

Cargo - Port Facilities Rates & Tariffs

FMC Tariff No. 2

SECTION I - GENERAL INFORMATION AND DEFINITIONS

LEASED PUBLIC OR PRIVATE TERMINALS

Issued – November 1, 2015 Effective - January 1, 2016

Henry Clay Avenue Wharf

New Orleans Cold Storage & Warehouse Co., Ltd.
3411 Jourdan Road
New Orleans, Louisiana 70126
Telephone: (504) 944-4400

Louisiana Avenue, Harmony and Seventh Streets Wharves

Coastal Cargo Company, LLC
1555 Poydras Street, Suite 1600
New Orleans, Louisiana 70112
Telephone: (504) 587-1100

Nashville Avenue "A", "B" and "C" Wharves

Ports America Louisiana, LLC
601 Louisiana Avenue
New Orleans, Louisiana 70115
Telephone: (504) 894-6300

First Street Wharf

Empire Stevedoring (LA), Inc.
2300 Clarence Henry Truckway
New Orleans, Louisiana 70115
Telephone: (504) 896-9162

Napoleon Avenue Container Terminal

New Orleans Terminal LLC
50 Napoleon Avenue
New Orleans, Louisiana 70115
Telephone: (504) 648-6201

-----and-----

Ports America Louisiana, LLC
601 Louisiana Avenue
New Orleans, Louisiana 70115

Telephone: (504) 894-6300

Alabo Steet Wharf

Seaonus Stevedoring – New Orleans LLC

One Alabo Street

New Orleans, Louisiana 70117

Telephone: (504) 270-0100

Jourdan Road Terminal

New Orleans Cold Storage & Warehouse Co., Ltd.

3411 Jourdan Road

New Orleans, Louisiana 70126

Telephone: (504) 944-4400

Milan Street Wharf

New Orleans Terminal LLC

50 Napoleon Avenue

New Orleans, Louisiana 70115

Telephone: (504) 648-6201

Cargill, Incorporated

933 River Road

Westwego, Louisiana 70094

Telephone: (504) 436-5800

PORT LIMITS 100

Issued - September 28, 1989 Effective - November 1, 1989

The harbor limits are coextensive throughout the parishes of Orleans, Jefferson, and St. Bernard (Mile 81.2 to Mile 114.9 AHP).

HOLIDAYS 102

Issued - September 28, 1989 Effective - November 1, 1989

Legal holidays, as used in this tariff, shall consist of the following days:

New Year's Day (January 1)

Clarence Henry's Birthday (January 7)

Martin Luther King's Birthday (Third Monday in January)

Mardi Gras

Washington's Birthday (Third Monday in February)

Good Friday

Memorial Day (Last Monday in May)

Independence Day (July 4)

Labor Day (First Monday in September)
Veterans' Day (November 11)
Thanksgiving Day (Fourth Thursday in November)
Christmas Day (December 25)

When any of the above holidays fall on Sunday, the following Monday shall be observed as the holiday.

BOARD PHONE NUMBERS 104

Issued - September 28, 1989 Effective - November 1, 1989

The terminal assignment department telephone numbers are (504) 528-3216 and (504) 528-3217. All conversations are recorded.

ANCHORAGE 106

Issued - September 28, 1989 Effective - November 1, 1989

General Anchorage Limits

The General Anchorage for the Port of New Orleans is shown on U.S. Coast & Geodetic Survey Chart No. 497. It is an area along the right descending bank, .4 miles long and 800 feet wide measured from the shore, extending from Mile 90.5 to Mile 91.6 above Head of Passes.

The promulgation and enforcement of rules and regulations concerning the General Anchorage is the responsibility of the U.S. Coast Guard. Vessels anchored in the river, except as below noted, shall be anchored in that General Anchorage.

Exception 1 - Quarantine Anchorage

Vessels awaiting inspection by U.S. Public Health Officials shall be anchored in an area along the right descending bank, .7 mile long and 800 feet wide, extending from Mile 90.9 to Mile 91.6 above Head of Passes.

Exception 2 - Special Permission to Anchor

Vessels may be granted special permission by the Marine Terminal Superintendent to anchor in other parts of the harbor. It will be the policy of the Superintendent not to permit a vessel to anchor within 750 feet of a wharf.

RULES FOR INNER HARBOR NAVIGATION CANAL 108

Issued - February 26, 1999 Effective - April 1, 1999

Rules for the operation and navigation of the Inner Harbor-Navigation Canal are published in the Board's Inner Harbor-Navigation Canal tariff.

