

AUTHORISATION FOR TEMPORARY ACCESS TO THE PORT FACILITIES OF THE PORT AUTHORITY OF VALENCIA

GENERAL TERMS AND CONDITIONS

The following conditions must be complied with when carrying out the authorised activity:

- 1) This authorisation is not an identity document, nor does it exempt those concerned from compliance with any possible formalities required when crossing the access control installed at different points in the port facilities under any circumstances. It must be presented at the request of any port authority representative. **This specifically refers to members of the Port Police force whose instructions must be obeyed at all times.** In this respect, it should be stressed that port facilities are subject to the applicable security regulations, i.e. (EC) Regulation 725/2004 and Spanish Royal Decree 1617/2007, under which any persons and vehicles moving through these areas, albeit on an occasional basis, may be subject to identification checks and searches in accordance with what is laid down in said regulations and in the port security plan and other additional operating procedures.
- 2) This authorisation may be temporarily suspended or permanently revoked if the circumstances of port operations or security were to make this necessary (e.g. heightened security level), without such suspension or revocation generating any rights whatsoever to compensation for the authorised parties.
- 3) This document does not exempt those concerned from complying with current regulations. The Port Authority of Valencia shall decline any liability in the event of negligence or imprudence by the authorised person.
- 4) This authorisation does not, under any circumstances, cover any access to particular terminals or administrative concessions in general in the port facilities, nor to its esplanades, buildings, warehouses, etc. Any authorisation or refusal in this respect shall be at the discretion of the concession or licence holders, who shall assume any possible liability, where applicable.
- 5) Access to the area included within the operating radius of cranes and other machinery involved in the port operations in question is expressly prohibited, the Port Authority of Valencia declining any liability in the event of any failure to comply with said prohibition.
- 6) Any damage directly or indirectly done to persons or property in carrying out the activity for which authorisation has been requested shall be the sole liability of the holder-applicant of the authorisation.

- 7) To comply with this port authority's safety regulations, any persons boarding vehicles must wear a high visibility waistcoat whenever they are not inside the buildings in the service area. The aforementioned regulations are enclosed.
- 8) For the purposes of Spanish Organic Law 15/1999, of 13th December, on Personal Data Protection, (hereinafter known as LOPD), the Port Authority of Valencia –hereinafter PAV–, with registered office in Avda. Muelle del Turia, s/n, 46024, Valencia, hereby informs all interested parties that any personal data that they may provide and any other information obtained through the use of this authorisation – such as the registration data for vehicle access – will be stored in a file for which the PAV is responsible with the aim of preparing traffic statistics and reports.

The PAV also informs the interested party that to comply with the PAV's security operations and emergency plans, to coordinate the port facility security plans with the port security plan, access and visit control for the port facilities managed by the PAV, as well as to ensure compliance with current legislation in this respect, and in particular for these purposes, their data may be assigned by the PAV to law enforcement agencies, hospitals and healthcare centres, the Spanish Maritime Safety Agency, bodies associated with civil defence and other similar organisations.

In the event of the PAV being given data of affected third parties, the assignor, prior to said assignation, will have to obtain the informed consent of the affected party – if this were necessary – in accordance with current legislation. The assignor will also have to have complied with all the guarantees stipulated in the LOPD with regard to the principles of information, quality, declaration of processing and management of the affected parties' rights, the PAV not being responsible for any infringements committed by the assignor of the information.

The holders of the data undertake to inform the PAV as soon as possible of any change in the data supplied, if they stop working for the institution for which they are acting as a representative and any other data obtained during the relationship, so it can be updated. Insofar as it is not informed otherwise, the PAV will understand the data provided to be exact and updated.

Finally, the interested party is informed that in compliance with Regulation (EC) 725/2004, which includes the International Ship and Port Facilities Security Code (ISPS) code, and with Spanish Royal Decree 1617/2007, as well as for strict security reasons and for the sole purpose of preventing any risks to the safety and security of persons, facilities, premises and assets, reporting circumstances to the competent authorities or meeting their requirements and compensating for damages caused by access and visits to the whole port area, as well as inside the buildings managed by the PAV, this compulsorily requires taking, recording, transferring, keeping, storing and reproducing the interested party's picture, as well as its transfer in real time through the use of video cameras. To this end, the personal data of the interested party as taken by the video cameras as well as the images recorded by these will be stored in a file for video surveillance for which the PAV is responsible. The processing described is compulsory in compliance with the ISPS code as well as with the PAV's security regulations. The PAV guarantees the confidentiality and security of the images recorded, using these exclusively in

accordance with the established purpose and current legislation at all times, and being officially deleted in the periods established by applicable legislation, unless there are justifiable and legitimate reasons not to do so by law. In any event, the data may be assigned to law enforcement agencies, courts and tribunals in order to report the circumstances to the competent authorities or meet their requirements and compensate for any damage caused.

The interested parties who are the holders of the data processed by the PAV may make use of their rights to access, rectify, cancel and object to this information by writing to the PAV at the following address, Muelle del Turia, s/n, Puerto de Valencia, 46024, Valencia, stating the request made and enclosing a photocopy of their I.D. card. In the event of the interested party's request involving the video surveillance file, the interested party will have to send the PAV a recent photograph of themselves along with the request and photocopy of their I.D. card.

- 9) The effectiveness of this authorisation is in any event dependent on the interested party's acceptance and on sending the acknowledgment of receipt of the PAV's labour regulations, both documents being attached to this authorisation.

- 10) The port is a bonded warehouse. Accordingly, the port's Customs Administration must be informed of their intention to access the facilities together with any machinery and vehicles, in order to facilitate the Civil Guard's work at the exit controls as far as possible, and preventing any unnecessary delays at the same time. The Customs Administration telephone number is 96 367 13 00.

- 11) In the event of any emergency, please contact the Emergency Control Centre, Tel: 900859573, Fax: 963678665, e-mail: centrodecontrol@valenciaport.com, Autoridad Portuaria de Valencia, Avda, Muelle del Turia, s/n, 46024 Valencia.