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KOLKATA PORT TRUST  
हल्दिया गोदी परिसर  
HALDIA DOCK COMPLEX  
शिपिंग एंड कार्गो हैंडलिंग प्रभाग  
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No. MTO/G/104/Pt. IX/2285

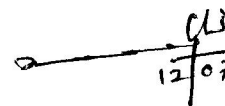
July 12, 2018

**TRADE CIRCULAR**

Sub: **Revised guidelines for allotment of land inside dock interior zone, HDC for transit storage of cargo.**

In partial supersession of the previous Trade Circular vide No. MTO/G/104/Pt. IX/865 dated 09.03.2018 regarding the guidelines for short term allotment of land inside dock interior zone, the Competent Authority of KoPT upon review of the existing guidelines, has approved revised guidelines for the allotment of land inside dock interior zone for export cargo. In addition, the guidelines for land allotment for transit storage of Bhutan bound cargo have been included.

The fresh allotments as well renewals of all the licenses in respect of allotment of land in the Dock Interior Zone will be guided in terms of the attached revised guidelines with immediate effect.

  
12/07/2018

( A. K. Mahapatra )  
**Sr. Dy. Manager (Sh&CH)**

## **REVISED GUIDELINES FOR ALLOTMENT OF LAND INSIDE DOCK INTERIOR ZONE**

### **1. General principle:**

- a. The instant guideline will cover all types of import/ export of dry bulk as well as break bulk cargo.
- b. Plots will be allotted primarily in favour of importers/ exporters. However, the plots may also be allotted in favour of C & F Agent and Steamer Agent through tender-cum-auction for a period of 5 years as well as on ship-to-ship basis.
- c. Area will be allotted in multiple of 1,000 sq. mtrs. Vacant possession of the plots will also be taken back in multiple of 1,000 sq. mtrs. only.
- d. For dry bulk cargo, area will be allotted proportionate to stowage factor and quantum of cargo to be mobilised.
- e. Upon determination of license, compensation shall be levied as per the rates specified in the Schedule of Rent.
- f. Allotment of plot for transit storage of break bulk cargo shall be done on ship-to-ship basis only and area to be allotted will be determined according to the nature and number of packages.
- g. In case of cargo sold on High Sea Sale basis, the High Sea Sale buyer may be allowed to take delivery of cargo from the plot allotted in favour of the original importer provided the importer declare the names of the High Sea Sale buyers along with the quantum of cargo sold in their favour prior to berthing of the ship at the working berth.
- h. Allotment/ renewal of plot shall be done only in case sufficient balance is available in the LCAN deposit to cover the bill amount for the entire duration of proposed allotment/ renewal of plots so that the said amount can be adjusted in advance from the LCAN account.
- i. If the Licensee is eligible for getting renewal/ extension of License, then they will be required to apply for renewal/ extension within the ongoing license period. In case the licensee fails to apply for further extension of license within the ongoing license period then for delayed application, interest will be levied @ 12% per annum from the date of expiry of the License till adjustment of the License Fees for the extended period from the LCAN account. However, if the Licensee fails to apply within 15 days from the expiry of the license will be considered as terminated and compensation charges will be levied for occupation beyond the original license period.
- j. In the event, any licensee of plots fails to qualify for getting renewal of license as per the following guidelines for any reason beyond their control, then the licensee may make an appeal before the Chairman for renewal of the license stating the reasons as to why they could not fulfil the required conditions. Chairman upon review of the appeal, may renew the license for a further period.

### **2.A. Allotment of land on ship-to-ship basis for import cargo**

#### **a. Initial allotment:**

- i. Minimum allotment shall be 1,000 sq. mtrs.
- ii. Plot will be allotted for a period of 30 days for a consignment of up to 15,000 MT cargo.
- iii. Plot will be allotted for a period of 60 days for a consignment of more than 15,000 MT cargo.
- iv. Security Deposit equivalent to 1 months' applicable License Fee is payable and shall be adjusted from LCAN account of the licensee. License Fee towards entire period of license shall also be realised in advance from LCAN account of the licensee.

