[1]THE KARNATAKA PORTS (LANDING AND SHIPPING FEES) RULES, 1964

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(As amended by GSR 534, dated 24-5-1965; GSR 1163, Dated 27-09-1966; GSR 140, dated -3-1974, GSR-122, dated : 16-04-1975; GSR157, dated : 7-6-1976; GSR 154, dated : 18-05-1977; GSR 308, dated 23-11-1987; GSR 163, dated : 29-10-1990; Notification Nos. PWD 84 PSP 97, dated : 31-10-1997 and **PWD 115PSP 2001, dated 25-05-2006.)**

GSR 203 – In exercise of the powers conferred by Sections 3,4,6,9 and 10 of the Karnataka Ports (Landing and Shipping Fees) Act, 1961 (Karnataka Act 20 of 1961) the Government of Karnataka hereby makes the following rules, the draft of same having been as required by sub-section (1) of Section 10 of the said Act published at pages 665 to 686 of Part IV, Section 2-C (i) of the Karnataka Gazette, dated the 12th September, 1963 as required by sub-section (1) of Section 10 of the said Act, namely:-

CHAPTER – I
Introductory

1.(a) These rules may be called the Karnataka Ports **(Landing and Shipping Fees) Rules, 1964.**

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 R. 3(7)

(b) They shall apply to all ports in the State of Karnataka, 1[X X X X X]

2.In these rules, unless the context otherwise requires –

(a)**"Act"** means the Karnataka Ports (Landing and Shipping Fees) Act. 1961 ;
(b)**"Authorized Officer"** means the Officer authorized under Section 4;

2[(bb) **"Director"** means the "Director of Ports and Inland Water Transport, Karwar, Government of Karnataka]

(c)**"Fund"** means the Karnataka Ports Fund;
(d)**"Passengers Baggage"** means the wearing apparel, bedding and other articles of food required by the passenger for his voyage;
(e)**"Public landing place"** means every landing place within the limits of any port provided for the purpose;
(f)**"Section"** means a section of the Act.

CHAPTER II
Levy of Fees on Goods Shipped, etc.

3.(1) On all goods landed from or shipped into any Vessel lying or being within the limits of any port, fees at the rate specified in Schedule A shall be levied.

(2) On all passengers embarking and disembarking at any ports, fees at the rates specified in Schedule B shall be levied.

(3) On all goods stored at any public landing place, fees at the rates specified in Schedule C shall be levied.

3[(4) On all vehicles bringing or removing goods to or from the public landing place, fees at the rates specified in Schedule 'E' shall be levied]

4[(5) For use of any land other than the public landing place in any port, fees at the rates specified in Schedule 'F' shall be levied.

(6) On all vessels or boats approaching wharf, quay, pier, dock or any place in the port, fees at the rates specified in Schedule 'G' shall be levied.

(7) For lying at or alongside any wharf or for use of anchorage in the port, fees at the rates specified in Schedule 'H' shall be levied.

1.The word "other than the port of Mangalore" omitted by G.S.R. 308, dated : 23-11-1987, w.e.f.10-12-1987
2.Clause (bb) inserted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006 3.Sub rule (4) substituted by G.S.R.308, dated : 23-11-1987, w.e.f.10-12-1987
4.Sub rule (5) to (7) inserted by G.S.R.308, dated : 23-11-1987, w.e.f.10-12-1987

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1[(8) Fees at the Rates specified in Schedule I shall be levied for registering Steamer Agents, Stevedores, Clearing and Forwarding Agents, Ship Chandlers, Garbage Cleaners and Transporters etc., in the Port.

(9) Where the employees of the Karnataka State Port Department are deputed on overtime work beyond office hours or on holidays, overtime fees at the rates specified in Schedule J shall be levied.

(10) On all Empty or Loaded Container handled at Karwar Port, fees shall be levied at the rates specified in Schedule K.

(11) For supplying Fresh water to the Steamers, Sailing vessels etc., fees shall be levied at the rates specified in Schedule L.]

4.(a) All goods intended for shipment or landed within the Port shall be placed on the wharf within the limits of the Port provided for the purpose or at such other place or places as the authorized Officer may, from time to time by notice affixed at the Port Office, appoint for the purpose of assessment of the fees payable under the Act.

(b)A Schedule of rates of fees to be levied shall be displace on the Notice Board of the Port Office at each Port.

5.Applications for storage of goods shall be in the prescribed form and no covered or uncovered space of public landing place shall be occupied without the previous permission in writing of the authorized officer.

6.All goods intended for shipment including water-borne goods to be shipped but excluding passengers baggage shall be assessed on the basis of the export application and the shipping fees shall be paid before the goods are shipped.

7.(1) All goods landed within the limits of the Port except passengers baggage shall be assessed on the basis of the import application and the landing fees shall be paid before the goods are removed:

Provided that in case of food grains imported by Government of India, the fees may be paid after the goods are removed.

(2) Goods stored on the wharf shall not be removed on Sundays or other holidays and out of Office hours without the permission of the authorized Officer.

8.In respect of goods transhipped direct form one vessel to another, only shipping fees shall be levied but when goods are landed for transhipment, both landing and shipping fees shall be levied.

9.Every exporter or importer of goods shall attach the following declaration signed by him at the foot of the export or import application :

"I hereby declare that the particulars entered above are true and correct"

1.Sub rules (8) to (11) inserted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

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10.(1) Landing and Shipping Fees shall, in case where the unit for the levy of fees is per metric tonne, be levied on the gross and not on the net tonnage of each package or a number of packages comprising an entry in the corresponding manifest, as specified in the relative invoice or other shipping document subject to a test check by the authorized officer. In the absence of such a documents or in the absence of the specification of gross tonnage , the tonnage arrived at by actual test check shall be taken as the gross tonnage.

(2) If on actual test check, the weight or measurement of goods be found to be 5 per cent or more in excess of that entered in the import or export application or the relative in voice or shipping document, the authorized officer shall amend the application accordingly on payment of a fee of one Rupee for every five corrections or less and thereafter levy fees on the weight or measurement of goods as so amended :

Provided that in the case of food grains imported by the Government of India, the weight shown in the bill of leading shall be the basis on which Port charges shall be levied.

(3) The test check shall be carried out at the discretion of the authorized officer who shall satisfy himself that there is no loss of revenue.

11.The minimum fee of [five rupees] shall be charged on every application.

12.In respect of packages containing articles of miscellaneous character, fee shall be levied at the rates for the articles (contained therein) which has the highest scheduled rate.

13.(1) Goods returned from vessels for reasons beyond the control of shippers, whether damages or not shall be allowed to be relanded free, provided that the relanding pass is submitted to the authorized Officer within 24 hours from the time of relanding.

(2) The provision of sub-rule (1) shall apply also to goods sent from the shore for purposes of replacement upto a maximum of one per cent of the quantities entered in the relative original export application and returned from the vessels in sound condition. Supplemental applications shall be filed for the export of such goods.

(3) The shipping fees paid under sub-rules (1) and (2) shall be refunded provided that the goods concerned bear the same original mark or marks and are reshipped on payment of shipping fees.

14.In the matter of levy and collection of landing and shipping fees on passengers embarking and disembarking at the Ports, the authorized officers shall be assisted by the agents of the local shipping companies concerned.

1.Substituted for words "Twenty five Naye paisa" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

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15.Except with the written permission of the authorized officer and in the presence of an officer of the Ports Department, no goods other than passengers baggage shall in any port be discharged from any vessel or be shipped or water-borne to be shipped.-
(i) On Sundays or other holidays; and
(ii) On any working day between 6p.m. and 6 a.m.

16.[1][(1) Any person who intends to transact business as a Steamer Agent, Stevedore, Clearing and Forwarding Agent, Ship Chandler, Garbage cleaner, Transporter or any other port user in the port shall make an application in

Form C to the concerned authorized officer along with the fees specified in Schedule I to get himself registered under these rules.]

(2) On receipt of an application the authorized officer may register the name of the applicant or may refuse to register after recording reasons for such refusal.

17.(1) Applications for refunds of fee paid on import applications shall be considered only on proof of short-landing; and

(2) No claim for refund of shipping fees shall be admitted on goods lost, overboard or jettisoned within the limits of the Port

(3) No refund of landing or shipping fees paid on goods short-landed or short-shipped shall be made unless the claim thereof is preferred before the expiry of six months from the date of payment of such fees and provided the claim is for not less than one rupee.

(4) Every application for refund of landing or shipping fees shall be accompanied by the relevant application 2[xxxxx] bearing an endorsement as to the payment of such fees. If any application bearing such an endorsement cannot be produced by the party claiming refund, a certificate of payment of the fees may be obtained from the Port Office on payment of the fee prescribed in Article 31 of the Karnataka Finance Code, 1958 and such certificates shall accompany the application for refund.

