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Tariff Authority for Major Ports

G No. 47

New Delhi,

10 February 2014

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 at Jawaharlal Nehru Port Trust as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No.TAMP/53/2007-JNPT

QUORUM

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

ORDER

(Passed on this 10th day of January 2014)

This relates to the extension of the validity of the existing Scale of Rates of the Jawaharlal Nehru Port Trust (JNPT).

2. The existing Scale of Rates (SOR) of the JNPT was last approved by this Authority vide Order No.TAMP/53/2007-JNPT dated 18 February 2011 which was notified in the Gazette of India on 24 March 2011. The Order prescribes the validity of the SOR till 31 March 2013. This Authority has extended the validity of SOR of JNPT twice. This Authority has last extended the validity of the existing SOR of JNPT till 31 December 2013 vide its Order dated 29 October 2013.

3. The proposal filed by the JNPT vide its letter dated 5 October 2012 and 19 December 2012 for general revision of its Scale of Rates is taken on consultation with the concerned port users/user organisations. Joint hearing in this case was held on 30 August 2013. As agreed at the joint hearing, the JNPT has furnished its reply vide its letter dated 12 September 2013, 20 September 2013 and 25 September 2013 to the queries raised vide our letter dated 4 June 2013. Further, the JNPT vide its letter dated 23 December 2013 has proposed some modifications/additions in its draft Scale of Rates. The response of the JNPT through its various letters and the further modifications proposed in the draft SOR is under scrutiny and it will take some more time for the case to mature for consideration of the Authority.

4. In the meantime, the Government in Ministry of Shipping (MOS) has extended the validity of Tariff Guidelines, 2005 till 31 March 2014 or until further orders. As advised by the MOS, this Authority has extended the validity of Tariff Guidelines, 2005 vide its Order No. TAMP/21/2009-WS dated 20 December 2013 which is notified in the Gazette of India on 26 December 2013 vide G. No. 340.

5. Since the validity of the existing SOR expired on 31 December 2013 and recognizing that it will take some more time for the case to mature for final consideration and also recognising that the validity of the Tariff Guidelines, 2005 is extended till 31 March 2014, this Authority extends the validity of the existing SOR of the JNPT from the date of its expiry till 31 March 2014 or till the effective date of implementation of the revised Scale of Rates, whichever is earlier.

6. If any additional surplus over and above the admissible cost and permissible return emerges for the period post 1 April 2013, 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)