

EAST COAST RAILWAY

Office of the
Pr.Chief Commercial Manager
1st Floor, Rail Sadan
C.S.Pur, Bhubaneswar-17

Commercial Circular No.219(G)/2020

Date: 16.09.2020

Sub: Detention Charge and Punitive Charge.

Ref: Railway Board's Rates Master Circular/Weighment/2019/0
(Circulated vide this Commercial Circular No.150 (G) / 2019 dtd 25.07.2019)

A copy of Railway Board's letter No. TC-1/2020/109/SCR dated 16.09.2020 (Corrigendum No.2 to Rates Master Circular/Weighment/2019/0) regarding "**Detention Charge and Punitive Charge**" is enclosed herewith for information and necessary action.

All concerned to note and act accordingly.

Authority: Railway Board's letter No. TC-1/2020/109/SCR dated 16.09.2020 (Corrigendum No.2 to Rates Master Circular/Weighment/2019/0)

Encl: As above (04 pages)

(H.L.Luwang)

Dy. Chief Commercial Manager (FS)

No.PCCM/225/IWB/Pt.I/Policy

Date: 16.09.2020

Copy forwarded to:

All Station Managers/ Goods Supervisors/Parcel Supervisors/Commercial Supervisors /Siding Clerks / Booking Clerk in Charges / Weigh Bridge Clerks / Clerk in Charges / Commercial Movement Inspectors.

Copy for information and necessary action to the:-

PCOM: ECoR,**SDGM**/ECoR/BBS,**Chairman**/RCT/BBS,**Dy.CVO(T)**/ECoR/BBS,**PO/RCT** /ECoR/BBS**Dy.COM(FOIS)**/ECoR/BBS**Audit officer**/BBS.**DRM:** KUR,WAT,SBP/ECoR,**Sr.DOM**KUR,WAT,SBP/ECoR,**Sr.DCM:**KUR,WAT/SBP/ECoR.**Dy.CCM(Claims)**/E.Co. Rly.**FA & CAO** :E.Co.Rly , **FA & CAO(T)** / ECoR/BBS, **Traffic Manager:** VZP, Traffic Manager/ Paradeep PortTrust/Paradeep.

(H.L.Luwang)

Dy. Chief Commercial Manager (FS)

Government of India (भारत सरकार)
Ministry of Railways (रेल मंत्रालय)
(Railway Board)(रेलवे बोर्ड)

No.TC-I/2020/109/SCR

New Delhi, dt.16.09.2020

General Manager
All Zonal Railways

Sub: Detention Charge and Punitive Charge
Ref: Rates Master Circular/Weighment/2019/0

Please refer to Para 4.3.3(iii) of Rates Master Circular/Weighment/2019/0 regarding Detention Charge and Punitive Charge.

2. The matter has been reviewed and it has been decided to revise the guidelines regarding Detention Charge and Punitive Charge, as given below-

Condition	Weighment on weighbridge at originating point (associate weighbridge located at loading point itself or serving station of the siding)	Weighment on weighbridge at other than originating point (associate weighbridge/alternate associate weighbridge not located at loading point itself or serving station of siding; en-route weighbridge; weighbridge at destination point)
EXISTING GUIDELINES	Detention Charge @Rs.5000/- for 'each overloaded wagon'	Detention Charge @Rs.5000/- for each overloaded wagon is <u>not</u> leviable.
REVISED GUIDELINES	Detention Charge @Rs.5000/- for overloaded wagon is <u>not</u> leviable.	No change
EXISTING GUIDELINES	<u>Punitive charge</u> No punitive charge is leviable if the customer carries out load adjustment at the originating station itself.	<u>Punitive Charge</u> Punitive Charge for overloading should be levied for the entire distance to be travelled by the train hauling the wagon from the originating station to the destination point, irrespective of the point of load adjustment.

219 (u) 2020
16.09.20

16.09.2020

REVISED GUIDELINES	No change	<u>Punitive Charge</u> On detection of overloading at other than originating point, if customer carries out load adjustment at such point, Punitive Charge shall be levied for the distance travelled by the train hauling the wagon from the originating station to the load adjustment point.
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3. A copy of Notification dated 16th September 2020 regarding "Railways (Punitive charges for overloading of wagon) (Amendment) Rules, 2020" is enclosed. The link of published notification in e-gazette (www.egazette.nic.in) will be provided on www.indianrailways.gov.in in due course.

4. All other extant guidelines will continue to apply unchanged.

This issues in consultation with Traffic Transportation directorate and with the concurrence of Finance directorate of Ministry of Railways.

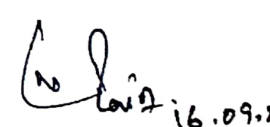

16.09.20
(Barjesh Dharmani)
Exec. Director, Traffic Commercial (Rates)
Railway Board

No.TC-I/2020/109/SCR

New Delhi, dt.16.09.2020

Copy to:

1. **Pr. Financial Adviser**, all Zonal Railways
2. **Dy.C&AG(Rlys)**, Room No.222, Rail Bhavan, New Delhi.