3[(5) Refund of Landing and shipping fees shall be sanctioned in accordance with the General Delegation of Common Financial Powers issue by the Karnataka State Government from time to time.]

1.Rule 16 substituted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006 2.The word “To import or export” omitted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

3.Sub rule (5) substituted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

CHAPTER III

Liability of owners causing damage to pier, jetty etc.

18.If any vessel or drift fouls any pier, wharf, jetty or quay in a port and thereby causes damage thereto, the authorized officer shall forthwith request an officer not below the rank of an Assistant Engineer to assess the extent of damage so caused and ascertain the cost of necessary repairs from him. A notice specifying the extent of damage so ascertained and demanding payment of cost of such repairs shall be served on the master or owner of the vessel of the owner of the drift. If the damage is caused by a drift and the owner of such drift is known or cannot be ascertained, the notice of demand shall be posted up in a conspicuous place in the Port office. The amount shall be paid within one week after the service or the posting of the notice of demand as the case may be. It shall be lawful for the authorized officer to seize at once such vessels or drift as well as the tackle, apparel or furniture belonging to the vessel and detain the same till the amount is paid and if within three days after the expiry of the week fixed for payment specified in the Notice, the amount together with the cost of seizure or detention is not paid, the authorized officer may sell the vessels or the tackle, apparel or furniture belonging to the vessel and detain the same till the amount is paid and if within three days after the expiry of the week fixed payment specified in the Notice, the amount together with the cost seizure or detention is not paid, the authorized officer may sell the vessels or the tackle, apparel or furniture belonging thereto or the drift and shall out of the sale proceeds remit the amount of damage and the cost of seizure, detention and sale to the Karnataka Ports Fund Account and

render to the owner or master the surplus, if any, on demand. If no demand is made within one month from the date of sale, the surplus amount shall also be credited to the Karnataka ports Fund Account.

19.

CHAPTER IV

20.

Offences, Penalties and Procedure

Whoever contravenes any provision of the Act or these rules shall, if no other penalty is provided for the offence be punishable with fine which may extend to one hundred rupees and when the breach is a continuing one with further fine which may extend to rupees five for everyday after the first during which the breach continuous.

1[(1) Penalties under sub-section (2) of Section 3 may be levied. –

(i) by any authorized officer not being a Port Officer having jurisdiction over the Port, not exceeding Rupees Twenty-five thousand;

(ii) by any authorized officer being a Port officer exceeding Rupees Twenty-five thousand but not exceeding One Lakh Rupees;

By the Director, exceeding One Lakh Rupees.]

2[(2) x x x x x

3[(3) An appeal shall lie against the Order of –

(a)The authorized officer not being a Port officer to the Port Officer;

1.Sub rule (1) substituted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-006 2.Sub rule (2) omitted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006 3.Sub rule (3) & (4) substituted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-5-2006

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(b)The Port Officer to the Director;

(c)The Director to the State Government

(4) The Appellate Authority may after giving an opportunity of being heard to the aggrieved party and after conducting such enquiry as it considers necessary, pass such orders as it deems fit within a period of six months from the date of receipt of appeal.]

(5) Any person desiring to appeal against the orders passed by the officers mentioned above shall do so within thirty days from the date of such order. Before preferring an appeal the person concerned shall pay in full the penalty imposed and attach to the memorandum of appeal the receipt for the payment made.

1(6) Before levying a penalty the officers referred to in sub-rule (1), shall hold a detailed enquiry and shall record the statement of the persons on whom the penalty is proposed to be levied and the official who directed the case,]

(7) In cases where the connected records have been submitted to the Superior officer for imposition of fines and in case of non-payment of penalty already imposed, goods belonging to the defaulter shall be detained, till the penalty is imposed and the fees are paid and shall if the fees remain unpaid be sold in auction after due notice as prescribed in Rule 18, the procedure laid down therein being followed.

CHAPTER V
Uniform

21. [2][(1)] The Uniform for the Port Conservators, Deputy Port Conservators and Assistant Port Conservators of the Karnataka Ports Department shall be as follows.-

[3][(a) Khaki Slacks

(b) Khaki Bush Shirts (full arm or half arm) with buttons with anchor and emblem embossed.

(c) Khaki Socks

(d) Brown Shoes.

(e) Peak cap with badge.

(f) Shoulder strap badges with the words "Marine" and stars.]

The stars, should strap badges, buttons and peak-cap badge shall be of white metal. The Port Conservators shall wear three stars, the Deputy Port Conservator two stars and Assistant Port Conservators one star. The star shall be five pointed. The shoulder badges with the word "Marine" will be worn at the base of the shoulder strap.

1.Sub rule (6) substituted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006 2.Rule 21 renumbered as sub rule (1) thereof by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

3.Item (1) to (6) renumbered as clause (a) to (f) by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

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[1][(2) The uniform for the Seamen or wharfmen serving in the Karnataka Ports Department shall be as follows, namely –

(a)Khaki pant

(b)Khaki Bush Shirts (Half Arm) with buttons with anchor and emblem embossed.

(c)Khaki Socks, Brown shoes

(d)Peak cap with badge

(e)Shoulder strap badge with the word "Marine"

(f)Leather belt with Departmental emblem on the buckle.

(3) The uniform for the Drivers / Serangs / Seamen serving in the floating crafts of the Karnataka Ports Department shall be as follows :-

(a) Blue pant

(b) Blue Bush Shirts (Half Arm)

(c) Blue Socks, Black Shoes

(d) Shoulder Strap badge with the word "Marine"

(4) Cloth Shoulder Strap of white colour prescribed for the Drivers / Serangs / Seamen shall be as follows –

(i) Driver /Serang, Grade – II -3 White straps

(ii)Driver/Serang, Grade – III - 2 White Straps

(iii) Seamen - 1White strap

CHAPTER VI
Constitution of a Port Advisory Board

22.A Port Advisory Board shall be constituted subject to the terms of reference stipulated below –

(1)The Board shall consider and advise the Government on all problems relating to Ports in the Karnataka State.

(2)The Board shall be a recommendatory Body and shall suggest to Government the ways and means for the development of ports and also for solving specific problems that may arise.

(3)The terms of office of the non-official members of the Board shall be three years.

1.Sub rule (2)inserted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

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(4)The non-official members may be paid T.A. And D.A. as per rates prescribed in list 'A' of Annexure of Rule 4 (a) of the New Karnataka Travelling Allowance Rules, 1957.

(5)The board shall meet at least two times a year.

(6)All expenditure in connection with the Board shall be debited to the Karnataka Ports Fund Account.

The following persons are nominated as Chairman, Vice-Chairman and members.-

1. The Minister in charge of the Public Works Department — Chairman

2.	The Parliamentary Secretary to the Minister for Public Works	Vice-chairman
3.	The Secretary to Government, Public Works and Electricity Department.	Member
4.	Two Members from the Karnataka State Legislature representing the coastal districts.	Members
5.	The [1][The Director of Ports and Inland Water Transport, Government of Karnataka]	Member and Convener
6.	The General Manager, Southern Railway or his representative	Member
7.	The Collector of Central Excise, Bangalore or his representative	-do-
8.	One representative of the Directorate General of Shipping, Bombay (to be nominated by the Director General of Shipping)	-do- Member
9.	[2][The Chairman, Mysore Minerals Limited, Bangalore	Member
10.	The Chairman, Minerals and Metals Trading Corporation of India Limited, New Delhi or his representative	-do-
11.	One representative of the Indian National Steamship Owner's Association. Bombay (to be nominated by the Association)	-do-
12.	One representative of the Sailing Vessels interests (to be nominated by the Government)	-do-
13.	One representative of the Kanara Chamber of Commerce, Mangalore (to be nominated by the Chamber)	-do-

1.Substituted for the words "State Port Officer, Karnataka, Mangalore" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

2.Item (9) & (10) substituted by G.S.R.157, dated : 07.06.1976, w.e.f. 07-06-1976

15.	One representative of Labour employed at Ports (to be nominated by Government)	-do- -do- -do- -do-
16.	To Public spirited persons who are interested in the Development of Ports (to be nominated by Government)	
17.	The Director of Fisheries in Karnataka, Bangalore or his representative	
18.	[1][The Chief Engineer (Communications and Buildings),	

CHAPTER VII
Maintenance of Account

23. (1) (a) There shall be a common Fund Account for the whole State (except Mangalore) called the Karnataka Ports Fund Account. All moneys received under the Act, the Indian Ports Act, 1908 and all other moneys received in respect of any port under any other law or executive orders of the State Government (except pilotage fees) shall be credited to the Karnataka Ports Fund Account. In undertaking such collections and maintenance of accounts, the Port officials will be guided by the Departmental Instructions issued from time to time.

