

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

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SECTION VIII-A: WHARF DEMURRAGE RULES AND RATES	ITEM NO.
APPLICATION OF WHARF DEMURRAGE RATES	
<p>(a) Wharf Demurrage (as defined in Item 01330) rates will be assessed upon expiration of free time, unless and until arrangements for storage have been made with the terminal operator and the Director of Maritime or his/her designee. Free time will be computed in connection with the provisions of Item 08120.</p> <p>(b) Wharf Demurrage will be assessed on a per container basis for containerized cargo.</p> <p>(c) Non-Containerized Cargo will be assessed Wharf Demurrage in cents per ton of 1,000 kilograms; or 1 cubic meter, as provided for in Item 08150.</p> <p>(d) Wharf Demurrage rates will apply for a 24-hour period, or fraction thereof, commencing on the date and time set forth in Item 08110 below. It includes Saturdays, Sundays and Holidays.</p>	(^) 08105
COMMENCEMENT OF FREE TIME	
<p>(a) On Inbound Cargo:</p> <p style="padding-left: 20px;">(1) Containerized: Free time shall commence for each container at 3:00am after the container is discharged from a vessel.</p> <p style="padding-left: 20px;">(2) Non-Containerized: Free time shall commence at the first midnight after the vessel, from which the merchandise was discharged, finishes discharging or leaves the wharf, whichever occurs first; provided, that when a vessel moves to another wharf to complete discharging, such vessel shall not be considered as having left the first wharf.</p> <p>(b) On Outbound Cargo:</p> <p style="padding-left: 20px;">(1) Free time shall commence at the first midnight after the merchandise is placed on a wharf or wharf premises; provided, however, that the days during the loading or discharging operations of a vessel shall not be counted as wharf demurrage or wharf storage days if merchandise is being loaded on or discharged from such vessel with dispatch.</p>	(^) 08110
For explanation of abbreviations and reference marks see Page 10.	
ADOPTED: May 12, 2022	EFFECTIVE: July 1, 2022

SECTION VIII-A: WHARF DEMURRAGE RULES AND RATES

**ITEM
NO.**

DISPOSITION OF CARGO AFTER EXPIRATION OF FREE TIME

- (a) Cargo remaining on wharf premises after expiration of free time or which is shutout at clearance of vessel may, at the discretion of the Executive Director be allowed to remain where situated.
- (b) In order to relieve congestion, the Executive Director may also allow cargo to be piled, repiled, transferred to other locations on wharf premises, or be removed to public or private facilities. Expenses and risk for loss and damage for such handling, drayage and said storage will be assessed against cargo.

08115

LENGTH OF FREE TIME ALLOWED

- (a) Exclusive of Saturdays, Sundays and the holidays named in Item 01190 of this tariff, free time shall be allowed inbound, outbound and on transshipped cargo as follows: (See Exception)

<u>TRADE</u>	<u>INBOUND CARGO</u>	<u>OUTBOUND CARGO</u>
Foreign	4 Days	6 Days
Coastwise	5 Days	5 Days
Inland Waterways	5 Days	5 Days
Other Domestic	5 Days	5 Days
Alaska	7 Days	10 Days
Hawaiian	7 Days	10 Days

- (b) For purposes of Item 08120, a day is defined as one 24-hour period.
- (c) Cargo transshipped between vessels involving a long and a short free time period will be allocated the longer free time period but in no case shall such cargo be allowed the aggregate of the inbound and the outbound free time period.

(R)
08120

Exception: Subject to terminal operator's confirmation of space availability and upon receiving application for request prior to a specifically named vessel arrival, the Executive Director and the terminal operator may grant time of up to 10 days beyond regular free time allowance for coffee, in bulk, in liner bags when a minimum of ten 20-foot equivalent container units are shipped per vessel and subsequently move directly from terminal to bulk processing facility. Such additional free time granted will be exclusive of Saturdays, Sundays and Holidays.

