

No. : DC/C-PCC/4679

Date : 24.11.2009

To,

1. MANSА / INSA
2. SHIP OWNERS / CHARTERERS
3. SHIPPING AGENTS
4. SHIPPING CORPORATION OF INDIA
5. OIL COMPANIES (HPCL, BPCL, IOC, ONGC)
6. PORT USERS &
7. ALL CONCERNED.

CIRCULAR

Sub : Oil Pollution Cess Payment.

Your attention is drawn to this office Circular No.DC/C-PCC (Cess)/2498 dated 10.06.2009.

With immediate effect all vessels liable to pay Oil Pollution Cess as per Section 356 M(1) (b) of the Merchant Shipping Act, 1958, shall submit proof of payment of such cess prior to the vessel departure from the Port. The receipt should invariably be produced to the Dock Master, Jawahar Dweep, when application for sailing is submitted.

If the receipt is not produced and cess @ 0.50 per tonne is not paid, the defaulting vessel will not be allowed to sail and will be regulated to anchorage until such payment is made and the receipt produced.

(CAPT. M.M. RODRIGUES)
DEPUTY CONSERVATOR

No. : DC/C-PCC/2498

Date : 10.06.2009

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CIRCULAR

Sub : Oil Pollution Cess Payment.

Reference is drawn to Section 356 M of the Merchant Shipping Act, 1958. Section 356 M (1) (b) is reproduced as follows :

“In respect of each tonne of oil shipped from any place in India in bulk as a cargo of a ship, as the Central Government may, by notification in the Official Gazette, fix :

PROVIDED that no cess shall be levied on a ship at any Port if the ship produces evidence of having paid such levy at the same or any other Port in India within a period of three months immediately preceding its present call at the Port”.

It is very clear from the wording of the Section that oil pollution cess is leviable for **each** tonne of the oil shipped and the same is valid for a period of 3 months for **that** parcel of oil.

Therefore, every vessel carrying oil for which Oil Pollution Cess has not been paid at any other Indian Port within the previous three months, would have to pay Pollution Cess at Mumbai for the quantity of oil on board.

(CAPT. M.M. RODRIGUES)
DEPUTY CONSERVATOR