

Unvalidated References:
Port Charges Act 1957

This reprint of this Statutory Instrument incorporates all amendments, if any, made before 25 November 2006 and in force at 1 July 2001.

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Legislative Counsel
Dated 25 November 2006

INDEPENDENT STATE OF PAPUA NEW GUINEA.

Chapter 114.

Port Charges Regulation 1957

ARRANGEMENT OF SECTIONS.

1. Delivery of manifest, etc.
2. Outward manifest.
3. Inward wharfage rates.
4. Outward wharfage rates.
5. Berthage, port and light dues.
6. Pilotage and removals.

SCHEDULE 1

Port Charges Regulation 1957

MADE under the *Port Charges Act 1957*.

Dated 200 .

1. DELIVERY OF MANIFEST, ETC.

(1) The master, owner or agent of an overseas vessel must within 24 hours after its arrival at a port, deliver to the Collector of Customs a true and complete copy of the inward manifest of the vessel in respect of all goods to be landed, discharged or transhipped in the port.

(2) The copy of the manifest referred to in Subsection (1)–

- (a) shall be in Form 1 or in such other form as is approved by the Comptroller of Customs; and
- (b) shall be signed by the master, owner or agent; and
- (c) shall, if required by the Collector of Customs, be verified by the master, owner or agent by statutory declaration.

(3) On demand by the Collector of Customs, the master, owner or agent must produce to the Collector the master's copy of all bills of lading relating to goods referred to in Subsection (1).

(4) In the case of a vessel having no goods referred to in Subsection (1) on board when entering a port, the copy manifest shall be marked with the word "Nil".

(5) A person who except with the consent of the Collector of Customs–

- (a) lands, discharges or tranships; or
- (b) causes or suffers to be landed, discharged or transhipped,

goods in a port before a copy manifest has been delivered in accordance with this section, is guilty of an offence.

- (6) The master, owner or agent of a vessel who—
- (a) fails to deliver a copy manifest in accordance with this section; or
 - (b) fails to comply with a requirement under this section; or
 - (c) delivers, or causes or permits to be delivered a copy manifest that is false or inaccurate in any material respect,

is guilty of an offence.

Penalty: A fine not exceeding K40.00.

2. OUTWARD MANIFEST.

- (1) The master, owner or agent of a vessel by which goods are shipped—
- (a) overseas; or
 - (b) coastwise from a Government wharf,

must, within 24 hours of the shipment, deliver to the Collector of Customs a true and complete copy of the outward manifest of the vessel in respect of the goods.

- (2) The copy of the manifest referred to in Subsection (1)—
- (a) shall be in Form 2 or in such other form as is approved by the Comptroller of Customs; and
 - (b) shall be signed by the master, owner or agent; and
 - (c) shall, if required by the Collector of Customs, be verified by the master, owner or agent by statutory declaration.
- (3) The master, owner or agent of a vessel referred to in Subsection (1) who—
- (a) fails to deliver a copy manifest in accordance with this section; or
 - (b) fails to comply with a requirement under this section; or
 - (c) delivers, or causes or permits to be delivered, a copy manifest that is false or inaccurate in a material particular,

is guilty of an offence.

Penalty: A fine not exceeding K40.00.

3. INWARD WHARFAGE RATES.

The master, owner or agent of a vessel from which goods have been unshipped and on which inward wharfage charges are payable shall—

- (a) within 48 hours of completion of unshipment—furnish to the Collector of Customs full and complete particulars in duplicate, of the goods in Form 3; and
- (b) at the same time pay the inward wharfage rates.

4. OUTWARD WHARFAGE RATES.

The master, owner or agent of a vessel on which goods are shipped shall, if outward wharfage rates are payable on the goods—

- (a) within 48 hours of the departure of the vessel—furnish to the Collector of Customs full and complete particulars in duplicate, of the goods in Form 4; and
- (b) at the same time pay the outward wharfage rates on the goods.