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: May 12, 2022

EFFECTIVE: July 1, 2022

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SECTION VIII-A: WHARF DEMURRAGE RULES AND RATES	ITEM NO.
<p>FREE TIME - SHORTENED OR EXTENDED</p> <p>(a) The Executive Director, if he determines that the interests of commerce and navigation require, is empowered to shorten, at any time, such free time and to cause the removal of any cargo, regardless of the free time allowed.</p> <p>(b) When a vessel the sailing date of which has been announced by its owner, agent, master, or other person in charge does not arrive at the Port within the free time provided for in Item 08120 because of stress of weather, accident, breakdown or other emergency, the free time period may be extended by a period not to exceed ten (10) days. Thereafter, the wharf demurrage rates in Item 08145 or Item 08150 shall be assessed against the cargo. Free time will not be extended to cargo against which wharf demurrage or storage charges have accrued prior to the announced scheduled sailing date.</p> <p>(c) The Executive Director may extend the allowable free time on any cargo if terminal operations or movement of cargo are interrupted by war, earthquake, flood, fire, riot or any unusual occurrence which, in the judgment of the Executive Director warrants the extension of such free time.</p>	08125
<p>TRANSFER OF OWNERSHIP</p> <p>Any transfer of cargo ownership after cargo is received at the Port will not entitle it to any additional free time by reason of such transfer of ownership.</p>	08130
<p>ASSEMBLY TIME</p> <p>Subject to terminal space availability and upon receiving shipper's or consignee's request, the Executive Director and the terminal operator may grant time of up to 20 days beyond the regular free time allowance provided for in this tariff for assembling non-containerized cargo. Assembly time granted is exclusive of Saturdays, Sundays and Holidays. Assembled cargo lots must aggregate 200 revenue tons or more constituting an export or import shipment for loading or unloading from a specifically named vessel.</p>	(^) 08135
<p>For explanation of abbreviations and reference marks see Page 10.</p>	
ADOPTED: June 21, 1993	EFFECTIVE: July 1, 1993

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SECTION VIII-A: WHARF DEMURRAGE RULES AND RATES

**ITEM
NO.**

WHARF DEMURRAGE - MINIMUM CHARGE

The minimum charge for Wharf Demurrage will be \$29.00 per invoice issued.

(I)
08140

PER CONTAINER WHARF DEMURRAGE RATES

Wharf Demurrage Rates on a per-container basis are assessed on a daily basis including Saturdays, Sundays and Holidays as noted below:

(I)
08145

CONTAINER OUTSIDE LENGTH		DEMURRAGE	
METERS		CHARGE PER DAY FOR THE FIRST FIVE DAYS OR FRACTION THEREOF	CHARGE PER DAY FOR EACH ADDITIONAL DAY OR FRACTION THEREOF
OVER	BUT NOT OVER		
0	7	\$20.00	\$40.00
7	9	22.00	45.00
9	11.9	32.00	66.00
11.9	13	36.00	70.00
13	Over	47.00	93.00

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: March 22, 2018

EFFECTIVE: May 1, 2018

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SECTION VIII-A: WHARF DEMURRAGE RULES AND RATES

ITEM
 NO.

NON-CONTAINERIZED AND BREAKBULK CARGO DEMURRAGE RATES

Wharf Demurrage Charges on cargo not in containers will be assessed on a daily basis including Saturdays, Sundays and Holidays as noted below:

NON-CONTAINERIZED
 WHARF DEMURRAGE RATES

In cents per ton of 1,000 kilograms or 1 cubic meter, on the same basis as wharfage is assessed (including Saturdays, Sundays and Holidays)

COMMODITY	CHARGE PER DAY FOR FIRST 5 DAYS OR FRACTION THEREOF	CHARGE PER DAY FOR EACH ADDITIONAL DAY OR FRACTION THEREOF	
Cargo, N.O.S.	54	110	(I) 08150
Beans, cocoa, in bags	50	101	
Coffee, green, in bags	50	101	
Lumber, per 1,000 feet B.M. or fraction thereof	54	110	
Vehicles, motor, on wheels or treads, as described in Items 06900 through 06902 and motor- cycles.	153	304	

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: March 22, 2018

EFFECTIVE: May 1, 2018

SECTION VIII-B: WHARF STORAGE - RULES AND RATES

ITEM
NO.

