

भारत सरकार (GOVERNMENT OF INDIA)
रेल मंत्रालय (MINISTRY OF RAILWAYS)
(रेलवे बोर्ड) (RAILWAY BOARD)

No.TC-I/2019/201/6 Part (4) (3329886)

New Delhi, Dt.: 30.03.2021

Chief Commercial Manager (FS)
South Central Railway,
Secunderabad.

Sub: Reckoning of free time in case of Krishnapatnam Port Siding

- Ref: (i) Rates Master Circular/Demurrage/Wharfage/Waiver/2016/0 dated 19.05.2016
(ii) Para 2507 of IRCM
(iii) SCR's letters No.C 490/BZA/KPCL/JPO/PKPK/Vol.II dt.04.02.2021 & dt.17.02.2021

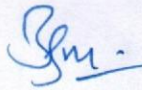
Please refer to SCR's letters under reference (iii) seeking guidelines regarding levy of Detention Charge in the case of rakes detained at Krishnapatnam Port Company Ltd. Siding.

It is seen that loaded rakes are detained at Krishnapatnam Station which is on Krishnapatnam Railway Company Ltd. network (not on IR network). The time of departure of rake from Krishnapatnam Station is considered as placement time for the rake.

In this regard, reference is invited to Para 2507 of IRCM which prescribes guidelines for deemed placement/release of rake in case of private siding when wagons are placed at interchange point and returned back to the same point. (copy enclosed)

In the instant case, Krishnapatnam Station is working as an interchange point. Free time and excess detention for the purpose of levy of Demurrage may be reckoned as per extant guidelines

D.A. as above.


(Atul Kumar)
Dy. Director/Rates-I
Railway Board

Rail Bhawan, New Delhi-110001

CHAPTER XXV

SIDINGS

2501. Definition of assisted/private siding. An assisted/private siding is a siding laid out to serve a Government Department factory, mill or other industrial premises other than a colliery or a mining area, under a special agreement.

2502. List of sidings. A list of all assisted and private sidings on a railway is published in its local tariffs. The name of the serving station together with the name of the firm, factory, etc., authorized to use the siding, the traffic for which each siding is open as also the siding charges recoverable are indicated in the tariffs.

2503. Siding agreement. The terms and conditions on which the siding is to be worked will be embodied in an agreement, which will be executed by each siding user with the railways. The Divisional Railway Manager will arrange to supply a certified true copy of the agreement along with a copy of the blue print of the siding to the serving station for ensuring that normal working of the siding conforms to the provisions of the agreement.

2504. Restrictions in booking over a siding. No traffic other than that of the siding user or in commodities other than such as can reasonably be regarded as necessary for the requirements of the mill, factory or industry of the siding user shall, except with the written permission of the railway administration be at any time taken or sent by the siding user over the siding.

2505. Except where otherwise provided in the agreement, the sidings will be open for booking and delivery of vehicle wagon load traffic only, both in local and through booking.

2506. Subletting of siding. The siding users are forbidden to assign or sublet either whole or any part of the siding without written permission of the railway administration. When such a permission is granted, the fact will be communicated to the Station Master indicating, inter alia, the traffic for which the permission has been granted and the siding charges leviable in each case. A written undertaking should be obtained by the Divisional Railway Manager concerned from the siding owner that he will be responsible for the payment of siding charges and other dues of the railway that may accrue as a result, of granting such a facility.

2507. Making and taking over of wagons/vehicles. (a) Wagons | Vehicles will be hauled by the railway to and from the siding where the railway's engine makes the placement, or to or from the point or line of interchange fixed for this purpose where the siding user arranges for the shunting with his own locomotive or otherwise, acceding to the terms of the agreement.

(b) The wagons vehicles will be deemed to have been placed in the siding and made over to the siding user when

(i) the wagons |vehicles are placed at the specified point of interchange of wagons between the railway administration and the owner of the siding; and

(ii) the owner of the siding be advised in writing accordingly by a Railway Servant so authorized that the wagons/vehicles have been so placed.

(c) Similarly, the wagons/vehicles will be considered as returned to the railway as soon as they are available for removal from the siding after unloading leading, have been placed at the specific point or line of interchange of wagons between the siding and the railway administration and a railway servant authorized in this behalf has been informed in writing accordingly by the owner of the siding.