

107 Burbridge Avenue, Dartmouth N.S., B3B 0G6, Canada
TEL: +1-902-220-4894 Fax: +1-902-481-9075

****Guidelines for Coasting Trade Licence Applications****

<https://otc-cta.gc.ca/eng/publication/guidelines-coasting-trade-licence-applications>

1. DETAILS OF THE VESSEL:

(a) Name/Registry:

SILVER ARCTIC

(b) Category and Type:

General cargo carrier/ container

(c) Summary of Technical Specifications: (I.e. gross tonnage, deadweight, length, width, draught, etc.)

- **Gross tonnage: 3162 t**
- **Winter deadweight: 2 429,9 T (winter North Atlantic)**
- **Length overall: 74.2m**
- **Draught: 6 m**

More information are available in the attached particulars.

(d) Special Characteristics of Vessel: (constraints that would prevent another ship from performing the activity; and any special requirements (e.g., crane, reefer plugs, deck structure, self-loading, physical limitations at ports of loading/discharge, etc.).

- **Maximum LOA : 120 m**
- **Maximum draft in port : 5 m**
- **Must maneuver in small ports where there no tug service**
- **Container fitted for general cargo**
- **Minimum 50 reefers plugs**
- **Fitted with 2 x 30t cargo cranes**
- **ULS-MDO only**
- **Equipped with a ballast water treatment system**

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2. SCOPE OF WORK:

(a) Geographical Location (Location(s) where the vessel will operate, name all location/ports)

Our ship Nolhan Ava operates on the following weekly schedule (weather and sea conditions permitting):

- Departs PSA Halifax every Friday for Argentia NL
- Arrives and departs from Argentia NL every Sunday for Saint Pierre et Miquelon
- Arrives in Saint Pierre et Miquelon every Monday
- Departs for Halifax every Wednesday
- Arrives at PSA Halifax every Thursday.

The Silver Arctic would assume this schedule for a period of 6 to 8 weeks starting in Halifax on Friday April 5, 2024.

(b) Details of Operation: (detailed description of the type of activity; with an schedule/itinerary that includes dates and the number of trips)

- Itinerary: Temporary time charter for about 2 months starting April 4th, 2024.
- Details of operation: Weekly feeder service between Halifax (NS), Argentia (NL) and Saint-Pierre and Miquelon (FR).

The ship will operate on a container feeder service, carrying domestic and international containers of general and refrigerated cargo to and from these ports. Our clients include (but not limited to) manufacturers and wholesale suppliers, trucking companies and the major shipping lines calling Halifax, retailers and end users as well as fishers and exporters from Newfoundland.

(c) Special Characteristics or Requirements for the activity:

- Maximum LOA : 120 m
- Maximum draft in port : 5 m
- Must maneuver in small ports where there no tug service
- Container fitted for general cargo
- Minimum 50 reefers plugs
- Fitted with 2 x 30t cargo cranes
- ULS-MDO only
- Equipped with a ballast water treatment system

(d) CBSA Office of Importation: Halifax, Nova Scotia

(e) CBSA Office of Accounting: Halifax, Nova Scotia

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3. PERIOD OF TIME FOR WHICH PERMISSION IS REQUIRED

Start Date: April 4th, 2024

Completion Date: May 31st, 2024

Permission Required By: ASAP

4. ADDITIONAL APPLICATION INFORMATION

(a) Changes to the Dates Proposed (can dates be changed, are dates flexible, please justify):

A firm date has been confirmed with shipyard, dates cannot be changed.

(b) Reasons Why the Applicant Determined No Alternative But to Import the Foreign Vessel:

The NOLHAN AVA must undergo a major inspection every five years so we knew about this long ago. It is not a simple matter of picking a date as several factors come into play in securing a shipyard and a short term charter replacement, namely:

- Type of repairs, costs and delivery delays of materials
- Availability and deployment of inspectors and technical expertise
- Availability and scheduling of shipyards
- Location and travel time to reach these shipyards
- Availability, location, costs and suitability of replacement charters, etc.

Shipyards are reluctant to book their drydock past a few months to eliminate loss opportunities caused by schedule changes and cancellations. We must also coordinate the delivery of parts and components for the drydock. As an example it took 3 years to have a tail shaft manufactured in Germany, an item that is absolutely needed for this drydock. There were also many other specialty parts that were delayed in part because of the pandemic and in spite of our early intervention. The shortage of specialized technicians needed to visit the ship in drydock was also a factor to consider.