ACCEPTANCE OF CARGO FOR STORAGE

- (a) Acceptance of cargo for storage is at the discretion of the Director of Maritime, or his/her designee and the terminal operator.
- (b) At the discretion of the Director of Maritime, or his/her designee and the terminal operator cargo may remain where already placed or may be removed and stored elsewhere on terminal premises. Expenses and risk for loss and damage for such subsequent movement and storage, is for the account of cargo.

([^])
08155

APPLICATION OF WHARF STORAGE RATES

- (a) Wharf Storage (as defined in Item 01335) rates will be assessed upon application and acceptance of cargo for storage, on a daily or monthly basis.
- (b) Wharf Storage will be assessed on per container basis for containerized cargo.
- (c) Non-containerized cargo will be assessed wharf storage rates in cents per ton of 1,000 kilograms except as specifically provided in Items 08180 through 08345.
- (d) Daily Storage:
 - (1) Rates will apply for a 24-hour period, or fraction thereof commencing with midnight of one day, to the midnight of the follow day. It includes Saturdays, Sundays and Holidays.
 - (2) Cargo accepted for daily storage can subsequently be accepted for monthly storage. Except as provided for in Item 08165 (3), cargo accepted for monthly storage will not be allowed to revert to daily storage.

08160

(Item 08160 continued on Next Page)

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: May 15, 2007

EFFECTIVE: July 1, 2007

SECTION VIII-B: WHARF STORAGE - RULES AND RATES

ITEM
NO.

APPLICATION OF WHARF STORAGE RATES

(e) Monthly Storage:

(1) Rates will apply from a date in one calendar month to, but not including, the same date of the next and all succeeding calendar months. When there is no corresponding date in the next succeeding calendar month, storage rates shall apply inclusive of the last day of that month. The storage month shall be deemed to expire on the next succeeding business day when the last day of the final storage month falls on Sunday or a holiday.

(2) First-of-Month balance Systems:

Provisions of paragraph (e)(1) above will not apply when agreement between terminal and owner of cargo (or his agent) stipulates that monthly storage is to be computed as follows:

(a) When the storage period commences on or before the fifteenth day of the month, a full month's storage shall be assessed for that month. A full month's storage shall be charged on the cargo on hand on the first day of the following month and for each succeeding month thereafter.

(b) When the storage period commences after the fifteenth day of the month, storage charges for one-half month shall be assessed for that month. After this initial period, a full month's storage shall be charged on the cargo on hand the first day of the following month and for each succeeding month thereafter.

08160

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: September 20, 1988

EFFECTIVE: November 1, 1988

SECTION VIII-B: WHARF STORAGE - RULES AND RATES

ITEM
NO.

STORAGE UNDER STRIKE CONDITIONS

Cargo which cannot be removed from the Port due to a general waterfront strike of five consecutive calendar days or more is subject to the following:

(1) Cargo on Free Time:

Strikebound cargo will continue on free time until the free time allowed under Item 08120 of the tariff has expired. (Provisions of paragraph (b), Item 08125 Free Time - Shortened or Extended and Item 08135 Assembly Time are not applicable in connection with this item). Storage rates will be assessed under provisions of paragraph (2) below upon expiration of free time.

(2) Cargo on wharf demurrage or storage:

Cargo on wharf demurrage or storage will be subject to either daily or monthly storage rates in this section; whichever results in the lowest charge during any calendar month in which the strike is in effect. The Executive Director reserves the right to authorize storage rates for strikebound cargo without prior request.

(3) Charges applicable after strike ends:

Unless prior arrangements have been made with the Port for monthly storage, strikebound cargo remaining on hand the first day of the first calendar month following the end of the strike will be subject to daily storage rates.