(b) All expenditure to be incurred for the provision for improvement of facilities for navigation, for storage and handling cargo, provision for improvement of facilities for passengers; provision for payment of expenses for the administration of this Act; and generally for such items of work and services essential for the efficient functioning of the Port for the sake of any of the Ports shall be debited to the above fund.

24. (a) 2[The Director of Ports and Inland Water Transport, Karwar] 3[the Administrative Assistant to 4[the Director of Ports and Inland Water Transport, Karwar]] shall be the Controlling officer of the fund and will be responsible for the proper maintenance of accounts in respect of the Fund.

(b) A banking account shall be maintained at the concerned District treasures and sub-treasuries on behalf of the Fund and to which all receipt in respect of fund shall be credited and from which all charges debitable to the fund shall be drawn by issue of cheques.

1.Item (18) inserted by G.S.R.1163, dated : 27.09.1966

2.Substituted for the words "The State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

3.Inserted by G.S.R.534, dated : 24-05-1965.

4.Substituted for the words "The State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

R.24 (c) (4) KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

(c) The 1[Director of Ports and Inland Water Transport, Karwar], 2[The Port Officers of Kundapur, Honnavar and Karwar, the Marine Engineer and the Port Engineer] will be the drawing officers of the said fund. The Port Officers of Kundapur, Honnavar, Karwar 3[The Marine Engineer and the Port Engineer] and the Engineers will operate on the fund subject to the following conditions.-

(1)They will draw funds limited to the amounts sanctioned in the letter of credit issued by the 4[Director of Ports and Inland Water Transport, Karwar], Mangalore, quarterly or by Government, in the Public Works and Electricity Department, in their discretion in favour of each of them.

(2)They will draw cheques to meet all charges in respect of their divisions 5[x x x x x], subject to the transmission of relevant pay or contingent bills to the audit authority within the prescribed time.

(3)They will draw cheques to cover travelling allowance bill subject to prior counter-signature of the concerned bills by the 6[Director of Ports and Inland Water Transport, Karwar] 7[x x x x x]. Detailed contingent bills for the amounts drawn will be sent to the Audit Authority within the prescribed time.

(4)The Port Officers 8[The Marine Engineer and the Port Engineer] will prepare and submit a monthly account of the Fund in respect of all ports in their divisions to the 9[Director of

Ports and Inland Water Transport, Karwar] after reconciling the departmental figures with those recorded in the Treasury Pass Book.

1.Substituted for the words "State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

2.Substituted for the words "The Port Officer Kundapur, Honnavar and Karwar, the Executive Engineer and the Assistant Engineers of the Karnataka Ports Engineering Divisions" by G.S.R. 534, dated : 24-05-1965 3.Substituted for the words "and the Engineers" by G.S.R. 534, dated : 24-05-1965

4.Substituted for the words "State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

5.The words "or sub-divisions" omitted by GSR 534, dated : 24-05-1965

6.Substituted for the words "State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

7.The words "Executive Engineer" omitted by GSR 534, dated : 24-05-1965

8.Inserted by GSR 534, dated : 24-05-1965

9.Substituted for the words "State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

These monthly accounts will be scrutinized in the State Port Office and all accounts irregularities guarded against. [1][x x x x x].

(5)Any Shipping Agency, importer ore exporter may open a deposit account with the [2][Director of Ports and Inland Water Transport, Karwar], Port Officer, Karwar/Honnavar/Kundapur subject to the conditions and rules prescribed in Schedule D.

(6)The instruction contained in the Karnataka Financial Code, 1958, Karnataka Port Manual and Manual of Contingent expenditure, 1958, shall be followed regarding the accounting procedure.

(7)The Annual budget in respect of the Fund shall be prepared by [3][Director of Ports and Inland Water Transport, Karwar] and submitted to Government by 15th January every year.

(8)The surplus amount not immediately likely to be required shall be invested in Government securities or such other manner as the Government may direct.

(9)The account relating to the Karnataka Ports Fund Account shall be audited by the Accountant General and necessary audit fees debited to the Fund.

[4][25.(1) The License indenture form for use of Port land for a period not exceeding three years shall be in Form-A.

(2) the Licence indenture form for use of Port land for a period exceeding three years shall be in Form B.]

-SCHEDULES-

1.Third and fourth sentences omitted by G.S.R. 534, dated : 24-05-1965

2.Substituted for the words "State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

3.Substituted for the words "State Port Officer" by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

4.Rule (25) inserted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

[1][SCHEDULE – A

[See Rule 3 (1)]

Fees on goods, animals, etc., landed or shipped in the Ports in the State of Karnataka except the Port of New Mangalore.

Sl. No.	Classification of Commodities/ Animals	Unit	Karwar	Mangalore	Malpe, Hangarkatta, Kundapur, Bhatkal, Honnavar, Tadri, Belekeri, Padubidri	
			Steamer Berth	Other Public Landing places		
1	2	3	4	5	7	8
			Rs. Ps.	**Rs. Ps.**	**Rs. Ps.**	**Rs. Ps.**
1.	Animals	each	15.00	10.00	15.00	10.00
2.	Animals Foods	Per Metric Ton	25.00	10.00	20.00	10.00
3.	Birds and Poultry	Per Dozen	30.00	10.00	10.00	10.00
4.	Cement	Per Metric Ton	40.00	10.00	20.00	10.00
5.	Coconuts	Per 1,000 Nos.	30.00	10.00	15.00	10.00
6.	a)Chemicals, Chemical salts etc.	Per Metric Ton	40.00	10.00	20.00	10.00
	b)Chemicals, Fertilizers	Per Metric Ton	40.00	10.00	20.00	10.00
7.	Coal, Coke and Charcoal	Per Metric Ton	40.00	10.00	20.00	10.00
8.	Fish and Fish Products	Per Metric Ton	60.00	10.00	20.00	10.00
9.	Food grains and pulses	Per Metric Ton	40.00	10.00	20.00	10.00
10.	Iron, Steel and other metals including implements etc.,	Per Metric Ton	40.00	10.00	20.00	10.00
11.	Minerals including bauxite, Iron ore etc., Granite Stones including sand etc.,	Per Metric Ton	40.00	10.00	20.00	10.00
12.	Oils Edible and Vegetable Oil	Per Metric Ton	40.00	10.00	20.00	10.00
13.	Petroleum Products	Per Metric Ton	50.00	50.00	30.00	10.00
14.	Personal Effects	Per Metric Ton	25.00	8.00	8.00	8.00
15.	Salt, Country and Rock	Per Metric Ton	40.00	10.00	20.00	10.00
16.	Sugar	Per Metric Ton	40.00	10.00	20.00	10.00
17.	Tiles including bricks	Per 1,000 Nos.	40.00	10.00	12.00	10.00
18	Timber Logs, Sawn, Bamboos, Cane etc.,	Per Metric Ton	40.00	10.00	10.00	10.00

5.Schedule A to H Substituted as Schedule A to L by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 SCH.B

19	Vehicles:					
	a. Two wheeled vehicles Bicycles	Each	25.00	8.00	12.00	
	b.Two wheeled Motor cycles Scooter Moped etc.,	Each	75.00	25.00	50.00	
	c. Three wheeled Vehicles	Each	125.00	50.00	100.00	

	d.Four wheeled Vehicles Cars and Jeeps	Each	1250.00	300.00	1000.00	
	e. Four wheeled Vehicles like Buses, Trucks, Station Wagons etc.,	Each	2500.00	500.00	2000.00	
	f. Tractors, Bull-dozers etc.,	Each	3000.00	700.00	2000.00	
20.	Ships and other Vessels to be scrapped and landed	Dead weight Tonnage	40.00	25.00	30.00	
21.	Un-enumerated goods articles	Per Metric Ton	50.00	15.00	20.00	

NOTE:-

(1)For the purpose of levy of fees, less than half metric tonne shall be reckoned as half metric tonne and half Metric Tonne and more but less than one tonne shall be reckoned as one Metric tonne.

(2)Tiles, Bricks, Coconuts (The rates in respect of which have been fixed for unit of 1,000) 500 and above will be reckoned as one unit and below 500 will be charged at half the rates.

(3)Where the unit of charge is by weight it shall be the gross weight and not the net weight.

(4)Where the unit of charge is by measurement 1.4 cubic meters (40-44 cft) shall be reckoned as one metric tonne.

(5)The weight of firewood loaded upto the gunwale will be calculated at two- thirds of the registered tonnage of the vessel and if loaded above the gunwale it will be taken as three-fourths of tonnage of the vessels. When the firewood is loaded below the gunwale or if some other cargo is also loaded in the same vessel the fees shall be levied on firewood, be actual measurement adopting 2 cubic meters equal to one metric tonne.