16.09.2020
for Member (Finance), Railway Board

No.TC-I/2020/109/SCR

New Delhi, dt.16.09.2020

Copy to:

1. **Pr. Chief Commercial Manager**, all Zonal Railways
2. **Pr. Chief Operations Manager**, all Zonal Railways
3. **Managing Director, CRIS**, Chanakyapuri, New Delhi-21.
4. **Chief Admn. Officer, FOIS**, Camp: CRIS, Chanakyapuri, New Delhi.
5. **MD, KRCL**, Belapur Bhavan, Sector-11, CBD Belapur, Navi Mumbai-400614.
6. **Director General**, National Academy of Indian Railways, Vadodara.
7. **General Secy., IRCA**, New Delhi.
8. **Director, IRITM**, Vill-Kanausi, Manaknagar, Lucknow-226011


16.09.20
(Barjesh Dharmani)
Exec. Director, Traffic Commercial (Rates)
Railway Board

Copy for information:

CRB, MT, FC, Railway Board

AM(T), AM(C), AM(R), PED(TT/M), PED(Accounts), PED(Vig.), EDFM, ED(CC), ED(PG), EDTT(S), EDTT(F), ED(Coal), EDFC, EDVT, ED(C&IS), OSD/MR, TC(R), TC(CR), TCFM, F(C), Safety Branches, Railway Board

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART-II,
SECTION 3, SUB-SECTION (i)]

GOVERNMENT OF INDIA
MINISTRY OF RAILWAYS
(RAILWAY BOARD)

NOTIFICATION

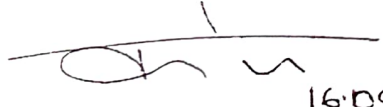
New Delhi, the 16th September, 2020

G.S.R. (E).- In exercise of the powers conferred by sub-section(1) read with clause(d) of sub-section(2) of section 87 of the Railways Act, 1989 (24 of 1989), the Central Government hereby makes the following rules further to amend the Railways (Punitive charges for overloading of wagon) Rules, 2012, namely:-

1. (1) These rules may be called the Railways (Punitive charges for overloading of wagon) (Amendment) Rules, 2020.
(2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Railways(Punitive charges for overloading of wagon) Rules, 2012, in rule 3, after the proviso, following proviso shall be inserted, namely :-

“Provided further that on detection of overloading at other than originating point, if customer carries out load adjustment at such point, Punitive charge shall be levied for the distance travelled by the train hauling the wagon from the originating station to the load adjustment point.”

[F.No.TC-I/2020/109/SCR]


16.09.20
(Barjesh Dharmani)
Executive Director, Traffic Commercial (Rates)

Note: The principal rules were published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-Section (i) *vide* number G.S.R.570(E), dated the 17th July, 2012 and subsequently amended *vide* notification numbers G.S.R.898(E), dated the 17th December, 2012, G.S.R.550(E), dated the 10th July, 2015, G.S.R.278(E), dated the 26th March 2018 and G.S.R.1205(E), dated the 14th December 2018.

भारत सरकार/Government of India
रेल मंत्रालय/Ministry of railways
(रेलवे बोर्ड/Railway Board)

अधिसूचना

नई दिल्ली, 16 सितम्बर, 2020

सा.का.नि.(अ). - केंद्रीय सरकार, रेल अधिनियम, 1989 (1989 का 24) की धारा 87 के उप खंड (2) के खंड (घ) के साथ पठित उप खंड(1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए रेल (वैगनों की अधिक लदाई के लिए दंडात्मक प्रभार) नियम, 2012 में और संशोधन करने के लिए एतद्वारा निम्नलिखित नियम बनाती है, अर्थात् :-

1. (1) इन नियमों को रेल (वैगनों की अधिक लदाई के लिए दंडात्मक प्रभार) (संशोधन) नियम, 2020 कहा जाए।
(2) ये राजपत्र में इनके प्रकाशन की तिथि से प्रवृत्त माने जाएंगे।
2. रेल (वैगनों की अधिक लदाई के लिए दंडात्मक प्रभार) नियम, 2012 के नियम 3 में, नियम के बाद निम्नलिखित नियम अंतर्विष्ट किया जाए, अर्थात् -

“परंतु और यह कि प्रारंभिक स्थल के अलावा अन्य स्थल पर अधिक लदाई का पता लगने पर, यदि ग्राहक ऐसे स्थल पर लोड समायोजन करता है, तो ट्रेन द्वारा वैगन को प्रारंभिक स्टेशन से लोड समायोजन के स्थल तक दोने की दूरी के लिए दंडात्मक प्रभार लगाया जाएगा।

(फाइल सं.टी सी-I/2020/109/एससीआर)


16.09.20
(वरजेश धर्माणी),

कार्यपालक निदेशक यात्री विपणन(दरें)

टिप्पण : मूल नियम भारत के राजपत्र, असाधारण, भाग-2, खंड 3, उप खंड (i), में सा.का.नि.570(अ), दिनांक 17 जुलाई, 2012 के द्वारा प्रकाशित किए गए थे तथा तत्पश्चात अधिसूचना संख्यांक सा.का.नि. 898(अ) दिनांक 17 दिसंबर, 2012, सा.का.नि. 550(अ) दिनांक 10 जुलाई, 2015, सा.का.नि.278(अ) दिनांक 26 मार्च, 2018 और सा.का.नि.1205(अ) दिनांक 14 दिसंबर, 2018 के द्वारा संशोधित किए गए।