(Published in Part - III Section 4 of the Gazette of India, Extraordinary)

TARIFF AUTHORITY FOR MAJOR PORTS

G No. 143 **New Delhi, 20 May 2013**

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 Scale of Rates at the Kandla Port Trust as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports

No. TAMP/61/2009 – KPT

The Kandla Port Trust ---- Applicant

QUORUM

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

O R D E R

(Passed on this 9th day of May 2013)

This 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.

3. As per the Order No. TAMP/23/2003-WS dated 30 September 2008 passed by this Authority for clarifying / refining certain areas of the existing approach/practice followed in tariff setting exercise, the major port trusts and private terminal operators have to file their tariff revision proposal by 30 June of the financial year in which the tariff revision falls due. Accordingly, the KPT had to file its proposal by 30 June 2012.

In view of that the port was advised vide our letter dated 7 May 2012 to file its proposal by 30 June 2012. Later, at the request of the KPT, this Authority extended from time to time the date for filing of its proposal for general revision of the SOR. Subsequently, the KPT has filed its proposal vide its letter dated 3 January 2013 for revision of SOR.

4. The proposal filed by the KPT vide its letter dated 3 January 2013 for revision of SOR is taken on consultation with the concerned port users/user organisations. Based on preliminary scrutiny of the proposal, a detailed questionnaire has been sent to KPT seeking additional information/clarifications on various points. Reply from the KPT is awaited. Joint hearing in this case is to be set up. It may take some more time for the case to mature for final consideration of this Authority.

5. Since the validity of the existing SOR expired on 31 March 2013 and recognising the time required for finalising the case, this Authority extends the validity of the existing SOR of the KPT till 30 September 2013 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)