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TARIFF AUTHORITY FOR MAJOR PORTS

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GNo. 154

New Delhi,

22 August 2009

NOTIFICATION

In exercise of the powers conferred by Section 49 of the Major Port Trusts Act, 1963 (38 of 1963), the Tariff Authority for Major Ports hereby extends the validity of lease rentals of the Gandhidham Township Lands allotted by the Kandla Port Trust (KPT) as in the Order appended hereto.

(Brahm Dutt)
Chairman

Tariff Authority for Major Ports
Case No. TAMP/9/2006 – KPT

Kandla Port Trust (KPT)

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Applicant

• **ORDER**

(Passed on this 28th day of July 2009)

The lease rentals of the Gandhidham Township lands allotted by the Kandla Port Trust (KPT) were revised provisionally by this Authority on 22 April 2008. The said Order was notified in the Gazette of India on 16 June 2008 vide Gazette No.100. The lease rentals approved by this Authority were implementable with retrospective effect from 1 January 2004 with a validity period of five years, i.e. upto 31 December 2008.

2. The KPT by its letter dated 13 March 2009 requested this Authority to extend the validity of the Order passed on 22 April 2008 by six months stating that it has already initiated the revision of lease rentals of the Gandhidham Township Land. At the meeting held on 27 March 2009, this Authority considered the Port's request and extended the validity of the existing lease rentals till 30 June 2009.

3. KPT by its letter dated 2 July 2009 has informed that for ascertaining the value of land situated at Kandla and Gandhidham, a land valuer is being appointed and he is expected to complete the work within six months. To file a suitable proposal containing sector wise rates, KPT has requested this Authority to extend the validity of the existing lease rental for a further period of four months i.e. upto 31 October 2009.

4. Since the validity of the existing lease rentals for lands allotted by KPT expired on 30 June 2009, it is necessary to extend the validity of the existing lease rentals beyond that date. The guidelines issued by the Government on land policy of major ports stipulates that the lease rentals shall be escalated by 2% per annum till they are revised by the Competent Authority. The Order approved by this Authority in April 2008 also prescribes this condition in terms with the Government guidelines. The existing Schedule of lease rentals already provide for an annual escalation of 2% in the lease rentals till the rates are revised by this Authority.

5. In the result, and for the reasons given above, and based on a collective application of mind, this Authority extends the validity of the existing lease rentals for land allotted by the Kandla Port Trust from 1 July 2009 for a further period of four months or till final disposal of the proposal (to be) filed by the KPT, whichever is earlier.

(Brahm Dutt)
Chairman