



BMF TUG SERVICE

Terms and Tariffs



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I. GENERAL TERMS

1.1. The present Terms and Tariffs of the services of BMF TUG SERVICE, hereinafter referred to as “T&T”, regulate the procedures, terms and prices for the services provided by the towage company BMF TUG SERVICE EOOD, to vessels sailing internationally and/or coastally and any other services, which the Company can provide in case of availability of the respective resources, as well as the terms and procedures for payment for the above on the part of the Client.

1.2. A Client for the purposes the present is considered the vessel’s owner, Captain, agent, forwarder or any other legal party to which the services hereto may be delivered.

1.3. BMF TUG SERVICE EOOD, hereinafter referred to as the “Company”, shall carry out all activities and services in its capacity of towage company in accordance with the national legislation of the Republic of Bulgaria and the applicable international legislation.

1.4. All services hereto shall be provided upon official request to the duty office submitted with not less than 24-hour notice.

II. TERMS OF PAYMENT

2.1. The present T&T contains the terms and prices of services in Euro (EUR, €), which Clients shall pay in Euro (EUR, €) or in lev (BGN) equivalent, calculated according to the official exchange rate of the euro as announced by the Bulgarian National Bank.

2.2. Prices under the present T&T are quoted exclusive of VAT. Upon invoicing the Company shall charge VAT in accordance with the effective Value Added Tax Act and the Regulations for Application thereof.

2.3. Terms of payment of the requested services hereto are 100% advanced.

2.4. The charges of the present tariff are payable on basis of the data provided by the Captain’s declaration and the Pilot’s bill, or by the Harbor Master in Burgas.

2.5. Any claims regarding charges shall be officially submitted no later than 15 days after invoicing.



III. RATES AND SERVICES

3.1. All applicable charges hereto are to be determined by the vessel 's GT, excluding of the cases of reduced GT, i.e. Tanker with isolated ballast tanks. Reduced GT is no eligible criteria for rate determination.

3.2. All rates hereto shall be increased by 50% in case the requested service is provided during public and national holidays.

3.3. Emergency operations, incl. marine rescue is charged per commenced hour, per tug boat used, as per the rates hereto with a minimum surcharge of 200% to the same. BMF Tug Service preserves its right to apply higher surcharge for each emergency case individually as they see fit.

3.4. In case a requested towage or any other service hereto shall be cancelled on grounds beyond the Company's range of capacity and control, after the tugboats have been delivered at the vessel's serving or have sailed out to its appointed location, a charge for idle works shall apply amounting 70% of the relevant rate.

3.5 The below charges apply to towage of vessels in or out for the following port areas: Port Terminal East, Port Terminal East -II, incl. Berth No. 20A and 20B, Port Terminal Burgas West, Port Bulgaria West, Dockyard, Transstroy, Shipyard Burgas and Oil Harbor.

Vessel's GT	Towage in or out*	
	PT East, PT East II, PT West, PBW, Dockyard, Transstroy	Shipyard Burgas and Oil Harbor
Up to 999	530	635
From 1,000 to 1,999	660	795
From 2,000 to 2,999	800	960
From 3,000 to 3,999	1 325	1590
From 4,000 to 4,999	1 855	2225
From 5,000 to 5,999	1 985	2385
From 6,000 to 6,999	2 515	3020
From 7,000 to 7,999	2 915	3500
From 8,000 to 8,999	5 290	6350
From 9,000 to 9,999	5 560	6675
Increase above 9,999- per each	190	200



* Towing services are charged per movement in or out. All rates above are to be understood per single movement (in or out). Towing rates are bound to a maximum period of service provision, as per art. 3.7.

* The above charges are based on the number and the total output of the tugs as per art. 3.12. If any additional tugboat is requested by the Client, the use of each hired tugboat shall be charged as per art. 3.6.

3.6. The below charges apply to shifting and additional rental services using tugboats within the above port areas. Shifting services are limited to services with tugboat/s for moving a vessel along the quay without casting off the mooring ropes. In all other cases of towing services within port terminals or between port areas are charges as per art. 3.5.

Vessel's GT	Shifting* in port area	Rental of tugboat* per hour
Up to 999	465	270
From 1,000 to 1,999	600	330
From 2,000 to 2,999	730	400
From 3,000 to 3,999	1 260	465
From 4,000 to 4,999	1 720	530
From 5,000 to 5,999	1 855	660
From 6,000 to 6,999	2 385	800
From 7,000 to 7,999	2 780	1060
From 8,000 to 8,999	5 160	1190
From 9,000 to 9,999	5 430	1325
Increase above 9,999- per each	180	135

* The above rates shall be understood per commenced hour, whereas the rates of column "Rental of tugboat" should be understood per one tug per commenced hour, as per the formal request of the Client.

