

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**TITLE PAGE**

**TARIFF NO. 1-A**

(Cancels Tariff No. 1)

SCHEDULE OF CHARGES, RULES AND REGULATIONS FOR  
WHARFAGE, HANDLING, STORAGE AND SERVICES

APPLICABLE AT

**PORT BIENVILLE INDUSTRIAL PARK**

APPROVED BY HANCOCK COUNTY PORT AND HARBOR COMMISSION  
ON October 9, 1995

ISSUED: October 19, 1995

EFFECTIVE: January 1, 1996

**REVISED**

ISSUED BY:

HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521  
TELEPHONE: (601) 467-9231  
FAX: (601) 467-9341

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 1**

**SUPERSEDES AND CANCELS TARIFF # 1**

**CHECK SHEET**

(\*) Indicates new or revised page included in this filing.  
Original page designated as 0.

<b>PAGE</b>	<b>REVISION</b>	<b>PAGE</b>	<b>REVISION</b>
<b>TITLE</b>	0*	5	1*
1	0*	6	0*
2	0*	7	0*
3	0*	8	1*
4	0*	9	0*

**CANCELLATION OF PAGES**

Unless otherwise provided, amendment of a page will be made by reprinting the page and showing the revision number. The revision numbers will be used in consecutive numerical order beginning with "1st Revised Page". A revised page cancels any uncanceled revised or original page(s), which bear the same page number.

**ABBREVIATIONS AND REFERENCE MARKS**

**ITEM 110**

* Denotes change in wording	+	Denotes increase in charges
@ Denotes new provision	%	Denotes reduction in charges

N.T	Net ton (2,000 pounds)
USDA	United States Department of Agriculture
FMC	Federal Maritime Commission
DOT	United States Department of Transportation

REVISION ISSUED: January 13, 1997  
REVISION EFFECTIVE: March 1, 1997

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 2**

**TABLE OF CONTENTS**

SUBJECT	RULE	PAGE
APPLICATION-INTERPRETATION OF TARIFF	105	4
ASSIGNMENT OF BERTH	150	6
DAYS AND HOLIDAYS	5	3
DOCKAGE	15	3
DOCKAGE AT OTHER THAN PUBLIC WHARVES	130	5
HAZARDOUS MATERIALS OR SUBSTANCES	135	5
JURISDICTION	100	4
LAY BERTH	20	3
MARINE LOSS OR DAMAGE TO CARGO OR VESSELS	125	5
MEASUREMENT OF SHIPS	140	5
PORT AUTHORITY	10	3
PUBLIC WHARVES	25	3
REQUEST FOR STATEMENT OF TONNAGE	145	6
SHIP AND VESSEL	40	3
STEVE DORE	35	3
WH ARFAGE	45	4

**RATES AND CHARGES**

CONTAINER STORAGE	210	8
DOCKAGE CHARGE	205	8
PERM ITS	220	9
MISCELLANEOUS CHARGES	215	8
WHARFAGE CHARGES-ASSESSMENT	200	7
WHARFAGE CHARGES	200	8

ISSUED: October 19, 1995

EFFECTIVE: January 1, 1996

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 3**

**DEFINITIONS**

**DAYS AND HOLIDAYS** **ITEM 5**

In computing charges, a day is a period of 24 consecutive hours or fraction thereof of any calendar day or days.

Holidays are defined as Christmas Day, New Year's Day, Memorial Day, Independence Day, and Thanksgiving Day.

**PORT AUTHORITY** **ITEM 10**

Port Authority, when used herein, is the Hancock County Port and Harbor Commission as prescribed by law.

**DOCKAGE** **ITEM 15**

A charge against the ship or vessel for the use of the public wharves, mooring facilities, or other facilities owned or operated by the Port and Harbor Commission. The charge is based upon the length of the ship or barge as determined by the Port Commission's rules. The ship or vessel is responsible for this charge.

**LAY BERTH** **ITEM 20**

A privilege granted upon request for a ship or vessel to berth at a wharf, pier, bulkhead structure, or bank.

**PUBLIC WHARVES** **ITEM 25**

Wharves and facilities owned or operated by the Port Commission available to general shipping public.