(6)0.5 Metric tonne or above, or 0.7 cubic meter and above shall be reckoned as one metric tonne and below that quantity shall be reckoned as half tonne.

(7)0.5 Cubic meters and above shall be reckoned as one cubic meter.

(8)Penalty under sub-section (2) of Section 3 shall be payable at twice the rate of fees specified above.

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 SCH.B

SCHEDULE – B

[See Rule 3 (2)]

Fees to be levied on passenger embarking and disembarking at the Port in the State of Karnataka Except the Port of New Mangalore.

Sl. No.	Description of Passengers	Unit	Karwar	All other Ports except the Port of New Mangalore
1.	2	3	4	5
			Rs. Ps.	**Rs. Ps.**

1.	Adults	Each	15.00	5.00
2.	Children between 3 and 12 years of age	Each	10.00	3.00

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SCH.C KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

SCHEDULE – C

[See Rule 3 (3)]

Fees for storing of goods at any Public landing place within the limits of any Port in the State of Karnataka Except the Port of New Mangalore.

Sl. No	Classification of Commodities/ Animals	Unit	Karwar		Mangalore	Malpe, Hangarkatta, Kundapur, Bhatkal, Honnavar, Tadri, Belekeri, Padubidri
			Steamer Berth	Other Public Landing places		
1	2	3	4	5	6	7
			Rs. Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.
1.	For Covered area (Covered Transit /Cargo shed)					
a)	For the First 4 days or any portion thereof.					
	i) Per bag, small cases, bundles or package weighting.	Less than 100 Kg	0.20	0.10	0.10	0.10
	ii) Per bag, large case bundles or package weighting.	100 Kg and above	0.40	0.20	0.20	0.20
	iii)Coconut loose	Per 1,000 or part thereof.	6.00	2.00	2.00	2.00
	iv)Other Cargo	Per Square Mtrs.	10.00	10.00	10.00	10.00
b)	Double the rates specified in item (a) for the next four days or any portion thereof, three times the rates specified in item (a) for every succeeding four days or any portion thereof.					
2)	For Uncovered area:-					
a)	For the first week or part thereof	Per 10.Sq.Mtrs. of part thereof.	8.00	4.00	4.00	4.00
b)	For the second week or part thereof	Per10.Sq.Mtrs. of part thereof, per week or part thereof.	12.00	4.00	8.00	4.00
c)	For the third week or part thereof	Per 10.Sq.Mtrs. of part thereof, per week or part thereof.	16.00	4.00	12.00	4.00
d)	For the fourth week or part thereof	Per 10.Sq.Mtrs. of part thereof, per week or part thereof.	20.00	4.00	16.00	4.00
e)	For the fifth week or part thereof	Per 10.Sq.Mtrs. of part thereof, per week or part thereof.	24.00	4.00	20.00	4.00
f)	For the sixth week or part thereof	Per 10.Sq.Mtrs. or part thereof, per week or part thereof.	28.00	4.00	24.00	4.00

For the Seventh week or part thereof	Per 10.Sq.Mtrs. or part thereof, per week or part thereof.	32.00	4.00	28.00	4.00
For the Eighth week or part thereof	Per 10.Sq.Mtrs. or part thereof, per week or part thereof.	36.00	4.00	32.00	4.00
For the Ninth week or part thereof	Per 10.Sq.Mtrs. or part thereof, per week or part thereof.	40.00	4.00	36.00	4.00

NOTE:-

(1)The period of day is calculated from 6.00 A.M. on the date following that on which Cargo is stored.

(2)Goods will be stored at owners risk and the Port authorities do not accept responsibility of safe custody.

(3)The stacking of the goods shall be confined only to the area specifically permitted by the Officer appointed under section 4 of the Act.

(4)If cargo is stacked on any of river bed before shipment or after landing instead of within the public landing place, such river bed shall be deemed to be included, within the extent of landing place and ground rent levied accordingly.

(5)No cargo shall remain on the wharves for a period exceeding eight weeks without specific written permission from the Director of Ports & Inland Water Transport, Karwar.

(6)Subletting of Port premises including buildings should not be permitted.

(7)Penalty under sub-section(2) of Section 3 shall be payable at twice the rate of fees specified above.

SCHEDULE – D

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 SCH.E

SCHEDULE – E

[See Rule 3 (4)]

Fees on Vehicles bringing or removing goods to or from any public landing place in the Ports in Karnataka State Except the Port of New Mangalore.

Sl. No	Description	Karwar		Mangalore Belekeri,	Malpe, Hangarkatta, Kundapur, Bhatkal, Honnavar, Tadri, Padubidri
		Steamer Berth	Other Public Landing places		
1	2	3	4	5	6
		Rs. Ps.	Rs. Ps.	Rs. Ps.	Rs. Ps.
1.	Heavy machinery and equipments like Cranes/ Fork lifts /Pay Loader etc., per day	50.00	50.00	50.00	25.00
2.	Trucks per trip	6.00	6.00	6.00	6.00
3	Light commercial vehicle, like Tempo, Goods Rickshaw, Mini Lorry etc. Per trip	4.00	4.00	4.00	4.00
4.	Passengers Taxies, Auto Rickshaws per day	10.00	10.00	10.00	10.00
5.	Two wheelers Per day Per month	5.00 30.00	5.00 30.00	5.00 30.00	5.00 30.00
6.	Visitors entry fees Adults Children between 3 and 12 years of age and Students.	5.00 2.00	-- --	-- --	-- --

NOTE:- Penalty under sub-section(2) of Section 3 shall be payable at twice the rate of fees specified above.

SCHEDULE – F

[See Rule 3 (5)]

Fees on use of any land other than the public landing place in any Port in the State of Karnataka Except the Port of New Mangalore.

Sl. No	Nature of use	Unit	Karwar (including Sadashivgad), Mangalore, Malpe & Belekeri	Hangarkatta, Kundapur, Bhatkal, Honnavar, Tadri, Padubidri
1	2	3	4	5
			Rs. Ps.	Rs. Ps.

1.	Low-lying riverbed used as timber basin	Per 10 Sq. Mtrs or part thereof, per month or Part thereof.	5.00	4.00
2.	Use of foreshore land other than that declared as public landing place	Per 10 Sq. Mtrs or part thereof, per month or Part thereof.	5.00	4.00
3.	Land used for installation of Hoardings (Advertisement boards)	Per 10 Sq. Mtrs or part thereof, per month or Part thereof	25.00	13.00
4.	Land used for Marine purpose including hauling up repairing hauling of vessels etc.	Per 10 Sq. Mtrs or part thereof, per month or Part thereof	8.00	3.00
5.	Land used for non Marine purposes such as Erecting stalls, sheds office buildings etc.	Per 10 Sq. Mtrs or part thereof, per month or Part thereof	10.00	5.00
5.	Land used for residential purposes.	Per 10 Sq. Mtrs or part thereof, per month or Part thereof	3.00	2.00
6.	Land used for industrial & commercial purpose.	Per 10 Sq. Mtrs or part thereof, per month or Part thereof	15.00	15.00
7.	Any other purpose not enumerated above.	Per 10 Sq. Mtrs or part thereof, per month or Part thereof	25.00	20.00

NOTE:- Penalty under sub-section(2) of Section 3 shall be payable at twice the rate of fees specified above.

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SCH. G KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

SCHEDULE – G

[See Rule 3 (6)]

Fees on Vessels or Boats approaching, wharf-quay pier dock or any place in the Port in the Karnataka State Except the Port of New Mangalore.

Sl. No	Description	Karwar (including Sadashivgad), Mangalore, Malpe, Belekeri	Hangarkatta, Kundapur, Bhatkal, Honnavar, Tadri, Padubidri
1	2	3	4
		Rs. Ps.	Rs. Ps.
1.	Any Private launch or tug plying within the Port limits for towing.	1000.00 per month or part thereof	100.00 per month or part thereof
2.	Any mechanised cargo boat plying wholly or partly within the port limits.		
	i) Carrying capacity upto 100 M.T.	500.00 per month or part thereof	80.00 per month or part thereof
	ii) Carrying capacity above 100 M.T.	1000.00 per month or part thereof	100.00 per month or part thereof
3.	Any mechanised boat plying wholly or partly within the port limits, for carrying passengers.		

	i) Carrying capacity upto 50 Passengers	100.00 per month or part thereof	50.00 per month or part thereof
	ii) Carrying capacity above 50 Passengers.	200.00 per month or part thereof	100.00 per month or part thereof
4.	Any other Harbour Crafts (Other than mechanised Fishing Vessels).	100.00 per month or part thereof OR 500.00 for Fishing Season.	100.00 per month or part thereof OR 500.00 for Fishing Season.

NOTE: Penalty under sub-section(2) of Section 3 shall be payable at twice the rate of fees specified above.

