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TARIFF AUTHORITY FOR MAJOR PORTS

G.No.50

New Delhi,

10 February 2015

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 services rendered by 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

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Applicant

QUORUM

- (i). Shri. T.S. Balasubramanian, Member (Finance)
- (ii). Shri. Chandra Bhan Singh, Member (Economic)

ORDER

(Passed on this 2nd day of January 2015)

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

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 prescribes 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. In view of the extraordinary situation then prevailing at the KPT, this Authority, for the reasons mentioned in the Order dated 4 July 2014, has extended the validity of the existing SOR of the CWC till 31 December 2014.

3. While extending the validity of its existing SOR vide Order dated 4 July 2014, this Authority had advised the CWC to file its proposal for revision of its SOR. The CWC has not filed its proposal for revision its SOR so far.

4.1. The CWC, vide its letter dated 12 December 2014, has stated that the position as intimated earlier vide its letter dated 12 February 2014 and 16 June 2014, still prevails i.e. presently there is no Container Terminal Operator at KPT and hence no IMPEX vessel is reporting at KPT resulting virtually nil business at CWC-CFS at Kandla Port. Without any IMPEX container traffic at port, the tariff proposal will not be justifiable. The KPT has floated EOI for appointment of Container Terminal Operator which is under process. But the finalization of the same may take time possibly three-four months i.e. there will be no / very less container business at KPT/CWC-CFS Kandla Port during the said period / upto March 2015. In view of that the CWC has requested time upto 31 March 2015 to file its proposal. Simultaneously, it has also requested to allow to continue the existing tariff beyond 31 December 2014 till revised tariff is approved by the Authority.

4.2. From the submissions of 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 and allowing it to file its proposal by 31 December 2014 vide Order dated 4 April 2014 and now. In view of the extraordinary situation prevailing at the KPT, as brought out by the CWC in its letter dated 12 December 2014, this Authority grants time till 31 March 2015 to CWC to file its proposal for revision of its SOR.

4.3. Since the extended validity of the existing SOR of the CWC has expired on 31 December 2014 and as the proposal for revision of its SOR is still to be received, this Authority extends the validity of the existing SOR of the CWC from the date of its expiry till 31 March 2015 or the effective date of implementation of the revised SOR, whichever is earlier.

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)