5. BERTHAGE, PORT AND LIGHT DUES.

Where the master, owner or agent of a vessel is liable to pay berthage fees, port dues or light dues, he shall—

- (a) make payment—
 - (i) at or before the time when the vessel makes entry into or clears outwards from port; or
 - (ii) within such further period (not exceeding 48 hours) as the Collector of Customs allows; and
- (b) at the time of payment, furnish to the Collector of Customs particulars in duplicate in Form 5.

6. PILOTAGE AND REMOVALS.

Where the master, owner or agent of a vessel is liable to pay pilotage or removal fees he shall—

- (a) make payment—
 - (i) before the departure from the port of the vessel; or
 - (ii) within such further period (not exceeding 48 hours) as the Collector of Customs allows; and
- (b) furnish to the Collector of Customs at the time of payment particulars in duplicate in Form 6.

SCHEDULE 1

Sch. 1

Port Charges Regulation 9999

PAPUA NEW GUINEA.

Port Charges Act 1957.

Form 1 – Inward Manifest.

Reg., Sec. 1. Form 1

Ship . . . , from . . . , entered inwards at Customs House,
. . . , Trip . . . Vessel berthed at . . . wharf.

Marks and Nos.	Consignee.	No. of packages.	Description.	Weight.	Measurement.	Remarks.

I declare the above particulars of weights, measurements and quantities to be correct.

Master.

Dated . . . 20..

NOTE.—The Controller of Customs may at his option accept instead of the above form of manifest the manifest of any shipping company provided that it is declared and contains sufficient information for the purposes of the Customs.

Sch. 1

Port Charges Regulation 9999

PAPUA NEW GUINEA.

Port Charges Act 1957.

Form 2 – Outward Manifest.

Reg., Sec. 2. Form 2

Ship . . . , from . . . , entered outwards at Customs House,
. . . , Trip . . . Vessel berthed at . . . wharf.

Marks and Nos.	Consignor.	No. of packages.	Description.	Weight.	Measurement.	Remarks.

I declare the above particulars of weights, measurements and quantities to be correct.

Master.

Dated . . . 20...

NOTE.—The Controller of Customs may at his option accept instead of the above form of manifest the manifest of any shipping company provided that it is declared and contains sufficient information for the purposes of the Customs.

Sch. 1

Port Charges Regulation 9999

PAPUA NEW GUINEA.

Port Charges Act 1957.

Form 3 – Port Charges–Wharfage inwards.

Reg, Sec. 3. Form 3

Port Charges Regulation 9999

Sch. 1

Port of ... Ship ... Net Registered Tonnage ... Reported ... 20...

Master or Owner ... Per ... Agent. Date ... 20...

Goods.	Overseas			Coastal			Transshipment		
	Quantity	Rate	Amount	Quantity	Rate	Amount	Quantity	Rate	Amount
		K	K		K	K		K	K
1. Horses and cattle, each		0.30			0.15			0.15	
2. Dogs, sheep, goats and pigs, each		0.10			0.05			0.05	
3. Charcoal, coal and coke, per ton		0.15			0.08			0.08	
4. Copra, per ton		0.30			0.15			0.15	
5. Fertilizers, per ton		0.25			0.12			0.12	
6. Fruit and vegetables (fresh), per ton		0.30			0.15			0.15	
7. Iron (tanks) empty, each		0.60			0.30			0.30	
8. Oils, petroleum, per ton		0.40			0.20			0.20	
9. Returned empties, per ton		0.20			0.10			0.10	
10. Road metal, sand and soil, per ton		0.10			0.05			0.05	
11. Timber, rough or sawn, per 480 super feet		0.75			0.20			0.20	
12. Ores (including crude ores), per ton		0.75			0.30			0.30	
13. Other cargo-									
(a) measurement, per ton		0.75			0.30			0.30	
(b) weight, per ton		0.75			0.30			0.30	
		Total			Total			Total	

Dated ... 20...

