

## NOTIFICATION

New Delhi, dated the ..... 2017.

Draft rules and scales of rates for the Port services proposed to be levied at A & N Island Ports.

1. DEFINITIONS: In these rules unless the context otherwise requires:-

- (a) "Break Bulk Cargo" means free flowing cargo.
- (b) "Bulk Cargo" means free flowing cargo.
- (c) "Consignment" means the goods covered by an application for Import or Export.
- (d) "Dead weight Tons" means the weight in tons of cargo, stores fuel passengers and crew carried by the ship when loaded to her maximum summer loading
- (e) "Ports of Andaman" means and includes the Port of Diglipur, Mayabunder, Rangat, Port Blair, Hut Bay (little Andaman), Carnicobar, Nancowry, Katchal, Campbell Bay, Neil Island, Havelock and Meadow.
- (f) "Schedule" means "Schedule" to these rules.
- (g) "Coastal Vessel" means :-
  - i. Any Indian vessel having trade licence issued by DG (Shipping) to trade in Indian waters and vessel is not touching foreign Port (any Port located outside India).
  - ii. Any vessel flying a foreign flag operating in the Indian waters for such period as may be specified in a licence to be granted by the Director General of Shipping for carrying on Coastal trade.
- (h) "Vessel engaged in overseas trade" means –
  - i. Every vessel flying a foreign flag and operating in the Indian waters; Provided that such a vessel shall not be deemed to be a vessel engaged in overseas trade during the period for which she is licenced by the Director General of Shipping to carry on Coastal trade.
  - ii. Every Indian Vessel loading goods for a foreign Port;
  - iii. Every Indian Vessel carrying goods from foreign country;
  - iv. Every Vessel in Ballast whether carrying goods or sailing empty proceeding from an Indian to a foreign Port.
  - v. Every Vessel in Ballast carrying goods or sailing empty arriving at an Indian Port from a foreign Port.

2. SCALE OF CHARGES:- The scale of charges for the various services shall be calculated on the following basis, namely.

- (1) a. One unit by weight means one ton (Thousand Kilograms)
- b. One unit by volume measurement means one cubic meter;
- c. One unit by capacity measurement for liquids in bulk means thousand litres (one Kilo Litre).

- (2) In the case bulk cargo, charges for wharfage, crantage, demurrage and special services shall be calculated on the basis of the unit prescribed in the manifest of the vessel.
- (3) In the case beak bulk cargo, charges:-
- a. For wharfage and demurrage shall be calculated on the total of each items of goods;
  - b. For carnage, shipment, delivery loading and unloading shall be calculated on the weight of such cargo.
- (4) In calculating the gross weight or measurement by volume or capacity of any individual items, fractions up to and including 0.5 shall be taken as 0.5 and fractions over and above 0.5 shall be treated as one unit unless otherwise specified.
- (5) The aggregate of all charges including demurrage payable on any one consignment shall be subject to a minimum of rupees five.
- (6) The minimum payment on account of demurrage on import or export shall be rupee one on any consignment.
3. WHARFAGE CHARGES:- Wharfage charges for the goods which are imported, exported, transhipped through the Ports of Andaman shall be levied at the rates specified in Scheduled-I [PART-A, B, C, D, E & F].
4. CHARGES FOR PERMITTED ACTIVITIES UNDER SEA AREA OTHER THAN ANCHORAGE: - Charges for the use of sea area shall be levied at the rates specified in Scheduled-II.
5. DEMURRAGE:- Demurrage charges shall be levied on all goods (including confiscated goods/items) left in the transit sheds, Yards, open space at wharves, jetties, quay etc at the rates specified in Schedule-III.

Direct Delivery of Cargo: Whenever Packages are directly delivered on vehicle and not moved out of Port premises within 03 hours from the time of directly loading on to the parties vehicle, demurrage charges shall be collected for such packages after expiry of 03 hours from the time of directly loading on to the parties vehicle at the rate specified at Sl. No. 10 of Schedule - III.

Explanation:-1. For the purpose of calculated of the number of days for which demurrage charges shall be levied, no allowances shall be made for Sundays or Holidays.

Explanation:-2. For the purpose of levy of demurrage charges allowances shall be made for free days as specified.

Explanation:-3. For the purpose of calculating demurrage charges under this rule 'DAY' shall be reckoned from 6:00 AM of any particular days to 6:00 AM of the next day.

Explanation:-4. The goods/confiscated partially or absolutely by the customs/police or any other Govt. Agencies in addition to wharfage charges due on the goods licence fee in lieu of demurrage will be recovered on the actual area occupied by the goods.

6. CHARGES FOR SPECIAL SERVICE:- Charges for special services shall be levied at the rates specified in Scheduled-IV
7. NIGHT AND HOLIDAY CHARGES:- Charges for the work done during the night shift (2200 hrs to 0600 hrs) and on holidays shall be levied at the rates specified in Scheduled-V [Part-A, B, C & D]
8. MISCELLANEOUS CHARGES:- Charges for the miscellaneous services shall be levied at the rates specified in Scheduled-VI [Part-A, B, C & D]
9. CHARGES, TERMS AND CONDITIONS FOR CONTAINER:- Charges for handling, stuffing, de-stuffing, reefer, dwell time and storage charges shall be levied at the rates specified in Scheduled-VII.
10. METHOD OF CALCULATING RECOVERY
  - (1) Save as otherwise provided in these rules for the purpose of recovery of the various charges, the gross unit of each package specified in its invoice or shipping document, as the case may be, shall be taken into account. Provided that if the aforesaid documents are not available or if such documents do not mention the gross unit of such package, the units arrived at the actual test check shall be taken as the gross units.
  - (2) Every party filling an application for Import or Export as the case may be, shall declare the correct unit or units in such application.
  - (3) Where gross units are not indicated in the shipping documents, the party filling the application shall weigh or measure as the case may be, the consignment and declare the same in the application.
  - (4) If any statement as to the weight or volume of any package made in the application is found to inaccurate, the person making such application shall be deemed to have violated the provisions of this rule.
11. PROHIBITION OF ENTRY, MOVEMENT OF DEPARTURE OF VESSELS WITHOUT EMBARKING PILOT ON BOARD
  - (i). No vessel of and above the measurement of 200 Gross Tonnage (GT) shall enter into, move in or depart from the limits of the port, without a pilot first having embarked on board.

