

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

G.No. 91

New Delhi,

07 March 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 tariff towards levy of Mandatory User Charge (MUC) on containers for the Logistics Data Bank Service rendered by Delhi-Mumbai Industrial Corridor Development Corporation in the Scale of Rates of all the Major Port Trusts and BOT operators operating thereat, as in the Order appended hereto.

(T.S. Balasubramanian)
Member (Finance)

Tariff Authority for Major Ports
Case No. TAMP/46/2018-MUC

QUORUM

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

ORDER

(Passed on this 26th day of February, 2019)

This case deals with the extension of the validity of the existing tariff towards levy of Mandatory User Charge (MUC) on containers for the Logistics Data Bank (LDB) Service rendered by Delhi-Mumbai Industrial Corridor Development Corporation (DMICDC) in the Scale of Rates of all the Major Port Trusts and BOT operators operating thereat.

2.1. The existing levy approved by this Authority on container for the LDB service rendered by DMICDC is valid till 31 March 2019 vide Order No. TAMP/46/2018-MUC dated 08 June 2018 notified in the Gazette of India vide Gazette No. 248 dated 03 July 2018. The DMICDC vide its letter dated 14 January 2019 has filed a proposal for renewal of MUC of DMICDC's LDB services for the financial years 2019-20, 2020-21 and 2021-22. The case has been registered as a separate tariff case and has been taken on consultation with all the Major Port Trusts and all Private Container Terminals Operating thereat as per the procedure in vogue.

2.2. Considering the Pan-India consultation involved in the case in reference, joint hearing scheduled on the case at two different venues i.e. at the office of this Authority in Mumbai on 25 February 2019 and on 01 March 2019 at Chennai Port Trust.

3. In the meanwhile, the MOS vide its letter No. PD-14033/34/2017-PD.V dated 15 February 2019 has requested this Authority to take necessary action to renew the levy of MUC in consultation with all Major Ports so that the same may be notified before 31 March 2019.

4. The validity of the existing tariff of MUC is getting expired on 31 March 2019. Considering that the time required for analysing the submissions made by stakeholders and for the proposal to mature for final consideration of this Authority, it may not be possible for this Authority to pass an order notifying MUC charges based on the proposal filed by DMICDC, before 31 March 2019. In view of this position and in order to avoid a vacuum in the tariff, this Authority is inclined to extend the validity of the existing tariff towards levy of Mandatory User Charge (MUC) on containers for the Logistics Data Bank (LDB) Service rendered by Delhi-Mumbai Industrial Corridor Development Corporation (DMICDC) in the Scale of Rates of all the Major Port Trusts and BOT operators operating thereat.

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 tariff for levy of MUC for a period of three months beyond 31 March 2019 i.e. from 1 April 2019 to 30 June 2019 or till the effective date of implementation of new tariff to be fixed for levy of MUC based on the proposal filed by DMICDC, whichever is earlier.

(T.S. Balasubramanian)
Member (Finance)