

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

G No. 115

New Delhi, 1 May 2012

NOTIFICATION

In exercise of the powers conferred under Section 48 of the Major Port Trusts Act, 1963 (38 of 1963), the Tariff Authority for Major Ports hereby extends the validity of interim tariff arrangement for levy of cargo management charges for the services rendered by MbPT at its CFS as in the Order appended hereto.

(Rani Jadhav)
Chairperson

Tariff Authority for Major Ports
No. TAMP/17/2011-ICTPL

Mumbai Port Trust

Applicant

ORDER

(Passed on this 9th day of April 2012)

This case relates to extension of the existing interim tariff arrangement for levy of charges for cargo management services rendered by MbPT at its CFS.

2. This Authority in its Order No.TAMP/17/2011-ICTPL dated 29 June 2011, has, inter-alia, approved the charges for cargo management services provided by MbPT at its CFS, as an interim arrangement, for a period of six months from the date of notification of the Order, by amending the relevant provisions of the existing Scale of Rates of MbPT. Simultaneously the MbPT was advised to come up with a well analysed proposal for levy of separate cargo management charges for the services provided by the port at its CFS, duly justified by cost details, within a period of three months from the date of notification of the Order. The interim tariff arrangement approved by this Authority vide Order No.TAMP/17/2011-ICTPL dated 29 June 2011 was valid till 10 January 2012. At the request of MbPT, this Authority vide Order dated 27 January 2012 extended the interim tariff approved vide Order dated 29 June 2011 for a period of 3 months, i.e. up to 10 April 2012.

3. The MbPT, after reminders, filed its proposal for levy of separate cargo management charges for the services provided by the port at its CFS on 23 February 2012 which is registered as a case and taken on consultation.

4. In the meantime, the MbPT has sought further extension of time for the interim tariff upto 29 June 2012.

5. Since the validity of the interim tariff arrangement is expiring on 10 April 2012 and also recognizing the position that the proposal filed by the MbPT in this regard is under the proceedings of this Authority, it is necessary to extend the validity of the existing arrangement beyond that date. Therefore, this Authority extends the validity of the existing Clauses 7(a) to (d) of Section 5H, Chapter-V of the Scale of Rates of MbPT till 29 June 2012 or till the effective date of implementation of the Order to be passed by this Authority on the proposal filed by MbPT, whichever is earlier. Consequently the existing Clause 7(e) of Section 5H, Chapter-V of the Scale of Rates of MbPT is replaced with the following:

“7(e) The provisions at 7(a) to (d) above shall be valid till 29 June 2012 or till the effective date of implementation of the Order to be passed by this Authority on the proposal filed by the MbPT, whichever is earlier, unless specifically extended by this Authority.”

6. The extension of the validity of the interim tariff beyond 10 January 2012 as stated above is subject to the condition that if the rates to be approved by this Authority based on the proposal filed by the MbPT in this regard is lower than the existing interim rates, the MbPT shall refund the difference, being the excess amount collected by it for the period commencing from 11 January 2012, till the effective date of implementation of the revised rates to be fixed, to the concerned parties.

(Rani Jadhav)
Chairperson