).  
 Number of units without cargo (type of cargo: subcategories 3X, 31, 32, 33, 34, 5X, 51, 59, 6X, 61, 63 and 69).

▼ **M1**

**Data set D1:** Passenger transport in the main European ports, by relation and nationality of registration of vessel

Periodicity of data transmission: annual

|            | Variables                                        | Coding detail               | Nomenclature                                    |
|------------|--------------------------------------------------|-----------------------------|-------------------------------------------------|
| Dimensions | Data set                                         | Two-character alphanumeric  | D1                                              |
|            | Reference year                                   | Four-character alphanumeric | (e.g. 1997)                                     |
|            | Reference quarter                                | One-character alphanumeric  | (1, 2, 3, 4)                                    |
|            | Reporting port                                   | Five-character alphanumeric | Selected EEA ports in the port list             |
|            | Direction                                        | One-character alphanumeric  | Inwards, outwards (1, 2)                        |
|            | Port of loading/unloading                        | Five-character alphanumeric | EEA-ports in the port list                      |
|            | Relation                                         | Four-character alphanumeric | Maritime coastal areas, Annex IV                |
|            | Nationality of registration of vessel (optional) | Four-character alphanumeric | Nationality of registration of vessels, Annex V |

*Data:* Number of passengers excluding cruise passengers starting and ending a cruise and cruise passengers on excursion.

**Data set E1:** Seaborne transport in the main European ports, by port, type of cargo, relation and nationality of registration of vessels

Periodicity of data transmission: annual

|            | Variables                             | Coding detail               | Nomenclature                                    |
|------------|---------------------------------------|-----------------------------|-------------------------------------------------|
| Dimensions | Data set                              | Two-character alphanumeric  | E1                                              |
|            | Reference year                        | Four-character alphanumeric | (e.g. 1997)                                     |
|            | Reference quarter                     | One-character alphanumeric  | (0)                                             |
|            | Reporting port                        | Five-character alphanumeric | Selected EEA ports in the port list             |
|            | Direction                             | One-character alphanumeric  | Inwards, outwards (1, 2)                        |
|            | Port of loading/unloading             | Five-character alphanumeric | EEA-ports in the port list                      |
|            | Relation                              | Four-character alphanumeric | Maritime coastal areas, Annex IV                |
|            | Type of cargo                         | One-character alphanumeric  | Type of cargo, Annex II                         |
|            | Nationality of registration of vessel | Four-character alphanumeric | Nationality of registration of vessels, Annex V |

*Data:* Gross weight of goods in tonnes.

**Data set F1:** European port vessel traffic in the main European ports, by port, type and size of vessels loading or unloading cargo, embarking or disembarking passengers (including cruise passengers on cruise passenger excursion)

Periodicity of data transmission: annual

▼ **M1**

|            | Variables          | Coding detail               | Nomenclature                        |
|------------|--------------------|-----------------------------|-------------------------------------|
| Dimensions | Data set           | Two-character alphanumeric  | F1                                  |
|            | Reference year     | Four-character alphanumeric | (e.g. 1997)                         |
|            | Reference quarter  | One-character alphanumeric  | (1, 2, 3, 4)                        |
|            | Reporting port     | Five-character alphanumeric | Selected EEA ports in the port list |
|            | Direction          | One-character alphanumeric  | Inwards, outwards (1, 2)            |
|            | Type of vessel     | Two-character alphanumeric  | Type of ship, Annex VI              |
|            | Size of vessel DWT | Two-character alphanumeric  | Dead weight size classes, Annex VII |

*Data:* Number of vessels.  
Dead weight of vessels in tonnes.

**Data set F2:** European port vessel traffic in the main European ports, by port, type and size of vessels loading or unloading cargo, embarking or disembarking passengers (including cruise passengers on cruise passenger excursion)

Periodicity of data transmission: annual

|            | Variables         | Coding detail               | Nomenclature                          |
|------------|-------------------|-----------------------------|---------------------------------------|
| Dimensions | Data set          | Two-character alphanumeric  | F2                                    |
|            | Reference year    | Four-character alphanumeric | (e.g. 1997)                           |
|            | Reference quarter | One-character alphanumeric  | (1, 2, 3, 4)                          |
|            | Reporting port    | Five-character alphanumeric | Selected EEA ports in the port list   |
|            | Direction         | One-character alphanumeric  | Inwards, outwards (1, 2)              |
|            | Type of vessel    | Two-character alphanumeric  | Type of ship, Annex VI                |
|            | Size of vessel GT | Two-character alphanumeric  | Gross tonnage size classes, Annex VII |

*Data:* Number of vessels.  
Gross tonnage of vessels.



*ANNEX IX*

**PART A**

**Repealed Directive with list of its successive amendments**

(referred to in Article 12)

Council Directive 95/64/EC  
(OJ L 320, 30.12.1995, p. 25).

Commission Decision 98/385/EC only Article 3  
(OJ L 174, 18.6.1998, p. 1).

Commission Decision 2000/363/EC only Article 1  
(OJ L 132, 5.6.2000, p. 1).

Regulation (EC) No 1882/2003 of the European only point 20 of Annex  
Parliament and of the Council II  
(OJ L 284, 31.10.2003, p. 1).

Commission Decision 2005/366/EC only Article 1  
(OJ L 123, 17.5.2005, p. 1).

Commission Regulation (EC) No 1304/2007 only Article 1  
(OJ L 290, 8.11.2007, p. 14).

**PART B**

**Time limit for transposition into national law**

(referred to in Article 12)

| Directive | Time limit for transposition |
|-----------|------------------------------|
| 95/64/EC  | 31 December 1996             |



## ANNEX X

## CORRELATION TABLE

| Directive 95/64/EC                                    | This Directive                                                 |
|-------------------------------------------------------|----------------------------------------------------------------|
| Article 1                                             | Article 1                                                      |
| Article 2(1), first subparagraph                      | Article 2, point (a), first subparagraph                       |
| Article 2(1), second subparagraph, points (a) and (b) | Article 2, point (a), second subparagraph, points (i) and (ii) |
| Article 2(1), third subparagraph                      | Article 2, point (a), third subparagraph                       |
| Article 2(2) to (5)                                   | Article 2, points (b) to (e)                                   |
| Article 3                                             | Article 3                                                      |
| Article 4(1)                                          | Article 4(1)                                                   |
| Article 4(2), first subparagraph                      | Article 4(2), first subparagraph                               |
| Article 4(2), second subparagraph                     | —                                                              |
| Article 4(2), third subparagraph                      | Article 4(2), second subparagraph                              |
| Article 4(3)                                          | Article 4(3)                                                   |
| Articles 5, 6 and 7                                   | Articles 5, 6 and 7                                            |
| Article 8(1)                                          | Article 8                                                      |
| Article 8(2)                                          | —                                                              |
| Article 9                                             | Article 9                                                      |
| Article 10                                            | —                                                              |
| Article 11                                            | —                                                              |
| Article 12                                            | —                                                              |
| Article 13(1) and (2)                                 | Article 10(1) and (2)                                          |
| —                                                     | Article 10(3)                                                  |
| Article 13(3)                                         | —                                                              |
| Article 14(1)                                         | —                                                              |
| Article 14(2)                                         | Article 11                                                     |
| —                                                     | Article 12                                                     |
| Article 15                                            | Article 13                                                     |
| Article 16                                            | Article 14                                                     |
| Annexes I to VIII                                     | Annexes I to VIII                                              |
| —                                                     | Annex IX                                                       |
| —                                                     | Annex X                                                        |