

## **REGULATIONS FOR THE OPERATION AND USE OF THE MARINA**

### **1. Area of application**

These Regulations apply to the Marina known as “Waterfront Marina”, dedicated to the mooring and accommodation of ships and pleasure vessels and hospitality for owners and charterers, crews, guests and managers.

The Marina occupies the south-east portion of the “Nuova Darsena Nautica”, situated at the eastern entrance to the Port of Genoa, and consists of dock basins, docks, piers and land areas over which a concession has been already granted to Amico & Co Srl, manager of the Marina.

In particular, the Marina consists of:

- East Dock and open space at rear, South Dock, South Pier as to an overall space of 14.560,00 m<sup>2</sup>;
- Dock basins, as to an overall space of 43.450,00 m<sup>2</sup>;

as more particularly identified in the plan forming Annex “A” to these Regulations.

### **2. Applicable legislation**

All users of the Marina must maintain strict compliance:

- with the Navigation Code approved by Royal Decree no. 327 of 30/03/1942 and the relevant Implementation Regulations approved by Presidential Decree no. 328 of 15/02/1952 as amended;
- with the Safety and Maritime Services Regulations of the Port of Genoa, issued by the Port Authority and updated to 13.10.2011;
- with the provisions of these Regulations and the mooring agreements;
- as concerns, in particular, manoeuvres of entry/exit and mooring/unmooring, with the rules jointly agreed with Porto Antico SpA (holder of the concession over the north-west portion of the Nuova Darsena Nautica) and attached to these Regulations (Annex “B”).

### **3. Mooring Plan**

The Mooring Plan of the Marina (Annex “C”) has been prepared by the Authority of Harbour System (AdSP) for the purpose of promoting the safe functioning of the Marina without mutual interference with the prospective moorings operated by Porto Antico SpA.

The Plan identifies the maximum mooring capacity by reference to the characteristics (dimensions – distance from docks) of the chains and deadweights installed and the length of the vessels which it is possible to moor using those chains. Amico & Co reserves the right to adapt the plan to meet the needs arising from current market demand, but not so as to exceed the maximum technical capacity.

The available mooring spaces are as follows:

- Length up to mt 100: n. 3;
- Length up to mt 90: n. 2;
- Length up to mt 85: n. 1;
- Length up to mt 75: n. 2;
- Length up to mt 60: n. 4;
- Length up to mt 55: n. 1;
- Length up to mt 50: n. 1;
- Length up to mt 45: n. 1;
- Length up to mt 40: n. 1;
- Length up to mt 35: n. 2;
- Length up to mt 30: n. 2;
- Length up to mt 25: n. 4;

- Length up to mt 20: n. 1;
- Length up to mt 15: n. 1;

These dimensions should be understood as referring to the actual space occupied by the vessels, that is to say the “overall” size which the dimensions of the vessel must not exceed.

#### 4. Access to Marina

Once the mooring agreement has been signed, the staff of the Marina shall arrange to assign a mooring space, and shall make an entry to that effect in the Register kept for the purpose, recording the name of the User and the name and dimensions of the vessel.

Pedestrian access to the Marina is allowed to the owner or charterer, the guests and the crew, following registration of the persons so authorised and the issue to them of a personal access pass.

Vehicular access and parking are normally allowed:

- for authorised operations of loading and unloading of goods, for the time strictly necessary to complete these operations and within the areas designated for that purpose, identified by appropriate horizontal and/or vertical signals;
- for vehicles owned or hired by the owner or charterer, up to 2 vehicles per unit and within the areas designated for that purpose, identified by appropriate horizontal and/or vertical signals, through a mechanised barrier operated by magnetic cards or other system.

In general:

- it is forbidden to park vehicles outside the areas designated for them in any circumstances, so as to prevent any kind of obstruction or impediment to foot traffic and so as to carry out mooring/unmooring operations in conditions of safety;
- it is strictly prohibited to keep inflammable or other hazardous materials, substances and/or liquids in the vehicles;
- Amico & Co is in no circumstances liable for losses, thefts and/or incidents which may happen to (or be caused by) vehicles while accessing, passing through or parking in the areas of the Marina.

#### 5. Safety in mooring spaces

To make use of mooring spaces in the Marina, every vessel must have sufficient buoyancy and stability to satisfy the conditions of seaworthiness for the purposes of safety of navigation and against danger of fire.

