

GOVERNMENT NOTICE NO. 87

TRINIDAD AND TOBAGO

PORT SERVICES (DUES, CHARGES AND MANAGEMENT) ORDINANCE,
CH. 18. No. 2.

BYE-LAWS

MADE BY THE GOVERNOR IN COUNCIL UNDER SECTION 22 OF THE PORT
SERVICES (DUES, CHARGES AND MANAGEMENT) ORDINANCE

THE MANAGEMENT OF HARBOURS AND WHARVES (AMENDMENT)
BYE-LAWS, 1955

1. These Bye-laws may be cited as the Management of Harbours and Wharves (Amendment) Bye-laws, 1955, and shall be read as one with the Management of Harbours and Wharves Bye-laws, which are contained in Schedule IV to the Port Services (Dues, Charges and Management) Ordinance, hereinafter referred to as the Principal Bye-laws.

2. Paragraph (2) of bye-law 10 of the Principal Bye-laws is hereby amended by deleting therefrom the words and figures "of 1,000 tons or more" appearing in the first line thereof.

3. Paragraph (1) of bye-law 56 of the Principal Bye-laws is hereby amended as follows:—

(a) The following shall be substituted for the two sentences relating to *Item 9*:—

"*Item 9* (1) to (5): All charges falling under these paragraphs shall be paid by the owner and master of the vessel assisted or attended immediately on completion of the service.

Item 9 (6) and (7): The charges under these paragraphs shall be payable by the person requesting the service immediately on completion of the service."

(b) The sentence relating to *Item 10* shall be amended—

(i) by inserting the words "or temporarily stored" immediately after the word "warehoused" appearing in sub-paragraph (a) thereof;

(ii) by inserting the word "transhipment" immediately before the word "goods" appearing in sub-paragraphs (b) and (c) thereof.

(c) The sentence relating to *Item 16* shall be amended—

(i) in sub-paragraph (a) by substituting the word "delivery" for the word "distribution" and by inserting immediately after the word "consignee" the words "or owner of the package or parcel";

- (ii) by inserting the word "transhipment" immediately before the word "goods" appearing in the first lines of sub-paragraphs (c) and (d).
- (e) The sentences relating to *Items* 20 and 21 shall be amended by substituting for the word and figures "*Item* 20" the word and figures "*Item* 19" and by substituting for the word and figures "*Item* 21" the word and figures "*Item* 20".
- (f) The sentence relating to *Items* 19 and 22 is hereby deleted and in place thereof the following sentence shall be inserted at the end of paragraph (1):
- "*Item* 21 : The charges under this item shall be payable by the person requesting the service or on whose behalf the service is rendered, immediately on completion of the service".

4. The following Schedule is hereby substituted for Schedule "C" to the Principal Bye-laws:—

"SCHEDULE "C" (Bye-laws Nos. 54 to 56)

TARIFF		<i>Per Ton</i>
		\$ c.
<i>1. Goods Inward, including Goods landed for Transhipment</i>		
Receiving, stowing and delivering at transit shed door or wharf face or loading direct to vehicles—general cargo (including rum and other spirituous liquors produced in the British West Indies and British Guiana)		
	5.00	
<i>Exceptions</i>		
In the following cases the charges shall be as hereunder:		
(a) All goods classified as Class I or Class II in the list of Dangerous Goods	7.00	
(b) Lumber—500 ft. board measurement=1 Ton ...	4.50	
(c) Cement	3.00	
(d) Barytes, Iron Oxide, Sulphur, Coal, Coke, Gypsum—in bags or bulk	4.00	
(e) Flour and Salt—in bags	3.00	
(f) Chemical fertilizers—in bags	4.00	
(g) Produce and Manufactures of British West Indies and British Guiana other than rum and other spirituous liquors and goods classified as Class I and Class II in the list of Dangerous Goods ...	2.50	
(h) Packages of 2 tons or over in weight per ton weight or volume whichever is greater	6.00	

2. Goods Outwards, including Re-exports

Receiving, stowing and shipping ex-wharf face or shipping direct ex vehicles :