08165

RETENTION OF TERMINAL CHARGES

(a) A Wharf Assignee under Assignment with the Port shall collect all applicable wharf demurrage and wharf storage charges and maintain such records relating thereto as may be required by the Director of Maritime, or his/her designee. The amounts collected for wharf storage and wharf demurrage charges shall be submitted on a monthly basis to the Port, accompanied by written reports approved by or provided by the Director of Maritime, or his/her designee. Said monthly payments and written reports shall be received no later than 30 days succeeding the month being reported. In return for the cost of providing such service in the timely manner described above, a sum equal to ten percent (10%) of all wharf demurrage and wharf storage charges collected may be retained by the Assignee.

(Item 08170 continued on Next Page)

(*)
08170

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: May 27, 2021

EFFECTIVE: July 1, 2021

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SECTION VIII-B: WHARF STORAGE - RULES AND RATES	ITEM NO.
<p style="text-align: center;">RETENTION OF TERMINAL CHARGES</p> <p>(b) The amounts collected under this item shall be subject to Item 02130, Terms and Conditions of Payment; Item 02135, Payment of Charges; and Item 02140, Delinquency and Penalties.</p>	<p style="text-align: center;">(*) 08170</p>
<p style="text-align: center;">WHARF STORAGE - MINIMUM CHARGES</p> <p>(1) Daily Storage Basis:</p> <p>When stored for a period of 4 days or less, a minimum of 5 days storage will be assessed on basis of Item 08180 or Items 08185 through 08350; but in no case less than \$24.00 for each invoice issued, per month or fraction thereof.</p> <p>(2) Monthly Storage:</p> <p>The minimum charge will be \$30.00 for each invoice issued per month or fraction thereof.</p>	<p style="text-align: center;">08175</p>
For explanation of abbreviations and reference marks see Page 10.	
ADOPTED: May 27, 2021	EFFECTIVE: July 1, 2021

SECTION VIII-B: WHARF STORAGE - RULES AND RATES

ITEM
 NO.

PER CONTAINER WHARF STORAGE RATES

Wharf storage rates on a per-container basis are assessed either on a daily basis including Saturdays, Sundays and Holidays; or on a monthly basis, as noted below:

CONTAINER OUTSIDE LENGTH		STORAGE	
METERS		DAILY STORAGE RATE (Per day or fraction thereof)	MONTHLY STORAGE (Per month or fraction thereof)
OVER	BUT NOT OVER		
0	7	\$10.00	\$117.00
7	9	11.00	138.00
9	11.9	15.00	194.00
11.9	13	16.00	215.00
13	Over	20.00	294.00

(I)
 08180

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: March 22, 2018

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SECTION VIII-B: WHARF STORAGE - RULES AND RATES

**ITEM
NO.**

WHARF STORAGE RATES FOR NON-CONTAINERIZED CARGO

(In cents per ton of 1,000 kilograms except as specifically noted below)

Column A: Rates are for each of the first 15 calendar days after free time.

Column B: Rates are for each of the next consecutive 30 calendar days.

Column C: Monthly Storage: After the 1st consecutive 30 days, upon application and acceptance, the Director of Maritime, or his/her designee, and the terminal operator may grant monthly storage rates, subject to space availability. Monthly storage rates, apply per month or fraction thereof.

COMMODITY

COLUMN

Cargo, In Bond

When accepted for storage on terminal, daily storage rates apply, plus the percentage in Column A.

Note: Charges made by Collector of Customs for deliveries from bonded section of terminal is for account of the cargo to which service is rendered.

A

B

C

50%

n/a

08185

Cargo N.O.S., per 1,000 kilograms or 1 CUM whichever produces the greater revenue.

14

25

449

(I)
08190

Cargo, N.O.S. when held in uncovered areas:

Applies when outside uncovered storage is requested by shipper or consignee. Will not apply when commodity rates are specifically named for either covered or uncovered storage, per 1,000 kilograms or 1 CUM, whichever produces the greater revenue.

