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TARIFF AUTHORITY FOR MAJOR PORTS

G.No.148

New Delhi,

5 May 2015

NOTIFICATION

In exercise of the powers conferred by Sections 48, 49 and 50 of the Major Port Trusts Act, 1963 (38 of 1963), the Tariff Authority for Major Ports hereby extends the validity of the existing Scale of Rates of Cochin Port Trust (COPT), as in the Order appended hereto.

(T.S. Balasubramanian)

Member (Finance)

Tariff Authority for Major Ports
Case No. TAMP/49/2011-COPT

Cochin Port Trust

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Applicant

QUORUM:

- (i). Shri. T. S. Balasubramanian, Member (Finance)
- (ii). Shri. C. B. Singh, Member (Economic)

ORDER

(Passed on this 28th day of April 2015)

This Order relates to the extension of the validity of the existing Scale of Rates of the Cochin Port Trust (COPT).

2. The existing SOR of the COPT was last approved by this Authority vide Order No. TAMP/49/2011-COPT dated 1 April 2013 which was notified in the Gazette of India on 10 June 2013, with a validity till 31 March 2015.

3. The COPT had filed its proposal for revision of its SOR under 2005 guidelines vide its letter dated 3 November 2014. The proposal was taken up for consultation with the relevant stakeholders. The comments received from users/ user organization were forwarded to the Port as feedback information. The joint hearing in the subject case was to be scheduled.

4.1 In the meantime, the Ministry of Shipping (MOS), vide its letter No. 8(1)/2014-TAMP dated 13 January 2015 has issued the new "Policy for determination of Tariff for Major Port Trusts, 2015" which was notified in the Gazette of India vide Gazette No. 30 dated 27 January 2015 by this Authority. The new "Policy for determination of Tariff for Major Port Trusts, 2015" has come into effect from 13 January 2015.

4.2. The tariff fixation process envisaged in the new Tariff Policy of 2015 for Major Port Trust by MOS, is significantly different from the tariff fixation method stipulated in the Tariff Guidelines of 2005. Hence, the proposal filed by COPT could not be processed under 2005 guidelines. In view of this, this Authority vide its Order dated 13 February 2015 had closed the COPT proposal dated 3 November 2014 filed under 2005 guidelines for general revision of its Scale of Rates. The COPT has been advised to file a revised proposal in accordance with the new Tariff policy of 2015 announced by the MOS.

5. As per Clause 1.5 of Tariff Policy, 2015, this Authority has formulated draft working guidelines and circulated to all Major Port Trusts for their comments. The draft working guidelines to operationalise the Tariff Policy, 2015 is to be firmed up in consultation with all Major Port Trusts. Further, the COPT is yet to file its proposal following new Tariff Policy, 2015. The proposal when received from the COPT will have to be processed following the new Tariff Policy, 2015.

6.1. In the meantime, the validity of the existing SOR of COPT has expired on 31 March 2015. This Authority, therefore, extends the validity of the existing SOR of COPT from the date of its expiry till 30 September 2015 or till the effective date of implementation of the revised Scale of Rates under new Tariff Policy, 2015, whichever is earlier.

6.2. The treatment of additional surplus, if any, accruing to COPT for the period beyond 1 April 2015 will be governed by the new Tariff Policy for Major Port Trusts, 2015.

(T.S. Balasubramanian)
Member (Finance)