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TARIFF AUTHORITY FOR MAJOR PORTS

G.No. 139

New Delhi,
NOTIFICATION

03 April 2018

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 100 Tonne capacity Harbour Mobile Crane (HMC) installed by private operators at Paradip Port Trust (PPT), as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No. TAMP/30/2014-PPT

Paradip Port Trust

QUORUM

Applicant

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

ORDER

(Passed on this 19th day of March 2018)

This case deals with the extension of the validity of the existing tariff for 100 Ton capacity Harbour Mobile Crane (HMC) installed by private operators at Paradip Port Trust (PPT).

2. Based on a proposal filed by the PPT, this Authority vide its Order no. TAMP/30/2014-PPT dated 28 November 2014 has fixed ceiling tariff for the use of HMC at the PPT, for common application, without reference to any particular service provider. This Order was notified in the Gazette of India on 5 January 2015 and had come into effect after expiry of 30 days from the date of notification of the Order i.e. 4 February 2015 and is valid for a period of three years i.e. upto 3 February 2018.

3. In this backdrop, the PPT vide its letter no. EMWS/TECH/04/(PT-I)/365 dated 13/15 February 2018 has submitted as follows:

- (i). At present PPT has granted License to 8 nos. of HMC Operators having different capacities i.e. 80 tonnes and 100 tonnes. Out of 8 nos., 7 nos. of HMCs are of 100 tonne capacity and 1 no. of HMC is of 80 tonne capacity.
- (ii). The validity of the tariff for 100 tonne capacity HMC installed by private operators and operating at PPT, which has been fixed by TAMP vide Gazette notification no. 07 dated 05 January 2015, has expired.
- (iii). Preparation of fresh proposal for revision of tariff of 100 tonne capacity HMC is under process and will be finalised soon. In the meanwhile, it is requested to extend the validity of the existing tariff of 100 tonne capacity HMC upto 03 August 2018 or till effective date of implementation of new tariff fixed for 100 tonne capacity HMC, whichever is earlier.
- (iv). Further, TAMP has also fixed tariff for 80 tonne HMC installed by CREW at PPT vide Order no. TAMP/54/2007-PPT dated 24 July 2015. The License period of 80 tonne HMC installed by CREW will expire on 25 February 2019 and the said contract was finalised as per the highest revenue sharing i.e. ₹ 32.60 per MT. Hence, under this circumstances, it is requested to extend the validity of the 80 tonne capacity HMC upto 25 February 2019 i.e. upto the expiry date of Licence Agreement, since revision of tariff for 80 tonne HMC for a period of 1 year may not be feasible.

4.1. With regard to the submission made by PPT, as brought out at para no. 3 (i), (ii) and (iii) above, it is relevant here to mention that the validity of the existing tariff for 100 Ton capacity HMC installed by private operators at PPT has already expired on 3 February 2018. Considering the time required for processing the proposal to be filed by the PPT, it is felt appropriate to extend the validity of the existing SOR beyond 3 February 2018. The PPT has, however, not indicated the time by which it would submit its proposal.

4.2. In the result, and for the reasons given above, and based on a collective application of mind, this Authority extends the validity of the existing tariff for 100 Ton capacity HMC installed by private operators at PPT upto 3 August 2018 or till the effective date of implementation of new tariff to be fixed for 100 tonne capacity HMC based on the proposal to be filed by PPT, whichever is earlier. The PPT is advised to submit its proposal by 30 April 2018.

5. Further, with regard to the submission made by PPT as brought out at para no. 3(iv) above, it is relevant here to mention that vide the Order no. TAMP/54/2007-PPT dated 2 July 2015 passed by this Authority, in compliance of the directions of the Hon'ble High Court of Orissa, tariff was fixed for the 140 tonne HMC installed by Jindal Steel & Power Ltd. (JSPL) and 100 tonne HMC installed by Chennai Radha Engineering Works Pvt. Ltd. (CREW), for the period from 23 January 2010 to 22 January 2013 (as covered by the initial Order no. TAMP/54/2007-PPT dated 30 December 2009). When no tariff has been fixed for an 80 tonne HMC installed by CREW, the question of extending its validity for a period of 1 year as requested by PPT, does not arise.

(T.S. Balasubramanian)
Member (Finance)