3.7. Time-bound surcharges:

25% surcharge to the all rates is due for each commenced 30-minutes period exceeding*:

- 90 mins – for vessels with LOA up to 200 m and serviced in port area East;
- 120 mins – for vessels with LOA up to 200 m and serviced in port area West;
- 120 mins – for vessels with LOA over 200 m and serviced in port area East;

- 150 mins – for vessels with LOA over 200 m and serviced in port area West;
- 150 mins – for all vessels serviced in port terminal Rosenetz – Oil Harbour;

* The period of employment of tugs for maneuvering starts when they are placed on Pilot's or Captain's disposal and ends with their release.

3.8. Towage of a vessel with no engine/ main engine out of order, shall be charged with a surcharge of 50 % on rates per art. 3.5. and art. 3.6.

3.9. The above rates shall be increased by 50% of the relative charge in case the requested service demands operations on an off-shore station.

3.10. The above rates shall be increased by 30% when assisting a vessel within the gas terminal of Port of Burgas (at berth № 20B) during the dark time of the day.

3.11. As per the Mandatory Rules of the Maritime Administration - Burgas, towage of a vessel is compulsory as follows:

- In every case in which the vessel's GT exceeds 1,000;
- In case the vessel carries dangerous cargoes on board, regardless of its GT;
- In case the tanker vessel has no "Gas Free" Certificate, regardless of its GT;
- In every case when the instructions of the Maritime Administration – Burgas require so, regardless of the vessel's GT;

3.12. The number of tugs required for every service provision is a subject of the Harbor Master 's standing Order No. 2 dated 10.08.2012 on the use of tugs in the area of the "Maritime Administration - Burgas", and namely:

Vessel's GT	Minimum number of tugboats	Minimum total output of the tugboats
From 1,000 to 2,999	1	750 bhp
From 3,000 to 7,999	2	1,950 bhp
From 8,000 to 14,999	2	3,600 bhp
From 15,000 to 29,999	2	4,800 bhp
From 30,000 to 59,999	2	6,000 bhp
above 59,999	3	7,200 bhp

3.13. The below charges apply to use of a mooring boat:

Vessel's GT	Mooring/ unmooring *
Up to 9,999	170
From 10,000 to 19,999	190
above 19,999	230

* Using of a boat for mooring/unmooring services are charged per movement in or out. All rates above are to be understood per single movement (in or out).

Draft survey or other services	Rate**
Price on Intermediate or single draft survey	40
Total price for complete service on initial and final draft survey	70
Use of boat for other services, by the hour	55

**The time for use of mooring boat shall be reported per commenced hour from the time of unmooring from shelter berth till the time of mooring to shelter berth after the service has been completed.

In addition to art. 1.4, all notices and service request for using mooring boat shall be submitted to the duty office no later than 14:00 the day prior to the day of requested use. This request shall include:

- type of service*
- vessel name
- expected date and time of use
- terminal and berth
- payable/invoicing party

*Shall the boat be requested for draft survey, a compulsory part of the said notice is the number of moves required: either intermediate /single draft survey or complex service - initial and final draft survey.

IV. MISCELLANEOUS

4.1 Service assignments and requests by the Client are deemed to constitute acknowledgement and acceptance of the present T & T, exclusive of any additionally negotiated terms and conditions. Such differing terms and conditions shall be agreed in writing and only then valid.

4.2 The Company preserves its right to amend the present T&T upon its conviction that the circumstances affect the cost of the services. The Company preserves its right to do so in case it was provided with information that was incomplete, untrue or does not correspond to the actual circumstances nor do they fit the standard working technology.

4.3 Services not included hereto shall be charged as per a separate agreement between the Company and the Client.

4.4 All prices under the present Terms and Tariffs of the Services of BMF TUG SERVICE are indicative and may be subject to further negotiation upon the company's decision.

4.5 The present Terms and Tariffs of the Services of BMF TUG SERVICE are in force starting 15 April 2020.

4.6 The Company reserves the right to be the sole interpreter of rules and provisions contained in the present Terms and Tariffs.

4.7 The present Terms and Tariffs shall be governed by and construed in accordance with the laws of the Republic of Bulgaria and any dispute arising out of or in connection with it shall be referred to arbitration at the Arbitration court at the Bulgarian Chamber of Commerce and Industry, subject to the procedures applicable there.