

BOARD OF TRUSTEES
OF THE GALVESTON WHARVES
Tariff Circular No. 6

Original Page 14

ISSUED: MARCH 1, 2000

EFFECTIVE: APRIL 1, 2000

SECTION 200 - RULES AND REGULATIONS APPLICABLE TO VESSELS AND RELATED
ACTIVITIES

<hr/> <p style="text-align:center">APPLICATION</p> <hr/>	<hr/> <p style="text-align:center">ITEM</p> <hr/>
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TIME RATES AND CHARGES BECOME EFFECTIVE	205
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All charges shown in this Tariff become effective (except as otherwise provided) on arrival of a vessel at any wharf or mooring. Time to be computed from the actual hour of berthing and each succeeding twenty-four (24) hours or fraction thereof, after hour of berthing will be considered a full day.

STRAIGHT RUNNING TIME	210
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Vessels berthing at wharves or mooring of Galveston Wharves and paying charges as shown herein, will be considered on the same voyage even though departing for ports of Houston, Texas City, or Baytown, Texas.

The running time will cease when vessel departs from wharves or mooring of Galveston Wharves and time taken up where left off upon return of vessel.

ADMEASUREMENT OF VESSEL - L.O.A. OR G.R.T.	215
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Dockage shall be charged on the length overall (L.O.A.) or gross registered tonnage (G.R.T.), where stated herein, of the vessel as shown in Lloyd's Register of Shipping. Where additional L.O.A.'s or G.R.T.'s are assigned to certain vessels, the highest of all such lengths or tonnages shown in Lloyd's Register of Shipping shall be applicable in determining length, overall or gross tonnage for the purpose of assessment of dockage charges under this Tariff Circular. However, the Galveston Wharves reserves without question, the right to admeasure any vessel when deemed necessary, and use such measurements as basis of the charge.

CLEANLINESS	220
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Steamship agents, owners, charterers, and other Users of the facilities of the Galveston Wharves are responsible for cleaning the facilities assigned for their use. If User does not clean the Galveston Wharves facilities assigned for use within 48 hours of the completion of use, or sooner if so notified by the Harbormaster, the Galveston Wharves will provide labor and equipment to clean such facilities, and bill the User in accordance with Tariff Item 580.

DUNNAGE MUST BE REMOVED PROMPTLY	230
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Dunnage discharged from vessels onto docks or into warehouses must be removed from the docks or warehouses within forty-eight (48) hours after discharge.

If not removed within forty-eight (48) hours, Galveston Wharves will move it with its own labor to storage back of the waterfront and bill the steamship agent or owner of the vessel for cost of moving same, in accordance with Tariff Item 580.

BOARD OF TRUSTEES
OF THE GALVESTON WHARVES
Tariff Circular No. 6

1st Revised Page 15

ISSUED: MAY 24, 2002

EFFECTIVE: JULY 1, 2002

SECTION 200 - RULES AND REGULATIONS APPLICABLE TO VESSELS AND RELATED
ACTIVITIES

APPLICATION	ITEM
-------------	------

UNUTILIZED PRIVATELY OWNED EQUIPMENT AND/OR FACILITY	240
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Any unutilized privately owned equipment and facilities on property under the management of the Galveston Wharves, not covered by a written agreement or other items on this tariff, shall be assessed a storage charge in accordance with Item No. 460 of this Tariff No. 6.

APPLICATION FOR BERTH	(C) 250
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Vessels, their owners, charters and agents desiring a berth at any Galveston Wharves facility must apply to the Harbormaster, Telephone: (409) 766-6115 on forms furnished by his office in advance of date for receiving cargo on not less than forty-eight (48) hours in advance of date for discharging cargo.

The Harbormaster will confirm a berth assignment by returning a signed copy of said form to the applicant.

The signed application form and grant of berth assignment shall constitute a contract, subject to the rates, rules and regulations and provisions contained in this tariff and the ordinances and Code of the City of Galveston by and between the Board of Trustees of the Galveston Wharves and the vessel, her owner, charterer and agents, jointly, severally, and in solido.

As a part of its application for berth, the vessel, its owners or agents, shall advise the Galveston Wharves, Harbormaster, of the Protection and Indemnity association (P & I Club) which affords the vessel indemnity coverage as well as the name and telephone number of the local legal representative thereof knowledgeable with regard to such coverage.

Any damage caused by the vessel to the wharf or any installation or equipment which is the property of the Galveston Wharves, whether it be through incompetence or carelessness on the part of the pilot or officer of the ship carrying out operations or for any other reason, shall be the responsibility of the Master and of the owners of the ship causing the damage. The Galveston Wharves shall be able to detain the ship until it has received a satisfactory guarantee for the amount of the damage caused or a reasonable estimate thereof.

BOARD OF TRUSTEES
OF THE GALVESTON WHARVES
Tariff Circular No. 6

1st Revised Page 16

ISSUED: MAY 24, 2002

EFFECTIVE: JULY 1, 2002

SECTION 200 - RULES AND REGULATIONS APPLICABLE TO VESSELS AND RELATED
ACTIVITIES

APPLICATION	ITEM
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CARGO STATEMENTS REQUIRED

(C) 260

(A) Certified Statement of Cargo:

All vessels, their owners and/or agents using the facilities of the Board of Trustees of the Galveston Wharves shall file with the Billing Department of the Galveston Wharves a certified statement of cargo accompanied by a manifest, which must be amended to include all changes and supplements thereto, covering all cargo loaded and unloaded. Such statement of cargo shall be reported on the forms and in the manner prescribed by the Port Director. A supply of the prescribed form may be obtained from the Galveston Wharves Billing Department.