GULF SEAPORTS MARINE TERMINAL CONFERENCE 110

Issued - December 16, 2010 Effective - March 1, 2011

The Port of New Orleans is a member of the Gulf Seaports Marine Terminal Conference which may agree upon rates, charges, rules and regulations that are subsequently published. Written requests and complaints regarding these agreements should give full particulars, including all facts, conditions, and circumstances and be forwarded to Allen Moeller, Chairman, Post Office Box 70, Pascagoula, Mississippi 39568. The complainant will be notified of the Conference's docketing of the matter and time of meeting. He shall have a hearing where requested in advance. Other conference members include:

Board of Commissioners of Lake Charles Harbor and Terminal District
Greater Baton Rouge Port Commission
Orange County Navigation and Port District, Orange, TX
Mississippi State Port Authority at Gulfport
Port of Beaumont Navigation District of Jefferson County, TX
Port Commission of the Port of Houston Authority of Harris County, TX
Board of Trustees of the Galveston Wharves
Alabama State Docks Department - Port of Mobile
South Louisiana Port Commission, La Place, LA
Board of Navigation and Canal Commissioners of the Brownsville Navigation District of Cameron County, TX
Port of Port Arthur Navigation District of Jefferson County, TX
Board of Commissioners of the Tampa Port Authority of Hillsborough County, FL
Port Freeport
Panama City Port Authority
Port of Corpus Christi Authority
Port of Pensacola
Port of Pascagoula
Manatee County Port Authority of Palmetto, FL
St. Bernard Port, Harbor and Terminal District, Chalmette, LA
Port of Plaquemines, LA

SEAMAN'S CENTERS 112

Issued - February 26, 1999 Effective - April 1, 1999

Seamen's centers are available in the Port and are open to all merchant seamen for their recreational, personal and spiritual needs. A schedule of the centers is available from the terminal assignment department. All center contributions are voluntary.

DEFINITIONS 114

Issued – November 1, 2015 Effective - January 1, 2016

Adjusted Demurrage – “Adjusted Demurrage” shall be a charge assessed against the vessel for permission to place cargo on the public wharves prior to the date assigned to the vessel to begin receiving her outward cargo.

Agent – “Agent” or “Vessel Agent” shall mean the party who submits the “Application for Berth”.

Arrival at Berth – “Arrival at Berth” shall be the time when the vessel arrives alongside the wharf with two lines made fast.

Cargo Containers – “Cargo Containers” shall include all containers used for the transport of cargo, constructed of metal, fiberglass, plastic, wood or other material, and usually 8’ x 8’ x 17’, 20’, 24’, 35’, 40’ or 45’ in dimension; but shall exclude the so-called “vans” used in connection with the shipment of household goods.

Departure from Berth – “Departure from Berth” shall be the time the last line is let go.

Inland Watercraft – “Inland Watercraft” shall include all vessels, private and public, operated exclusively on the United States inland waterways.

Marginal Tracks – Railroad tracks on the wharf apron within reach of ship’s tackle.

Shut-Out Cargo – “Shut-Out Cargo” shall be cargo received for a particular outgoing vessel at her berth prior to the departure of the vessel.

Ton – “Ton” shall be a net ton of 2,000 pounds, unless otherwise indicated.

Vessels Engaged in Foreign, Coastwise or Intercoastal Trade – The term “Vessels engaged in foreign, coastwise or intercoastal trade” shall include all ocean vessels, private and public, employed in any maritime service, task, venture, voyage, or mission, commercial or non-commercial, of a private or public nature, other than the inland watercraft a defined herein.

Vessel – “Vessel” or “Vessels” shall mean any vessel, ship, barge, tug, towboat, lighter, raft or other watercraft that floats. All references to “VESSEL” or “VESSELS” in this tariff shall include, without exception, her owner, charterer, and agent.

Vessel Operations – Whenever used in this tariff, vessel operations shall mean the loading and/or discharging of cargo from or to a vessel.

Wharf – “Wharf” or “Wharves” shall mean any public wharf, dock, berth, landing, pier, mooring facility, barge fleet mooring facility or other structure and the warehouses, sheds or buildings thereupon, which are owned, operated, or administered by the Board.

CORRECTION ABBREVIATIONS 116

Issued - February 26, 1999 Effective - April 1, 1999

(C) Change in Wording

(N) Neither Increase nor Decrease

(W) Wording Added

(I) Increase in Charges

(A) Provision Added

(R) Reduction in Charges

(D) Provision Deleted

(*) Explanation Added on Cumulative Correction age

The above abbreviations are presently in use in this tariff for items and amendments issued and effective prior to June 1, 1993. Tariff items and amendments issued and effective after that date will be annotated with the following abbreviations:

¢ Cents

FMC Federal Maritime Commission

\$ Dollar

FTZ Foreign Trade Zone

% Percent

GRT Gross Registered Ton

(A) Increase

ISO International Standardization Organization

(C) Change in wording which results in neither increase nor reduction

Lbs. Pounds

(I) New item or initial

LOA Length overall

(R) Reduction

MFB Thousand board feet

Cont'd Continued

MT Metric ton

Cu. Ft. Cubic feet

NOS Not otherwise specified

Cwt Hundred pound weight

O/T Other than

[\$] The rate, rule or regulation bearing this reference mark is published pursuant to agreement of Gulf Port Members of the Gulf Seaports Marine Terminal Conference.

LIABILITY OF BOARD 118

Issued - February 26, 1999 Effective - April 1, 1999

No provision contained in this Tariff shall limit or relieve the Port of New Orleans (PONO) from liability for its own negligence nor require any user or lessee to indemnify or hold harmless PONO from liability for its own negligence.