

(Published in Part - III Section 4 of the Gazette of India, Extraordinary)

TARIFF AUTHORITY FOR MAJOR PORTS

G No.51

New Delhi,

10 February 2014

NOTIFICATION

In exercise of the powers conferred under 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 Scale of Rates at the Paradip Port Trust as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No.TAMP/62/2009-PPT

The Paradip Port Trust

- - -

Applicant

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 Paradip Port Trust (PPT).

2. The existing Scale of Rates (SOR) of the PPT was last approved by this Authority vide Order No.TAMP/62/2009-PPT dated 25 March 2011 which was notified in the Gazette of India on 23 May 2011. The Order prescribes the validity of the SOR till 31 March 2013.

3. The PPT has filed its proposal for revision of the existing SOR on 27 August 2012 which was registered as tariff case and taken on consultation. The proposal has been internally scrutinized and joint hearing in this case was held on 25 February 2013.

4.1. When the case was being firmed up for final consideration of this Authority, the PPT vide its communication dated 30 October 2013 has submitted that as the financial year 2012-13 is already over and the actual figures for the year 2012-13 are available which may have to be considered since the cargo mix estimated to be handled has undergone change and the oil cargo has increased substantially. Moreover, due to severe cyclone on 12 October 2013, port has suffered damages to its properties which is estimated to be ₹82.71 crores. The PPT has requested Government of India for a grant to restore the damages caused. But, if the request is not considered, the PPT will have to meet the restoration cost from its internal resources which will affect its internal resources.

4.2. In view of the above position, the PPT has sought three months' time to submit a revised proposal for general revision of its SOR and has requested for continuation of levy of tariff as per existing SOR.

5. 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.

6. Recognizing that the PPT has proposed to revise its earlier proposal for the reasons cited by the port and keeping in view that some more time will be required for the case to mature for final consideration after receipt of the revised proposal (to be) filed by the PPT and also recognizing that the validity of the Tariff Guidelines, 2005 is extended till March 2014, this Authority extends the validity of the existing SOR of the PPT 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.

7. If any additional surplus over and above the admissible cost and permissible return accrues to the PPT post 1 April 2013, during the review of its performance, such additional surplus will be fully adjusted in the tariff to be fixed for the next cycle.

8. The PPT is directed to file its revised proposal for general revision of its existing SOR by 31 January 2014, as agreed by the Port.

(T.S. Balasubramanian)
Member (Finance)