**STEVEDORE** **ITEM 35**

One who works at or is responsible for the loading and unloading of a ship or vessel within the jurisdiction of the Port Commission.

**SHIP AND VESSEL** **ITEM 40**

A "ship" is any self-propelled sea-going vessel. A "vessel" is any type of floating equipment or object including barges.

ISSUED: October 19, 1995

EFFECTIVE: January 1, 1996

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 4**

**DEFINITIONS**

**WHARFAGE**

**ITEM 45**

A charge assessed against all cargo passing or conveyed over, onto, or under wharves and the transit sheds built thereon or between ship or vessel when berthed at the wharf, pier, bulkhead structure(s) or banks within the jurisdiction of the Port Commission.

**RULES AND REGULATIONS**

**JURISDICTION**

**ITEM 100**

The Hancock County Port and Harbor Commission has jurisdiction control over, and the power to regulate, fix and enforce rules and charges for the use of the harbor, channel, warehouses, freight handling machinery, equipment, and all other property and facilities owned and operated by it in accordance with applicable law,

Normal operations are conducted through the Commission's appointed Port Director.

**APPLICATION AND INTERPRETATION OF TARIFF**

**ITEM 105**

Rates, rules and regulations contained herein, or as amended, shall apply equally to all users at and to all waterways, terminals, and facilities of the Port Authority except as otherwise provided. The use of the waterways, facilities, and / or services under the jurisdiction of the Port Authority shall constitute a consent to the terms and conditions herein and evidences an agreement on the part of all carriers, vessels, barges, their owners and agents or all other users of such waterways, services, and / or facilities, to pay all charges specified herein to be governed by all rules and regulations set forth in this tariff.

All reference to harbor masters, pilots, boatmen, stevedores, surveyors, watchmen, police, ship chandlers, ship agents and all other persons engaged in providing any type of service or operation on or at any waterway, road or facility, will be governed by "TITLE 59, Ports, Harbors, Landing and Watercraft, Harbor or Port Commission; Powers of Political Subdivisions; Pilotage" Mississippi Code, 1972, Annotated.

ISSUED: October 19, 1995

EFFECTIVE: January 1, 1996

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 5  
REVISED**

**RULES AND REGULATIONS**

**MARINE LOSS OR DAMAGE TO CARGO OR VESSELS            ITEM 125**

The Port Authority assumes no responsibility for marine loss or damage to any cargo of any description, nor assumes any responsibility for marine loss or damage to any vessel, barge, tug boat, or other craft while within the harbor limits of Port Bienville Industrial Park or other places.

**DOCKAGE AT OTHER THAN PUBLIC WHARVES            ITEM 130**

The Port Authority reserves the right to assess charges against wharves or mooring facilities; also to assess wharfage charges against any commodity received from and / or discharged to the water over which the Port Authority has jurisdiction.

**HAZARDOUS MATERIALS OR SUBSTANCES            ITEM 135**

Shipments of articles classified as hazardous materials or hazardous substances by the United States Department of Transportation will be accepted only after a full compliance by shippers or carriers with these rules and regulations or as amended. Wharfage and handling facilities will not be provided except under special circumstances approved by the Port Director.

**MEASUREMENT OF SHIPS OR VESSELS            ITEM 140**

The Port Authority reserves the right to measure all ships or vessels when deemed necessary; said measurements to be used by the Port Authority as a basis for any and all charges. For purpose of determining charges under this tariff, the term "length" or "over-all length" of a ship or vessel shall be that length measured from the extreme forward point to the extreme aft point of the ship or vessel as may appear in the Certificate of Registry for the ship or vessel. With respect to ships engaged in foreign, coastwise, or intracoastal trade, such measurements appearing in Lloyd's Register will be acceptable as evidence thereof.

REVISION ISSUED: October 15, 1996  
REVISION EFFECTIVE: January 1, 1997

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 6**

**RULES AND REGULATIONS**

**REQUEST FOR STATE OF TONNAGE**

**ITEM 145**

All ships or vessels, their owners or agents, or any other persons, firms or corporations shall upon request of the Port Director or his authorized agent, furnish without delay, a statement showing weight by commodities including bunkers, covering any shipments or cargo in the transit sheds, or wharves, or occupying space on any other property under the control of the Port Authority.

