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TARIFF AUTHORITY FOR MAJOR PORTS

G No. 46

New Delhi,

10 February 2014

NOTIFICATION

In exercise of the powers conferred by Section 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 Kolkata Port Trust as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No.TAMP/6/2010-KOPT

The Kolkata Port Trust

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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 case relates to the extension of the validity of the existing Scale of Rates of the Kolkata Port Trust (KOPT).

2. The existing Scale of Rates of KOPT was last approved by this Authority vide Order No. TAMP/6/2010-KOPT dated 29 November 2010 which was notified in the Gazette of India on 15 February 2011. The Order prescribes the validity of the SOR till 31 March 2013. This Authority has extended the validity of SOR of KOPT twice. This Authority has last extended the validity of the existing SOR of KOPT till 31 December 2013 vide its Order dated 29 October 2013.

3. The proposal filed by the KOPT vide its letter dated 30 January 2013 was taken on consultation with the concerned users/ user association. The additional information / clarification sought from the KOPT vide our letter dated 22 May 2013 has been furnished by the port vide its letter dated 14 August 2013 and 20 August 2013. The proposal of KOPT and replies furnished by the port are being examined and it will take time for the case to mature for consideration of this Authority.

4. In the meantime, the KOPT vide its letter dated 3 January 2014 has stated that as the joint hearing is over and as the requisite clarifications have been furnished, that Authority may extend the existing SOR till issuance of the final order.

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. The validity of the existing SOR expired on 31 December 2013. Recognizing that it will take time for finalization of the case 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 KOPT including 4% surcharge for the reasons recorded in Order dated 9 May 2013 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 KOPT 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.

(T.S. Balasubramanian)
Member (Finance)