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KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 SCH. H

SCHEDULE – H

[See Rule 3 (7)]

Fees for laying at or alongside any wharf for use of anchorages in the Ports in Karnataka State Except the Port of New Mangalore.

Sl. No.	Description	Karwar/Mangalore/Malpe/ Belekeri		Hangarkatta, Kundapur, Bhatkal, Tadri, Honnavar, Padubidri.
		Steamer Berth	Other public landing places	
1	2	3	4	5
		Rs. Ps.	Rs. Ps.	Rs. Ps.
1)	Port Moorings	----	0.40 per GRT per day	0.40 per GRT per day
	Port wharves (vessels tied up alongside waves)			
	(i) (a) Steamers Overseas	1.00 per GRT per day subject to a minimum of Rs.2000.00 per day.	----	
	(b) Steamers Coastal	0.60 per GRT per day subject to a minimum of RS.1500.00 per day.	----	
	(ii)Mechanised sailing vessels and other mechanised vessels other than steamers	0.40 per GRT per day subject to a minimum of Rs. 100.00 per day	0.30 per GRT per day subject to a minimum of Rs. 100/- per day.	0.30 per GRT per day subject to a minimum of Rs. 100/- per day.
	(iii)Any mechanised/ Dumb Harbour Crafts other than mechanised fishing vessel.	0.40 per GRT per day subject to a minimum of Rs 100.00 per day.	0.30 per GRT per day subject to a minimum of Rs 100/- per day.	0.30 per GRT per day subject to a minimum of Rs 100/- per day.

	(iv)Non Mechanised Sailing vessels	0.30 per GRT per day subject to a minimum of Rs 100.00 per day.	0.30 per GRT per day subject to a minimum of Rs 100.00 per day.	0.30 per GRT per day subject to a minimum of Rs 100.00 per day.
	(v)Mechanised / Non-Mechanised vessels tied up alongside wharvesfoul weather.	Rs 6/- per GRT per month subject to a minimum of Rs. 500.00 per Month.	Rs 5/- per GRT per month subject to a minimum of Rs. 500/- per Month.	Rs 5/- per GRT per month subject to a minimum of Rs. 500/- per Month.

SCH.I KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

2.	**Anchorage**			
	i. Steamers upto 10,000 DWT for first 3 days	---	Free	Free
	Every succeeding day or part therof	---	0.40 per DWT per day or part thereof	0.30 per DWT per day or part thereof
	ii. Steamers above 10,000 DWT for first 3 days	---	Free	Free
	Every succeeding day or part therof	---	0.50 per DWT per day or part thereof	0.40 per DWT per day or part thereof
	iii. Mechanised / Non-Mechanised sailing vessels and other mechanised vessels and any other mechanised vessels other than steamer.	----	0.40 per GRT per day	0.30 per GRT per day

NRT: Net Registered Tonnage, **GRT: Gross Registered Tonnage**, **DWT:** Dead Weight Tonnage.

NOTE:- (1)Fees at double the rate period in excess of 10 days will be levied for steamers.

(2) Fees at double the rate for period in excess of 6 days will be levied for sailing vessels, remaining alongside the wharf.

(3) Day means the period of 24 hours commencing from 6 a.m.

(4) A vessel or vessels tied alongside another vessels lying alongside the wharf shall be construed as the vessel lying alongside the wharf.

(1)As far as possible the tankers/vessels which will complete loading/discharge within 24 hrs. will be given preference over other vessel. In case of ousting priority, the beneficiary vessel has to pay the shifting charges.

NOTE:- Penalty under sub-section(2) of Section 3 shall be payable at twice the rate of fees specified above.

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SCH.I KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

SCHEDULE – I

[See Rule 16 (1)]

Fees for registering as Steamer Agents, Stevedores, Clearing & Forwarding Agents, Ship Chandlers and Garbage Cleaners, Transporters etc.,

Sl. No.	Description	Karwar, Mangalore, Belekeri	Malpe, Hangarkatta, Kundapur, Bhatkal, Honnavar, Tadri, Padubidri.
1	2	3	4
1.	Steamer Agents / Clearing & Forwarding Agents / Stevedores.		
	a) Registration Fess	Rs. 10,000.00	Rs. 5,000.00
	b) Annual Renewal Fees	Rs. 2,000.00	Rs. 1,000.00
2.	Transporters /Marine Workshop License holder.		
	a) Registration Fess	Rs. 2,000.00	Rs. 500.00
	b) Annual Renewal Fees	Rs. 5,00.00	Rs. 200.00
3.	Ship chandlers & Garbage Cleaners etc.		
	a) Registration Fess	Rs. 5,000.00	Rs. 1,000.00
	b) Annual Renewal Fees	Rs. 1,000.00	Rs. 500.00

NOTE:- Penalty under sub-section(2) of Section 3 shall be payable at twice the rate of fees specified above.

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 SCH. J

SCHEDULE – J

[See Rule 3(9)]

Table showing the Overtime Fees admissible to the Employees of the Karnataka State Port Department.

Sl. No.	Category of Staff for whom the payment of Overtime fees is admissible	Rate of Overtime Fees admissible on working days and on Sundays and other Holidays (Rate per hour)		
		Out of duty hours but between 6 pm & 6 am (Night)	Out of duty hours	Sunday and all the holidays
1	2	3	4	5
		Rs. Ps	Rs. Ps	Rs. Ps
1	Employees drawing pay of Rs 5,200/- p.m and above	32.00 (Minimum Rs. 96.00)	32.00	40.00 (Minimum Rs. 120.00)
2	Employees drawing pay of less than Rs.5200/- P.M and not less than Rs.4150/- P.m	24.00 (Minimum Rs. 72.00)	24.00	30.00 (Minimum Rs. 90.00)
3	Employees drawing pay of less than Rs.4150/- P.M and not less than Rs.3300/- P.m	19.00 (Minimum Rs. 57.00)	19.00	24.00 (Minimum Rs. 72.00)
4	Employees drawing pay of less than Rs.3300/- P.M and not less than Rs.2600/- P.m	14.00 (Minimum Rs. 42.00)	14.00	18.00 (Minimum Rs. 54.00)
5	Employees drawing pay of less than Rs.2600/- P.M and not less than Rs.2500/- P.m	12.00 (Minimum Rs. 36.00)	12.00	15.00 (Minimum Rs. 45.00)

Explanation:-

(1)The rates of overtime fees will be the same for indoor and outdoor workers.

(2)The duty hours will be from 10.00 A.M to 5.30 P.M on all the working days both for the indoor and outdoor works or specified by the Government or the Competent Authority from time to time.

(3)Holidays means the Holidays declared for the Offices of the Karnataka Port and Inland Water Transport Department by the Government of Competent Authority from time to time.

(4)Pay indicated above is the Basic pay as per the Karnataka Civil Service (Revised pay) Rules, 1997. Consequent to subsequent revision of the pay scales, if any, the corresponding stage of pay fixation under the subsequent revision of pay scales should be taken into consideration for admissibility of the overtime fees to the employees coming under the corresponding stage of pay.

(5)In calculating the Overtime fees for the period in excess of one hour, the period of 15 minute and less shall be ignored, while the period of over 15 minutes shall be reckoned as one hour.

However if the total Overtime period is less than one hour the same will be treated as one hour.

(6)The total monthly overtime fees admissible to an Employees during a month shall be restricted to a maximum limit of 50% of his total monthly emoluments (i.e., 50% of the pay plus various allowance admissible to him thereon during a month) and remaining overtime fees amount in excess of 50% of his monthly emoluments shall be credited into the Government Treasury to the Port Departmental head of account concerned.

(7)While calculating one hour overtime fees 1 1/2 hourly times of overtime fees admissible to the employee deputed for the overtime works will be collected from the shippers / shipping Agents / private parties concerned and out of such 1 1/2 times of overtime fees collected an amount of one hourly time of overtime fees will be paid to the concerned employee who is

deputed for the overtime work and the remaining ½ hour overtime fees will be credited into the Government Treasury to the Port Departmental head of account concerned.

(8)The above overtime fees rates according to the pay of the employees concerned are applicable to all the officers / officials (i.e., all Groups C and D employees) of the Karnataka Ports Departmental including the executive staff, Ministerial Staff, Supervisory Staff, Staff / Crew working on the Departmental floating crafts and the equipments, who are actually engaged for the overtime works.

SCH.K KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

SCHEDULE –K

[See Rule 3(10)]

Schedule of rates of fees and condition for Container Traffic at Karwar Port.

A.WHARFAGE CHARGES:

(a)Rs. 30/- per empty container of 20’

(b)Rs. 40/- per empty container of above 20’

(c)Rs. 60/- per loaded container of 20’

(d)Rs. 80/- per loaded container of above 20’

B.STORAGE CHARGES (Within L and S Area)

(1)Rs. 20/- per container of 20’ per day.