- (ii). Provided that the Conservator of the Port may, in the event of his inability to provide the services of pilot, exempt a vessel from the requirement of the said compulsory Pilotage of vessel in specific circumstances/reasons to be recorded by Conservator/Dy. Conservator of Port.

12. PROVIDING OF PILOT LADDER BY VESSELS

Every such vessel shall, while entering into or departing from the limits of the port or while changing berth from one place to another within the said limits provide a pilot ladder conforming to the specifications and requirements as laid down in the Merchant Shipping, (pilot ladder) Rules, 1967, on any equally efficient or safe ladder, in order to facilitate the embarkation on and disembarkation from board of the pilot.

13. RESTRICTION ON ENTRY AND DEPARTURE OF MORE THAN ONE VESSEL AT A TIME

Not more than one vessel shall be allowed to enter into or depart from the limits of the port at a time unless allowed by the conservator for specific reason. Movements of such vessels shall be regulated in accordance with the direction given to them from the Port Control by the order of Conservator or his authorized representatives.

14. FLYING OF NATIONAL COLOURS ETC. BY VESSELS

Every such vessel shall, between sunrise and sunset, when entering into or departing from the limits of the port flying conspicuously her national colours, appropriate letters and signals as prescribed in the revised International Code of Signals in force with effect from the first day of April 1969, indicating the presence of pilot on board.

15. NOC AND CLEARANCE CERTIFICATE BY VESSELS

No vessel shall sail / berthed at the Port without obtaining "No Objection Certificate" and Clearance Certificate from the Port Authority.

16. EXHIBITION OF APPROPRIATE SIGNALS BY VESSELS REQUIRING PILOTS

Every vessel requiring pilot shall exhibit the appropriate signal as prescribed in the revised international code of signals in force with effect from the 1<sup>st</sup> day of April 1969, indicating such requirement.

17. DUTY CERTIFICATE FOR SERVICE OF PILOT

- (1) The Master of the vessel provided with a pilot on board shall sign the duty certificate presented by the pilot and return the same to him prior to the disembarkation of the vessel by pilot.
- (2) The time of embarkation and disembarkation of the pilot shall be clearly indicated by the Master of the vessel in the duty certificate.

- (3) Port will levy charges towards providing of Pilot, mooring boats, tug, sue of berths occupy by the vessels, which shall be payable by the vessel and shipping agent/carrier of the vessel.
18. FEES FOR PILOTAGE, MOORING OR UNMOORING:- Charges for the Pilotage, mooring or unmooring shall be levied at the rate specified in Schedule - VIII
19. CHARGES FOR PORT FLOATING CRAFTS:- Charges for the Port Floating Crafts shall be levied at the rate specified in Schedule - IX
20. BERTH HIRE CHARGES:- Charges for the berth hire charges shall be levied at the rate specified in Schedule – X.
21. “ANCHORAGE PORT” means and includes the Ports of East Island, Jolly Buoy, Cinque, Car Nicobar (Malacca), Castle Bay, Tillongchong, Kondul, Pilomilo, South Bay, Port Meadow, Dugong Creek, Chowra & Teresa and any other Port area which may be further added.
22. MODE OF PAYMENTS:
- (a). All payments for the service provided in this rules shall be made by the consignee/shippers etc as applicable including Government departments by any banking mode or cash.
- (b). In respect of foreign going vessels (including Indian Flag Vessels engaged in Foreign Trade), the charges shall be collected in equivalent Indian Rupees, by converting the US dollar rates at market buying rate of exchange notified by State bank of India, on the date of arrival of the vessel. The charges for Coastal vessel shall be recovered at the rates notified in Indian Rupees only.
23. REVISION OF RATES: Schedule of rate shall be published annually by Port Management Board and decision of the Board of Port Management Board shall be final.

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**SCHEDULE - I (See Rule 3)**

1. WHARFAGE CHARGES: {PART "A"}

| ITEMS No. | NOMENCLATURE  | UNIT                          | RATES (In Rs) |
|-----------|---|-------------------------------|---------------|
| 1         | 2   | 3                             | 4             |
| 1.        | GENERAL CARGO   |                               |               |
|           | a. Bags, Bundles, Bales, Cases  | Per ton or Cbm                | 35            |
|           | b. Fire Bricks  | (100 or part thereof) Per ton | 35            |
|           | c. Pig Iron   | Per ton                       | 35            |
| 2.        | ANIMALS   |                               |               |
|           | a. Sheep, Goats, Pig etc.   | Each per head                 | 12            |
|           | b. Poultry etc. (cage)  | Each                          | 06            |
|           | c. Horse, Cow, Buffaloes, Bullock etc.                                | Each                          | 120           |
|           | d. Horse, Cow, Buffaloes, Calf etc. with mother                       | Free                          | Free          |
|           | e. Elephant   | Each                          | 1172          |
| 3.        | COAL  |                               |               |
|           | a. Coal and Coke  | Per ton                       | 35            |
| 4.        | MACHINERY AND EQUIPMENT   |                               |               |
|           | a. Machinery  | Per ton / cbm                 | 938           |
|           | b. Unpacked Motor Boat  | Per ton / cbm                 | 938           |
|           | c. Dinghies, Boilers and Tanks etc.                                   | Per ton / cbm                 | 938           |
| 5.        | PETROL AND KEROSENE   |                               |               |
|           | a. Petrol   | Per KL                        | 35            |
|           | b. Kerosene   | Per KL                        | 35            |
| 6.        | MOTOR VEHICLE   |                               |               |
|           | a. Road Roller  | Each                          | 4688          |
|           | b. Tractor / Bulldozer  | Each                          | 4688          |
|           | c. Turbo Boiler   | Each                          | 4688          |
|           | d. Motor Car and Jeep   | Each                          | 4688          |
|           | e. Motor Chassis  | Each                          | 4688          |
|           | f. Trailer  | Each                          | 4688          |
|           | g. Motor Lorry or truck   | Each                          | 4688          |
|           | h. Scooters, Motor Cycles and other motorized two wheelers.           | Each                          | 234           |
|           | i. Three wheeler  | Each                          | 586           |
| 7.        | SHINGLES  | Per ton                       | 35            |
| 8.        | BICYCLE   | Each                          | 35            |
| 9.        | Goods of less than 10 KG will be chargeable at the Boards discretion. | Per package                   | 06            |
| 10        | Goods not otherwise specified   | Per ton                       | 47            |