We also had several communications with Canadian shipowners and ship brokers this past year, and Groupe Desgagnés was the only one with a possible candidate. Unfortunately, the ship in question was no longer available on the dates required. It was most disappointing for us. We had to turn to our international brokers for help and it was pure luck that we could secure Silver Arctic for these dates.

(c) Names of Operators of Canadian-Registered ships who have been contacted:

- Stoger Chartering Inc. (Montreal)
Contact: Hans STOGER - chartering@stogerchart.com

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Ship broker who has contacted all major Canadian owners (Fednav, Canada Steamship Lines, Crosbie Group, etc.)

- Navigations Desgagnes Inc. (Montreal)
Contact: Alex TROAKE - alex.troake@desgagnes.com
- Protos Shipping Inc. (Montreal)
Contact : Lisa BROWN - lbrown@protos.ca
- Atship Services Ltd (Halifax)
Contact: James STONEMAN - jstoneman@atshipservices.com
Ship agency with offices in Halifax (NS), Sydney (NS) and Saint John (NB).
- Abraham Shipping Ltd
Contact: Alan ABRAHAM – abrahamportservices@gmail.com
- Parimar Brokers
Contact: Cyril JARNET – cjarnet@parimar-brokers.com

(d) Reasons why the minimum advance notice period of 30 days or 8 days (oil tankers) could not be provided for this activity:

We solicited the assistance of our international ship brokers to locate a suitable replacement for our vessel. This past year, the supply of available small feeders with cargo cranes is very limited and the only workable offer that we received was for the Silver Arctic on March 4th, 2024. An agreement has been approved today (March 8th, 2024) leaving us a few days short of the required 30 days.

(e) Detailed description of the economic consequences of not obtaining a coasting trade licence in terms of the negative impact on businesses or communities:

TMSI Ltd. has invested heavily in infrastructure in both Halifax and Argentia (equipment, machinery, trucks and chassis, warehouses, etc.) and has provided about 100 direct jobs in both ports. These are permanent full-time jobs that are hard to come by especially in remote communities such as Argentia. It also engages the services of various contractors and suppliers from those ports.

We have also worked diligently with the shipping lines and many industries in Newfoundland, (mining, construction, offshore exploration and particularly fisheries) to facilitate trade routes for import and exports in Canada and world wide via the ports of Halifax and Argentia. Any delay or deviation in service would be devastating for our employees and clients:

- The Argentia terminal employees would be discharged until the Nohan Ava was back in service
- Contractors and suppliers services such as pilotage would lose revenue
- Extra costs and unwarranted delays for our customers
- Loss of a main source of revenue for the port of Argentia and the town of Placentia
- Loss substantial business to the competition
- Loss of goodwill from customers

We would have liked nothing more than to secure a suitable Canadian vessel for this service but our search confirms that none are available. Hiring Silver Arctic was our only option.

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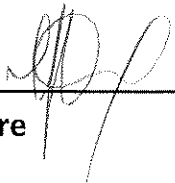
5. LEGISLATIVE BACKGROUND INFORMATION

This application is made under provisions of the Coasting Trade Act, Oceans Act and the Customs and Excise Offshore Application Act.

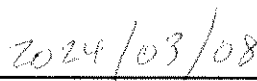
6. DETAILS OF THE APPLICANT / BROKER

Applicant: **Aviron Marine Ltd.**
Contact: **Yvon Dufour, President**
Email: ydufour@avironmarine.com
Telephone: **902-220-4894**
Name of Client: N/A

7. SIGNATURE OF APPLICANTS AUTHORIZED REPRESENTATIVE



Signature



Date

Date: March 13, 2024

To:
Transport Canada (via e-mail)
Maritime@otc-cta.gc.ca
coastingtrade-cabotage@cbsa-asfc.gc.ca

Subject: Coasting license for TMSI

Ocean Network Express Pte. Ltd. (ONE), a major global container carrier, holds a significant presence in Halifax (NS) and Argentia (NFL), relying entirely on the TMSI vessel M/V Nolhanava to transport our reefer cargo from Argentia to Halifax. Subsequently, the cargo is shipped from Halifax to Asia/Europe on vessels operated by ONE.

This business is extremely important to ONE. We are aware that the M/V Nolhanava will undergo dry dock maintenance and the replacement vessel is flagged from a non-Canadian registry, and this necessitates a coasting trade exemption.

We respectfully request Transport Canada to grant this exemption as soon as practicable, respectfully requested to be by no later than March 29, 2024, to ensure uninterrupted service.

Please contact me at the below number should you need further information.