(2)Rs. 30/- per container of 40’ per day.

C.RE- HANDLING CHARGES

Container belonging to other destination unloaded and re-loaded in the same vessel on the same voyage the following box rates will be charged.

Container Size	Rate	
	Empty	Stuffed
20’	Rs. 20.00	Rs. 40.00
40’	Rs. 40.00	Rs. 60.00

NOTE:-

(i) Wharfage on container is collected irrespective of the contents of container.

(ii) No free days shall be allowed on container whether landed / shifted either empty or stuffed. (iii) The Stuffed cargo removed from the container and cargo meant for stuffing in the container stacked in Transit area other than the space allotted on lease for that purpose will be liable for charges as applicable to the cargo specified in the Schedule of rates already existed in the Karnataka Ports (Landing and Shipping Fees) Rules.

(iv) The party interested in handling container will have to make their own arrangement for bringing the container to the port area.

(v) As far as possible the container vessels at the port shall be given preference over other general cargo vessel.

(vi) Information about the arrival and details of container vessels expected to call at the port should be furnished to the port officer one week in advance.

(vii) Application for allotment of open space at Wharf for storage of container should reach Port Officer, Karwar for 7 days in advance.

(viii) The applicant shall accept all risk and responsibility for goods stored at the rental space so allotted and shall make his own arrangement for security of the goods stored in such space.

(ix) No container should be left over the Wharf so as to pose hindrance of the Port operation. (x) Hire charges for the port machineries whenever utilised by the Shipper, will be charged separately according to the scale of rates in force from time to time.

SCHEDULE –L

[See Rule 3(11)]

Schedule of rates of fees within the limits of all the Ports in the State of Karnataka except the New Mangalore Port for the services rendered for supplying fresh water to the Steamers, sailing vessels etc.,

S.L No	Particulars	Unit	Rate per Unit
1	2	3	4
1.	Supply of Water to all steamers, vessels, sailing vessels etc., through departmental water barge.	Per Metric Tom	Rs. 150.00
2.	Supply of water alongside the dock, jetty, wharf, through shore hydrant	Per Metric Tom	Rs. 35.00
3.	Supply of water by the vessels Agents by private barges / Road Tankers filled in rums, barrels etc.,	Per Metric Tom	Rs. 25.00

Note:

(1)When the supply of water for less than 35 M. Ton is requisition or supplied, the charges will be reckoned to a minimum of 35 M.tons of fresh waters.

(2)The supply of water will be subject to availability.

(3)Penalty under sub- section (2) of section 3 shall be payable of twice that the rate of fees specified above.

FORM A KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

1[FORM A

[See Rule 25 (1)]

LICENCE FORM FOR USE OF PORT LAND FOR A PEROID NOT EXCEEDING THREE YEARS

This Indenture made this _____day of 20 _____between the Governor of Karnataka represented by the Director of Ports and Inland Water Transport in Karnataka (hereinafter referred to as " THE PORT AUTHORITY" which expression shall where the context so admits be deemed to include his successors and assigns) of the one part and_____(Name of the person with address and occupation) (hereinafter referred to as "the licensee") which expression shall where the context so admits be deemed to includes his heirs, executors, administrators, representatives and permitted assigns of the other part. When the licensee is a registered firm _____name and address of partners _____all carrying on business in partnership under the firm's name and style of _____name of the firm registered under the Indian partnership Act of 1932 and having their registered office at_____(hereinafter referred to as "the licensee") which expression shall include all the said partners, their respective heirs and legal representatives.

Whereas the licensee has applied to the State Government for a license to use port land specified in the Schedule hereunder written and shown in the plan attached for the purpose of _____

And whereas the State Government has found that there is no objection to the grant of such license subject to the conditions mentioned hereunder namely:-

1. The licensee shall, so long as the licence hereby grant shall not be determined in the manner hereinafter provided, pay the license fee of Rs._____(_____) clear of all deductions, the first of such payments having been made on _____day of _____20_____and subsequent annual payments of Rs._____ to be made on the _____every year, whether formally demanded or not, at the office of the Port Officer / Port Conservator / Deputy Port Conservator/ Assistant Port Conservator, time enhance the annual licence fee and the fee so enhanced shall become payable with effect from the next succeeding year.
2. All amountsdue under this agreement may be recovered by the Government without prejudice to other remedies open, as arrears of land revenue.

1.Forms A, B & C inserted by Notification No. PWD 115 PSP 2001 dated : 25-05-2006 w.e.f. 29-05-2006

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 FORM A

3. The licensee shall bear pay and discharge all existing and future municipal and other taxes, charges assessments and outgoings payable in respect of the said land.
4. The licensee shall not use the said land or suffer it to be used except for the following purposes.
5. The licensee is authorized to put up structures only in accordance with the structural plans hereto annexed.

6.The licensee shall not, except as provided in condition, 5 erect any buildings, fences or structures of a permanent or temporary character on the said land without the previous written sanction of the Port Authority.

7.The licensee shall maintain the said land in a clean and sanitary condition and maintain all demarcation, survey stones at his cost and also the structures If any, erected thereon as aforesaid in good and substantial repair to the satisfaction of the Port Authority. No alteration of extension of any such structure shall be made without the previous written sanction of the Port Authority.

8.The licensee shall remove any unauthorized building, fence or structure within a week from the date of receipt of notice from the Port Authority and in default of immediate compliance with any such notice, the Port Authority shall have power to remove the same and the licensee shall, upon demand made by or on behalf of the Port Authority pay the cost of removal and the cost of storing the materials removed and take delivery of the same. The licensee shall have no claim to any materials removed under this condition, which shall not have been taken delivery of, or the cost of removal and storage of which shall not have been paid by the licensee on demand made, as aforesaid.

9.The licensee shall not encroach upon any land or river / sea portion around the plot licenced or dump any factory refuse or other materials into the river / sea portion thereof without the previous written sanction of the Port Authority.

10.The licensee shall not sublet the use of the said land or any structure thereon or any portion of such land or of such structure. The said land or structures thereon shall not be used for any political meetings.

11.The licensee shall allow such officers or servants of the Port Authority as may be deputed in the behalf at all reasonable times during the term of the licence to enter upon the plot or any part thereof under his occupation and any building, works or conveniences thereon for the purposes of viewing and examining the state and condition thereof.

12.The licensee shall on the termination or revocation of this licence restore the said land to as good condition as is consistent with the foregoing conditions.

13.Licensee shall be answerable to the Port Authority for all or any injury or damage done to the said land except such as is permitted by the foregoing conditions.

FORM .A KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

14.The Port Authority may revoke this license at anytime if the licence fee or any part thereof shall remain unpaid for 15 days after it has become payable (whether formally demanded or not) or if the licensee shall have violated any of the conditions herein contained, and assume control or otherwise dispose of all or any part of the said land and any buildings, fences and structures thereon or if it is found that it was grossly inequitable or was made under a mistake of fact or owing to misrepresentation or fraud or that there was an irregularity in the procedure relating to the grant of the licence or a mistake in the licence fee payable on account of wrong classification of land or for any other cause and the licensee shall not be entitled to any compensation thereof.

15.The Port Authority may revoke the licence at any time if the licensee fails to deliver any wreck or cargo salvaged, to the Government, or participates either in smuggling or pilferage activities or found to possess or conceal such cargo.

16.The licensee shall not carry or permit upon the said licenced area or any part thereof any offensive, noisy or dangerous trade, business or occupation.

17. The licensee hereby granted shall be revoked by the Port Authority after giving one / three month's notice in writing and without notice for emergent reasons (the said Port Authority being the sole judge of the emergency) and it shall be terminable by the licensee, by giving to the Port Authority one / three months notice in writing but without prejudice to any right of action or remedy of the Port Authority in respect of any antecedent breach of any of the foregoing conditions. The licensee shall not, in case of such revocation or termination be entitled to any compensation in respect of any building fences and structures on the said land or of any other improvements effected by the licensee to the said land, but may before the revocation or termination of the licence takes effect, or, if the licence is revoked without notice, within such time as may be allowed by the Port Authority in that behalf, remove such buildings, fences and structures.

18. The Port Authority may revoke this licence in whole or in part, that is in respect of one or more plots without affecting the other.

19. The licensee shall unless otherwise cancelled be in force for a period upto _____. 20. The licensee shall obtain all the required permissions. No Objection Certificates, Clearance Certificates etc., from the concerned Competent Authorities of the Department of Environment, Karnataka Pollution Control Board and from any other Departments /Competent Authorities prior to commencement of construction activities or carrying out any activities on the demised premises.

21. The licensee shall abide by all other conditions imposed by the Government. Port Department and other Competent Authorities as and when necessity arises.

