

MUMBAI PORT AUTHORITY

Resolutions of the Board, in the Meeting No.11 held on 11th January 2024.

Sl. No.	BR No.	Subject	Resolution passed	Department/ Division
1.	191	Extension of free period for Import Shipment of project cargo of Sany Heavy Industry India Pvt. Ltd.	<i>Board accorded approval to Traffic Manager's proposal at para 17 of the note.</i>	Traffic
2.	192	Confirmation of the minutes of the Board Meeting No.9 held on 24 th November 2023.	<i>Board confirmed the minutes of the Board Meeting held on 24th November 2023.</i>	GAD
3.	193	Confirmation of the minutes of the Board Meeting No.10 held on 13 th December 2023.	<i>Board confirmed the minutes of the Board Meeting held on 13th December 2023.</i>	GAD
4.	194	Procurement of additional 6 Immigration Counters at MICT.	<i>Board approved Traffic Manager's proposal at para 12 of the note.</i>	Traffic
5.	195	Extension of Concessional Storage for import/ coastal consignment of Iron & Steel Cargo.	<i>Board approved Traffic Manager's proposal at para 10 of the note.</i>	Traffic
6.	196	M.V. Costa Serena – Call on 3.11.2023 with the Hon'ble Minister and other VVIPs onboard.	<i>Board approved Traffic Manager's proposal at para 4 of the note and decided that the charges for shifting of the vessel from BPX to Stream and back to berth shall be treated as Port Convenience and the shifting charges to be waived off.</i>	Traffic
7.	197	Request of JSW Steel for their 06 Export Cargo Vessels coming to Mumbai Port for loading of 146435 MTs, HR/ CR Coils for the period from 19.12.2023 to 25.12.2023 at Mumbai Port/ OCT Berth for direct berthing on arrival or on priority or after completion of maximum 03 days of waiting.	<i>Board approved Traffic Manager's proposal at para 9 of the note.</i>	Traffic
8.	198	Repealing of Bombay Port Trust Warehouse Bye-Laws.	<i>Board approved Traffic Manager's proposal to repeal the Bombay Port Trust Warehouse Bye Laws.</i>	Traffic

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9.	199	Berthing of vessels at OCT – Standard Operating Procedure (SOP).	<i>Board approved Traffic Manager's proposal at para 20 of the note with extension of SOP with modifications till 31.12.2024.</i>	Traffic
10.	200	T. No. 65/2023 - Request for Proposal (RFP) for "Allotment of Triangular plot at Pirpau (near Old Pirpau berth) for setting up of tankages to handle liquid bulk/ POL and Allotment on long term lease through open tender-cum-auction - Acceptance of offer.	<i>Board approved Chief Engineer's proposal to the Tender Committee Recommendations for the acceptance of offer of Aegis Logistics Ltd. who had quoted ₹34 per sq.m. over the Reserve Price of ₹22,760 per sq.m.</i>	Civil
11.	201	Formation of Committee for recommendation on, (i) linking SoR of land to FSI consumed, and (ii) to examine Criteria for Renewal and Redevelopment - Further extension of time period upto 31.1.2024 for submission of Draft Committee Report of the FSI Committee.	<i>Board approved Estate Manager's proposal to extend the time period of FSI Committee upto 31.1.2024.</i>	Estate
12.	202	SOP for Empanelment of Private Hospital, Cancer Hospitals, Eye Hospitals, Diagnostic & Imaging Centres for Mumbai Port Authority Hospital.	<i>Board approved the Chief Medical Officer's proposal at para 3 of the note.</i>	Medical
13.	203	Extension of empanelment of Jaslok Hospital & Research Centre to provide treatment to Mumbai Port Authority patients on credit basis.	<i>Board approved Chief Medical Officer's proposal at para 10 of the note.</i>	Medical
14.	204	Request of Flemingo Duty Free Shop Pvt Ltd for extension-Tender for allotment of area on license basis for setting up Duty Free Shop at Mumbai International Cruise Terminal (MICT) of MbPA - Tender No.TM/ID/05/2017.	<i>Board approved Traffic Manager's proposal at para 22 of the note and decided that extension on nomination basis upto 6 months be delegated to the Chairperson.</i>	Traffic