(1) <i>Re-exports</i>	\$ c.
(a) General cargo	5.00
(b) All packages of two tons or over in weight per ton weight or measurement whichever is greater	6.00
(c) All goods classified as Class I or Class II in the list of Dangerous Goods	7.00
(2) <i>Locally manufactured Goods or Local Produce</i>	
(Where a certification is made on the Advice Shipping Note to the effect that the goods are local produce or of local manufacture)	
(a) Bananas	1.50
(b) Grape fruit in crates	1.50
(c) Rum, Bitters, Alcohol or other spirituous liquors	4.50
(d) Sugar	1.75
(e) Other locally manufactured goods or local produce not otherwise specified	1.75
(3) <i>Passengers' baggage and personal effects</i>	<i>Per Pkg.</i>
(unaccompanied) excluding furniture	1.00
(4) There shall be a minimum charge of half of that which is applicable to one ton in the case of goods outwards covered by a single bill of lading which amounts to a total of less than half a ton.	

3. *Transshipment Outward*

Per Ton

Unstacking, transporting from stowage to alongside vessel and placing in vessel slings transshipment cargo50

4. *Cargo unloaded and reloaded to facilitate work of vessel*

(1) Receiving cargo from vessel's slings, depositing on wharf or in sheds and placing alongside the same vessel in vessel's slings ... 5.70

(2) Receiving cargo from vessel's slings, transporting same from hatch to hatch and placing such cargo in vessel's slings for shipment by same vessel ... 4.75

5. *Loading on to vehicles*

(1) By wharf labour after landing or storage has been effected84

(2) When lifts of 1 ton or over (weight or measurement) are loaded and, in the opinion of the Wharf Superintendent, the use of cranes or other mechanical appliances is necessary, an additional charge shall be made at the rate of \$4.00 per hour or part thereof

(3) When weights or measurements are not supplied by the consignees or are not otherwise ascertainable, charges for loading shall be computed as follows:—

(a) Vehicles; (other than railway waggons) on the full capacity of the vehicles

(b) Railway waggons : on the full capacity of the wagon less ten per cent.

6. Overtime commuted.

(1) Additional commuted charges for overtime for work performed at nights, on Sundays and on Public and Religious Holidays (subject to the provisions of paragraph (8) of Item 7).

	<i>Applicable to items 1 to 4 per shore gang per hour or part thereof</i>	<i>Applicable to item 5 per labourer, cooper or foreman, per hour or part thereof</i>
	\$ c.	\$ c.
(a) Day (7 a.m. to 4 p.m.)		
(i) Sundays and Public Holidays (other than the Festival of Corpus Christi)	12.00	.67
(ii) Religious Holidays	19.20	.95
(b) Night (from 4 p.m. to 7 a.m. on all week days except Saturdays when night shall be deemed to commence at 11 a.m.)		
(i) Ordinary working days	12.00	.67
(ii) Sundays and Public Holidays (other than the Festival of Corpus Christi): From midnight on the preceding day to 7 a.m., and from 4 p.m. to midnight on any Sunday or Public Holiday (other than the Festival of Corpus Christi)	19.20	.95
(iii) Religious Holidays : From midnight on the preceding day to 7 a.m. and from 4 p.m. to midnight	27.00	1.15
(c) Meal hours—6 a.m. to 7 a.m.; 11 a.m. to noon; 5 p.m. to 6 p.m. and 11 p.m. to 12 midnight.		
(i) Ordinary working days	24.00	1.34
(ii) Sundays and Public Holidays (other than the Festival of Corpus Christi)	38.50	1.80
(iii) Religious Holidays	54.00	2.30

(2) For the purpose of this Schedule—

(a) Monday shall be deemed to commence at midnight of the preceding Sunday; Saturday to end at midnight Saturday; and a Public Holiday or a Religious Holiday to commence at midnight of the day preceding and to end at midnight on the holiday;

(b) Religious Holidays shall be Christmas Day, Good Friday and the Festival of Corpus Christi.