22. For violation of any of the above terms and conditions, the Port Authority is at liberty to cancel this agreement and to forfeit the demised premises along with all the structures / buildings / other property standing thereon without any claims or compensation and all the fees / rent etc., paid by the licensee to the Port Authority shall be forfeited to the Government.

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KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 FORM A

SCHEDULE

TOWN OR VILLAGE	WARD NO.	SRUVEY NO.	AREA	BOUNDARIES
				North: South: East: West:

I / We agree to the conditions contained in the above licence.

Singed on behalf of the Governor of Karnataka

LICENSEE

DIRECTOR OF PORTS & IWT
KARWAR

Witnesses

1.

2.

FORM –B

[See Rule 25 – (2)]

LICENCE FORM FOR USE OF PORT LAND FOR A PEROID EXCEEDING THREE YEARS

This Indenture made on the _____day of Two Thousand _____between the Governor of Karnataka represented by the Director of Ports and Inland Water Transport in Karnataka (hereinafter called the "PORT AUTHORITY" OR THE "LESSER" which expression shall where the context so admits be deemed to include his successors and assigns) of the one part and_____(Name of the person with address) (hereinafter referred to as the "LESSEE") which expression shall where the context so admits be deemed to includes his heirs, executors, administrators, representatives and permitted assigns of the other part, when the lessee is a registered firm _____name and address of partners _____all carrying on business in partnership under the firm's name and style of _____(name of the firm) registered under the Indian partnership Act of 1932 and having their registered office at_____(hereinafter referred to as the "LESSEE") which expression shall include all the said partners, their respective heirs and legal representatives.

Whereas, the lessee has applied to the State Government of Karnataka for a license to use port land specified in the Schedule hereunder written and shown in the plan attached herewith for the purpose of _____and whereas the Government of Karnataka have accorded the necessary sanction in the matter under their order No._____ dated:_____

And whereas the State Government have found that there is no objection to the grant of such license.

NOW THIS AGREEMENT WITNESSES

The grant of the license for use of the Port land is subject to the following conditions:-

1) The Lessee shall pay for the land leased, monthly land rent @ Rs. _____ per Square
2) Meter or part thereof and _____ percent increase annually and penalty for the belated payments as per the schedule of Rates approved by the Government and as revised by the Government from time to time.

The Lessee shall pay all Ground rent, fees other port related charges, such as berthing hire, Port dues, Pilotage, Tug hire etc., as per the Schedule of rates as fixed/ revised by the government from time to time in time, during the lease period of the demised premises.

3) The licence granted under this agreement shall be for a period of _____ years from the
4) date of execution of this agreement.
5) The Lessee shall get plans, designs and drawings and estimates prepared through qualified
6) and reputed consultant and obtain prior approval to the designs, location plan, detailed
7) drawings and specification from the Port Authority prior to the commencement of the construction. The Lessee shall commence construction of all structures and buildings
8) according to the approved designs, drawings and specifications at the site indicated in the
9) approved plans within six normal months and complete the same in all respect within 12 normal months thereafter from the date of receipt of statutory clearances.

The Lessee shall pay the supervision charges to the Port Authority at 1% [One percent] of the estimated value of the construction prior to commencement of constructions on the demised premises.

The Lessee shall not sublet the use of the demised premises or any buildings / structures thereon anybody.

The Port Authority may revoke the license at any time if the lessee fails to deliver any wreck or cargo salvaged to the Government, or participates either in smuggling or pilferage activities or found to possess or conceal such cargo.

The Lessee shall pay wharfage charges, Port dues, Berthing fees etc., to the Government from time to time as prescribed by the Government. The lessee also hereby agrees that in the events of enhancement of the above rates by the State Government by notification in the Karnataka Gazette the enhanced rates shall become payable by the lessee with effect from the date of enhancement of such rates, fees etc.

The Lessee shall obtain all the required permissions, No Objection Certificates, Clearance Certificates etc., from the concerned Competent Authorities of the Department of Environment, Karnataka State Pollution Control Board and from any other Departments /Competent Authorities prior to commencement of construction activities or carrying out any activities on the demised premises.

10) The Lessee shall make his own arrangements for water and electricity and other infrastructure including formation of approach road and leveling the land leased to the required level at its own cost.

11) If there are any rents, fees, taxes, other charges etc., due to the Government and the lessee fails to pay the same on demand, it shall be lawful for the Government /Port Authority to detain upon any goods or articles of the lessee remaining in the said demised premises.

FORM B KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

12)The Lessee shall carry out all survey and sub-soil investigation for the construction of all structures through well-qualified and reputed firms at his own cost at the demised premises and furnish the copies of such investigation and other results to the Port Authority.

13)Any relevant terms and conditions imposed on the Lessee by the Government or the Port Authority in future as and when circumstances arise shall be treated as part and parcel of this agreement and the lessee shall be bound to obey the same.

14)The Lessee shall not encroach upon any land, river or sea portion around the said demised premises or dump and refuse / hazardous articles into the sea /river.

15)The Lessee shall not assign sublet, transfer or part with possession of the said demised premises or any part thereof without the consent in writing of the Port Authority.

16)For any belated payments pertaining to Port charges the lessee shall be liable to pay penalty at the rate specified in the approved schedule of rates and as revised by the Government from time to time.

17)The Lessee shall not keep or permit to be kept in the said demised premises or any part thereof any offensive, noisy or dangerous trade, business or occupation.

18)The Lessee shall not keep or permit to be kept in the said demised premises any materials of a dangerous nature the keeping of which may contravene any Law, Act, Rules or Regulations without the prior sanction of Competent Authority.

19)The Lessee shall allow the Port Authority or the Officers/Officials deputed by the Port Authority at all reasonable times during the term of license to enter upon the demised premises / buildings, structures in the demised premises for the purposes or viewing and examining the state of condition thereof and for keeping watch for strict compliance of any of the terms and conditions of this agreement.

20)The Lessee shall insure all movable/ immovable properties, plants, machinery, goods, structures standing on the demised premises including third party risk insurance at its own cost with the approved Insurance company and the lessee shall arrange for timely renewal of the said insurance policy well in advance.

21)The Lessee shall keep the said demised premises in clean and sanitary condition, maintain all demarcation survey stones planted and raise the plantation as far as possible at its own cost.

22)The Lessee shall hold the Government free from all risk and responsibilities in respect of structures raised machinery installed, goods stored etc., in the demised premises from damage or loss due to any cause.

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 FORM B

23)The lessee shall take all necessary precaution to ensure that the environmental pollution does not take place and in case the environmental pollution takes place the lessee shall be held responsible for the same and he has to bear all the consequential losses caused.

24)The Lessee shall comply with any rules or regulations, which may be framed by the Government in connection with the checking of goods entering or leaving the said demised premises.

25)The Lessee shall agree to hand over the immovable property along with all the structures, building, pipelines etc., raised on the said demised premises to the lesser in “as is where is

condition" without claiming any compensation or concession after the expiry of the lease period of _____or extended period thereof.

26)The Lessee shall ensure that during construction and operation of other activities in the demised premises he shall not cause any kind of hindrances or inconveniences to the Port Departmental works or to any other works.

27)*In lieu* of the buildings /structures standing on the demised premises, the lessee shall construct similar buildings/ structures at its own cost in the area shown by the Port Authority and as per the directions and instructions issued by the Port Authority to the entire satisfaction of the Port Authority and hand over the said Buildings /Structures to the Port Authority free of cost.

28)The Lessee shall pay all the existing and future rates, taxes, fees, duties, etc., leviable by the Central / State Government or any local authority in respect of said demised premises or activities carried on such demised premises.

29)Any change in the constitution of the lessees firm or business shall in no way affect the terms and conditions of this agreement.

30)All amount due under this agreement shall be recovered by Government without prejudice of other remedies as arrears of land revenue.

31)The Lessee shall also abide by the special conditions stipulated by the Government of Karnataka and the Port Authority annexed to this indenture.

32)If necessity arises for acquisition of demised premises or any part thereof in the interest of public service before completion of the lease period, the same shall be acquired by the Government as per the law after due payment of compensation to the lessee as admissible under the law.

FORM B KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

33)For violation of any of the above terms and conditions, the Port Authority is at liberty to cancel this agreement and to forfeit the demised premises along with all the structures / buildings / other property standing thereon without any claims or compensation and all the fees / rent etc., paid by the licensee to the Port Authority shall be forfeited to the Government.

SCHEDULE

TOWN OR VILLAGE	WARD NO.	SRUVEY NO.	AREA	BOUNDARIES
				North: South: East: West:

In witness thereof the Director of Port and Inland Water Transport in Karnataka, Karwar on behalf of the Governor of Karnataka and _____on behalf of _____ have hereunto set their hands and seals the day and the year first above written in the presence of the witnesses.

