No. 126  New Delhi, the 14th September 2000

TARIFF AUTHORITY FOR MAJOR PORTS

NOTIFICATION

In exercise of the powers conferred under Section 49 B of the Major Port Trusts Act, 1963 (38 of 1963), the Tariff Authority for Major Ports hereby amends the Scale of Rates of the Jawaharlal Nehru Port Trust, as in the Order appended hereto.

( S. Sathyam, Chairman )

Case No. TAMP/73/2000-JNPT

The Jawaharlal Nehru Port Trust (JNPT) ... Applicant

ORDER

(Passed on this 31st day of August 2000)

This case relates to a proposal of the Jawaharlal Nehru Port Trust (JNPT) to amend its Scale of Rates by inclusion of a clause relating to the port dues collected on behalf of the Mumbai Port Trust (MBPT) from the ships calling at the JN Port for using the MBPT channel.

2. In its proposal, the JNPT has stated that, according to an agreement with the MBPT signed on 23 August 1989 relating to the use of the MBPT channel by ships calling at the JNPT, it is required to collect the applicable port dues of the MBPT. The JNPT has also stated that, due to non-inclusion of this provision in the JNPT Scale of Rates, port-users were facing difficulties in recovering the same from their Principals. Accordingly, the JNPT has proposed to include a condition in this regard in its Scale of Rates.

3. Based on the records available, and based on a collective application of mind, it is observed as follows:

   (i). The MBPT entitled to charge 50% of the Port Dues on vessels entering into its port limits and proceeding to JNPT for cargo operations in terms of Section 50 B of the MPT Act.

   (ii). This practice has been in vogue for nearly 11 years based on an agreement between the MBPT and the JNPT.

   (iii). The proposal of the JNPT is in deference to a request of users.

4. In the result and for the reasons given above, the Authority approves amendment to the Scale of Rates for the JNPT by inserting the clause given below after the existing Schedule of Port Dues:

   “ Apart from the Port Dues of the JNPT mentioned above, an additional charge will be made as per the MBPT Tariff, which is as follows:

<table>
<thead>
<tr>
<th>Vessels chargeable</th>
<th>Rate of Port Dues per GRT</th>
<th>Due how often chargeable in</th>
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<tr>
<th>Vessels chargeable</th>
<th>Rate of Port Dues per GRT</th>
<th>Due how often chargeable in</th>
</tr>
</thead>
<tbody>
<tr>
<td>respect of same vessels</td>
<td>½ of the Port Dues as per MBPT Tariff.</td>
<td>Once in the same month.</td>
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<td>A vessel which enters the Mumbai Port limits but does not discharge or take in any cargo or passenger from the MBPT (with the exception of such unshipment and re-shipment of cargo as may be necessary for purpose of repairs).</td>
<td>½ of the Port Dues as per MBPT Tariff.</td>
<td>Once in the same month.</td>
</tr>
</tbody>
</table>

( S. Sathyam, Chairman )