

(Published in Part - III Section 4 of the Gazette of India, Extraordinary)
TARIFF AUTHORITY FOR MAJOR PORTS

G.No.243

New Delhi,

11 July 2019

NOTIFICATION

In exercise of the powers conferred by Section 48 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 Bharat Petroleum Corporation Limited operating in the Jawaharlal Nehru Port Trust as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No. TAMP/46/2016-BPCL

The Bharat Petroleum Corporation Limited

- - -

Applicant

QUORUM

- (i). Shri. T.S. Balasubramanian, Member (Finance)
- (ii). Shri. Rajat Sachar, Member (Economic)

ORDER

(Passed on this 14 day of June 2019)

This case relates to the extension of the validity of the existing Scale of Rates of the Bharat Petroleum Corporation Limited (BPCL) operating the Liquid Cargo berth at the Jawaharlal Nehru Port Trust (JNPT).

2.1 The existing Scale of Rates (SOR) of BPCL was approved by this Authority vide Order No. TAMP/46/2016-BPCL dated 8 February 2017 under the Tariff Guidelines of 2005. This Order was notified in the Gazette of India on 06 March 2017 vide Gazette No. 94. The Order prescribed a tariff validity till 31 March 2019.

2.2 Further, based on the request of BPCL, this Authority vide its Order No. TAMP/46/2016- BPCL dated 25 February 2019 has extended the validity of the existing tariff of BPCL for a period of 3 months i.e. from 01 April 2019 to 30 June 2019.

3.1 In this backdrop, the BPCL vide its letter dated no. BPCL/JNP/OPS dated 12 June 2019 had requested this Authority to grant an extension of the existing Scale of Rates for a further period of 4 month i.e. upto 30 October 2019. The BPCL has also stated that, the new proposal would be submitted by or before 30 October 2019 on completion as per TAMP requirements as per the new Tariff Guidelines, 2019.

4.1 Since the validity of the existing tariff of BPCL will expire on 30 June 2019 and based on the request made by BPCL for the reasons cited by it and in order to avoid a vacuum in the tariff, it is felt appropriate to extend the validity of the existing tariff of BPCL beyond 30 June 2019.

4.2 As done in the last occasion, this Authority is inclined to extend the validity of the existing tariff of BPCL for a period of 3 months i.e. from 01 July 2019 to 30 September 2019, instead of 30 October 2019, as requested by BPCL.

4.3 With regard to submission of the proposal, considering that the validity has been extended upto 30 September 2019, the BPCL is advised to file its proposal for general revision of its tariff by 31 August 2019, instead of on or before 30 October 2019.

4.4 If any additional surplus over and above the admissible cost and permissible return emerges for the period post 01 April 2019, during the review of its performance, such additional surplus will be dealt with as per Clause 3.1.2. of the Tariff Guidelines, 2019 for determination of tariff for BOT operators operating in Major Port Trusts and previously governed by 2005 Tariff Guidelines issued by the Government and notified by this Authority in the Gazette of India.

(T.S. Balasubramanian)
Member (Finance)