

(Published in Part - III Section 4 of the Gazette of India, Extraordinary)
TARIFF AUTHORITY FOR MAJOR PORTS

G No. 305

New Delhi,

3 November 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 existing Scale of Rates of the Kandla Port Trust as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No.TAMP/61/2009-KPT

QUORUM

- (i). Shri. T.S. Balasubramanian, Member (Finance)
- (ii). Shri. Chandra Bhan Singh, Member (Economic)

ORDER

(Passed on this 30th day of September 2014)

This Order relates to the extension of the validity of the existing Scale of Rates of the Kandla Port Trust (KPT).

2. The existing Scale of Rates (SOR) of the KPT was last approved by this Authority vide Order No. TAMP/61/2009-KPT dated 18 January 2011 which was notified in the Gazette of India on 22 February 2011. The Order prescribed the validity of the SOR till 31 March 2013. This Authority has extended the validity of SOR of KPT on couple of occasions; the last being till 30 September 2014 vide Order dated 4 July 2014.

3.1. The KPT had earlier filed a proposal for revision of its SOR vide its letter dated 3 January 2013 which was registered as tariff case in January 2013 and taken on consultation with relevant stakeholders. The KPT had then vide its letter dated 17 August 2013 agreed to file a revised proposal. But, despite follow up, the port had not filed its revised proposal. The KPT vide its letter dated 14 March 2014 had made a request to keep its proposal in abeyance without indicating timeframe. Since the proposal dated 3 January 2013 filed by KPT for revision of its SOR was registered as a tariff case and was pending for more than one and half year for want of a revised proposal from KPT, this Authority vide its Order No. TAMP/73/2012-KPT dated 4 July 2014 had decided to close case for want of revised proposal from the KPT and also advised the KPT to file fresh proposal for general revision of its SOR based on 2013-14 actuals latest by 31 August 2014 which would be treated afresh.

3.2. In this context, the KPT has recently filed its proposal dated 2 September 2014 which is taken on consultation with relevant stakeholders for their comments. The proposal will have to be internally scrutinized. Joint hearing as part of the consultation process is also to be set up.

4.1. In the meantime, the extended validity of the existing SOR of KPT expired on 30 September 2014. Considering the present status of the proposal as brought out in para 3.2 above, it will take time for the case to mature for final consideration of this Authority. This Authority, therefore, extends the validity of the existing SOR of KPT from the date of its expiry till 31 December 2014 or till the effective date of implementation of the revised Scale of Rates, whichever is earlier.

4.2. 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)