9

16

356

(I)
08195

For explanation of abbreviations and reference marks see Page 10.

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SECTION VIII-B: WHARF STORAGE - RULES AND RATES

ITEM
 NO.

WHARF STORAGE RATES FOR NON-CONTAINERIZED CARGO

(In cents per ton of 1,000 kilograms except as specifically noted below)

Column A: Rates are for each of the first 15 calendar days after free time.

Column B: Rates are for each of the next consecutive 30 calendar days.

Column C: Monthly Storage: After the 1st consecutive 30 days, upon application and acceptance, the Director of Maritime, or his/her designee, and the terminal operator may grant monthly storage rates, subject to space availability. Monthly storage rates, apply per month or fraction thereof.

COMMODITY

COLUMN

A	B	C	
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Beans, cocoa, in bags	9	16	298		(I) 08203
Coffee, green, in bags	9	16	298		08205

Iron or steel articles, NOS, including metals; pipe; tin plate; wire or strapping	9	16	293		(I) 08225
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For explanation of abbreviations and reference marks see Page 10.

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SECTION VIII-B: WHARF STORAGE - RULES AND RATES

**ITEM
NO.**

WHARF STORAGE RATES FOR NON-CONTAINERIZED CARGO

(In cents per ton of 1,000 kilograms except as specifically noted below)

Column A: Rates are for each of the first 15 calendar days after free time.

Column B: Rates are for each of the next consecutive 30 calendar days.

Column C: Monthly Storage: After the 1st consecutive 30 days, upon application and acceptance, the Director of Maritime, or his/her designee, and the terminal operator may grant monthly storage rates, subject to space availability. Monthly storage rates, apply per month or fraction thereof.

COMMODITY

COLUMN

A	B	C	

Paper and paper articles:

Newsprint, in rolls.....

9	14	216	
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(I)
08270

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: March 22, 2018

EFFECTIVE: May 1, 2018

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SECTION VIII-B: WHARF STORAGE - RULES AND RATES

**ITEM
NO.**

WHARF STORAGE RATES FOR NON-CONTAINERIZED CARGO

(In cents per ton of 1,000 kilograms except as specifically noted below)

Column A: Rates are for each of the first 15 calendar days after free time.

Column B: Rates are for each of the next consecutive 30 calendar days.

Column C: Monthly Storage: After the 1st consecutive 30 days, upon application and acceptance, the Director of Maritime, or his/her designee, and the terminal operator may grant monthly storage rates, subject to space availability. Monthly storage rates, apply per month or fraction thereof.

COMMODITY

COLUMN

A B C

Vehicles, motor, on wheels not boxed (as described in Items 07870) per unit basis:

	A	B	C	
(a) When stored in closed areas	93	181	3600	(I) 08325
(b) When stored in open areas, on terminal, per vehicle	47	93	n/a	(I) 08330
(c) When stored in open areas, off terminal, per vehicle	36	65	n/a	(I) 08335

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: March 22, 2018

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SECTION VIII-B: WHARF STORAGE - RULES AND RATES

**ITEM
NO.**

WHARF STORAGE RATES FOR NON-CONTAINERIZED CARGO

(In cents per ton of 1,000 kilograms except as specifically noted below)

Column A: Rates are for each of the first 15 calendar days after free time.

Column B: Rates are for each of the next consecutive 30 calendar days.

Column C: Monthly Storage: After the 1st consecutive 30 days, upon application and acceptance, the Director of Maritime, or his/her designee, and the terminal operator may grant monthly storage rates, subject to space availability. Monthly storage rates, apply per month or fraction thereof.

COMMODITY

COLUMN

A

B

C

Yachts and small boats -- applicable to Intercoastal Trade Only:

For the first 14 days after the expiration of free time

For each day exceeding 14 calendar days after the expiration of free time.....

39

76

n/a

(I)
08345

39

76

n/a

(I)
08350

For explanation of abbreviations and reference marks see Page 10.

ADOPTED: March 22, 2018

EFFECTIVE: May 1, 2018