

**THE BOARD OF PORT COMMISSIONERS
PORT OF OAKLAND
TARIFF NO. 2-A**

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SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
	THIS SPACE LEFT INTENTIONALLY BLANK	01105
Assembled Cargo	Any commodity or commodities, from one shipper to one consignee, moving on one vessel.	01110
Board	The Board of Port Commissioners of the City of Oakland, a municipal corporation of the State of California, also herein referred to as the Port of Oakland or Port, shall be understood as being interchangeable with the term "City of Oakland", said Board being the legislative and administrative body of said city with authority to act for and represent it in all matters pertaining to the operation and governing of the Port and its facilities. The Executive Director is and shall be in respect to the matters herein mentioned the chief executive and administrative officer of said Board.	01115
Break-Bulk Cargo	General cargo conventionally stevedored and stowed; as opposed to bulk, unitized, or containerized cargo.	01120
Bulk Cargo or In Bulk	Commodities, which by nature of their unsegregated mass, are usually handled by shovels, scoops, buckets, forks, magnets or mechanical conveyors, and which are loaded or unloaded and carried without wrappers or containers and received and delivered by carriers without transportation mark or count. (Will not apply when subject to piece count.)	01125
Captain of the Port	U.S. Coast Guard Officer Commanding a Captain of the Port (Marine Safety) Zone as specified in 33 CFR Part 3.60. The Captain of the Port Zone for San Francisco comprises the land masses and waters of California North of Santa Barbara, Kern and San Bernardino Counties and selected parts of Nevada and Utah. For the purposes of this tariff, the Captain of the Port is the Captain of the Port Zone for San Francisco.	01130

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: May 23, 2019

EFFECTIVE: July 1, 2019

**THE BOARD OF PORT COMMISSIONERS
PORT OF OAKLAND
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SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
Cargo	Goods, wares, freight, liquids, articles and materials of every kind whatsoever, including bulk materials, cargo containers as described in Item 01145 of this tariff, live animals, vessel's stores, supplies and bunkers.	01135
Checking	The service of counting and checking cargo against appropriate documents for the account of cargo or the vessel.	01140
Consumer Price Index	Consumer Price Index (CPI) means the Consumer Price Index for All Urban Consumers for San Francisco-Oakland-San Jose, California (1982-84=100), as calculated by the Bureau of Labor Statistics of the United States Department of Labor or other successor United States government agency responsible for calculating such statistics; provided, however, if the CPI Index is changed so that the base year of the CPI Index changes, the CPI Index shall be converted in accordance with the conversion factor published by the U.S. Department of Labor, Bureau of Labor Statistics; provided, further, that if the CPI Index is discontinued or revised during the Term, such other index or computation with which it is replaced shall be used in order to obtain substantially the same result as would be obtained if the CPI Index had not been discontinued or revised.	(+) 01142
Container or Cargo Vans	"Containers" or "Cargo Vans" (including cargo containerized for "shipper's or vessel's convenience",) shall mean a single-rigid, non disposable, intermodal, dry cargo, insulated, refrigerated, flat, liquid tank or open-top container, demountable, having not less than 6.37 cubic meters capacity, certified and marked in accordance with international regulatory conventions, furnished or approved by an ocean carrier specifically and primarily for the ongoing transport of cargo aboard its vessels. It also includes flat racks and collapsible containers (open-sided, usually designed with corner post for structural supports) used for the carriage of special commodities such as lumber, tractors, etc.	01145

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: May 23, 2019

EFFECTIVE: July 1, 2019

SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION				ITEM NO.	
Container Size	Container size means the exterior length of a container (See Item 01145 for definition of Container). Per container charges will be based on the overall exterior length of the container as defined below:				01150	
	Container Length in feet:	Includes Container Being:				
		OVER		BUT NOT OVER		
		FEET	METERS	FEET		METERS
	20'	0	0.000	20'0"	6.096	
	24'	24'0	7.315	27'0"	8.230	
	40'	35'0	10.668	40'0"	12.192	
	Over 40'	40'0	12.192	---	---	
Direct	A continuous operation between barge, car or truck and vessel when performed by vessel's stevedores.				01155	
Dockage	The charge, calculated in accordance with the dockage rates named in this tariff, assessed against a vessel for berthing at a wharf, pier, bulkhead structure, or bank, or for mooring to a vessel so berthed.				01160	
Executive Director	<p>(a) Whenever the term "Executive Director" is used in this tariff, such term shall be understood as being interchangeable with the term "Chief Executive Officer" and shall include his duly authorized representative, agent or designee.</p> <p>(b) Whenever this tariff gives or vests in the Executive Director power or authority to do or perform any act, his duly authorized designee shall have like power and authority.</p> <p>(c) Any action taken by the duly authorized designee of the Executive Director under or pursuant to this tariff shall be of the same force as if taken by the Executive Director.</p>				01165	

