

Public Notice No: 28 /2024 /(Port)

Attention of all Importers / Exporters, Steamer Agents, Clearing Agents etc. is hereby invited to the fact that Syama Prasad Mookerjee Port, Kolkata, (SMPK), as part of modernizing and augmenting cargo operations, has issued the letter of Award (LOA) for the project of "Rejuvenation of Khidderpore Docks-1 (West)" through Public Private Partnership (PPP) mode on design, build, finance, operate and transfer basis (DBFOT) on 25th March, 2022 to M/s. Century Ports Ltd. for a period of 30 years from the date of Award of concession.

Further, as per the concession agreement dated 26.09.2022 between SMPK and M/s Century Ports Ltd. which is effective from 24.06.2023, the Concessionaire i.e. M/s Century Port's Ltd. has been granted the exclusive right to enter upon, occupy and use the Project site and Port's assets during the Concession Period for phase-I of Rejuvenation of KPD-1 (West) project site as detailed below:

- a) Berth No – 2,4 and 6 with a Quay length of 400m.(6365.76 sq.m)
- b) The land area comprising of 73,578 sq. m for backup area.
- c) Covered area (Shed No. 2) measuring area of 3109 sq. m.

The master layout of the phase-1 and area statement (comprising a total area of 83052.76 sq. m) which have been handed over to M/s Century Ports Ltd. is attached herewith.

Now, as requested by SMPK, and in exercise of the powers conferred upon me under Section 45(1) and Section 141 (2) of the Customs Act, 1962, I, Atul Saxena, Principal Commissioner of Customs (Port), Custom House, Kolkata, do hereby appoint M/s Century Ports Limited as the Custodian of the aforesaid Port Terminal to receive imported Goods at the said area handed over as per concession agreement between SMPK and M/s Century Ports Ltd. under phase-1 of Rejuvenation of KPD-1 (West) project located inside Syama Prasad Mookerjee Port, Kolkata, West Bengal, until those are delivered to the CFSs, cleared by importers for Home Consumption or are transhipped in accordance with the provision of Chapter VIII of the Customs Act, 1962. Similarly, M/s. Century Ports Limited will also be the Custodian of the Export cargo brought into said Port Terminal till their exportation through the said Port Terminal.

Further, in exercise of the powers conferred upon me under Regulation 10 of the "Handling of Cargo in Customs Areas Regulations, 2009", as amended, I, Atul Saxena, Principal Commissioner of Customs (Port), Custom House, Kolkata, do hereby appoint M/s Century Ports Limited as a "Customs Cargo Service Provider" for the above mentioned Port Terminal subject to the following conditions:-

- I. The Custodian M/s Century Ports Limited approved as Customs Cargo Service Provider for the said Port Terminal shall abide by all the provisions of the Customs Act, 1962 and

the rules and regulations of Handling of Cargo in Customs Areas Regulations, 2009, as amended along with the subsequent amendments thereof, and other Regulations, Notifications, Orders issued time to time in this regard.

II. The duration of the appointment of M/s Century Ports Limited as "Custodian" and "Customs Cargo Service Provider" shall remain valid initially for two (02) years from the date of issuance of this Public Notice unless otherwise suspended/revoked/cancelled before the expiry of the said period. However, The Principal Commissioner of Customs (Port)/ Commissioner of Customs (Port) shall have the right to review the approval as "Custodian"/ "Customs Cargo Service Provider" before completion of 02 (Two) years for failure to comply with the provisions of the Customs Act, 1962 and/ or of "Handling of Cargo in Customs Area Regulations, 2009", as amended, or any other law in force and/or failure to pay any confirmed demand, outstanding, if any.

III. The Custodian i.e. M/s Century Ports Ltd. has to undertake within seven (07) days from the date of issuance of this Public Notice to comply with and abide by all the provisions of the Act and rules, regulations, notifications and orders in force and issued time to time under Regulation 5(5) of Handling of Cargo in Customs Area Regulations, 2009.

