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TARIFF AUTHORITY FOR MAJOR PORTS

G No.55

New Delhi,

10 February 2014

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 the existing Scale of Rates at the International Seaports (Haldia) Private Limited as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No. TAMP/8/2009-ISHPL

International Seaports (Haldia) Private Limited

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 (SOR) of International Seaports (Haldia) Private Limited (ISHPL).

2. The existing SOR of ISHPL was last approved by this Authority vide Order dated 19 January 2011 which is notified in the Gazette of India on 6 April 2011. The Order prescribes the validity of the SOR till 31 March 2013. This Authority has extended the validity of SOR of ISHPL twice. This Authority has last extended the validity of the existing SOR of ISHPL till 31 December 2013 vide its Order dated 29 October 2013.

3. The proposal filed by the ISHPL vide its letter dated 9 November 2012 for revision of SOR was taken on consultation with the concerned port users/user organisations. Joint hearing in this case was held on 07 August 2013. As agreed at the joint hearing, the additional information / clarifications sought from ISHPL vide our letter dated 30 May 2013 is received vide its letter dated 11 November 2013 alongwith its revised proposal. The revised proposal is circulated by ISHPL to the KOPT and users as agreed at the joint hearing. The comments of the KOPT and some of the users is still awaited. Further, the ISHPL, vide our letter dated 09 January 2014 has been requested to furnish the additional information / clarifications on a few points arising out of its revised proposal. The response of ISHPL in this regard is yet to be received.

4. In view of the above position and recognizing the time required to examine the information / clarifications when furnished by ISHPL, KOPT and users, it will take time for the case to mature for consideration of this Authority.

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. Since the extended validity of the existing SOR expired on 31 December 2013 and considering the time required for this case to mature for final consideration and recognising that the validity of Tariff Guidelines, 2005 is extended till 31 March 2014, this Authority extends the validity of the existing SOR of the ISHPL till 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 emerges for the period post 1 April 2013, during the review of its performance, such additional surplus will be set off fully in the tariff to be determined.

(T.S. Balasubramanian)
Member (Finance)