

File No: PD-13/30/2018-PPPCell
Ministry of Shipping
Government of India

1, Parliament Street
Transport Bhawan, New Delhi
Dated: 13th August , 2019

ORDER

Subject: One Time Settlement Scheme (OTSS) for Settlement of Outstanding interest, penal interest and penal charges levied by Major Ports on Government of India and State Government Ministries/Departments.

The issue of pending dues from the Government of India/ State Government Ministries/Departments (GOISGD) has been a point of discussion in various meetings with Major Ports. Penal interest and other penal charge is being charged by the Major Ports from the GOISGD when the outstanding dues or mortgage payments or other payments are not received as per the repayment terms, by the end of the payment schedule dates as the case may be. The levy of various penalties on the unpaid/ outstanding dues further causes delays in the repayment and leads to non-sustainability of the repayment by the GOISGD. This has led to huge amount of pending dues from some of the GOISGD leading to loss of revenue to the Major Ports.

2.0 In order to facilitate and expedite the recovery of these huge pending dues of Major Ports, it has been decided to put bring forth a “One Time Settlement Scheme (OTSS)” for settlement of dues with GOISGD.

3.0 The details and procedure for the execution of OTSS is as follows:

3.1 The Scheme shall be called as “One Time Settlement Scheme” (OTSS).

3.2 The Scheme shall start on September 1, 2019 and close initially on February 29, 2020 i.e. shall remain open for 180 days from opening date. A review would be made, and if required, could be further extended by the Ministry of Shipping after assessing the results.

3.3 The Scheme shall be applicable to dues pertaining to Government of India and State Government Ministries/Departments only and not to PSUs/PSEs (Central/State).

3.4 The scope of the Scheme will cover all those cases which have become overdue and are pending for settlement upto March 31, 2018.

3.5 Major Ports shall grant waiver off 100 % of the total outstanding interest, penal interest and penal charges accumulated and due upto September 1, 2019.

3.6 Principal amount due shall not be considered for waiver under the “One Time Settlement Scheme” and should be realized in full.

3.7 In order to avail the OTSS, the concerned GOISGD shall have to fully repay the total principal amount due to the Port in the first instance before they become eligible to avail OTSS.

3.8 Settlement/payment under OTSS shall be done by GOISGD through internet banking/RTGS/NEFT mode in Major Port’s Bank Account directly within the validity period of OTSS.

3.9 The Major Ports will identify all cases which would be eligible to be covered under the Scheme and inform the GOISGD of the waiver. It would be the task of the Major Port to identify these cases and inform the GOISGD by September 30, 2019 and thereafter, follow these cases so that the same are settled within the mentioned timeframe.

3.10 The Major Port will tabulate all such cases and will inform the Ministry of Shipping accordingly.

3.11 Ports shall constitute a committee of members from concerned Divisions/Departments to be called “Interest Waiver Committee”. The Head of Finance of the Port shall invariably be a member of the committee. The Interest Waiver Committee shall be delegated powers by the Competent Authority specifying the monetary limit(s) up to which such cases can be approved/ reviewed & recommended by this committee for approval by the Competent Authority of the Port(s) and beyond that limits such cases shall be approved by the Board of the Port. Such Monetary Authority/powers of the Competent Authority at each Port should be in conformity to the powers delegated (Writing off losses) to Major Ports under Section 96 of MPT Act, 1963 vide Order dated 11.02.2015, in case the same does not exist.

3.12 No case shall be reviewed after the closure of the validity period of OTSS i.e. February 29, 2020. All those cases which have already been settled before the launch of OTSS shall neither be considered under OTSS nor shall be reviewed further.

3.13 This Scheme is issued with the concurrence of Internal Finance Wing Note no. Note#43 dated 24.07.2019.

3.14 This Order is issued with the approval of Minister of State (Independent Charge), Shipping.

(Narender Kumar)

Under Secretary to the Government of India

Tel No. 011-23722253

To,

- i. Chairmen, all Major Port & CMD, KPL
- ii. All Estate Department of the Major Ports.
- iii. All Finance Department of the Major Ports.
- iv. MD, IPA w.r.t letter No. IPA/FA/2018-19/15 dated 27th June, 2019

Copy to:

- i. PS to Secretary(Shipping)
- ii. PPS to SS&FA, Ministry of Shipping
- iii. PS to JS(Ports)
- iv. PS to JS(Sagarmala)
- v. PS to DA(Ports)
- vi. All Director/ DS/CO in ports wing