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TARIFF AUTHORITY FOR MAJOR PORTS

G. No. 142

New Delhi,

19 May 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 4th day of April 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 prescribes the validity of the SOR till 31 March 2013. This Authority has extended the validity of SOR of KPT on couple of occasions. This Authority has last extended the validity of the existing SOR of KPT till 31 March 2014 vide its Order dated 10 January 2014.

3.1. The proposal filed by the KPT vide its letter dated 3 January 2013 for revision of SOR has been taken on consultation with stakeholders. A detailed questionnaire has been issued to the port on 17 April 2013 seeking additional information / clarification. The KPT vide its letter dated 7 August 2013 has submitted that it is updating the cost statements based on Annual Accounts for the year 2012-13 and it will take time for obtaining consent of the trade and approval of its Board.

3.2. The KPT vide its letter dated 26 November 2013, *inter alia*, stated that the port is placing the revised final general revision proposal before its Board and vide its letter dated 23 December 2013 has submitted that the proposal is being discussed with the trade to arrive at consensus before finalization. In view of that the port has requested to allow it to continue to collect the rates at the existing rate till the revised rates are approved by TAMP.

4. The revised updated proposal when received from KPT may, if necessary, involve further consultation with stakeholders, and may also require further scrutiny of the revised proposal. The joint hearing scheduled earlier in June 2013 and canceled at the request of KPT has to be scheduled again. In view of the above position, it will take time for the case to mature for consideration of this Authority on receipt of the revised proposal from KPT.

5. Recognising the time required for the case to mature for consideration of this Authority after receipt of the revised updated proposal from KPT, this Authority extends the validity of the existing SOR of the KPT from the date of its expiry till 30 June 2014 or till the effective date of implementation of the revised Scale of Rates, whichever is earlier.

6. 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)