Collector

Sch. 1

Port Charges Regulation 9999

PAPUA NEW GUINEA.

Port Charges Act 1957.

Form 4 – Port Charges–Wharfage Outwards.

Reg, Sec. 4. Form 4

Port Charges Regulation 9999

Sch. 1

Port of ... Ship ... Net Registered Tonnage ... Reported ... 20...

Master or Owner ... Per ... Agent. Date ... 20...

Goods.	Overseas			Coastal			Total
	Quantity	Rate	Amount	Quantity	Rate	Amount	
		K	K		K	K	
1. Horses and cattle, each		0.20			0.20		
2. Dogs, sheep, goats and pigs, each		0.05			0.05		
3. Charcoal, coal and coke, per ton		0.10			0.10		
4. Copra, per ton		0.30			0.30		
5. Fertilizers, per ton		0.30			0.30		
6. Fruit and vegetables (fresh), per ton		0.05			0.05		
7. Iron (tanks) empty, each		0.40			0.40		
8. Oils, petroleum, per ton		0.20			0.20		
9. Returned empties, per ton		0.10			0.10		
10. Road metal, sand and soil, per ton		0.05			0.05		
11. Timber, rough or sawn, per 480 super feet		0.20			0.20		
12. Ores (including crude ores), per ton		0.15			0.15		
13. Other cargo -							
(a) measurement, per ton		0.30			0.30		
(b) weight, per ton		0.30			0.30		
	Total			Total			

Dated ... 20...

Collector:

Sch. 1

Port Charges Regulation 9999

PAPUA NEW GUINEA.

Port Charges Act 1957.

Form 5 – Berthage, Port and Light Dues.

Reg., Sec. 5. Form 5

Port of ... Date ... 20...

Ship ... Gross Tonnage ... Net Tonnage ... Reported ... 20...

Particulars	Declared Port					Other Places			Total
	Gross tonnage	Rate	Daily rate	No. of days	Amount	Gross tonnage	Rate	Amount	
Berthage dues: Vessel lying at Government wharf from ... hours ... 19... to ... hours ... 19....		K1.50 per day or 5t per 4 gross tons or part thereof (whichever is the greater)					K10.00 per annum for vessels up to 100 tons and 25t for every additional ton		
						Period: From ... 20... to 20...			
	General				Other (as defined)				
Port dues:	Gross tonnage	Rate	Amount		Gross tonnage	Rate	Amount		
		10t per 3 tons or part thereof (whichever is the greater)			5t per 3 tons or part thereof				
	Period ... 20... to ... 20...				Period ... 20... to ... 20...				

Light dues:

net tons at 10t per ton or K2.25 (whichever is the greater) 20... to ... 20....

Maximum payment K.150.00

Collector ... per ... Agent.

Dated ... 20...

Sch. 1

Port Charges Regulation 9999

PAPUA NEW GUINEA.

Port Charges Act 1957.

Form 6 – Pilotage and Removal Rates.

Reg., Sec. 6. Form 6

Vessel ... Agent ... Reported ... 20... Port of ...

Date ... 20...

Payable to the Collector of Customs, Port of ...

Pilotage	Inward			Outward			Total
	Net tonnage	Rate	Amount	Net tonnage	Rate	Amount	
(a) General Rates (Maximum K100.00 Minimum K10.00)		51 per 2 tons net registered, or part thereof.			51 per 2 tons net registered, or part thereof.		
(b) Concession Rates (Maximum K100.00 Minimum K10.00)		51 per 4 tons net registered, or part thereof.			51 per 4 tons net registered, or part thereof.		
	First three tonnage dunnage during any one visit			Additional tonnage			
	No. of tonnage	Rate	Amount	No. of tonnage	Rate	Amount	
Rebates:		K			K		
(a) 2,000 tons gross and under		10.00			5.00		
(b) Exceeding 2,000 tons gross		20.00			10.00		
						Total	

Port Charges Regulation 1957