

LEGAL NOTICE No. 215

REPUBLIC OF TRINIDAD AND TOBAGO

THE PORT AUTHORITY ACT, CHAP. 51:01

REGULATIONS

MADE BY THE AUTHORITY UNDER SECTION 75(1) OF THE PORT AUTHORITY
ACT

THE PORT AUTHORITY (STORE RENT EXEMPTIONS)
REGULATIONS, 1994

1. These Regulations may be cited as the Port Authority (Store Rent Exemptions) Regulations, 1994. Citation

2. In these Regulations—

“Act” means the Port Authority Act;

Interpretation

Chap. 51:01

“Authority” means the Port Authority established under section 3 of the Act;

“Secretary” means the Secretary of the Authority.

3. The Authority may refund, remit or waive store rent either in whole or in part under the following circumstances: Refund,
remission or
waiver of store
rent

(a) where the exigencies of Government’s budgetary policy interrupt transactions relating to the delivery of cargo, thereby causing rent to accrue;

(b) where the consignee is a voluntary or charitable organisation registered as such with the Board of Inland Revenue;

(c) where the default is acknowledged to be caused by a Government Department;

(d) where for any other reason the Authority with the approval of the Minister, so determines.

Procedure for application for refund, remission or waiver Schedule

4. (1) The consignee shall submit an application for refund, remission or waiver of store rent to the Secretary in the form set out in the Schedule.

(2) The application for refund, remission or waiver of store rent shall be made within seven working days from the date of application for delivery of cargo.

(3) The consignee shall submit with the application a copy of all the relevant documents, the originals of which must be presented for inspection by the Authority at the time of submission of the application.

(4) The Secretary shall inform the consignee of the decision reached within seven working days from the date on which the decision of the application is made.

Delivery of cargo

5. The consignee shall take delivery of cargo within three working days immediately following the date on which he receives notice of arrival of the consignment, after which store rent will accrue.

Appeal procedure

6. (1) Where an application for refund, remission or waiver has been refused, the consignee may lodge an appeal in writing against the decision with the Secretary within seven working days of the receipt of notice of refusal.

(2) The Secretary shall inform the consignee of the decision on the appeal within seven working days from the date on which the appeal is decided.

(3) Where an appeal fails, the consignee shall pay the store rent due as from the original last day of free storage until the date of decision and take delivery of the cargo immediately.

Notice of refund, remission or waiver of store rent

7. (1) All information with regard to a refund, remission or waiver of store rent shall be posted on a notice board at the Cargo Accounts Office.

(2) The posting of decisions under regulations 5 and 6 at the Cargo Accounts Office of the Authority shall be deemed to be sufficient notice to the consignee.

SCHEDULE

(Regulation 4)

APPLICATION FOR REFUND, REMISSION OR A WAIVER OF STORE RENT

To: The Secretary,
Port Authority of Trinidad and Tobago

Dear Sir,

Re: APPLICATION FOR WAIVER OF STORE RENT

Name of Applicant

Address

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Telephone No. (Home) (Business)

Location of Goods

Bill of lading No/s

Shipping Agent

Vessel Name

Date of Arrival

Last Day

No. of Packages

Weight

Measurement

Store Rent due as at: Date Amount

Reason for Application

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Signature of Applicant

Made this 24th day of November, 1994.

R. T. NURSE
*Chairman of the Port Authority
of Trinidad and Tobago*