



सीमाशुल्कआयुक्तकाकार्यालय
नवसीमाशुल्कभवन, पणंबूर, मंगलूर-५७५०१०
OFFICE OF THE COMMISSIONER OF CUSTOMS
NEW CUSTOMS HOUSE, PANAMBUR, MANGALURU – 575 010

Telephone No. 0824-2408164, website - www.customsmangalore.gov.in, Email- commr-cusmnglr@nic.in

Comp. No. 385413

Date: as e signed

PUBLIC NOTICE No. 28/2025

M/s. Udupi Power Corporation Limited (UPCL), was approved as the Custodian of Berth No. 15 of New Mangaluru Port Authority (NMPA), Panambur, Mangaluru up to 31.01.2028 for handling of bulk cargo under Section 45 (1) of the Customs Act, 1962 vide Public Notice No. 09/2012 dated 16.03.2012 as amended vide Public Notice No. 12/2013 dated 21.03.2013 and extended vide Public Notice No. 10/2018 dated 04.04.2018 and Public Notice No. 01/2023 dated 06.01.2023.

2. M/s. Adani Power Limited, Padubudri, Udipi-574113 have intimated this office about the change in the name of the establishment from M/s Udupi Power Corporation Ltd to M/s Adani Power Ltd and have furnished a copy of the order dated 08.02.2023 of Hon'ble National Company Law Tribunal (NCLT), Ahmedabad Bench approving the Scheme of Amalgamation involving six companies, including UPCL with Adani Power Limited (APL). Further, Adani Power Limited have furnished an application in Form-A as prescribed under Regulation 9(1) of Handling of Cargo in Customs Areas Regulations(HCCAR), 2009, for approval and renewal of the custodianship of Berth No. 15 of NMPA, Panambur, Mangaluru in the name of Adani Power Ltd. The Custodian has executed the requisite Import Continuity Bond, Custodian Bond and Indemnity Bonds and furnished the Bank Guarantees as per Regulation 5(3), Regulation 5(5) and Regulation 5(6) of HCCAR, 2009 respectively. Further the Custodian has furnished a copy of General Insurance Policy as required under Regulation 5(1) (iii) of HCCAR Regulations 2009 and Circular No. 42/2016 Customs dated 31.08.2016 along with the Memorandum of Association(MOA) and Articles of Association (AOA) reflecting the name change after amalgamation.

3. Now, therefore, in exercise of the powers conferred under Section 45(1) of the Customs Act, 1962 (52 of 1962), read with the HCCAR, 2009 issued under Section 141(2) of the Act ibid, I, P. Vinitha Sekhar, Commissioner of Customs, Mangaluru, hereby approve the custodianship in the name of M/s Adani Power Limited valid up to 31.01.2028, corresponding to the validity earlier granted custodianship to UPCL or until further orders, whichever is earlier, as per the provisions of Regulations 10 and 13 of the HCCAR, 2009 and approve Adani Power Limited as a Customs Cargo Service Provider (CCSP) for custody of imported and export goods and for handling of such goods at Berth No. 15 of

NMPA, Panambur, Mangaluru in a customs area in accordance with the provisions laid down under the Customs Act read with relevant laws, rules, regulations, notifications, instructions and circulars, subject to the following conditions:

- (a) The Custodian/CCSP shall comply with all the provisions of the Customs Act, 1962 and any other Laws, Rules and Regulations, Notifications, Instructions, Circulars, Public Notices for the time being in force; that is being enforced by Customs and are applicable to Customs Cargo Service Provider/Custodian of goods/cargo in Customs Area.
- (b) The Custodian/CCSP shall fulfil all the conditions and responsibilities and comply with all the regulations laid down in Handling of Cargo in Customs Area Regulations, 2009 issued under Section 45(1) and 141(2) of the Customs Act, 1962 (52 of 1962) by the Government of India, Ministry of Finance, Department of Revenue, Central Board of Excise & Customs, New Delhi, as amended from time to time.
- (c) The Custodian/CCSP shall pay to the Government or the proper officer, any amount of Customs Duty payable on the imported goods pilfered or not accounted for, as per Section 45(3) of the Customs Act, 1962.
- (d) The Custodian/CCSP shall get insured all the goods (imported/export) held in the Customs Area at Adani Power Limited, Berth No. 15, at New Mangalore Port Terminal against all kinds of risks. The amount of insurance to be provided by CCSP should be equal to the average value of goods likely to be stored in the Customs area for a period of 10 days (based on the projected capacity).
- (e) The Custodian/CCSP shall not lease, gift, sell or sublet or in any other manner transfer any of the premises in a customs area; or sub contract or outsource functions permitted or required to be carried out by them in terms of HCCAR, 2009 to any other person/organization, without the written permission of the Commissioner of Customs.
- (f) The Custodian/CCSP shall publish and display at prominent places including website or webpage of the Custodian/CCSP, the schedule of charges for the various services provided by them/him, in relation to the imported goods or export goods in the Customs Area.
- (g) The Custodian/CCSP shall provide infrastructure, equipment and adequate manpower for loading, unloading, stacking, handling, stuffing and de-stuffing of containers, storage, dispatch and delivery of containers and cargo, etc., to the satisfaction of the Commissioner of Customs, Mangaluru. The Custodian/CCSP shall provide safe, secure and spacious premises for loading, unloading, handling and storing of the cargo for the projected capacity and for the examination and other operations as may be required in compliance with any law for the time being in force.
- (h) The Custodian/CCSP shall keep a record of imported goods, goods brought for export or transshipment, as the case may be and produce the same to the proper officer as and when required and shall not permit imported goods and export goods to be removed from the port premises of Adani Power Limited, Berth No. 15, New Mangalore Port Terminal, Mangaluru, or otherwise dealt with except under and in accordance with the permission in writing of the proper officer of Customs. The Custodian/CCSP shall keep a

record of each activity or action taken in relation to the movement or handling of imported or export goods and goods brought for transshipment.

- (i) The Custodian/CCSP shall fulfil all the conditions specified in Regulation 5 of the HCCAR, 2009 (as amended from time to time) and shall discharge their responsibilities promptly and effectively as specified in Regulation 6 of the HCCAR, 2009 (as amended from time to time).
- (j) The Custodian/CCSP shall not make any alteration of the plan in the accommodation, boundary wall, building, etc., without the concurrence of the Commissioner of Customs, Mangaluru.

The approval given is without prejudice to cancellation for contravention of any expressly stated provisions or other relevant provisions.

(P. VINITHA SEKHAR)
COMMISSIONER

Copy to,

The General Manager, Adani Power Limited, Yelluru village, Pilar post, Padubudri, Udupi, Karnataka-574113, Mangalore.

Copy Submitted to,

1. The Joint Secretary (Customs), Central Board of Indirect Taxes and Customs, North Block, New Delhi-110001.
2. The Chief Commissioner of Customs, Bengaluru Zone, Bengaluru-560001.
3. The Manager, Government of India Press, Mayapuri Ring Road, New Delhi-10064 (for publication in the Gazette of India).
4. The EDI Section, Mangaluru Customs, for uploading in the website.
5. Notice Board.