|    |  |  |                |  |
|----|--|--|----------------|--|
| 11 | Goods not otherwise specified                                  |  | Per cbm        | 47   |
| 12 | Goods imported/exported by a vessel engaged in overseas trade. |  | Per Ton/Cbm/KL | To be charged on Tonnage/Cbm/KL as per rate in Schedule – I Part A |
| 13 | a.   | Containerized cargo per container of 20 feet       | Per TEU        | Rs. 1113/-   |
|    | b.   | Containerized cargo per container of above 20 feet | Per TEU        | Rs. 1992/-   |
|    | c.   | Empty Container 20 feet                            | Per TEU        | Rs. 59/-   |
|    | d.   | Empty Container above 20 feet per container        | Per TEU        | Rs. 117/-  |

**NOTE:**

(a) 10% of the wharfage per ton/cbm shall be levied in addition to wharfage on following items as surcharge:

1. Cement, 2. Stone Chips/Dust, 3. Sand, 4. Asphalt, 5. M.S.Steel rod/sheets, 6. Metal Scraps, 7. Coal/Coke, and 8. Fertilizers.

(b) 20% of the wharfage per ton/cbm/KL shall be levied as surcharge in addition to wharfage on all items classified as dangerous goods under International Maritime dangerous goods code issued by the International Maritime Organization.

(c) It shall be the primary responsibility of the party to declare the correct value of the cargo at the time of filling the import/export applications based on the documents specified supra subject to verification by the Port. Any under declaration of value /nature of cargo, weight or volume etc. of cargo found by the Port at the time of verification of the documents specified above with regard to the value, nature of cargo etc shall involve the party liable for penalty under 10 (4). The penalty shall be levied up to Ten times of the wharfage amount so due subject to a minimum of Rs. 1172/-.

(d) Wherever measurement, volume and weight are given, the unit more favorable to the Port will apply.

2. SPECIFIED CASES {PART "B"}

| ITEM No. | CLASSIFICATION FOR PURPOSE OF THIS SCALE | Dues payable              |
|----------|--|---------------------------|
| 1        | 2  | 3                         |
| 1.       | On cargo abandoned                       | Wharfage as per Part ' A' |
| 2.       | On cargo excess landed or over landed    | -do-                      |
| 3.       | On cargo confiscated by custom           | -do-                      |
| 4.       | On cargo unclaimed or not cleared        | -do-                      |

|     |   |  |
|-----|---|--|
| 5.  | On cargo condemned by Port Health Authority and destroyed ultimately by the Port  | -do-   |
| 6.  | On cargo salvaged   | -do-   |
| 7.  | Unserviceable empty drums, empty bottles and other ship stores disposed off by vessels in the Port including un-manifested dunnage.               | -do-   |
| 8.  | On the manifested description of packages whether they are landed empty or partly empty, or in damaged condition.                                 | -do-   |
| 9.  | On sweeping collected on board vessel and landed at the Port  | -do-   |
| 10. | On all cargo admitted to the Ports transit areas for shipment whether it is shipped or having been brought in is taken out without being shipped. | -do-   |
| 11. | On cargo entering Ports premises by road and not stored in and space open or covered, let out on monthly or annual basis, whether shipped or not. | -do-   |
| 12. | Cargo intended for shipment but stored in any space open or covered, let out on monthly or annual basis   | Wharfage as per Part 'A' at the time of shipment only.   |
| 13. | Cargo intended for shipment but left in the Ports transit area  | Wharfage As Per Part 'A' On Entering The Harbour.  |
| 14. | Coal or oil fuel which has paid wharfage on landing. If manifested and shipped as cargo.  | Wharfage as per Part 'A'   |
| 15. | Oil, Fuel shipped for Bunkers   | "Wharfage at 82% (Eighty Two percent) of the wharfage as per Part 'A' in entering the Harbour"         |
| 16. | Coal which as paid wharfage on landing re-shipped for Bunkers   | Wharfage as per Part 'A'   |
| 17. | Regimental and Mess stores  | Wharfage as per Part 'A'   |
| 18. | Package containing more than one variety of articles carrying different rates of wharfage   | Wharfage as per Part 'A' at the rate applicable for the article carrying the highest rate of wharfage. |

### 3. GOODS FROM VESSEL IN DISTRESS {PART "C"}

| Item No | Classification for Purpose of this scale / Part   | Dues payable  |
|---------|---|---|
| 1       | 2   | 3   |
| 1.      | Cargo of other Ports landed from vessels in distress  | Wharfage as per Part 'A' of this chapter on landing.  |
| 2.      | Cargo that has paid export wharfage at the Port Blair Port but has not been carried to destination. | No wharfage at the time of landing or at the time of re-shipped or if removed out of the Port premises. |
| 3.      | Cargo of other Ports re-shipped without having left the Port premises.                              | No wharfage at the time of shipment.  |



