

INLAND WATERWAYS AUTHORITY OF INDIA

Noida, the 20[•]

No. IWAI/Cargo/-_____In exercise of the powers conferred by section 35, read with section 17 of the Inland Waterways Authority of India Act, 1985 (82 of 1985), the Inland Waterways Authority of India, with the previous approval of the Central Government, hereby makes the following regulations, namely:-

1. Short Title and Commencement –
 - (1) These regulations may be called the Inland Waterways Authority of India (Levy and Collection Fees and Charges) Regulations, 201[•].
 - (2) They shall come into force on the date of their publication in the Official Gazette.
2. Definitions- In these regulations, unless the context otherwise requires-,
 - (a) 'Act' means the Inland Waterways Authority of India Act, 1985;
 - (b) 'Authority' means the Inland Water Authority of India;
 - (c) 'Fees' means charges for use of national waterways, and for usage of infrastructure created by the Authority or on its behalf, and for services provided to the vessel or cargo owners; and
 - (d) Words and expressions used herein but not defined, but defined in the Act, shall have the meanings respectively assigned to them in the Act.
3. The Authority shall, from time to time, determine the Fees.
4. Notwithstanding anything contained herein, for terminals operated by third parties under a long term arrangement with the Authority, the Authority may at its discretion, authorize such third parties operating the terminals to determine the Fees by giving 30 (Thirty) days prior notice to the Authority.
5. Payment of Fees – Every vessel or cargo owner shall pay the Fees to the Authority or to any person as may be directed by the Authority.
6. Exemption from payment of Fees-
 - (a) country crafts shall be exempted from payment of Fees.
 - (b) The Authority's Vessels (other than cargo vessels), Defense Vessels, Para-Military Vessels, vessels related with disaster management including relief operations for calamities and Police Vessels, to the extent of waterway usage charges and infrastructure related charges, referred to in clauses (a) and (b) of regulation 3.
7. Repeal and Savings-
 - (a) The Inland Waterways Authority of India (Levy and Collection of fees and charges) Regulations, 2011 are hereby repealed.
 - (b) Notwithstanding such repeal, any action taken or anything done under the Regulations hereby repealed shall be deemed to have been taken or done under the corresponding provision of these Regulations.