F.No. IWAI/CARGO/115/2015/Vol.II (Part)  

To,

M/s Adani Logistics Limited  
Adani House Nr Mithakali Six Roads, Navrangpura  
Ahmedabad- 380009

Subject: No objection Certificate to set up temporary facility for the development and operation of Ro-Ro facilities on NWs-reg.


Sir,

Consequent to the technical scrutiny of your above referred proposal in terms of section 14 (1)(b) and applicable provisions of Inland Waterways Authority of India Act, 1985 (82 of 1985) and subsequent amendments made in the Inland Waterways Authority of India (Classification of Inland Waterways in India) Regulations, 2006 on the above mentioned subject, it is hereby conveyed that IWAI agrees to permit setting up, operating and maintaining temporary terminal facility for Ro-Ro operation and floating jetties at the following locations along National Waterway-1:

(i) Manihari, Bihar  
(ii) Baghmara, Bihar.

2. This NoC will be further subject to the mandatory laid down conditions in the SOP as annexed. (Annexure-1)

3. This permission is for specified locations in NW-1 for the aforementioned purpose subject to other statutory, legal compliances for a period of 1 year (extendable in terms of guidelines once approved by MoS).

4. The acceptance or otherwise of the work for which the NOC is being issued, may be conveyed within 07 days from the date of receipt of the letter.

5. This issues with the approval of the Competent Authority.

Encl.: As above

Copy to:  
(i) Chief Engineer, IWAI, Patna  
(ii) PA to Vice Chairman, IWAI, Noida  
(iii) PA to Member (Finance)/ Member (Tech)/ Member (T&L), IWAI, Noida

(A K Mishra)  
Director (Technical)  
Email: akmishra.iwai@nic.in  
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Standard Operating Procedure (SOP)

1. The setting up of terminal (temporary) shall be commenced within one year of issue of NOC or else the NOC shall be deemed to have expired. The entity shall formally inform IWAI regarding commencement of setting up of terminal (temporary). On expiry of NOC, the entity shall submit a fresh application for evaluation by IWAI for renewal of the same.

2. All the IWAI regulations as amended from time to time shall be applicable in the setting up and operation of such terminal (temporary).

3. The vessels proposed to be operated should be compliant with IV Act 1917 as amended in 2017. Vessels should have valid Registration and Survey certificate.

4. The entity shall undertake to obtain all statutory clearances from the concerned State Govt. and other authorities as required.

5. The location of terminal (temporary) shall not have any material implication on the fairway, channel or navigability of the waterway.

6. The entity shall ensure that the operation of the terminal (temporary) will not cause hindrance to the plying of vessels in National Waterway.

7. The setting up, operation and maintenance of the terminal (temporary) shall have no financial and risk liability on IWAI and the entity will provide the complete data on cargo handled at the terminal (temporary) on a monthly basis. The entity will be expected to inform IWAI on payment of waterway user charges by the shipper/ vessel operator loading/ unloading cargo at the terminal (temporary).

8. The entity shall ensure that the setting up of the terminal (temporary) technically complies with the standard design and operational requirements.

9. The location of the terminal (temporary) does not lie within the notified boundary of a wildlife sanctuary declared under the provisions of the Wildlife Protection Act, 1972 and Forest Conservation Act, 1980.

10. The Entity shall ensure and be responsible for complying with all applicable safety norms & regulations during setting up and operations at the terminal (temporary).

11. The Entity shall ensure that all applicable environmental and pollution norms are complied with during setting up and operations of terminal (temporary).

12. The access channel connecting the main navigational channel of National Waterway to terminal (temporary) shall be developed and maintained by Entity at its own cost. All the costs relating to changes in the planning or design of infrastructure of terminal (temporary) due to changes in access channel connectivity of the terminal (temporary) shall be borne by the Entity.

13. The Entity developing and operating the inland waterway terminal (temporary) shall indemnify IWAI against any claims by any party towards damages or compensation for any loss caused to life or property during setting up or during the process of loading and unloading/ handling of the cargo at the terminal (temporary). IWAI shall not be responsible for any incident which may occur inside terminal (temporary).

14. Any IT application installed at the terminal (temporary) to support execution and recording of operations will have to be integrated by the Entity with any IT system/ Platform/ River Information System (RIS) developed or proposed by IWAI.

15. In the event of a default by the entity during setting up or operation of the terminal (temporary), such as violations of the provisions of the IWAI Act, 1985 or committing of an unlawful act, IWAI reserves the right to withdraw the NOC granted to develop and operate the terminal (temporary).