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: April 16, 1991

EFFECTIVE: July 1, 1991

THE BOARD OF PORT COMMISSIONERS
 PORT OF OAKLAND
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SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
Free Time	Specified number of days or part thereof during which cargo received on wharf may occupy wharf premises without payment of wharf demurrage of wharf storage charges.	01170
Hazardous Materials	For the purpose of this tariff, Hazardous Materials and/or Dangerous Cargoes are defined as materials which have been designated by the U.S. Department of Transportation (DOT), the International Maritime Organization (IMO), the City of Oakland Fire Marshall, Captain of the Port or any other Federal, State or Municipal regulatory agency, as capable of posing a risk to health, safety or property when transported or stored, or which qualify as hazardous by reason of their characteristics and as dangerous and/or hazardous and referenced in the governing publications listed in Item 03110.	01175
Handling	Handling means the service of physically moving cargo between point of rest and any place on the terminal facility, other than the end of the ship's tackle.	01180
Heavy Lift	Cargo exceeding normal loading equipment design capacities and requiring special equipment or rigging techniques for handling such cargo.	01185
Holiday	<p>The term "Holiday" shall mean and include the following:</p> <p>January 1, New Years Day January, the third Monday - Martin Luther King's Birthday February 12, Lincoln's Birthday February, the third Monday - Washington's Birthday May, the last Monday - Memorial Day July 4th, Independence Day July - Bloody Thursday September, the first Monday - Labor Day September 9th, Admission Day November 11th, Veteran's Day November the fourth Thursday - Thanksgiving Day[^] December 25, Christmas Day;</p> <p>And, any other Holiday that may be proclaimed by State or Federal Authority. When any Holiday falls on Sunday, the Monday following will be observed as the Holiday.</p>	<p>([^]) 01190</p>

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: October 17, 1995

EFFECTIVE: November 1, 1995

THE BOARD OF PORT COMMISSIONERS
PORT OF OAKLAND
TARIFF NO. 2-A

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SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
Inbound Cargo	Cargo which is being or has been discharged from a vessel.	01195
Item Number	The numbers used herein opposite any line or paragraph in the column bearing the heading of "Item Number" shall be understood as indicating the item numbers of this ordinance. Omitted numbers are reserved for such future addition of item or items as may be required. Amendments to any of the provisions of this ordinance shall be made and published in the manner provided by Section 210 of the Charter of the City of Oakland, by referring to the appropriate item of the ordinance so amended, added or repealed.	01200
Loading and Unloading	Loading and unloading means the service of loading or unloading cargo between any place on the terminal and railroad cars, trucks, lighters or barges or any other means of conveyance to or from the terminal facility.	01205
Local	The term "Local" applies on cargo originating or destined to ports and points in the states of Alaska, Washington, Oregon, California, Arizona, Nevada, Utah, Idaho, Wyoming, and ports and points in the provinces of Saskatchewan, Alberta, British Columbia and the Yukon territory.	01210
Non-operative facility	Any wharf, pier, seawall structure, bank, mooring and port terminal facility area, as determined by the Executive Director, alongside of which vessels may lie that are not actively working vessels for the loading, unloading, assembling, distribution or handling of cargo.	01215
Non-operative vessel	A vessel to be scrapped, in the process of being scrapped or not intended for any future use in handling cargo.	01220
OCP Territory (Overland Common Points)	OCP means Overland Common Point. For the purpose of this tariff Overland and OCP are synonymous. OCP Territory is defined as, and OCP rates apply to, cargo with origins or destinations in the states of North Dakota, South Dakota, Nebraska, Colorado, New Mexico and States east thereof; and ports and points in the provinces of Manitoba and Northwest Territories and provinces east thereof.	01225