**NOTE:** Handling charges if incurred on items 2 and 3 above will be recovered as per item 1 of Part 'B' of clause

4. TRANSSHIPMENT GOODS {PART "D"}

| Item No. | Classification for Purpose of this scale / Part  | Rates  |
|----------|--|--|
| 1        | 2  | 3  |
| 1.       | Cargo of other ports landed and re-shipped   | Rs.43/- per Ton on the weight equivalent to the manifested tonnage of the cargo transshipped |
| 2.       | Cargo other than mineral oil in bulk of other ports transshipped direct from ship to ship. | Rs.19/- per Ton on the weight equivalent to the manifested tonnage of the cargo transshipped |
| 3.       | Cargo manifested for 'Local' and subsequently amended at Port Blair for Transshipment.     | Wharfage as per Part 'A' of this chapter both on landing and on shipment.                    |
| 4.       | Oil, mineral in bulk, transshipped direct from the ship to ship                            | 50% of the rate of wharfage as per Part 'A' of this chapter on the transshipped units.       |
| 5.       | LPG/LNG etc. of other Ports transshipped for ship to ship                                  | Rs.19/- per Ton on the weight equivalent to the manifested tonnage of the cargo transshipped |

**NOTE:**

1. Goods consigned to other Ports, if landed for transshipment, shall be considered as transshipment cargo so long as it remains within the Port area and shall pay wharfage charges as per schedule I Part D Item No.1
2. If transshipment cargo goes out of the port area and thereafter brought into the port area for loading, the same shall not be treated as a transshipment cargo.
3. It is the responsibility of the steamer Agent / Carrier to shift transshipment cargo for shipment when the on carrier vessel is berthed at a berth different from the one where the transshipment cargo is landed and lying.
4. In respect of cargoes other than transshipment containers (loaded or empty) shifted from one hatch to another of the same vessel via the quay, only handling charges shall be recovered as provided in various chapters of the Part or rates.
5. In respect of containers (loaded or empty) shifted from one hatch to another of the same vessel via the quay the charges shall be levied as on item No. 1 under this Part.
6. Wharfage shall be recovered at Rs. 4/- per ton on quantities of food grains transshipment into a smaller vessel from tanker/bulk carrier at this Port. However, in respect the goods transshipped to the smaller vessels discharging for Ports outside India, wharfage shall be levied as per item No.2 under this Part.

Exception:- The levy of Rs. 4/- per ton covered by this "Note" shall be accepted in the following cases of transshipments.

1. The quantity which was originally transshipped from the tanker/bulk carrier to the smaller vessel and subsequently landed and cleared at this Port after paying the wharfage as per Part 'A' of this chapter.
2. The quantity transshipped for the second time the first smaller vessel to the second smaller vessel which was originally transshipped from the tanker/bulk carrier to this first smaller vessel and paid wharfage at Rs. 4/- per ton under this note of the Part for the first transshipment.

5. GOODS FREE OF WHARFAGE {PART "E"}

| No. | Classification for purpose of this Part  |
|-----|--|
| 1   | Goods consigned to or by the Board and goods consigned in the name of Government of India on Ports account.  |
| 2   | Fodder accompanying livestock and not manifested as cargo.   |
| 3   | Manifested coal retained on board for bunkers.   |
| 4   | Sweeping collected from the Port premises.   |
| 5   | Survey rejections.   |
| 6   | Cargo not manifested for transshipment but merely transferred from one hatch to another of the same vessel without being landed on the quay or on barge/lighter.   |
| 7   | Bonafide ships fittings, ships stores, un-manifested dunnage and provisions for the use of ships using or frequenting the Port other than (1) Oil fuel shipped for bunker and (2) coal which has paid wharfage on lading, reshipped for bunkers. |
| 8   | Bonafide passenger and seaman's baggage and personnel effects accompanying them.   |
| 9   | Mail in bags or packets, manifested or un-manifested.  |
| 10  | Personal baggage, horses and carriages accompanying the Defense personnel, other than civil staff moving on duty embarking or disembarking and animals meant for providing food.   |

6. WHARFAGE ON FISH CATCHES {PART "F"}

| Item No. | Craft length                       | Rates |
|----------|------------------------------------|-------|
| 1.       | Up to 10 meter                     | 13    |
| 2.       | Above 10 meters and upto 15 meters | 26    |
| 3.       | Above 15 meters and upto 20 meters | 32    |
| 4.       | Above 20 meters and upto 25 meters | 45    |
| 5.       | Above 25 meters                    | 52    |

## **SCHEDULE – II (See Rule 4)**

### 7. CHARGES FOR SEA AREA

| Item No. | Service                    | Unit                        | Rates                     |
|----------|----------------------------|-----------------------------|---------------------------|
| 1.       | Sea space for Port use     | 100 Sq.mtrs or part thereof | 1350/- per calendar month |
| 2.       | Sea space for non Port use | 100 Sq.mtrs or part thereof | 2000/- per calendar month |

## **SCHEDULE – III (See Rule 5)**

### 8. FREE DAYS (IMPORT)

(i). a. General / Containerised Cargo :-

Two working days in the case of coastal cargo and three working in the case of foreign cargo including Sunday and Holidays are free after completion of a vessel cargo. If "Port Management Board declares through a notice, the container yard or Port area as congested no free days shall be admissible".

Explanation: - General Cargo means all cargo not specifically mentioned in this part of scale.

- (ii). Goods in which the rate of wharfage is quoted per each in part 'A' : Free days are the same as for General Cargo.
- (iii). Dangerous goods:- The same number of free days is allowed as for general imports. The free days will count from the day following the complete discharge of the cargo into the barges.
- (iv). Sweeping collected on board:- The same number of days is free as is allowed for general cargo.
- (v). Sweeping collected from the ports premises:- Ten days including Sundays and Ports Holidays are allowed free for sweeping of a particular commodity of the particular vessel, collected from the premises of the Ports of Andaman after the last date of clearance of the original commodity of that vessel which has caused the sweeping.
- (vi). Survey goods:- The same number of days is free as is allowed for General Cargo.