IV. M/s Century Ports Ltd. shall execute a Custodian Bond of **Rs. 10.25 Lakh** (Rupees **Ten Lakh and Twenty Five Thousand Only**) and a Bank Guarantee of **Rs. 1.03 Lakh** (Rupees **One Lakh and Three thousand only**) with auto renewal clause with the Principal Commissioner of Customs (Port), Custom House, Kolkata within seven (07) days from the date of issuance of this Public Notice, for the safety, storage and transshipment of Import/Export cargo at the said terminal. The Bond/ Bank Guarantee value shall however be subject to the satisfaction of the Principal Commissioner of Customs (Port) or his authorized officer who will periodically review the performance of the Custodian.

V. An insurance coverage of an amount equal to **Rs. 8.84 Crore** (Rupees Eight Crore and Eighty Four Lakh only) in favour of Principal Commissioner of Customs (Port) has to be submitted by M/s Century Ports Ltd. within seven (07) days from the date of issuance of this Public Notice. The insurance amount, shall however be subject to the satisfaction of the Principal Commissioner of Customs (Port) or his authorized officer who will periodically review the same. The Custodian would be responsible for any loss arising on account of fire/theft or any other untoward incidents.

VI. The Custodian has to indemnify the Principal Commissioner of Customs (Port), Custom House, Kolkata within seven (07) days from the date of issuance of this Public Notice, from any liability arising on account of damages caused or loss suffered on imported or export goods, due to accident, damage, deterioration, destruction or any other unnatural cause during their receipt, storage, delivery, dispatch or otherwise handling under Regulation 5(6) of Handling of Cargo in Customs Area Regulations, 2009, as amended.

VII. The Custodian shall not commence any operation in the said Port Terminal for the first time unless the Principal Commissioner of Customs (Port), Custom House, Kolkata is satisfied that all the requirements as per this Public Notice and all the existing provisions of the Customs Act, 1962 and the rules and regulations of Handling of Cargo in Customs Areas Regulations, 2009, as amended and any other Regulations, Notifications, Orders in this regard issued there under are fulfilled and grants permission to commence operation by an order.

Hindi version follows.

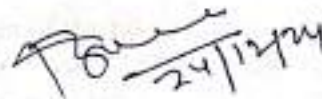
Signed by Atul Saxena

Date: 24-12-2024 15:37:42

Encl: As stated.
Date: 24-12-2024ATUL SAXENA
Principal Commissioner of Customs (Port)
Custom House, Kolkata

Copy to:

1. The Chief Commissioner of Customs, Kolkata Zone.
2. The Commissioner of Customs (RI & I), Room No-501, 5th Floor, Hudco Vishala Building, R.K. Puram, New Delhi
3. The Pr. Commissioner/ Commissioner of Customs (AP&ACC/CCP)
4. All Additional/Joint Commissioner of Customs (Port) through CRU.
5. The Deputy Chairman, SMPK, Kolkata
6. All Deputy / Assistant Commissioner of Customs, (Port), through CRU .
7. All Sections/Groups of Kolkata (Port), through CRU.
8. The General Manager, M/s Century Ports Limited
9. The DC/AC, EDI for uploading on Kolkata Customs Website.
10. Notice Board, SCH.
11. The Assistant Director, Hindi Cell, Custom House, Kolkata for translating this PN into Hindi.

Assistant Commissioner of Customs & SPS (Port)
CFS Unit, Custom House, Kolkata.

NOTE-

PHASE-I (KPD-I WEST)

1. TOTAL AREA INCLUDING BOUNDARY WALL AND SHED NO. 2 AND EXCLUDING TOILET BLOCK $= (73578 + 3109) = 76,687$ sqm
(SHOWN IN GREEN COLOR)
2. BERTH NO: 2,4,6 WITH A QUAY LENGTH OF 400m IS SHOWN IN BLUE COLOR
6365.76 Sq.m.
3. BERTH AREA 2,4 & 6 KPD = 6326 SQM (SHOWN IN BLUE BORDER)
4. ALL DIMENSIONS ARE IN METER & UNLESS OTHERWISE SPECIFIED.

TOTAL AREA UNDER PHASE-I

= 83,052.76 Sq.m.