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: September 20, 1988

EFFECTIVE: November 1, 1988

**THE BOARD OF PORT COMMISSIONERS
PORT OF OAKLAND
TARIFF NO. 2-A**

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SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
Outbound Cargo	Cargo which is being loaded, or is waiting to be loaded to a vessel.	01230
Package	The producer's or manufacturer's covering wrapper which uniformly seals and contains cargo units. The package may be, but is not limited to, a carton, bag, barrel, drum, crate, bale, box, bundle, pail, flask or basket. Cargo may be conveyed in its package or as packages in a container (defined in Item 01145) or as unitized cargo (defined in Item 01300)	01235
Person	The term "person" shall be construed to include any person, firm, corporation, association, carrier or terminal operator, singular or plural.	01240
Pipeline	The rates made subject to this Item will only apply when the cargo involved is handled through a stationary pipeline direct between vessel and shore storage facilities; or, private loading or unloading facilities.	01245
Port	For the purpose of this tariff, Port shall be construed to mean the Board and the Port of Oakland as defined in Item 01115.	01250
Port Area	For the purpose of this tariff, the Port Area is that area in the Charter of the City of Oakland defined as the Port Area, as enlarged or diminished by Ordinances of the City Council and the Board of Port Commissioners, within which exist facilities for the transshipment of cargo from, to and between domestic carriers and/or carriers engaged in coastwide, intercoastal, or foreign trade, on or through the seaport.	(^) 01255
Space Assignments	The assignment of space, areas, facilities, land or buildings that are under the jurisdiction of the Port of Oakland.	01260

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: May 23, 2019

EFFECTIVE: July 1, 2019

SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.								
Terminal	(a) The term "Terminal" as used herein includes all piers, wharves, docks, public landings, or other terminal structures owned or operated by, or under lease or assignment from the Board of Port Commissioners of the City of Oakland. (b) Except as otherwise specifically provided, the term "terminal facility" shall not include the facilities of the Metropolitan Oakland International Airport.	01265								
Terminal Storage	The service of providing warehouse or other terminal facilities for the storage of inbound or outbound cargo after the expiration of free time; including wharf storage, shipside storage, closed or covered storage and refrigerated storage, after storage arrangements have been made. See also Item 01335, Wharf Storage.	01270								
Ton	(a) The term "Weight Ton" means 1,000 kilograms, gross weight, unless otherwise specified. (b) The term "Measurement Ton" means one (1) cubic meter, unless otherwise specified. Measurement Tons may be based on water carrier cargo freight bills and/or ship's manifest or computed by using the full outside dimensions of all sides of the package, unless otherwise specified. (c) The term "Revenue Ton" when used as a basis for assessing charges or recording tonnage (see also page 11, Standard Factors for Converting to Revenue Tons), is defined as either a weight ton (1,000 kilograms), a measurement ton (1 cubic meter), or combination thereof.	01275								
"TEU"	Twenty - foot equivalent container (as defined in item 01145) unit. This is used to facilitate the conversion of the various sizes (lengths) of containers in service into equivalent container units to provide a common basis for comparison. Rates per TEU are assessed as follows:	01278								
	<table border="1"> <thead> <tr> <th data-bbox="365 1528 803 1554">Container Length In Feet</th> <th data-bbox="803 1528 1347 1554">Assessment Per TEU</th> </tr> </thead> <tbody> <tr> <td data-bbox="365 1564 803 1591">20'</td> <td data-bbox="803 1564 1347 1591">1 Times Tariff Rate Per TEU</td> </tr> <tr> <td data-bbox="365 1591 803 1619">24'</td> <td data-bbox="803 1591 1347 1619">1.2 Times Tariff Rate Per TEU</td> </tr> <tr> <td data-bbox="365 1619 803 1646">40'</td> <td data-bbox="803 1619 1347 1646">2 Times Tariff Rate Per TEU</td> </tr> <tr> <td data-bbox="365 1646 803 1673">45'</td> <td data-bbox="803 1646 1347 1673">2.25 Times Tariff Rate Per TEU</td> </tr> </tbody> </table>		Container Length In Feet	Assessment Per TEU	20'	1 Times Tariff Rate Per TEU	24'	1.2 Times Tariff Rate Per TEU	40'	2 Times Tariff Rate Per TEU
Container Length In Feet	Assessment Per TEU									
20'	1 Times Tariff Rate Per TEU									
24'	1.2 Times Tariff Rate Per TEU									
40'	2 Times Tariff Rate Per TEU									
45'	2.25 Times Tariff Rate Per TEU									

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: April 18, 1995

EFFECTIVE: June 1, 1995

SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
Transferred Cargo	Cargo received at a Port of Oakland terminal from rail car, truck or other land vehicle and removed from a Port of Oakland terminal by rail car, truck or other land vehicle.	01280
Transshipped Cargo	Cargo discharged from a vessel at a Port of Oakland terminal and then reloaded to another vessel from the same or another Port of Oakland terminal.	01285
U.S. Government Sponsored Cargo	U.S. Government Sponsored Cargo is defined as cargo moving under U.S. Government contracts, where the shipper bears direct responsibility for the payment of all charges until title passes to the U.S. Government. Cargo moving under this definition is considered commercial cargo, and subject to published tariff rates and charges.	01295
Unitized Cargo	Cargo secured to pallets, platforms or skids, when the individual component shipping packages are banded, shrink-wrapped or otherwise securely held together to form a single unit that has been prepared by the shipper, in order to facilitate handling, weighing not less than 907 kgs. nor more than 2,041 kgs. and which can be handled with mechanical equipment. The weight of the pallets, platforms or skids will be excluded when computing the weights on which charges are assessed.	01300

