

(Published in Part - III Section 4 of the Gazette of India, Extraordinary)

**TARIFF AUTHORITY FOR MAJOR PORTS**

G. No. : 48

New Delhi, 25 March 2006

**NOTIFICATION**

In exercise of the powers conferred by Section 48 of the Major Port Trust Act, 1963 (38 of 1963), the Tariff Authority for Major Ports hereby approves an interim arrangement for operations of Gateway Terminals India Private Limited at the Jawaharlal Nehru Port Trust, as in the Order appended hereto.

**( A.L. Bongirwar )**  
Chairman

**Tariff Authority for Major Ports**  
**Case No. TAMP/71/2005 - GTIPL**

Gateway Terminals India Private Limited     - - -

Applicant

**ORDER**

(Passed on this 14<sup>th</sup> day of March 2006)

The Gateway Terminals India Private Limited (GTIPL) has entered into a license agreement with Jawaharlal Nehru Port Trust (JNPT) on 10 August 2004 for redevelopment of JNPT's Bulk Terminal into a Container Terminal on BOT basis for a period of 30 years. The GTIPL has filed a proposal on 19 December 2005 before this Authority for fixation of its Scale of Rates. The tariff proposal filed by the GTIPL has been registered as a case and taken on consultation.

2. In the meanwhile, the GTIPL has proposed to levy the existing tariff prescribed in the Scale of Rates of JNPT. Since operation at the GTIPL terminal is proposed to commence on 15 March 2006, it has requested this Authority to approve the proposed tariff arrangement as an interim measure.

3. It may be relevant to mention here that the Scale of Rates of JNPT was fixed with reference to its cost of operation and investment made in the facilities which may not be relevant for the private operator. Admittedly, the GTIPL has filed its tariff proposal within the time limit prescribed in the revised tariff guidelines. However, the tariff proposal filed by GTIPL will take some more time to mature for notification of the Scale of Rates of GTIPL. Since the operation is reported to be commencing from 15 March 2006, this Authority approves adoption of the existing Scale of Rates of JNPT for container handling operations by GTIPL for its relevant operations as an interim measure for a maximum period of six months from 15 March 2006. The relevant conditionalities prescribed in the Scale of Rates of JNPT and the revised tariff guidelines notified on 31 March 2005 will apply in the case of GTIPL also during the operation of interim tariff.

4. Ordinarily, the rates approved by this Authority are implementable after allowing a lead-time. Since GTIPL will commence operations from 15 March 2006 and the tariff allowed is the existing tariff at JNPT, the lead-time for implementation of the approved rates is waived in this case. The interim tariff arrangement approved for GTIPL shall come into effect from 15 March 2006 and shall be valid for a period of six months or till the effective date of implementation of the Order (to be notified) disposing of the tariff proposal filed by GTIPL whichever is earlier.

**( A.L. Bongirwar )**  
Chairman