

(Published in Part - III Section 4 of the Gazette of India, Extraordinary)
Tariff Authority for Major Ports

G.No. 155

New Delhi,

12 April 2021

NOTIFICATION

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 disposes of the request received from the Deendayal Port Trust (DPT) for amendment to a note as regards rebate in vessel related charges to Container vessels prescribed in its existing Scale of Rates approved vide Order No. TAMP/28/2019-DPT dated 10 October 2019 as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No. TAMP/28/2019-DPT

Deendayal Port Trust

- - -

Applicant

QUORUM:

- (i). Shri. T.S. Balasubramanian, Member (Finance)
- (ii). Shri. Sunil Kumar Singh, Member (Economic)

ORDER

(Passed on this 16th day of March 2021)

This case relates to a request received from Deendayal Port Trust (DPT) vide its letter dated 19 January 2021 for approval of amendment to note no.11 under Schedule 1 for Port dues, note no.23 after Schedule 2.2. Miscellaneous Pilotage fees and note no.9 after Schedule 3.1.B relating to Berth Hire charges as regards rebate in vessel related charges to Container vessels prescribed as proposed by the DPT in its existing Scale of Rates approved vide Order No.TAMP/28/2019-DPT dated 10 October 2019.

2. This Authority has passed an Order No.TAMP/28/2019-DPT dated 10 October 2019 approving the revised Scale of Rates and Performance Standards on the proposal received from the DPT for general revision of its Scale of Rates (SOR). The revised SOR was notified in the Gazette of India on 30 October 2019 vide Gazette No.377. Subsequently, a speaking Order was notified vide Gazette No.441 dated 02 December 2019. The revised SOR notified by this Authority came into effect after expiry of 30 days from the date of notification of the SOR in the Gazette of India and shall be in force for a period of 3 years from the date the revised SOR came into effect i.e. till 28 November 2022.

3. Each of the note no.11 under Schedule 1 for Port dues, note no.23 after Schedule 2.2. Miscellaneous Pilotage fees and note no.9 after Schedule 3.1.B relating to Berth Hire charges prescribed in the existing SOR of DPT as proposed by the port is uniform as follows:

“ Following rebates to Container vessels shall be granted till 31.12.2020.

(i)	Foreign Vessels	Container	Upto 40000 GRT	50%
(ii)	Foreign Vessels	Container	40001 to 65000 GRT	75%
(iii)	Foreign Vessels	Container	65001 GRT onwards	80%
(iv)	Coastal Vessels	Container		40% on the prevailing charges of coastal vessels

”

4.1. With reference to the said notes, the DPT has, now, vide its letter dated 19 January 2021 requested to approve the rebate on Vessel Related Charges (VRC) to Container Vessels calling at DPT beyond prescribed period i.e. from 01 January 2021 upto 31 December 2021. The main submissions made by the DPT are summarized below:

- (i). The Authority has approved the note as proposed by the DPT relating to rebate in Port dues, Pilotage fees and Berth hire explicitly in the proposed Scale of Rates of DPT till 31 December 2020 since the impact on the Revenue estimate was captured by the DPT.
- (ii). The Board of Trustees, vide Board Resolution No.96 in its meeting held on 16 December 2020 has resolved to extend the rebate on Vessels Related Charges to Container vessels calling at DPT for one more year from 01.01.2021 to 31.12.2021.

- (iii). In view of above, the DPT requests the Authority to consider and approve the following rebate on Vessels Related Charges to Container Vessels calling at DPT upto 31.12.2021 :

Following rebates to Container vessels shall be granted till 31.12.2021.

(i).	Foreign Container Vessels	Upto 40,000 GRT	50%
(ii).	Foreign Container Vessels	40,001 to 65,000 GRT	75%
(iii).	Foreign Container Vessels	65,001 GRT onwards	80%
(iv).	Coastal Container Vessels		40% on the prevailing charges of Coastal Vessels.

4.2. Thus, in short, the proposal of the port is to amend the existing notes prescribed under Schedule of Port dues, Pilotage fees and Berth hire charges as regards the rebate on Vessel Related Charges to Container vessels calling at DPT which is applicable upto 31 December 2020 for a period of one more year from 01 January 2021 upto 31 December 2021 based on the approval of Board of Trustees of DPT vide resolution dated 16 December 2020. Since the proposal is already approved by its Board in December 2020 and is intended to attract more Container traffic at DPT as per the Board resolution, the proposal of the DPT of extending the existing rebate in Vessel related charges to container vessels is approved from 01 January 2021 to 31 December 2021.

5.1. In the result, and for the reasons given above, and based on a collective application of mind, each of the existing notes viz., note no.11 under Schedule 1. Port dues, Note no.23 after Schedule 2.2. for Miscellaneous Pilotage fees and note no.9 after Schedule 3.1.B for Berth hire charges in the existing SOR of DPT is amended as follows as proposed by the DPT:

“Following rebates to Container vessels shall be granted till 31.12.2021.

(i).	Foreign Container Vessels	Upto 40,000 GRT	50%
(ii).	Foreign Container Vessels	40,001 to 65,000 GRT	75%
(iii).	Foreign Container Vessels	65,001 GRT onwards	80%
(iv).	Coastal Container Vessels		40% on the prevailing charges of Coastal Vessels.

5.2. The amendments in the said notes in the existing SOR of DPT approved by this Authority will come into effect from 01 January 2021 and shall remain valid till 31 December 2021 in line with the approval of the Board of trustees of DPT.

5.3. The DPT is directed to amend the existing SOR accordingly.

(T.S. Balasubramanian)
Member (Finance)