#### **b. Renewal of license:**

- i. The license of the plots allotted for transit storage of consignment up to 5,000 MT cargo shall not be renewed. In the event the licensee concerned is unable to relinquish occupation of the plot after

evacuation of the consignment within the license period of 30 days, the license shall be determined and compensation shall be levied for continued unauthorised occupation of the plot till such time the occupier hands over vacant possession of the plot.

- ii. In case of initial allotment for transit storage of more than 5,000 MT of import cargo, if the licensee fails to evacuate the consignment within initial period of license, the license may be renewed for a further period of 30 days on request of the occupier, provided at least 50% cargo of the consignment initially stacked in the plot has been evacuated.
- iii. In the event the licensee concerned is unable to relinquish occupation of the plot after evacuation of the consignment within the total license period of 60/ 90 days (including renewal period of 30 days), the license shall be determined and compensation shall be levied for continued unauthorised occupation of the plot till such time the occupier hands over vacant possession of the plot.
- iv. License Fee towards entire period of renewal shall be realised in advance from LCAN account of the licensee.

## **2. B. Allotment of land for export cargo**

### **a. Initial allotment:**

- i. Minimum allotment shall be 1,000 sq. mtrs.
- ii. Plot will be allotted for a period of 30 days for a declared consignment of up to 15,000 MT cargo.
- iii. Plot will be allotted for a period of 60 days for a declared consignment of more than 15,000 MT cargo.
- iv. Security Deposit equivalent to 1 months' applicable License Fee is payable and shall be adjusted from LCAN account of the licensee. License Fee towards entire period of license shall also be realised in advance from LCAN account of the licensee.

### **b. Renewal of license:**

- i. In case of plot allotted for transit storage of declared consignment up to 5,000 MT cargo, license shall not be renewed. In the event the licensee concerned is unable to relinquish occupation of the plot within the license period of 30 days, the license shall be terminated and compensation shall be levied for continued unauthorised occupation of the plot till such time the occupier hands over vacant possession of the plot.
- ii. In the event of effecting shipment by the licensee during the original license period, the subsequent renewal of license shall be guided by the following conditions:
  - a) If the shipment quantity is up to 5,000 MT within the original license period, then there will be no subsequent renewal of the plot.
  - b) If the shipment quantity within original license period is more than 5,000 MT and up to 15,000 MT, then subsequent renewal will be allowed for a period of 30 days.
  - c) If the shipment quantity within original license period is more than 15,000 MT, the license will be renewed for a period of 60 days.
- iii. In the event the licensee concerned is unable to relinquish occupation of the plot within the total license period (including renewal), the license shall be terminated and compensation shall be levied for continued unauthorised occupation of the plot till such time the occupier hands over vacant possession of the plot.
- iv. Initially, the period of the license will be decided as per the declaration of the shipper / exporter. However, if the exporter unable to fulfil the towards the shipment quantity, then the license period will be determined as per the guideline and beyond the license period, the compensation will be levied.

### **3. License of land for a period of 180 days**

#### **a. Initial allotment**

- i. Allotment will be done in favour of importers/ exporters only.
- ii. Allotment will be done only to the importer/ exporter who have mobilised minimum 2,00,000 MT dry bulk cargo through HDC (other than BOT berths) during the previous fiscal year.
- iii. Minimum allotted area shall be 3,000 sq. mtrs.
- iv. Security Deposit equivalent to 1 months' applicable License Fee is payable and shall be adjusted from LCAN account of the licensee. License Fee towards entire period of license shall also be realised in advance from LCAN account of the licensee.

#### **b. Renewal of license:**

- i. Renewal of license shall be allowed for a further period of 180 days only in the cases where the occupier has moved at least 1,00,000 MT dry bulk cargo through HDC during preceding period of license out of which minimum quantity of cargo @ 10 MT per sq. mtrs. has to be mobilised through the subject plot.
- ii. Renewal of license shall be allowed for minimum 3,000 sq. mtrs. plot.
- iii. In case of failure to mobilize required import/ export cargo as per clause b. i. the license will be determined and the cargo lying in the plot has to be removed within a period of maximum 30 days failing which action will be taken for disposal of the cargo as per rules.
- iv. License Fee towards entire period of renewal shall be realised in advance from LCAN account of the licensee.