#### NOTE:

- a) In respect of goods for which application for survey is received on the last free day, the free period will be extended by an additional working day.
- b) In respect of good surveyed on the last free day and on the extended free day under item (1) above, no demurrage will be levied if such goods are removed on the working day next succeeding that on which they were surveyed.

- c) In the case of salvaged goods (see below) detained for survey, seven days including Sundays and Ports Holidays will be allowed from the day following the notification of salvages by the receiver of wrecks in the Andaman and Nicobar Administration Gazette or from the day following the date in which the advice of salvages of goods is sent by the receiver or wrecks to the agent, whichever is earlier.
- (vii). Salvaged goods:- The free period viz. two working days in the case of coast cargo and three working days in the case of foreign cargo will count from the day following the notification of salvage by the receiver of wrecks in the Andaman and Nicobar Administration Gazette, or from the day following the date on which the advice of the salvage goods is sent, by the receiver of wrecks to the steamer agent concerned, or the consignee of the goods or their clearing agent, whichever is earlier.
- (viii). Packages landed empty or partly empty:- The free days shall be as according to the description of good.
- (ix). Goods landed in excess or under "nil mark" etc:-
- a. Goods landed in excess of the manifested quantity are free for period not exceeding six days calculated from the date following the issue of vessels out turn, by the Port including Sundays and Port Holidays.
  - b. Goods under 'Nil' mark or with marks differing from the manifested quantity on amended delivery orders issued by the agents are free up to six working days in the case of foreign cargo including Sundays and Port Holidays after the date of complete discharge of a vessel's cargo.
- (x). Abandoned goods:-
- a. Abandoned goods are allowed free days as per description of goods. Demurrage on abandoned goods shall be limited up to the date of receipt of intimation of abandoned, in the office of the Chief Port Administrator, in writing, for the goods so abandoned.
  - b. In respect of abandoned and uncleared/unclaimed goods sold by the Port in public auction, the demurrage leviable shall be limited to six months from the date of its accrual, or to the date of receipt of intimation of abandonment in the office of the Chief Port Administrator, in writing, whichever is earlier. The limiting of demurrage to six months as per the above provisions, is not admissible in case of abandoned uncleared/unclaimed goods sold by the Port in Public Auction, where there was a request from the agent concerned for withdrawing the goods from the sale at any stage in the process of arranging the auction sale of goods, by this Port.

In such cases demurrage shall be reckoned upto the date of receipt of intimation of abandonment , if any, in the office of the Chief Port Administrator, in writing, tendered to the Port by the agents concerned after the request for withdrawing the goods from the scales, or upto the date of scale by the Port, whichever is earlier.

NOTE:

- a) Request if any, from the consignee / clearing agents / owners of the goods for withdrawal from the sale of abandoned / uncleared / unclaimed goods by the Port shall not be considered unless sufficient amount to cover the dues upto the expected date of clearance of the goods, which was requested for withdrawal from the sale is deposited with the Port by the concerned party along with said request.
  - b) After the payment of demurrage as per Note (i) above, if the goods were not cleared by the consignee / clearing agent / owner and subsequently auctioned, the insufficiency of sale proceeds, if any, would be recovered from agent concerned limiting the demurrage upto a maximum period o six months from date of its accrual.
- xi. (i). If "Port Management Board declares the container yard or dock area as congested no free days shall be admissible"
- (ii). "During Congestion":- If at any time Port should apprehend serious congestion in the dock area / container yard or in transit area as to the detriment to the rapid transit of goods through the Ports, it may direct the owner or consignee of any specified goods to remove such goods from the Port premises within a given time and should the goods not be so removed, the Port may charge them demurrage thereon up to 178% of the wharfage per day until the goods shall have been removed from the Port premises. Also the Port may itself remove them from the dock / container yard / transit area at the expenses of the owners and stack them in any space within its premises at the risk of owner"

9. FREE DAYS (EXPORT)

- (i). a. Export cargo:- For a vessel shall be allowed a free period of not exceeding eight days (including Sundays and Ports Holidays) from the actual day of receipt of the goods in transit area.
- b. Export container: - For purpose of demurrage free days will be eight working days including Sunday and Holidays.

- c. A free period not exceeding ten days including Sundays and Ports Holidays from the actual day of receipt of the goods in the transit area shall be allowed in respect of export cargo stored in the open and shipped in bulk and paying wharfage for not less than 1000 Units (In measurement or in tonnage), this minimum quantity for eligibility to the above free days being restricted to one particular commodity shipped by the one particular vessel covered by one export application.
  - d. From the day the vessel commence loading of export cargo, to the day the vessel complete loading.
- (ii). Goods not shipped and removed outside:-
- a. Goods shutout by the ship or prevented from shipment by act of God such as cyclone, grounding of vessels etc., and removed outside, shall be allowed in addition to the free days referred to under clause 1 above, two days (including Sundays and Ports Holidays) next to the day of completion of taking in of exports by the vessel.
  - b. Goods not shipped for any other reasons than above excluding sweepings, shall be allowed the same free days as under Item 1.
  - c. Three days including Sundays and Ports Holidays are allowed free for sweeping, of a particular commodity of a particular vessel collected from the Ports premises after the last date of shipment of the original commodity of that vessel which has caused the sweepings.
- (iii). Salvaged Goods:- Three days including Sundays and Ports Holidays will count as free, from the day following the notification of salvage by the receiver of wrecks in the A&N Administration Gazette or from the day following the day on which the advice of the salvage of the goods is sent by the receiver of wrecks to the steamer agent concerned or the shipper of the goods or the shipping agents, whichever is earlier.
10. FREE DAYS (Trans-shipment Goods at Wharf/Godowns):
- (i). For Transshipment of Foreign Goods: Transshipment goods shall be allowed a free period of TEN days (excluding, Customs notified holiday and Port's Non-Working days) from the date following the date of expiry of free days admissible as Import Cargo as per classification under schedule-III Serial 8 of this chapter.

- (ii). Transshipment/reshipment of Coastal Goods: Transshipment / reshipment goods shall be allowed free days as applicable for Import Cargo.