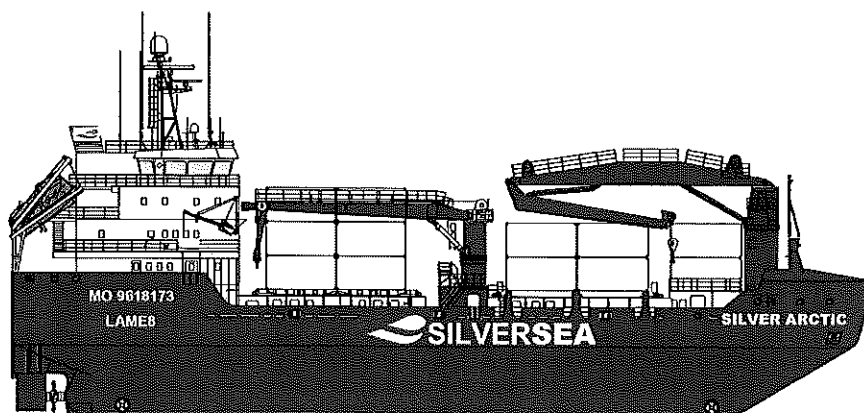
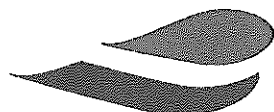
Yours Sincerely

Capt. Elliott D'Souza - Master Mariner, CITT
Ocean Network Express (Canada) Inc.,
Tel: 416-2769135

Particulars

Silver Arctic

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CLASSIFICATION

Classification Society	DNV - GL
Class notation	+ 1A1 General Cargo Carrier / Container Ship, PC6, E0, NAUT-AW, TMON, DG-P, BIS, CLEAN, BWM-T, DAT (-35° C)
Built by / year	Remontowa Gdansk Shiprepair Yard, Poland / 2021
Yard No.	203/2
IMO Number	9618173
Flag/Home Port	Norway (NIS) / Bergen
Call Signal	LAME 8
MMSI	257720000

RULES AND REGULATIONS

Norwegian Maritime Authorities Rules and Regulations for Norwegian International Ship Register (NIS) and latest International Rules and Regulations.

MEASUREMENTS

Length overall	74,20 M
Length between p.p.	70,08 M
Freeboard Length	2,401 M (summer) 2,526 M (winter) 2,576 m (winter North Atlantic)
Gross Tonnage	3162 T
Dead Weight	2605,5 T (summer) 2479,8 T (winter) 2429,9 T (winter North Atlantic)
Displacement	4694,5 T (summer) 4568,8 T (winter) 4518,9 T (winter North Atlantic)
Breadth Moulded	15,20 M
Depth Moulded	8,4 M
Net Tonnage	941
Light ship	2088,9
Draught, design	4 M
Scantling draught	6 M
Draught, scantling Deadweight:	6 M

CAPACITIES

Container capacity			
In holds	52 TEU	25 (2) FTU	
On deck	59 TEU	27 (4) FTU	40 (44)
Total	MC 111 TEU	52 (6) FTU	
Reefer plugs			
In holds		52	
On deck		28	
Total		80	
Container max. Stack Weight			
In Hold		90 t	120 t
On hatch covers no		40 t	80 t

Permissible load in tons / m²:

Tanktop in all holds	15 t/m²
On hatches	3 t/m²

Tank capacity

Fuel oil (100 % full)	0,0 m³
Diesel oil (100 % full)	324,57 m³
Lub. oil (100 % full)	14,29 m³
Water ballast	1289,82 m³
Fresh water	37,58 m³

Hold ventilation

Hold 1	2 pcs, Novenco	58000 m³
Hold 2	2 psc, Novenco	79000 m³

Accommodation

Officers	6
Crew	8
Hospital	1

SILVER ARCTIC

Silver Sea A/S
Nordre Nøstekai 1 N-5011
BERGEN, NORWAY

Tel. +47 55364600
www.silversea.no

APPLICATION FOR VESSEL TEMPORARY ADMISSION TO THE COASTING TRADE OF CANADA - COASTING TRADE LICENCE REQUIRED

Pursuant to the *Coasting Trade Act*, December 1, 1992, and
P.C. 1990-939 *Vessel Duties Reduction or
Removal Regulations*

Questions concerning the CBSA licensing process should be directed to:
Canada Border Services Agency
Commercial Registration Unit
191 Laurier Ave. W., 12th Floor
Ottawa ON K1A 0L8
Fax: (613) 946-0242
E-mail: coastingtrade-cabotage@cbsa-asfc.gc.ca

Questions concerning the Canadian Transportation Agency's process should be directed to:
Canadian Transportation Agency
Rail and Marine Determinations Division
15 Eddy Street
Gatineau QC K1A 0N9
Telephone: (819) 997-8354
Fax: (819) 934-0631
E-mail: maritime@cta-ctc.gc.ca
website: www.cta-ctc.gc.ca

Please provide the following details and attach your summary of the request for vessel temporary importation (print or type).


