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Tariff Authority for Major Ports

G No. 26

New Delhi,

8 February 2012

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 disposes of the proposal received from the Mormugao Port Trust for fixation of rate for 84 tonnes Mobile Harbour Crane as in the Order appended hereto.

(Rani Jadhav)
Chairperson

Tariff Authority for Major Ports
Case No. TAMP/53/2011 - MOPT

Mormugao Port Trust

Applicant

ORDER

(Passed on this 19th day of January 2012)

This case relates to a proposal dated 20 October 2011 filed by the Mormugao Port Trust (MOPT) for fixation of rate for 84 tonnes Mobile Harbour Crane.

2.1. The main points made by MOPT in its proposal are summarized below:

- (i). The port has decided to grant licence for operation of Mobile Harbour Crane (MHC) at Berth No.10 and 11 for handling dry bulk, break bulk, other cargoes. As such, the port envisages increase in the throughput and improvement in the productivity by enhancing the average berth day output.
- (ii). Clause 7.2. of the tariff guidelines of March 2005 stipulates that in cases where authorization arrangement granted by the port trust under section 42(3) is other than by way of a BOT concession agreement, ceiling rates will be prescribed for such services to be applied commonly at the concerned port without reference to the individual service provider based on the proposal to be initiated by the concerned major port trust.

2.2. In this backdrop, the MOPT has filed the subject proposal which has reportedly adopted the method followed for fixation of tariff for Mobile Harbour Crane at Paradip Port Trust (PPT) and New Mangalore Port Trust (NMPT). The port has proposed the base tariff for dry bulk, break-bulk and others at ₹29 per tonne, ₹60 per tonne and ₹96 per tonne respectively which was linked to crane performance.

3. In accordance with the consultation process prescribed, the proposal of the MOPT was circulated to the concerned users/ user organisations and prospective users seeking their comments. The comments received from the users/ user organisations were forwarded to the MOPT as feedback information. The MOPT has not furnished its remarks on the comments of users/ user organizations.

4. Based on a preliminary scrutiny of the proposal, the MOPT was requested to furnish additional information/ clarifications vide our letter dated 25 November 2011. The MOPT vide its letter dated 16 December 2011 has furnished its reply.

5. Joint hearing in this case was scheduled on 19 January 2012 at the MOPT premises. The MOPT, however, vide its email dated 17 January 2012 conveyed that its decision of having MHC on PPP basis has been reviewed. It has now decided to own the MHC by availing financial assistance. In view of that the MOPT has requested to cancel the hearing scheduled on 19 January 2012.

6. The port has now decided to own the MHC by availing the financial assistance instead of having it on PPP basis. The revised proposal (to be) filed will, therefore, be different from the subject proposal. Revised proposal when received will, therefore, involve fresh consultation with the users and fresh examination.

7. In the result, and based on a collective application of mind, this Authority decides to close the proceedings initiated based on the proposal dated 20 October 2011 filed by the MOPT as withdrawn. The revised proposal when received from the port will be processed afresh.

(Rani Jadhav)
Chairperson