The Statement of Cargo on inbound cargo must be filed not later than ten (10) days after the arrival of the vessel.

The Statement of Cargo on outbound cargo must be filed not later than ten (10) days after sailing.

Failure to file certified Statement of Cargo within the time specified shall constitute cause for suspension of preferential berth assignment, suspension of credit, or suspension of other vessel privileges until such failure is remedied.

(B) Certified Pier Demurrage Statements:

All vessels, their owners and/or agents using the facilities of the Board of Trustees of the Galveston Wharves shall file with the Billing Department of the Galveston Wharves a Certified Statement of Pier Demurrage on all outbound cargo loaded from such facilities. Such Certified Statement of Pier Demurrage must be filed on the forms and in the manner prescribed by the Port Director. A supply of the prescribed form may be obtained from the Galveston Wharves Billing Department.

In lieu of filing a Certified Statement of Pier Demurrage, the vessel, its owner and/or agent, may file a certified copy of the vessel's manifest of outbound cargo and copies of all Receiving Reports on cargo loaded aboard the vessel along with a sworn statement certifying that the copies furnished are true and correct copies of the Receiving Reports.

Item No. 260 continued on the next page.

BOARD OF TRUSTEES
OF THE GALVESTON WHARVES
Tariff Circular No. 6

2nd Revised Page 16-A

ISSUED: JUNE 1, 2011

EFFECTIVE: JUNE 1, 2011

SECTION 200 - RULES AND REGULATIONS APPLICABLE TO VESSELS AND RELATED
ACTIVITIES

APPLICATION

ITEM

The Certified Statement of Pier Demurrage, or in lieu thereof, copies of Receiving Reports and manifest of outbound cargo, must be filed not later than ten (10) days after sailing. Failure to file Certified Statement of Pier Demurrage, or Receiving Reports and manifest, within time specified shall constitute cause for suspension of preferential berth assignment, suspension of credit, or suspension of other vessel privileges until remedied.

(C) Access to Manifests, Etc.

Vessels, their owners, agents and masters, and all other Users of the facilities shall be required to permit access to manifests of cargo, receiving reports, and all other documents necessary for the purpose of audit for ascertaining the correctness of reports filed; or securing necessary data to permit estimate of charges.

OILY WASTES DISPOSAL

(C) 270

Under the provisions of Annex I of the International Convention for the Prevention of Pollution (MARPOL 73/78) and the United States Coast Guard implementing regulations, Part 158 of Title 33 of Code of Federal Regulations (33CFR 158), all terminals and ports which receive tankers or other oceangoing vessels of 400 gross tons or more must make provisions for adequate oily waste reception facilities.

The Galveston Wharves will make available upon request a list of those companies that are approved to contract for their services at the Galveston Wharves for the reception of oily waste and are subject to the applicable regulations for the transfer of oil (33 CFR 154-156):

For Information Please Contact:

***United States Coast Guard Marine Safety Unit Texas City (409) 978-2730
Galveston Wharves Harbormaster (409) 766-6115***

BOARD OF TRUSTEES
OF THE GALVESTON WHARVES
Tariff Circular No. 6

1st Revised Page 17

ISSUED: MAY 24, 2002

EFFECTIVE: JULY 1, 2002

SECTION 200 - RULES AND REGULATIONS APPLICABLE TO VESSELS AND RELATED
ACTIVITIES

APPLICATION

ITEM

DISPOSAL OF SHIP GENERATED WASTES

280

Under the provisions of Annex V of the International Convention for the Prevention of Pollution (MARPOL 73/78) port reception facilities for ship's garbage and separation on board vessels of various kinds of waste are required. Garbage is defined as "all kinds of victual domestic and operational waste, excluding fresh fish and parts thereof, generated during the normal operation of the ship and liable to be disposed of continuously and periodically."

The rules require terminals and ports to ensure the availability of facilities to receive ship-generated garbage. The Galveston Wharves will make available upon request a list of those companies that are approved to contract their services at the Galveston Wharves for the receipt of ship-generated garbage and are subject to the applicable regulations for the collection and disposal of such wastes (33 CFR Parts 1515, 155, and 158.46 CFR part 25. USDA Title 7 CFR 330.400 and Title 9 CFR 94.5).

For Information Please Contact:

***United States Department of Agriculture Galveston Office (409) 766-3634
Galveston Wharves Harbormaster (409) 766-6115***

BOARD OF TRUSTEES
OF THE GALVESTON WHARVES
Tariff Circular No. 6

1st Revised Page 18

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EFFECTIVE: JULY 1, 2002

SECTION 200 - RULES AND REGULATIONS APPLICABLE TO VESSELS AND RELATED
ACTIVITIES

APPLICATION

ITEM

This item deleted in its entirety.

END OF SECTION 200