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: September 20, 1988

EFFECTIVE: November 1, 1988

SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
Usage	Usage means the use of terminal facility by any person when such person performs their own car, lighter or truck loading or unloading, or the use of any facilities for any other gainful purpose for which a charge is not otherwise specified.	01305
Wharf	Any pier, wharf, quay, landing or other structure to which a vessel may make fast or may be utilized in the transit or handling of cargo. It includes all the area between the pierhead and bulkhead lines; except, however, such locations as may be designated and set apart as public landings or for private use.	01310
Wharfage	Charge assessed against the cargo passing or conveyed over, onto, or under any wharf or wharf premises. Said charge also applies on cargo passage between vessels (to or from barge, lighter, or water) when berthed at wharf or when berthed adjacent to vessel so berthed or moored. Wharfage is assessed solely for use of wharf and does not include charges for any other service or facility.	01315
Wharf Area (Premises)	Defined to mean and include, in addition to the area included in the term "Wharf" (Item 01310), other Port Terminal Facility areas, alongside of which vessels may lie or which are suitable for and are used in the direct loading, unloading, assembling, distribution or handling of cargo under, over, or onto a wharf.	01320

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: September 20, 1988

EFFECTIVE: November 1, 1988

SECTION I: DEFINITION OF TECHNICAL TERMS

TERM	DEFINITION	ITEM NO.
Wharf Assignment	<p>(a) A PREFERENTIAL WHARF ASSIGNMENT gives the assignee the right to preferential non-exclusive use of a certain berth, wharf, wharf area or facility as designated in the assignment application and on a month to month basis.</p> <p>(b) SECONDARY WHARF ASSIGNMENT gives the assignee the right to secondary use of a certain berth, wharf, wharf area or facility as designated in the assignment application. Such right is subordinate to that of a preferential assignee. The secondary assignee must share with the preferential assignee, by agreement, the costs and expenses incidental to the Assignment as herein provided, if so requested by the preferential assignee.</p> <p>(c) A TEMPORARY WHARF ASSIGNMENT gives the assignee the right to temporary use of a certain berth, wharf, wharf area or facility as designated in the assignment application. The assignment shall be for the single berthing of vessel, on a ship-by-ship basis. A Temporary Wharf Assignment shall apply to berthing of non-operative vessels when so specified on the Temporary Wharf Assignment Form (Form MT-150 Standard Application Form for Tariff Assignment and Tariff Assignment).</p>	01325
Wharf Demurrage	<p>Penalty charge assessed against cargo which remains on wharf premises beyond specific free time.</p> <p>NOTE: Does not include demurrage assessed by the ocean carrier. Equipment owned or leased by ocean carrier(s) for the transportation of cargo is subject to demurrage (or detention) charges and free time provisions as provided for in individual ocean carrier tariffs.</p>	^ 01330
Wharf Storage	Charges assessed against cargo after expiration of free time, when it has been declared and accepted for storage, on either a daily or monthly basis.	01335

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: June 6, 1989

EFFECTIVE: July 7, 1989

SECTION I: DEFINITION OF TECHNICAL TERMS

ITEM
 NO.

CLASSIFICATION OF TRADES

For the purpose of applying certain rates and provisions of this tariff, vessels and the cargo handled are classified in trades in which the vessels are engaged and the cargo transported (See Note 1).

CLASSIFICATION	SERVICE BETWEEN THE PORT OF OAKLAND AND:
FOREIGN	
European	Western Europe, Central Europe, Balkan Countries, European Countries bordering the Mediterranean Sea
Far East	Japan, Hong Kong, Korea, Taiwan (Does not include Eastern Russia nor People's Republic of China)
Other Asia	East Indies (Singapore, Malaysia, Indonesia, Papua New Guinea, Brunei, Borneo), Pacific Islands (does not include Hawaiian Islands nor Guam), Eastern Russia, People's Republic of China, Philippines, India, Thailand, Burma
Australia and New Zealand	Australia, New Zealand, Tasmania
+Other Foreign	Middle East, Canada, Mexico, Central America, South America, Africa
DOMESTIC	
Hawaii	Hawaiian Islands
Inland Waterways	U.S. Inland Waterways
Other Domestic	Guam, Alaska, U.S. East Coast, U.S. Gulf Coast, Coastwise (Ports on the Pacific Coast of California, Oregon, and Washington), Puerto Rico.

01340

NOTE 1: When transshipment is substituted for direct call of vessel the charge on cargo so handled shall be the same as that applicable to cargo handled on direct vessels.

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: January 17, 1989

EFFECTIVE: January 20, 1989