The vessels must be moored, on the full and exclusive responsibility of the Owner or Charterer, in accordance with the principles of good seamanship and with mooring cables/ropes of a suitable gauge, including for the possibility that bad weather could break out in the absence of the crew. In particular:

- there can be used at most two mooring cables for each 30 tons bollard (max swl 12 per cable);
- deadweights: maximum swl 12 tonnes;
- the use of anchors must be authorised in advance;
- each vessel must be equipped with fenders in proportion to the need to avoid damage to that or other vessels and must keep the auxiliary motors/generators switched off subject to any specific authorisations issued by the Maritime Authority.

If a vessel is to be absent for a period of more than 24 hours, notice must be given to the management of the Marina, stating the dates of departure and intended return.

#### 6. Services provided by the Marina

Amico & Co will ensure the following services:

- a) assistance in the mooring and unmooring of ships from 08:00 to 17:00;
- b) a service of ordinary surveillance (not amounting, as concerns moored vessels and/or property and goods of the Users and/or third parties, to any duty of custody on the part of Amico & Co, and in any case within the limits of the mooring agreement);
- c) VHF service on channel 71 and listening service on channel 16;
- d) fire prevention equipment, the location of which is set out in the Plan in Annex “A”;

- e) Wi-Fi connection;
- f) lighting of the docks;
- g) cleaning services;
- h) making available containers for the collection and recycling of urban and similar waste;
- i) putting in place suitable procedures to deal with emergencies (see Annex "D", General Plan and Emergency/Evacuation Procedures);
- j) making available Common Areas (gym, tv-room, meeting-room, kitchen area, BBQ area and n. 3 sport fields);
- k) cleaning services, ordinary and extraordinary maintenance service and surveillance of the Common Areas (not amounting to any duty of custody on the part of Amico & Co.

The following services are also available, in the manner and on the conditions set out in the mooring agreement:

- the supply of drinking water;
- the supply of electrical energy;
- the removal of foul water/sewage.

## 7. Common Areas Regulation

Inside the Marina there are the following common areas available to the Users (the "Common Areas"), the use of which is subject to availability and to the acceptance and observance of these Regulations:

- gymnasium;
- tv room;
- meeting room;
- kitchen area;
- BBQ area;
- n. 3 sports fields.

The access to the Common Areas is allowed to the Owner, his guests and the crew, only after reservation and registration of the single authorized persons and subsequent issue to them of a personal access pass.

The Common Areas shall have opening hours as from time to time indicated and communicated by the Manager of the Marina; Amico & Co. reserves the right to modify such hours and/or provide for any necessary closing periods of the areas.

The Common Areas are unattended and are not manned by Amico & Co. staff.

Amico & Co is not responsible for damage, theft and/or losses suffered by users or third parties; Users are obliged to indemnify and hold harmless Amico & Co from any claims made by their guests or crew against Amico & Co.

Users are also obliged to indemnify Amico & Co from any damage, theft and/or loss suffered by third parties due to actions or omissions of the users themselves, their guests or crew during access and/or use of the Common Areas.

Inside the Common Areas it is compulsory to behave and dress appropriately for the ordinary and legitimate use and enjoyment for which they are intended.

It is always Amico & Co's right to refuse and/or revoke the use of the Common Areas for reasons of decorum, safety, public order, maintenance, bad weather, unavailability, unforeseeable circumstances, force majeure, events, use by Amico & Co and/or any other reason deemed appropriate at the sole discretion of Amico & Co.

At the end of the use, the areas must be left in the same condition in which they were found (turning off machinery, repositioning tools, etc.). Users are responsible for damage to equipment, structures, facilities and/or property of Amico & Co, as well as theft and/or losses suffered by Amico & Co due to actions or omissions of the users themselves, their crews, employees, guests and/or passengers and/or things and/or animals during the access and/or use of the Common Areas.

It is Amico & Co's right to charge users for any costs of restoration and / or extraordinary cleaning of the premises, as well as compensation for any further damage, theft and / or loss suffered.

## **8. General prohibitions**

The following activities are prohibited in the Marina basin: bathing, diving, games or sports of any kind (e.g. sailboards, jet skis), fishing of any kind.