### **4. License of land for a period of 330 days**

#### **a. Initial allotment**

- i. Allotment will be done in favour of importers/ exporters only.
- ii. Allotment will be done only to the importer/ exporter who have mobilised minimum 5,00,000 MT dry bulk cargo through HDC (other than BOT berths) during the previous fiscal year.
- iii. Minimum allotted area shall be 5,000 sq. mtrs.
- iv. Security Deposit equivalent to 1 months' applicable License Fee is payable and shall be adjusted from LCAN account of the licensee. License Fee towards entire period of license shall also be realised in advance from LCAN account of the licensee.

#### **b. Renewal of license:**

- i. Renewal of license shall be allowed for a further period of 330 days only in the cases where the occupier has moved at least 4,60,000 MT dry bulk cargo through HDC during preceding period of license out of which minimum quantity of cargo @ 18 MT per sq. mtrs. has to be mobilised through the subject plot.
- ii. Renewal of license shall be allowed for minimum 5,000 sq. mtrs. plot.
- iii. In case of failure to mobilize required import/ export cargo as per clause b. i. the license will be determined and the cargo lying in the plot has to be removed within a period of maximum 30 days failing which action will be taken for disposal of the cargo as per rules.
- iv. License Fee towards entire period of renewal shall be realised in advance from LCAN account of the licensee.

**5. License of plots allotted behind Berth No. 4.**

- a. Thermal Coal exported through mechanised ship-loaders at Berth No. 4, is having dedicated stacking area for transit storage of the said cargo. License of the plots concerned, including renewal thereof shall be granted for a period of 330 days.

**6. License of land for transit storage of Nepal/ Bhutan bound cargo.**

**a. Initial allotment:**

- i. Plot will be allotted for a period of 30 days for a consignment of up to 15,000 MT cargo.
- ii. Plot will be allotted for a period of 60 days for a consignment of more than 15,000 MT cargo.

**b. Renewal of license:**

- i. In case the licensee fails to evacuate the consignment within initial period of license, the license may be renewed on month-to-month basis as stipulated below.

Sl. No.	Quantity of consignment	Maximum license period including renewal
(a)	Up to 15,000 MT	90 days
(b)	From 15,001 to 18,000 MT	120 days
(c)	From 18,001 to 20,000 MT	150 days
(d)	More than 20,000 MT	180 days

- ii. In the event the licensee concerned is unable to relinquish occupation of the plot after evacuation of the consignment within the total license period of 90/ 120/ 150/ 180 days (including renewal period) as stated above, the license shall be determined and compensation shall be levied for continued unauthorised occupation of the plot till such time the occupier hands over vacant possession of the plot.

**\*Note:** The license period of the plot for transit storage of Nepal bound import cargo will be extended beyond 90/ 120/ 150/ 180 days including renewal as the case may be, if the non-evacuation of cargo stacked in the plot is not evacuated within license period due to non-availability of rakes subject to the condition that entire balance cargo lying in the plot after the expiry of normal license period (including renewal) is rail bound and the forwarding note in respect of the entire balance cargo has been filed after observing necessary port and customs formalities prior 7 days before expiry of the license. However, such extension of license will not be applicable against the plots allotted for storage of Bhutan bound cargo as the Bhutan bound cargo is moved through the trucks.

**7. Allotment of land through tender-cum-auction for a period of 5 years.**

Specified bare land plots will be allotted in favour of importers/ exporters as well as C&F Agent and Steamer Agent for a period of 5 years through tender-cum-auction process. The area of each plot will be 5,000 sq. mtrs. and allotment of plot will be made against MGT of 12 MT per sq. mtrs. per annum, i.e. 60,000 MT cargo per plot and the MGT will be backed by commensurate Bank Guarantee equivalent to on-board and wharfage charges and GST thereof applicable for foreign coal as per prevailing Scale of Rate.