**ASSIGNMENT OF BERTH, SHEDDAGE, MOORING AND MARGINAL TRACK**

**ITEM 150**

All vessels, barges, or other water craft, or their owners or agents, desiring berth and / or marginal tracks, sheddage assignment, open dock use, anchorage, mooring place, or any other facility shall, as far as possible but not later than 48 hours in advance of the date of docking to load or unload if space is available, make application thereof to the Port Director in writing specifying the date of docking, sailing, and the nature and quantity of cargo to be handled. The Port Director reserves the right to decline any application at its discretion. All assignments shall be at the discretion of the Port Director.

ISSUED: October 19, 1995

EFFECTIVE: January 1, 1996

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 7**

**RATES AND CHARGES**

**ASSIGNMENT OF WHARFAGE CHARGES**

**ITEM 200**

All cargo shall be subject to the wharfage charges as follows:

- (1.) When cargo is placed onto wharves, docks, landing, mooring facilities, or other structures for handling to or from ship or vessel; or
- (2.) When cargo is placed on the public or private wharves for outbound movement and is not subsequently loaded aboard a ship or vessel but is removed from the wharves; or
- (3.) When such cargo is transferred over or under such wharves, docks, landings, mooring facilities, or other structures to or from ship or vessel; or
- (4.) When such cargo is delivered to or received from ships or vessels by other water craft, or when transferred over the side of ships or vessels directly to or from the water;
- (5.)(a) When said ships or vessels are moored outside of other water craft occupying berths at wharves, dock landings, mooring facilities or other structures;
- (b) When said ships or vessels are occupying berths at wharves, dock landings, mooring facilities or other structures;
- (c) When said ships or vessels are anchored, partly anchored, or partly moored to wharves, docks, or other structure in any area within the jurisdiction of the Port Authority.

ISSUED: October 19, 1995

EFFECTIVE: January 1, 1996

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 8  
REVISED**

**RATES AND CHARGES**

The rate for wharfage is as follows:

<u>COMMODITY</u>	<u>RATE</u>
1. General Commodities except in Nos. 2,3,4,5,6,7, below	\$1.32 per net ton
2. Hazardous Cargo	\$2.69 per net ton
3. All Bulk Commodities	\$0.60 per net ton
	(or 40 cubic feet, whichever is greater)
4. USDA	\$0.60 per net ton
5. Forest Products	\$0.35 per net ton
6. Iron and/or Steel Articles, Not Otherwise Stated	\$1.00 per net ton
7. Fabricated Steel, Not Otherwise Stated	\$1.25 per net ton

**DOCKAGE**

**ITEM 205**

The dockage charge shall be **72 cents** per lineal foot of the ship or vessel for 1st 48-hour period and a charge of **36 cents** per lineal foot for every day thereafter.

All carriers, vessels, their owners and/or agents or other users of the facilities placed on the delinquent list for reasons provided herein shall be denied further use of the facilities by the Port Director until all charges have been paid.

**CONTAINER STORAGE**

**ITEM 210**

All cargo containers stored outside of the leased ship terminal area as defined by lease agreements between Hancock County Port and Harbor Commission and lessee will be assessed a storage charge of:

\$1.00 per Container per Day

**MISCELLANEOUS CHARGES**

**ITEM 215**

All other types of charges not otherwise specified herein will be quoted on request from the Port Director.

ISSUED: January 13, 1997

EFFECTIVE: March 1, 1997

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521

**PORT BIENVILLE INDUSTRIAL PARK**

**FMC-T-NO. 1-A**

**TARIFF NO. 1-A**

**PAGE 9**

**RATES AND CHARGES**

**PERMITS**

**ITEM 220**

All commercial operators will be required to have a one (1) year entry permit issued by the Hancock County Port and Harbor Commission in order to conduct business on Port Bienville.

ISSUED: October 19, 1995

EFFECTIVE: January 1, 1996

ISSUED BY:  
HANCOCK COUNTY PORT AND HARBOR COMMISSION  
PO BOX 2267, BAY ST. LOUIS, MS 39521