DEMANDE D'ADMISSION TEMPORAIRE D'UN NAVIRE POUR FINS DE CABOTAGE AU CANADA - LICENCE DE CABOTAGE REQUISE

Conformément à la *Loi sur le cabotage* du 1^{er} décembre 1992 et au
*Règlement sur la diminution ou la suppression des droits de douane
sur les navires* (C.P. 1990-939)

Pour toutes questions concernant la procédure douanière :
Agence des services frontaliers du Canada
Unité de l'agrément commercial
191, av. Laurier O., 12^e étage
Ottawa (Ontario) K1A 0L8
Télécopieur : 613-946-0242
Courriel : coastingtrade-cabotage@cbsa-asfc.gc.ca

Pour toutes questions s'adressant à l'Office des transports du Canada :
Office des transports du Canada
Division des déterminations relatives aux transports ferroviaire et maritime
15, rue Eddy
Gatineau (Québec) K1A 0N9
Téléphone : 819-997-8354
Courriel : maritime@cta-ctc.gc.ca
Site Web : www.ctc-cta.gc.ca

Veuillez remplir le présent formulaire en lettres moulées, et annexer le sommaire de votre demande d'importation temporaire.

1. Characteristics of vessel - Caractéristiques du navire			
(a) Name of vessel - Nom du navire SILVER ARCTIC		(b) Country of Registry - Pays d'immatriculation NORWAY	
(c) Category/Type vessel - Catégorie/Type de navire CARGO CONTAINER			
(d) Gross register tonnage - Jauge brute 3152 UMS	(e) Deadweight tonnage capacity Port en lourd 2606 MT	(f) Summer draft Tirant d'eau d'été 6 M	(g) Passenger berth capacity (cruise ship) Nombre de couchettes pour passagers (navire de croisière) N/A
2. Complete description of the proposed engagement/operation - Description complète de l'affectation ou de l'opération proposée			
(a) Geographical location(s) including origin, destination, and all points/ports to be served Lieux géographiques (y compris le point d'origine, la destination et tous les autres points ou ports à desservir) Regular weekly sailing between Halifax (NS), Argentia (NL) and Saint-Pierre et Miquelon (France).			
(b) Details of cargo (including tonnage) or other marine activity - Description de la cargaison (y compris le tonnage) ou des autres activités maritimes General cargo NOS in sea containers approximately 1,500 T per sailing.			
(c) Number of passengers (excursion) Nombre de passagers (excursion) 0		(d) Special characteristics or requirements Caractéristiques ou besoins spéciaux Temporary coasting licence	
(e) CBSA office of Importation Bureau de l'ASFC à l'importation Halifax, Nova Scotia		(f) CBSA office of accounting Bureau comptable de l'ASFC Halifax, Nova Scotia	
(g) Period for which permission is required (maximum 12 months) Période pour laquelle la licence est requise (durée maximale de 12 mois) 2 months		(h) Starting date Date du début des activités 04/04/2024	(i) Completion date Date de fin des activités 31/05/2024
3. Details of the Importer - Détail de l'importateur			
(a) Legal Entity Name of Importer and Address - Nom juridique de l'importation et address AVIRON MARINE LTD		(b) Operating Name of Business - Nom opérationnel de l'entreprise AVIRON MARINE LTD	
4. Details of the Canadian applicant/broker/agent - Détails du demandeur canadien, son courtier ou son mandataire			
(a) Company Name and Address - Nom d'entreprise et l'adresse 107 Burbridge avenue Dartmouth, NS		(b) Telephone No. - N° de téléphone 902-220-4894	(c) Fax No. - N° de télécopieur 902-481-9075
Postal code - Code postal B3B 0G6		(d) E-mail address - Adresse électronique ydufour@avironmarine.com	
(e) Signature of applicant or authorized representative - Signature du demandeur ou du représentant autorisé 			(f) Date 8 MAR 2024
(g) Name of Applicant or Authorized Representative - Nom de demandeur ou représentant autorisé Yvon DUFOUR, President			

Dans ce formulaire, toutes les expressions désignant des personnes visent à la fois les hommes et les femmes.