7. *Standing-by Charges :*

(1) Men standing-by awaiting the arrival of vessel or for any other reason :

	<i>Applicable to items 1 to 4 per quay gang per hour or part thereof</i>	<i>Applicable to item 5 per labourer, cooper or foreman, per hour or part thereof</i>
	\$ c.	\$ c.
(a) Ordinary working days:		
Daytime—7 a.m. to 4 p.m.	16.50	.76
Night—4 p.m. to 7 a.m. ...	25.50	1.00
(b) Sundays and Public Holidays (other than the Festival of Corpus Christi):		
Daytime—7 a.m. to 4 p.m.	25.50	1.00
Night—4 p.m. to 7 a.m. ...	32.50	1.30
(c) Religious Holidays:		
Daytime—7 a.m. to 4 p.m.	32.50	1.30
Night—4 p.m. to 7 a.m. ...	46.00	1.85

(2) The Wharf Superintendent shall not undertake to accept orders for gangs to commence work at times other than 7 a.m., 12 noon and 6 p.m.

(3) Charges for standing-by arising out of workmen awaiting arrival of vessel or goods for shipment or by reason of goods unloaded overside or loaded from craft alongside vessel or failure of vessel's equipment shall be imposed on the aggregate time lost within each working period.

(4) No charges shall be imposed in the event of work not having commenced or being suspended owing to weather conditions.

(5) On arrival of a vessel should work not be commenced because of rigging at any hatch for a period not exceeding sixty minutes during any of the working periods of 7 a.m. to 11 a.m., 12 noon to 4 p.m., 4 p.m. to midnight, or midnight to 6 a.m. or should work be suspended at any hatch for a period not exceeding sixty minutes during any of the above-mentioned working periods, no charges shall be imposed in respect of any such period of sixty minutes or part thereof.

(6) Should working time be lost at any hatch for more than a total of sixty minutes during any of the aforementioned working periods, standing-by charges per hour or part thereof shall be imposed in respect of the total time lost at each hatch during the working period.

(7) Should application be made for a gang to work a vessel and should such application be cancelled at any time after it is too late to stop the gang from attending for work, the charges set forth in this item shall be payable.

(8) *Minimum Overtime and Standing-by Charges :*

(a) A minimum of four hours in accordance with the rates set forth in item 6 or 7, as the case may be, shall be payable in respect of gangs in attendance or working between 7 a.m. and 11 a.m. and from 12 noon until 4 p.m.

(b) A minimum of five hours overtime in accordance with the rates set forth in item 6 or 7, as the case may be, shall be payable in respect of gangs in attendance or working after 6 p.m. until 11 p.m.

(c) A minimum of six hours overtime shall be chargeable in accordance with the rates set forth in item 6 or 7 as the case may be, in respect of gangs in attendance or working during the period midnight to 6 a.m.

(d) A minimum of eight hours overtime shall be chargeable in accordance with the rates set forth in item 6 or 7, as the case may be, in respect of gangs in attendance or working during the period 7 a.m. to 4 p.m. on Sundays.

8. *Fresh Water :*

(1) Fresh water supplied direct from mains to vessels, or water boats or vessels engaged in the coasting trade—

	\$	c.
First 100 tons or part thereof per ton of 224 gallons ...	.50	
Second 100 tons or part thereof per ton of 224 gallons ...	.45	
Third and succeeding 100 tons or part thereof per ton of 224 gallons ... .. .	.40	
Supplied to water boats and vessels engaged in the coasting trade, per 100 gallons	1.10	

(2) Quantities of water of less than 1 ton of 224 gallons shall be supplied to droghers, schooners and other small craft at the rate of 10 cents per 50 gallons or part thereof.

(3) Water supplied to offices and other buildings situated on Wharf premises :—

	\$	c.
For Domestic purposes, per 1,000 gallons ... ..	.25	
For Commercial purposes, per 1,000 gallons ... ..	.50	

(4) When a request is made for the supply of water during overtime hours, an extra charge of 35 cents per hour or part thereof shall be levied when the water is supplied during those hours and the minimum overtime and standing-by charges set out in paragraph (8) of item 7 shall apply; in case the water is not supplied, charges shall be payable on the basis of actual cost of attendance plus 20 per cent.