#### 11. DEMURRAGE CHARGES

| Item No | Classification for purposes of this Scale                                       | Rates                              |
|---------|---|------------------------------------|
| 1       | Goods left lying in the Port's transit areas beyond the expiry of the free days |                                    |
| a.      | For the first six days after expiry of the free days                            | 50% of the Wharfage for every day  |
| b.      | For the next six days   | 100% of the Wharfage for every day |
| c.      | Thereafter  | 125% of the Wharfage for every day |

NOTE:- For this purpose "Wharfage" means the amount of wharfage worked out on the actual units of the goods lying uncleared, corrected to the first decimal placed.

#### **SCHEDULE – IV (See Rule 6)**

#### 12. CHARGES FOR SPECIAL SERVICE

| Item no | Classification for purposes of this Part  | Rates  |
|---------|---|--|
| (a)     | <u>PART 'A' GENERAL</u>   |  |
| 1       | Handling the following items<br>Item in Part A of Schedule-I and those which are not liable for wharfage.   | Rs. 59/- per unit or minimum wages of a unskilled mazdoor per shift or part thereof whichever is higher. |
| 2       | For handling export cargo returned shut out by a vessel to point of shortage and for stacking it.   | Rs. 59/- per unit or minimum wages of a unskilled mazdoor per shift or part thereof                      |
| 3       | On cargo from vessels in distress landed at the Port and on bonafide ships fittings, stores, demurrage and provision for the use of ships using or frequenting the port | Rs. 59/- per unit or minimum wages of a unskilled mazdoor per shift or part thereof                      |
| (b)     | <u>PART 'B' SPECIAL PORTERAGE FOR THE SUPPLY OF JETTY / SHORE / STEVEDORING / MOORING / UNMOORING / MAZDOOR OUTSIDE PUBLIC, MASTER, OWNERS AND AGENT.</u>               |  |
| (1)     | Charges to be recovered per Mazdoor per shift or part thereof   | Minimum wages of a unskilled Mazdoor per shift or part thereof   |
| (c)     | <u>PART 'C' CHARGES AGAINST MASTER, OWNERS OR AGENTS OF VESSEL IN RESPECT OF PORT LABOUR REQUISITIONED AND SUPPLIED BUT NOT FULLY OR PROPERLY UTILIZED</u>              |  |

|     |  |  |
|-----|--|--|
| (1) | Port Mazdoor rendered idle on account of the breakdown of ships winches, rigging of ship derricks, shifting of cranes at the request of agent. Cargoes not being ready for shipment completion of loading and unloading before the end of the shift, late arrival of vessel at berth or for any other reason which is attributable to the vessel and is beyond the control of workman. | Minimum wages as applicable from time to time.                 |
| (2) | Port Mazdoors sent away or not required after work shall have commenced at the start of each shift   | Minimum wages of a unskilled mazdoor per shift or part thereof |

**NOTE:** If the labour is requisitioned for work at hooks a shift is to be cancelled, one and half hour prior notice must be given in writing to the port office.

### **SCHEDULE - V (See Rule 7)**

#### 13. PART - 'A' "NIGHT AND HOLIDAYS CHARGES"

| Item No | Description of work and period | Rates               |  |                     |
|---------|--------------------------------|---------------------|--|---------------------|
|         |                                | Working charges     | Charges payable for coal & coke in bulk, tankers pumping of oils | Fish Catch          |
| 1       | Foreign vessel                 | Rs. 703/- Per shift | Rs. 352/- per shift  | -                   |
| 2       | Coasting vessel                | Rs. 498/- Per shift | Rs. 246/- Per shift  | Rs. 146/- per shift |

#### 14. PART 'B' "FOR CARGO OPERATION DURING PORT CLOSED HOLIDAYS" (1<sup>ST</sup>, 2<sup>ND</sup> & 3<sup>RD</sup> SHIFT)

| Item no | Description of work and period                 | Rates  |
|---------|--|--|
| a.      | Foreign Vessel                                 | Rs. 5801/- per shift   |
| b.      | Coastal Vessel                                 | Rs. 4102/- per shift   |
| c.      | Fishing Trawler / Boat                         | Rs. 527/- per shift  |
| d.      | For delivery of cargo and admission on exports | Rs. 4102/- per shift or part thereof for one consignee or shipper for delivery of import one vessel or admission of exports per one vessel |

15. PART 'C' "FOR DELIVERY OF CARGO BETWEEN 2000 HRS TO 0600 HRS": Rs. 117/- shall be levied from each consignee.



16. PART 'D' "KEEPING WHARF/JETTY WEIGH BRIDGE OPEN FOR WEIGHMENT"

| Item no | On week days  | Rates                                   |
|---------|---|---|
| a.      | 6 AM to 10 PM   | Rs. 117/- from each applicant           |
| b.      | 10 PM to 6 AM   | Rs. 176/- from each applicant           |
| c.      | On Sundays and Ports Holidays during 1 <sup>st</sup> , 2 <sup>nd</sup> & 3 <sup>rd</sup> shifts | Rs. 410/- per shift from each applicant |

**SCHEDULE – VI (See Rule 8)**

17. PART 'A' "WEIGHMENT CHARGES": Weighment of goods on the Ports weigh bridges.

| Item no | Service   | Rates                                   |
|---------|---|---|
| 1.      | Weighment of coals, and scrap iron on the Ports weighment in all case | Rs. 59/- per ton or part thereof a ton. |
| 2.      | Weighment of all other cargo on ports weighbridge or scales           | Rs. 12/- per ton or part thereof a ton. |
| 3.      | Weighment bales, skins and hides(including handling charges)          | Rs. 12/- per bale / Packages.           |

