

(Published in Part - III Section 4 of the Gazette of India, Extraordinary)
TARIFF AUTHORITY FOR MAJOR PORTS

G.No. 277

New Delhi,

04 July 2016

NOTIFICATION

In exercise of the powers conferred by Section 48 of the Major Port Trusts Act, 1963 (38 of 1963), the Tariff Authority for Major Ports hereby extends the validity of the existing tariff for the Central Warehousing Corporation at the Container Freight Station in the Kandla Port Trust as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No. TAMP/35/2010-CWC

The Central Warehousing Corporation

- - -

Applicant

QUORUM

- (i). Shri. T.S. Balasubramanian, Member (Finance)
- (ii). Shri. Rajat Sachar, Member (Economic)

ORDER

(Passed on this 21 day of June 2016)

This case relates to the extension of the validity of the existing Scale of Rates of the Central Warehousing Corporation (CWC) at the Container Freight Station in the Kandla Port Trust (KPT).

2. The existing Scale of Rates (SOR) of CWC was last approved by this Authority vide Order No.TAMP/35/2010-CWC dated 06 January 2012 which was notified in the Gazette of India on 01 March 2012. The Order prescribed the validity of the SOR till 31 March 2014. This Authority has extended the validity of the existing SOR of the CWC initially till 30 June 2014 vide Order dated 4 April 2014. Subsequently this Authority based on the request made by the CWC had extended the validity of SOR of CWC on couple of occasions and the last extension being till 31 March 2016 vide Order dated 10 November 2015.

3.1. While extending the validity of its existing SOR vide Order dated 10 November 2015, this Authority had granted time till 31 December 2015 to the CWC to file its proposal for revision of its SOR. The CWC has not filed the proposal for revision of its SOR so far.

3.2. However, the CWC, vide its letter dated 18 May 2016, has stated that the KPT has appointed Container Terminal Operator (CTO) at Container Terminal but commencement of operations will take some further 3 – 4 months i.e. there will be no IMPEX traffic till atleast June 2016 resulting virtually nil business at CWC-CFS Kandla Port. The CWC has further stated that they have appointed H & T contractor at CWC-CFS-KPT and proposal for tariff revision is being finalized and after obtaining approval from their corporate Office, the same will be submitted to this Authority. In view of this position, the CWC has requested this Authority to allow it to continue to charge at the existing rates for a further period of 6 months i.e., upto 30 September 2016 and has also requested to grant time upto 30 June 2016 to file its proposal.

4.1. From the submissions made by the CWC, there does not appear to be any change in the position relating to IMPEX container traffic then prevailing at the KPT while extending the Scale of Rates of CWC vide Order dated 10 November 2015 and now. In view of the extraordinary situation prevailing at the KPT, as brought out by the CWC in its letter dated 18 May 2016, this Authority extends the validity of the existing SOR of the CWC from the date of its expiry till 30 September 2016 or the effective date of implementation of the revised SOR, whichever is earlier.

4.2. In view of the submission made by the CWC and recognizing that by the time the Order is notified it will be around end of June 2016, this Authority also grants time till 31 July 2016 to CWC to file its proposal for revision of its SOR.

5. If any additional surplus over and above the admissible cost and permissible return emerges for the period post 1 April 2014, during the review of its performance, such additional surplus will be set off fully in the tariff to be determined.

(T.S. Balasubramanian)
Member (Finance)