Signed on behalf of

Singed on behalf of the
Governor of Karnataka

[LESSEE]

DIRECTOR OF PORTS & IWT
KARWAR
[LESSER]

In the presence of witnesses

[Signature, Name & Address]

1.

2.

N.B.: 1) These special conditions will be stipulated by the Government or the Port Authority depending upon peculiarities of each case.

2) Strike out whichever condition is not applicable.

_____

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 FORM C

FROM –C

(See Rule 16(1))

FORM OF APPLICATION FOR OBTAINING STEAMER AGENTS/CLEARING AND FORWARDING AGENTS/STEVEDORES/SHIP CHANDLERS/GARBAGE CLEANERS/TRANSPORTERS AND ANY OTHER PORT USERS LICENSE AT MINOR PORTS OF KARNATAKA STATE.

To

The licensing Officer/Port Officer,
_____Port.

Sir

I/We apply for grant of _____Licence at the port of _____The requisite particulars for the purpose are given below. I/We undertake to pay the requisite license fee on demand.

1.	Name and full address	

2	Profession	
3	Working experience in similar capacities.	
4.	Details of the existing licence held for such work.	
5.	Details of vessels, Tonnage of cargo handled during the preceding three years.	
6.	Details of gears/equipments & other appliances in possession of the applicant	
7.	Number of experienced staff employed.	
8.	Name of the Shipping Companies who are willing to entrust the work.	
9.	No objection certificate from the respective competent customs authorities to transact in the respective Port to be produced.	
10.	Letter of authority/Power of Attorney regarding Nominating the authorized person to act or transact on their behalf to be produced	

Note:

i. Applicant must produce Bank Guarantee of Rs. 1,00,000/- (Ruppes One Lakh only) for steamer agents /Clearing and Forwarding Agents/Stevedores.

ii. Applicant must produce a Bank Guarantee of Rs. 5,000/- for ship chandlers/Garbage

Cleaners/Marine Workshop

Licence / Transporter

FORM KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

iii. Bank Guarantee must be obtained from nationalized bank in favour of respective Port Officer/Port Conservator.

iv. Bank Guarantee must be renewed well in Advance from time to time.

v. Applicants must produce undertaking in the following form.

A. The licensee shall be responsible for any damage; loss or injury, whatsoever that may
B. be caused to any person or persons or any property and all such damages injury or loss to the life or property shall be made good by the licensee. The licensee shall be held solely and severally responsible for any act or omission for breach of any laws, Acts, Rules, Procedures, Orders etc., and for authentication of any documents/papers filed before the Port Authorities.

If the holder of licence or his agent or servant or any other person acting on his behalf contravenes any of the Provisions of laws, Acts, Rules Procedures, Orders etc., or if in the opinion of the licensing Officer, the holder of the licence is not Competent to perform or is otherwise guilty of any misconduct of unfair or irregular practices in the performance of the duties as a licensee , the licensing officer after giving the licensee an opportunity to render an explanation by an order in writing cancel the licence or suspend it for such period as he deems fit.

Your's faithfully,

(Signature of the Applicant)

FORM OF AGREEMENT

This agreement made this .....day of ..... One thousand nine hundred sixty..... between the Governor of Karnataka (hereinafter called the Government) of the one part and ..... Shipping Agency / Importers / Exporters having its office at .....(hereinafter called "the Company") of the other part.

Whereas, the company has requested the State Port Officer, Karnataka, Mangalore / Port Officer.....(hereinafter called Port Officer) to open and maintain a deposit account in its name under provision of Rule 24(c)(5) of the Rules framed under the Karnataka Port (Landing and Shipping Fees) Act, 1961 and subject to terms and condition prescribed under Appendix A to the rules and whereas the Port Officer has agreed to open such account. And with condition prescribed under Appendix A, and whereas, the company has deposited with the Port Officer Government Promissory Notes of the Value of Rs. 5,000 (Rupees Five Thousand) as security for the due payment by the Company.

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 FORM

Whenever called upon to do so, of all amounts that may from time to time and at any time be found due to the Karnataka Ports Department and on subject to the terms and condition of the Karnataka Ports (Landing and Shipping Fees) Rules, 1963 and those to be prescribed from time to time and whereas the Port Officer has agrees to open such account and whereas the company has agreed to execute these presents in accordance with the terms and condition under Appendix A of the said rules and whereas the company has furnished a Bank Guarantee of Rs. 10,000 (Rupees Ten Thousand) towards due payment by the Company whenever called upon to do so, for all amounts that may from time to time and at any time be found due to the Karnataka Ports Department.

Now this agreement witnesseth that:

(a)In consideration of the premises the Company hereby agrees at any time and from time to time an demand made in writing by the ..... to forthwith pay all sums of money that may be due to the Karnataka Port Department.

(b)The Company hereby agrees that in default of payment as aforesaid is shall be lawfull for the Government at any time and from time to time to sell the Government promissory notes deposited by the Company or so many thereof, the sale proceeds of which may in the opinion of the Government be sufficient to cover the amount then due from the Company, and to appropriate the proceeds of such sale towards the amount due by the Company.

(c)In the event of the security above mentioned being diminished by any deduction as aforesaid, it shall be lawful for the Government at any time or from time to time to call upon the Company by writing addresses to the Company's place of business to deposit further amount as may be necessary to make up the total of the deposit to the sum of Rs.

5,000 (Rupees five thousand) above mentioned and the company shall within..... days from the receipt of such intimation deposit the amount mentioned in such notice.

In witness wherof ..... acting on behalf of and by the order and direction of the Governor of Karnataka, Bangalore and /..... the duly constituted attorney of the .....Company Limited have hereunto set their hands and seal the day and year first above written.

Signed, sealed and delivered

by the above named in the presence of

Signed, sealed and delivered

by the above named in the presence of

FORM KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

D.A.1

For retention in the Port Administration Section	**For deposit in the Account Section**
Station.....	Station.....
Dated.....196	Dated.....196
To	To
The State Port Officer, Mangalore	The State Port Officer, Mangalore
The Port Officer.....Port	The Port Officer.....Port
Credit personal Deposit Account of	Credit personal Deposit Account of .....
....Rs.nP.....Cheque No.....dated.....	....Rs.nP.....Cheque No.....dated.....
....drawn on the .....Bank.	....drawn on the .....Bank.
Total _____	Total _____
_____	_____
Rs.....	Rs.....
Depositor's Signature.	Depositor's Signature.
Receipt No..... of dated.....	Receipt No..... of dated.....
Rs.....	Rs.....
State Port Officer	State Port Officer
Port Officer	Port Officer
Remitted t o Treasury on 196	Remitted t o Treasury on 196
(Vide Challan No.....) datd.....	(Vide Challan No.....) datd.....
Led. Folio No.....	Led. Folio No.....
State Port Officer	State Port Officer
Port Officer	Port Officer

D.A. 2

Karnataka Port Fund

Deposit Account

Adjustment. Voucher

Refund

KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964 FORM

Particulars of adjustment	Reference to original credit	Ledger folio No	Initials of P.C. Acctt.	Signature of S.P.O. / P.O.
Refund	Rt.No. Date	Amount		Payee with date

Note:- Separate form should be used for each adjustment or refund.

D.A.3

Note:- Separate advice should be sent for each adjustment.

Memorandum Adjustment State Port Officer, Mangalore

Port Office.....

.....196

No.

To

The Port Officer

The Deputy / Assistant Port Consevator.

Port Dues, Landing and Shipping Fees- Deposit Account-

Messrs.....

Your telegram No.....dated.....196

I have this day adjusted to the credit of " The Karnataka Port Fund Account" the sum of Rs.....(.....) on account of Port dues / Landing/ Shipping Fees in respect of Section 8. From the deposit account of Messrs.....which please note.

State Port Officer
Port Office

Copy forwarded to Messrs..... The balance at credit in their deposit account after the above adjustment is Rs.....

State Port Officer
Port Office.

FORM KAR.PORTS (LANDING & SHIPPING FEES) RULES, 1964

D.A. 4

Karnataka Port Fund
Deposit Account

Port of .....

Date	No of receipt or adjustment voucher	Name of Co. And Led, folio	Particulars of credit or debit	Amount of credit	Amount of debit	Balance	Port Officer's initials
				Rs.nP.	Rs.nP.	Rs.nP.	Rs.nP.

D.A. 5
Karnataka Port Fund
Personal Ledger Account

Of Messrs .....

Here enter ports for which this account will be operated upon.

Date	No of receipt or adjustment voucher	Name of Co. And Led, folio	Particulars of credit or debit	Amount of credit	Amount of debit	Balance	Port Officer's initials
				Rs.nP.	Rs.nP.	Rs.nP.	Rs.nP.