18. PART 'B' "LICENCE FEE FOR SPACE ALLOTTED"

| Item no. | Description of space                                  | Unit                        | Rates                         |
|----------|---|-----------------------------|-------------------------------|
| 1(a)     | Open space (undeveloped)                              | 100 sq mtrs or part thereof | Rs. 1350/- per calendar month |
| 1(b)     | Open space (develped)                                 | -do-                        | Rs. 2100/- per calendar month |
| 1(c)     | Open space hardened with water bound macadam surf     | -do-                        | Rs. 1758/- per calendar month |
| 2        | Open space area in the transit area for cargo(export) | -do-                        | Rs. 2344/- per calendar month |
| 3        | Covered space   | 10 sq mtrs or part thereof  | Rs. 1375/- per calendar month |
| 4        | Open sided shed                                       | -do-                        | Rs. 234/- per calendar month  |
| 5        | Place allotted for use as office accommodation        | -do-                        | Rs. 469/- per calendar month  |

19. PART 'C' "WHARF/JETTY STEVEDORING CHARGES"

| Item No. | Classification For Purposes of this Scale   | Rates                               |
|----------|---|-------------------------------------|
| 1        | Stevedoring and shifting charges from landing place to Godown/Yard by using Govt. labour. | Rs 9856/- per ton of cargo handled. |

20. PART 'D' "GENERAL CHARGES"

| Item No. | Classification for Purposes of this Scale  | Rates  |
|----------|--|--|
| 1.       | Licence fee for displaying of boards/advertisement boards.   | Rate as determined by the Board by separate orders.  |
| 2.       | Rent for ship gangway per day  | Rs. 586/- per day per gangway  |
| 3.       | Rent for Pallets   | Rs. 50/- per day (each)  |
| 4.       | Rent for cargo handling gears<br>a). Rope Slings<br>b). Wire Slings  | Rs. 118/- per day per sling<br>Rs. 88/- per day per sling  |
| 5.       | Licence fee for way leave of Pipelines and cables etc.<br>a). Pipelines up to 20.32 Cms (08 Inches) diameter<br>b). Pipelines above 20.32 Cms (08 Inches) diameter | a). Rs. 47/- per running meter or part thereof per calendar month or part thereof.<br>b). Rs. 70/- per running meter or part thereof per calendar month or part thereof. |
| 6.       | Port entry pass/Identity cards   | Rate as determined by the Board from time to time.   |
| 7.       | Film shooting in the port area   | Rs. 1,00,000/- per day or part thereof.  |
| 8.       | Photography in the Port area, if permitted by the Port for specific reasons.   | Rs. 5000/- per day or part thereof.  |

**SCHEDULE - VII (See Rule 9)**

21. CHARGES, TERMS AND CONDITIONS FOR CONTAINER

| Item No | Classification                                     | Rates                |
|---------|--|----------------------|
| I       | HANDLING CONTAINERS BY USING MECHANICAL APPLIANCES |                      |
| a.      | Handling charge per 20 feet (stuffed) container    | 879/- per container  |
| b.      | Handling charge above 20 feet (stuffed) container  | 1758/- per container |
| c.      | Handling charge per 20 feet (empty) container      | 293/- per container  |
| d.      | Handling charge above 20 feet (empty) container    | 586/- per container  |

|     |  |   |                       |
|-----|--|---|-----------------------|
| II  | CHARGES FOR STUFFING AND DE-STUFFING   |   |                       |
| a.  | Stuffing/De-stuffing charges – 20 feet container   | 586/- per container                               |                       |
| b.  | Stuffing/De-stuffing charge above 20 feet container  | 1172/- per container                              |                       |
| III | REEFER CONTAINERS  |   |                       |
| a.  | Charges for electrical and other installations provided including electric energy consumed | Rate as determined by the board from time to time |                       |
| b.  | Monitoring charges per container, per shift or part thereof                                | Per 20 ft. Container                              | Rs. 170/-             |
|     |  | Above 20 ft. Container                            | Rs. 217/-             |
| IV  | DWELL TIME AND STORAGE CHARGES FOR CONTAINERS  |   |                       |
|     | Period   | Rates   |                       |
|     |  | Up to 20 ft container                             | Above 20 ft container |
| 1.  | For first 10 days  | Rs. 12/- per day                                  | Rs. 23 per day        |
| 2.  | From 11 <sup>th</sup> day to 20 <sup>th</sup> day  | Rs. 23/- per day                                  | Rs. 47 per day        |
| 3.  | Thereafter   | Rs. 176/- per day                                 | Rs. 234/- per day     |
| V   | CHARGES FOR CLEANING OF CONTAINERS AT PORT   |   |                       |
| a   | Up to 20 ft length   | Rs. 100/-   |                       |
| b   | Above 20 ft and up to 40 ft length   | Rs. 200/-   |                       |

**NOTE:**

- a. The applicant shall accept all risk and responsibility for goods stored at the rental space so allotted and make his own security arrangements.
- b. No container should be left over on the wharf / Dock area so as to pose a hindrance to the Port operation.
- c. Container shall always be stacked properly in a row as per the container yard plan and it required to be stacked one over the other a maximum of three in height will be permitted.
- d. For shifting the container from container yard to freight station or other developed area the shipper will be charged accordingly to the scale of rate under schedule – II

**SCHEDULE – VIII (See Rule 18)**

22. Fees for Pilotage, mooring or unmooring:-

- (1). The fees leviable for pilot vessels in and out of Harbour limits which include service of the ports Pilot and the services of the launches with the crew, but excludes the services of the Tug engaged in the port operations, shall be as specified in the appendix.

| Item No. | Classification of the vessels and the services | Charges payable Foreign going vessels       | Charges payable Coastal Vessels          |
|----------|--|---|--|
| 1.       | Upto 300 GT                                    | USD-0.0578 per GT                           | Rs.1.25/- per GT                         |
| 2.       | Above 300 GT but not exceeding 500 GT          | USD-0.1157 per GT with minimum USD-46.23    | Rs.2.50/- per GT with minimum Rs.975/-   |
| 3.       | Above 500 GT but not exceeding 2000 GT         | USD-0.1852 per GT                           | Rs.4.20/- per GT                         |
| 4.       | Above 2000 GT but not exceeding 10000 GT       | USD-0.2431 per GT with minimum USD-578.2842 | Rs.5.20/- per GT with minimum Rs.12168/- |
| 5.       | Over 10000 GT                                  | USD-0.2431 per GT                           | Rs. 5.20/-per GT                         |