9. *Towage :*

(1) Tugs in attendance on or assisting vessels, other than droghers, when berthing and unberthing at King's Wharf or King's Wharf Extension or arriving at and departing from moorings in the Basin, or in the Grier Channel, for each move :—

	\$	c.
(a) Tug, at the rate of \$3.24 per 100 tons net register, with a minimum charge for one tug of	77.75	

	\$	c.
(b) When two tugs are requisitioned and the Wharf Superintendent is able to supply them, no additional charge will be made for the second tug, but the minimum charge shall be increased to ...	155.50	
(c) On vessels exceeding 10,000 tons net register, for every 2,500 tons net register or part thereof in excess of 10,000 tons, an additional charge of ...	28.00	
(d) Assisting vessel to change berth, irrespective of tonnage, for each such operation ...	50.00	
 (2) Services rendered by tugs hired for work at Wharves in the Gulf of Paria other than Wharves managed or controlled by Government :—		
	\$	c.
(a) Tug in attendance or assisting vessel berthing or unberthing ...	100.00	
(b) Additional charge when an additional tug is ordered	100.00	
 (3) Services rendered by tugs hired for attending a vessel not under command, or disabled, whether of motive power or steering ability or both, or otherwise, within any harbour or port of the Colony (the time to count from the time the tug leaves to perform the service to the time she returns to her berth) per hour or part thereof per tug ...		
	60.00	
 (4) Services rendered by tugs hired for supplying steam to a vessel (the time to count from the time the tug leaves for that specific service to the time she returns to her berth) per hour or part thereof per tug ...		
	45.00	
 (5) When a tug has been ordered but such order is not cancelled or amended before the commencement of the service, there shall be payable a charge of ...		
	90.00	
 (6) Fire, and other special services rendered by—		
(a) Tugs proceeding to or from a vessel requiring assistance per hour or part thereof per tug ...	45.00	
(b) Tugs in attendance upon a vessel aground or on fire or requiring assistance :—		
(i) outside the Gulf of Paria, per gross ton per tug per hour or part thereof ...	.06	
(ii) inside the Gulf of Paria per gross ton per tug per hour or part thereof ...	.03	
(c) Tugs towing a vessel :—		
(i) outside the Gulf of Paria per gross ton per tug per mile or part thereof ...	.02	
(ii) inside the Gulf of Paria per gross ton per tug per mile or part thereof ...	.01	

Provided that :

- (a) The charges under sub-paragraphs (b) and (c) of this paragraph shall be in addition to the charge under sub-paragraph (a) of this paragraph.

- | | \$ c. |
|---|--------|
| (b) The minimum charge payable under this paragraph for services rendered to any one ship shall be ... | 500.00 |
| (c) When a tug has been ordered but such order is cancelled before the tug leaves her berth at Port-of-Spain, there shall be payable a charge of ... | 200.00 |
| (d) A tow rope damaged in assisting any ship shall be a charge against the ship. | |
| (e) Insurance of tugs shall be a charge against the vessel requiring assistance. | |
| (7) Services rendered in respect of tugs ordered for services in the Gulf of Paria not provided for under this paragraph per tug per hour or part thereof ... | 45.00 |
| (8) <i>Overtime rates</i> in respect of paragraph (3), (4), (6) and (7) of this item shall be payable, in addition to the rate set out in those paragraphs, when tugs are in attendance or in use outside of the ordinary working hours from the time the tug leaves its berth or anchorage in Port-of-Spain until its return thereto per tug per hour or part thereof at the rate of | 20.00 |
| (9) The General Manager shall have the power to fix rates when droghers and barges are attended by tugs. | |

10. Rent on Goods :

	<i>Per package per day or part thereof</i>
(1) (a) Packages not exceeding 2 cubic feet measurement or 112 lb. weight ...	\$.0 $\frac{3}{4}$
(b) For each additional cubic foot in measurement or 56 lb. in weight or fraction thereof ...	.0 $\frac{1}{2}$
<i>Exceptions :</i>	
(c) Goods in Classes I and II in the list of Dangerous Goods; double basic rates.	
(d) Empty drums ...	.0 $\frac{1}{2}$
(e) Horse boxes ...	.22

(2) All the rates contained in this item shall be doubled after goods have remained on the premises for a longer period than seven days (inclusive of Sundays, Public Holidays and Religious Holidays) following the expiry of the "free storage" period. (See paragraph (5) of this item).