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15	205	Tender No.SECY(LD)-1/2023 for examining/ advising and drafting various Regulations/ Rules/ By-Laws etc. framed under the Major Port Trusts Act 1963 vis a vis Major Port Authorities Act 2021 - Regulations to be repealed.	<i>Board approved Deputy Conservator's proposal to-</i> <i>(i) repeal Passenger Boat Rules</i> <i>(ii) repeal Pilotage By-Laws</i>	Marine
16	206	SOP for the use of Fireworks within the area of Mumbai Port Authority.	<i>Board approved Dy. Conservator's proposal to -</i> <i>(i) SOP for the use of Fireworks in Mumbai Port Authority jurisdiction.</i> <i>(ii) SOP for the use of Fireworks in Mumbai Port Authority.</i> <i>(iii) Permission form for the use of Fireworks.</i> <i>(iv) Non- refundable amount to be charged for the use of Fireworks is ₹2,00,000 per hour excluding GST.</i>	Marine
17	207	Blacklisting/ debarring of defaulted contractor under Tender No.: E-27/2022: Purchase, demolition and removal of dismantled materials of building nos. 11,12,18,19,26 & 27 (6 Bldgs.), Old Colony, Nadkarni Park, Wadala, GWND.	<i>Board approved Chief Engineer's proposal at Para 8 to debar/ blacklist the firm A-1 Enterprises, Mumbai for a period of two years for conducting any transaction with MbPA is approved.</i>	Civil
18	208	Appointment of Consultant for Scrutinizing Tenders, Estimates and Related Documents.	<i>Board approved FA&CAO's proposal at para 2 of the note.</i>	Finance
19	209	Extension of 6 months of license of Buthello Travels for operation and maintenance of 60 MT capacity, weigh bridge at 13B Indira Dock of Mumbai Port Authority.	<i>Board approved Traffic Manager's proposal at para 13 of the note.</i>	Traffic

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20	210	Filling of application before Adjudicatory Board for recovery of outstanding dues from A to Z Exim.	<i>Board approved Traffic Manager's proposal at para 10 of the note.</i>	Traffic
21	211	Tender no. MEED.19/2023-Augmentation of firefighting facilities at Pirpau Terminal - Mechanical and Electrical works related to New Fire Water Pump House. - Acceptance of offer and Award of contract.	<i>Board approved Chief Mechanical Engineer's proposal at para 8 of the note.</i>	MEED
22	212	High Court, OOCJ, Writ Petition No.(L)33250 of 2022 Make India Impex, Proprietorship Concern of Proprietor Rajesh Nakhua V/s Union of India and 5 ors. - Representation dated 21.8.2023 and 4.9.2023 of Make India Impex.	<i>Board approved Traffic Manager's proposal with modifications as under :</i> <i>(i) To apply single Vessel Completion Date (VCD) for calculation of cargo related charges as advised by MbPA Counsel.</i> <i>(ii) To grant 92% remission on demurrage charges levied on pigeon peas and Soyabean cargo of M.V. Ruby till the date of communication of the Board's decision to the importer.</i> <i>(iii) The Importer may be allowed to clear the cargo within a period of two months from the date of communication of the Board's decision. The demurrage charges for the period of 02 months allowed for delivery will be 100% remitted.</i>	Traffic

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			<p>(iv) <i>The Importer will have to confirm and comply with the Board's decision within 7 calendar days, from the receipt of the communication from the Port. This period is included within the two months period allowed for delivery.</i></p> <p>(v) <i>In case of non-compliance of the conditions stipulated at (iii) & (iv) above, following course of action will be initiated:</i></p> <p>(a) <i>remission / concession granted to the Importer will be withdrawn and demurrage at highest slab will be levied after expiry of 2 months allowed for delivery.</i></p> <p>(b) <i>the importer will be liable to pay rates/charges/demurrage at the rates mentioned as per the prevailing Scale of Rates;</i></p> <p>(c) <i>the said consignment would be listed for sale through auctions as per the due procedure.</i></p> <p>(d) <i>In case of Customs orders for destruction, the cargo will be destroyed accordingly and destruction charges will be recovered accordingly.</i></p>	

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			<p>(vi) <i>Importer had cleared the Pigeon peas consignment on payment of Port charges of Rs.12.23 crore including GST on demurrage, considering double VCD as insisted by Port. The amount available with Port excluding GST is Rs.10,41,52,152/- (Rs.31,67,143/- storage + Rs.10,09,85,009/- as demurrage).</i></p> <p>(vii) <i>GST is already paid (Rs.1,81,77,302/-) and Port has already remitted GST on amount recovered for demurrage on Pigeon peas. The GST will be required to be borne by the Importer. No refund on account of GST will be given.</i></p> <p>(viii) <i>Finance Department to reconcile the payments received vis a vis payment to be recovered. Shortfall, if any, has to be paid by the importer. Exact amount remitted will be informed to the Board as per the Board's decision on completion of 2 months period for delivery as stated at (iii) above.</i></p> <p>(ix) <i>The case not to be treated as precedent.</i></p>	

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			(x) <i>The importer shall not file any litigation (except for petition of appeal/review/conciliation) against MbPA for the said transaction. An undertaking to this effect, will be required to be submitted by Importer, alongwith confirmation in terms of (iv) above.</i>	
23	213	Action Taken Report on the decisions taken in the Board Meeting held on 27th October 2023.	<i>Board noted the Action Taken Report on the decisions taken in the Board Meeting held on 27.10.2023.</i>	GAD

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