



Autorità di Sistema Portuale del Mare Adriatico Orientale Porti di Trieste e Monfalcone

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ORDER N° 16-2021

Subject: Customs Prior Notification of Arrival (so called “Customs Preavviso”) procedure to enter the Port of Trieste

THE PRESIDENT

HAVING REGARD TO Annex VIII of the 1947 Peace Treaty of 10 February 1947, ratified by Law No. 3054 of 25 November 1952

HAVING REGARD TO Decree of the General Commissioner of the Italian Government for the Territory of Trieste No. 29 of 19 January 1955;

CONSIDERED Law No. 84 of 28 January 1984, as amended by Legislative Decree No. 169 of 4 August 2016, as amended, and, in particular, Article 6, paragraph 12, which is without prejudice to the regulations in force for the free zones included in the free port area of Trieste;

HAVING REGARD TO the Inter-Ministerial Decree of 13 July 2017 (O.J. 177/2017) "Administrative organisation for the management of the free zones included in the area of the free port of Trieste" and, in particular, Article 4, paragraph 5 b) and paragraph 5 e);

HAVING REGARD TO the Decree of the Minister of Infrastructure and Transport No. 572 dated 15 December 2020, concerning the appointment of the President of the Port System Authority of the Eastern Adriatic Sea;

CONSIDERED the Order of the President of the Trieste Port Authority No. 06/2014 concerning the use of the Port Community System (PCS) known as "Sinfomar";

HAVING REGARD TO Legislative Decree No. 217 dated 17 December 2017 called "Digital Administration Code" and subsequent modifications and integrations;

CONSIDERING the Service Provisions of the Free Zones of Trieste – December 2016 version – issued by the Trieste Customs Office with Registry No. 709 dated 12 January 2017 and, in particular, Articles 4, 5, 6, 7, 8 and 89;

CONSIDERED the Order of the President of the Port Network Authority of Eastern Adriatic Sea (PNAEAS) No. 20/2018 supplementing the Port Authority Orders No. 23/1998 and No. 71/2014 concerning accesses in the port area;

CONSIDERED the Order of the President of the Port Authority of Trieste No. 28/2011 concerning access and circulation within the port;

CONSIDERED the Order of the President of the Port Authority of Trieste No. 8/2012 concerning the regulation of Ro-Ro traffic bound for embarkation in the port of Trieste;

CONSIDERED the Order of the Harbour Master's Office No. 62/2016 regarding access in the port area;

WHEREAS a "permanent technical table" was established on October 12th 2020 between the Customs Authority and the Port Network Authority of Eastern Adriatic Sea;

GIVEN THAT the port gates of the Free Port of Trieste constitute an exit from the Italian State;

HAVING ACKNOWLEDGED that it is essential to ensure the implementation of the special international regulations applicable to the Free Port of Trieste;

CONSIDERING the need, in order to facilitate the traffic related to the Free Port of Trieste, of providing IT procedures and tools to reduce congestion at the entry gates to the Free Port of Trieste, to automatically detect anomalies related to the movement of goods, to carry out automated entry visa control and to carry out customs and logistic monitoring of the flows of goods entering the Free Port of Trieste;

CONSIDERING the comments submitted by Customs Authority on June 26th 2021, (Port Network Authority of Eastern Adriatic Sea reg. no. 2021-6686-A) and on June 25th 2021, (Port Network Authority of Eastern Adriatic Sea reg. no. 2021-6774-A);

CONSIDERING the comments submitted by the Financial Police on dated June 28th 2021, (Port Network Authority of Eastern Adriatic Sea reg. no. 2021-6828-A);

HAVING REGARD TO the technical annex to this Order;

ORDERS

Art. 1 – “Customs Prior Notification of Arrival”

1. Entry by land into the Free Port of Trieste must be preceded by the filling in of the “Customs Prior Notification of Arrival” by means of the procedure provided in the Port Community System of the Port Network Authority of Eastern Adriatic Sea.
2. The procedure and data to be entered in the “Customs Prior Notification of Arrival”, are set out in the technical annex to this Order. The annex represents a fundamental substantial part of this Order and it describes compulsory as well as optional information to be declared in the “Customs Prior Notification of Arrival”.

Art. 2 –Scope of application

1. Pursuant to Article 4, paragraph 2 of the Service Provisions concerning the Free Zones of the port of Trieste, dated December 2016, the owner of the goods or the customs agent, previously accredited in Sinfomar, are the subjects bound to create the “Customs Prior Notification of Arrival” in Sinfomar.

Art. 3 – Validity of the “Customs Prior Notification of Arrival”

1. The “Customs Prior Notification of Arrival” has a limited time duration, after the expiry of which it will no longer be present in the system. The duration is specified in the Technical Annex.

Art. 4 – Type of Traffic

1. Depending on the type of traffic, the application of the “Customs Prior Notification of Arrival” varies as follows:
 - a) Container Traffic: the cases of application for Container Traffic are specified in the technical annex;
 - b) Conventional goods and other traffic: the cases of application are specified in the technical annex;
 - c) Ro-Ro traffic: the cases of application are specified in the technical annex. The vehicles destined to the Ro-Ro terminals of the Free Port of Trieste can access the port areas only if they are provided with a regular Port Access Permit (“Port Access Granted”), attesting the availability of the port terminal to receive the vehicle within terminal areas. The Port Access Permit constitutes the only title for entering the port areas for Ro-Ro traffic.

Art. 5 – Visa to enter the Free Port electronically

1. The “Customs Prior Notification of Arrival”, containing the customs data indicated in the technical annex, shall serve as the reference document to obtain the Electronic Entry Visa in the Free Port of Trieste.
2. The Electronic Entry Visa is affixed by the Financial Police personnel at port gates.

Art. 6 - Entry into force

1. This Order shall have immediate effect. During the first application phase, the technical indications set forth in the technical annex shall be considered adopted on a trial and non-binding basis.
2. The trial period shall end on 31 May 2022, after which date the indications set forth in this Order and in the Technical Annex shall be mandatory.
3. As of 1st June 2022, the vehicles without the documentation regulated by this Order shall not be admitted to enter the Free Port of Trieste.
4. It is mandatory for everyone to observe and enforce this Order. Violators will be punished, should the fact not constitute an offence, in accordance with Article 1174 of the Navigation Code for non-compliance with port police regulations, remaining liable for any damage caused to persons and/or property due to non-compliance with the provisions contained herein.

Trieste, on

The President
(Zeno D’Agostino)