(3) Goods remaining in storage after notice of removal has been issued shall be liable to three times the storage rates as from the date of such notice until such time as they have been removed.

(4) Storage space may be reserved at the discretion of the General Manager in consultation with the Sugar Manufacturers' Association for the temporary storage of locally produced sugar, and the monthly charge for such space shall be 13 cents per ton per calendar month or part thereof based on the maximum tonnage in storage on any one day of each calendar month.

(5) Free storage periods allowed :—

(a) *Goods imported for local consumption :*

4 days, reckoned from 7 a.m. the day following that on which vessels or droghers attendant thereon complete unloading (exclusive of Sundays, Public Holidays, Religious Holidays and Saturday afternoons on which delivery is suspended);

(b) *Additional free storage of goods :*

A period of 4 days free storage additional to that provided for under sub-paragraph (a) of this paragraph shall be allowed in respect of :—

- (i) imports of over 100 tons on any one bill of lading consigned to any owner, person or company ex any one vessel;
- (ii) imports overlanded and imports requiring survey;
- (iii) imports awaiting lighterage where written application has been made for a berth for a lighter before expiry of the free storage period allowed and where such application contains complete particulars of the goods to be landed; and
- (iv) imports awaiting railage where a copy of the application for railage of the goods is handed in as proof that the Railway Department has been requested to rail the goods before expiry of the free storage period allowed.

(c) *Goods stored in open at owner's risk :*

Imports deposited in the open at owner's risk on Queen's Wharf or St. Vincent Wharf a free storage period of 8 days shall be allowed, after which period of 8 days a charge of 1 cent per square foot per week or part thereof shall be levied in respect of the area occupied by the goods subject to a minimum charge of 25 cents.

(d) *Goods awaiting exportation or re-exportation of shipment to Tobago;*

Twenty-one days inclusive of Sundays, Public Holidays and Religious Holidays.

(e) *Goods awaiting transhipment :*

30 days inclusive of Sundays, Public Holidays and Religious Holidays.

11. *Hire of Gear*

The charges shall be computed from the time stated on the written request to the return of the unit to the officer in charge of transport.

	<i>Per day or part thereof</i>
	\$ c.
(a) Slings, Cant Hooks and Lifting Clamps—each ...	.50
(b) Hand trucks and platform trucks—each ...	.75
(c) Pallets—each ... ..	.30
(d) Pallets with bridle—each ... ..	.75

12. Hire of Hand Cranes

The hirer shall supply the labour for operating such cranes; charges shall be computed from the time stated on written request to the handing back of the cranes key to the Wharf Superintendent.

	<i>Per hour or part thereof</i>
	\$ c.
and shall be at the rate of ... ..	.31

13. Hire of Mechanical Units

The charges in respect of those units rated at an hourly basis shall be computed from the time stated on written request to the return of the unit to the officer in charge of transport.

(a) Cranes—for special lifts not exceeding 10 tons weight:—

	<i>Per ton weight or measurement</i>
	\$ c.
(i) lifts not exceeding 2 tons	1.75
(ii) lifts of over 2 tons and not exceeding 5 tons...	2.50
(iii) lifts of over 5 tons and not exceeding 7 tons...	3.25
(iv) lifts of over 7 tons and not exceeding 10 tons...	4.00

	<i>Per hour or part thereof</i>
	\$ c.
Overtime (in addition to the lifting charge) before or after ordinary working hours	2.50
(b) For each crane—Bucyrus for heavy lifts: including rigging, transporting of crane and operation of slinging, lifting and loading or shipping.	
(i) Normal working hours (inclusive charge) ...	99.00
(ii) Normal overtime (inclusive charge)...	120.00
(iii) Religious holidays (inclusive charge) ...	145.00
(iv) When requisitioned for use at King's Wharf Extension, an additional travelling charge of \$60.00 shall be levied.	