- (2). For piloting a vessel as cold move namely without the power of the engine of the vessels either partly or fully, in any operation, pilotage fee shall be levied at double the rate payable under sub-rule(1).
- (3). For shifting a vessel from one berth and re-mooring it or for turning a vessel around in its berth including vessels with heavy lifts, a fee at half the rates payable for one way pilotage (Mooring and Unmooring) under Sub-rule(1) in respect of the berth from where shifting or turning is made shall be levied.
- (4). For mooring a vessel/anchoring a vessel in the Harbour when it does not enter or leave port, a fee at half of rates payable for one way pilotage (mooring or un-mooring) under sub- rule(1) shall be levied.
- (5). For navigation of vessels for the purpose of mooring or un-mooring, anchoring, shifting or turning between 1700 hrs and 0600 hrs additional charges at the rate of Rs.6/- per GT (US\$0.2784 per GT) shall be levied.

Explanation:- For the purpose of this sub-rule, the time of boarding the vessel by the pilot shall be deemed as the commencement of navigation.

- (6). A fee of Rs. 1170/- (US\$ 55.7142) shall be levied for each hour or part of an hour that a pilot is kept waiting on board any vessel at the ports beyond 30 minutes after boarding such vessel.
- (7). In the case of pilots whose services have been requisitioned under sub-rule (1) or sub-rule (2) or sub-rule(3) or sub-rule(4) or sub-rule(5) as the cases may be but not utilized shall be charged a flat rate of Rs. 3510/- (US\$ 166.3654).

Note: -

- a) Rs. 3510/- (US\$ 166.3654) shall be levied not only in cases of cancellation of requisitions for outward pilotage of vessels but also for the cancellation of requisitions for shifting of vessels and re-mooring, anchoring, weighing anchor or for turning around in vessel berth or re-mooring a vessel in the same berth due to position of heavy lifts or due to some other similar reasons.

- b) The above charges are not leviable in case of cancellations caused under exceptional circumstances for reasons that could not be attributed to the owner or vessels fault.

**SCHEDULE – IX (See Rule 19)**

23. **CHARGES FOR PORT FLOATING CRAFTS**

Tug charges for berthing, unberthing, mooring or un-mooring of vessels shall be as specified in the table below:-

| Sl.No | Description             | Foreign going Vessels                                 | Coastal Vessels                               |
|-------|-------------------------|---|---|
| 1.    | Vessels upto 6500 GT    | US \$ 237 per hour                                    | Rs. 4980/-per hour                            |
| 2.    | Above 6500 GT           | US \$ 237 + US \$ 0.0434 per GT Per hour over 6500 GT | Rs. 4980/-+Rs.1/-per GT per hour over 6500 GT |
| 3.    | Salvage/Towing          | US \$ 2826.018 per day or part thereof                | Rs. 59320/-per day or part thereof            |
| 4.    | Motor launch            | US \$ 14.479 per hour                                 | Rs.310/-per hour                              |
| 5.    | Mooring Boat            | US \$ 83.837 per hour                                 | Rs. 1765/- per hour                           |
| 6.    | Portable water to ships | Cost to PMB + 40% separately                          | Cost to PMB + 41.6% overhead dues per ton     |

**SCHEDULE – X (See Rule 20)**

24. **BERTH HIRE CHARGES:-**

- (1) Masters, owners or Agents of the merchant/fishing vessels and other floating crafts approaching at or lying to or alongside any wharf, jetty, mooring, quay etc. shall pay berth hire charges at the rates specified scheduled during their operational stay at berth.

| S.I No. | Rates per day for foreign going vessels in US \$ | Rates for Coastal Vessels in Rs |
|---------|--|---------------------------------|
| 1.      | USD \$ 0.1 per GT per day                        | Rs. 2.00 per GT per day         |

- (2). There are ten anchor Ports out of twenty four notified Ports where quay berth is not available and the anchor charge to be levied.
- (3). All vessels belonging to Central Government including Naval Ships, Coast Guard vessels and vessels belonging to public and private undertakings shall pay berth hire charges as per the rates specified in the scheduled.
- (4). Any vessels which continue to occupy the berth in the wharf or jetty provided in any of such port more than two hours after completion of discharging or loading or ballasting or after expiry of notice period as may be specified by the Conservator of Port by means of signal message or communication inviting to vacate such berth shall pay charges as applicable and an additional charge of

Rs.3510/- (US \$ 167.1345) upto three hours delay and Rs.5850/-( US \$ 278.577 ) per hour or part thereof thereafter.

- (5). Beaching of vessels on undeveloped port land for repairs or lay off, the hire charges will be as given below, namely.
- (a) Vessels beached for repairs @ Rs. 8.50/- US \$ 0.4054 per sq.mtr per day.
- (b) Vessel beached for lay off or ship breaking @ Rs.15/- (US \$ 0.2895) per sq.mtr per day for 30 days and Rs. 20/- (US \$ 0.5819) per sq.mtr per day thereafter upto 60 days. A refundable security deposit of Rs. 2,00,000/- (US \$ 2798.00) to be deposited with the board for removal of such vessels in the event they are abandoned, by the owners as dues for clearing the wrecks or left over on actual cost basis, the balance being refundable.
- (6). The Foreign Flag Cruise vessels visiting A & N Islands will be given 25% discount on vessel related charges on more than one entry to any Ports of A & N Islands during its single voyage and 15 % for those with single entry.

**SCHEDULE XI (See Rule 21)**

25. CHARGES FOR THE PORT OF ANCHORAGE:

| Foreign Vessels           | Coastal Vessels         |
|---------------------------|-------------------------|
| US \$ 0.05 per GT per day | Rs. 1.00 per GT per day |