At the dock and/or land areas the following activities are prohibited: the storage, except in storage locations dedicated for the purpose and available to the vessels, of materials which are inflammable, explosive or in any way capable of forming explosive mixtures; creating obstructions with objects, materials or equipment; the washing of cars, motor vehicles or other manufactured articles.

When moored, the vessels must be connected to a land-based electricity supply: electrical generators on board may be used only temporarily and in case of necessity, with the authorisation of the management of the Marina.

In the basin of the Marina it is forbidden to use radar, except for reasons of safety and the needs of navigation. It is also forbidden to use lighting and/or acoustic equipment of any kind which is not strictly necessary.

Engines may only be kept running for the time strictly necessary for the operations of mooring, manoeuvring and heating the vessels. Vessels may not be left moored with the engine on unless there is at least one responsible person on board who can intervene in case of necessity.

Before 08:00 and after 21:00 it is forbidden to use sound signals, carry out noisy works or engage in any other activity or behaviour which could cause disturbance to the quiet of others.

Domestic animals are admitted for the time strictly necessary for their boarding or disembarkation, access to Common Areas is prohibited.

Dogs must be kept on a lead. In all cases all precautions must be taken to ensure that the presence of animals in the port areas does not cause nuisance or inconvenience.

## **9. Works**

On moored vessels only works of brief duration and of a modest entity may be performed, primarily those concerning ordinary maintenance and routine operations on the part of the crew. Should the User wish to make use of the services of third parties to carry out these works, authorisation to that effect must be obtained from the Supplier, which shall not be unreasonably withheld, provided that these works cannot be carried out by the Supplier itself or by the Supplier's subcontractor or a contractor duly authorised by the management of the Marina.

It is in any case forbidden to carry out works involving: atmospheric emissions or discharge into the sea (e.g. spray painting the exterior, washing with non-biodegradable detergents), structural modifications, hot temperature works (e.g. oxy-fuel cutting, welding) or works in confined spaces (apart from the cleaning and ordinary maintenance of containers and double hulls), disturbance to adjacent vessels, such as dust, smoke, vapour, painting or sanding.

Vessels must be and at all times remain in a seaworthy state and in a fit state to be shifted and moved independently.

## **10. Arrangements for the prevention of pollution**

Within the Marina it is forbidden to throw away, abandon or indiscriminately dump waste of any kind on the docks and in the land areas; it is also forbidden to discharge bilge water, foul water or sewage or to throw materials/and or waste of any kind in the dock basin.

In accordance with the legislation in force, urban and similar waste must be deposited in suitable containers arranged for the disposal and recycling of waste by the staff of the Marina, who will arrange for the collection, carriage and handing over and/or disposal of such waste at regular intervals so as to avoid malodorous or noxious accumulations.

In order to facilitate the collection of such waste in suitable hygienic conditions, it is the duty of anyone producing it, should it not be possible to sort it into homogeneous categories of goods, to enclose that

waste in properly tied bags of sufficient strength. The weight of the bags when full must not be such as to impede their handling.

Waste falling within the category of "special waste" or hazardous waste (e.g. oil, filters, used batteries) and all other waste not governed by Legislative Decree no. 22/1997 must be handed over to companies specialising in the disposal of such waste, at the cost of the producers (users and/or their successors) and through the support and activity of the operator of the Marina. For this purpose, the Users/producers must, whenever it becomes necessary, notify the operator of the Marina of the need for the processing of "special waste", and the operator will arrange to contact the specialist companies to carry out the processing and disposal.

#### **11. Arrangements for the prevention of fire**

It is forbidden to throw away or discharge, either in the dock basin or on the docks or other land areas, any inflammable materials, substances or goods likely to cause a fire.

On the docks and land areas affected by the presence of authorised deposits of inflammable substances or goods, fuels which could feed the fire and in any way produce, if involved in fires and/or explosions, toxic or noxious gases or vapours, it is forbidden to smoke, light matches, leave lighted cigarette or cigar stubs or light fires or use heat sources.

Barbecues may be used, but only within spaces designated for the purpose and properly signposted.

For reasons of safety and fire prevention, the owners and charterers of recreational vessels must remove the fuel from any unattended barbecues.

The commanders of moored vessels are required to maintain the vessel in a state of full efficiency and safety.

Genoa,

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Amico & Co S.r.l.  
Manager of the Marina