	<i>Per hour or part thereof per ton maximum lifting capacity of crane</i>
	\$ c.
(c) Cranes not otherwise provided for	1.50

	Per day or part thereof
	\$ c.
(d) Other units:	
(i) Road Roller	3.75
(ii) Electric Trucks	3.75
(iii) Electric Lifts	3.75
(iv) Tow motors and Shop Mules (including trailers —Platform trucks—when necessary) ...	3.75
(v) Fork Lift trucks	3.75
(vi) Motor Trucks (Lorries)	3.40
(vii) Concrete Mixers	2.00
(e) An additional 25 per cent. shall be charged in respect of work performed before or after ordinary working hours.	

14. *Diver and Apparatus*

(1) Charges in respect of the services of a diver, inclusive of all necessary gear, pumps, attendants, barge, &c., and exclusive of towage whenever necessary, shall be payable at the rate of \$17 per hour or part thereof subject to a minimum charge of \$34.

(2) Towage to site of operations may be arranged by the hirer, otherwise a charge of \$12 per hour or part thereof shall be leviable for the use of a motor launch for towing, subject to a minimum charge of \$24.

(3) Should the site of operations be located at a distance which makes it, in the absolute discretion of the Harbour Engineer or Harbour Master, inadvisable for a motor launch to be employed, the charges provided for hire of tugs under item 9 shall apply.

(4) Application for the services of a diver shall be made in writing and the period of employment of the diver shall be computed as from the time the diver leaves the shore until the time he returns to shore.

15. *Cased Vehicles*

Unpacking and assembling cased motor vehicles and trailers.

	\$ c.
Use of space per vehicle	7.00

16. *Valuable Packages and Parcels*

A charge of 10 cents per one hundred dollars value in addition to receiving, stowing and delivering charges, shall be payable in advance in respect of valuable parcels, or packages the value of which has been declared in accordance with bye-law 51 and this charge shall cover the goods for the first four days of storage, after which a further charge of 10 cents per week per one hundred dollars value shall be payable in advance for every week or part thereof during which the parcels or packages remain in the custody of the Wharf Superintendent.

17. *Telephones installed in vessels*

	\$ c.
First twenty-four hours or part thereof	4.00
Each succeeding twenty-four hours or part thereof ...	2.00
Installing and disconnecting instruments	Actual cost
Long distance calls	Actual cost

18. *Repairs to Damage Packages*

The actual cost of labour and materials plus twenty per cent.

19. *Mooring Lines*

(1) In respect of men in attendance handling ropes from vessels berthing or unberthing at King's Wharf:

			<i>Per berthing or unberthing operation</i>
			\$ c.
(a) Ordinary working hours	...	...	4.20
(b) Overtime hours	...	...	8.50

2. A free period of 60 minutes shall be allowed before the berthing or unberthing operation is commenced; should this period be exceeded an additional standing-by charge, for the period in excess of the free period, of 3 dollars per hour or part thereof shall be payable in respect of ordinary working hours, and an additional charge of 5 dollars per hour or part thereof in respect of overtime hours.

20. *Sorting Cargo*

Charges in addition to receiving, stowing and delivering shall be payable in respect of sorting goods mixed in such a manner as to render sorting impracticable at the time of landing, and such charges shall be equal to the actual cost of performing the service plus twenty per cent.

21. *Services not specifically provided for*

Charges shall be payable in respect of all services not specifically provided for on the basis of actual cost of performing the service plus twenty per cent.

5. The Management of Harbours and Wharves (Amendment) Bye-laws, 1951-1953 are hereby cancelled.

Made by the Governor in Council this 17th day of May, 1955.

W. J. BOOS
Clerk, Executive Council

Approved by resolution of the Legislative Council this 20th day of May, 1955.

G. E. L. LAFOREST
Clerk, Legislative Council