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TARIFF AUTHORITY FOR MAJOR PORTS

G No. 67

New Delhi,

21 April 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.

(Arvind Kumar)
Member

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

Kandla Port Trust (KPT)

Applicant

• **ORDER**

(Passed on this 27 day of March 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 has 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.

3. Since the validity of the existing lease rentals for lands allotted by KPT expired on 31 December 2008, it is necessary to extend the validity of the existing lease rentals beyond that date. The guidelines issued by the Government in February / March 2004 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.

4. 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 January 2009 for a period of six months or date of effect of notification of the revised lease rentals on the tariff proposal (to be) filed by the KPT, whichever is earlier. The KPT is advised to file its proposal for revision of lease rentals within 30 days from the date of the notification of this Authority's Order in the Gazette of India.

(Arvind Kumar)
Member