

BOARD OF DIRECTORS PORT AUTHORITY OF GUAM	
BOARD POLICY MEMORANDUM NO. 2006-05	SUBJECT: MARITIME SECURITY FEES
APPROVED BY THE BOARD OF DIRECTORS AT THE MEETING OF: DECEMBER 14, 2006	EFFECTIVE DATE: JANUARY 29, 2007
APPROVED BY: MONTE D. MESA, Chairman, Board of Directors	

I. DISCUSSION:

The Jose D. Leon Guerrero Commercial Port is acutely aware of the potential threat to its facilities and the movement of cargo posed by terrorists. The impact of a disruption or a slow down in the flow of cargo as a result of terrorist action would, in all likelihood, severely affect the businesses and citizens of Guam and its neighboring islands.

The Maritime Security Fees will assist the Port in defraying the expense of the administration and maintenance of security systems and certain capital and operating expenses incurred by the Port to comply with 33 CFR, Chapter I, Subchapter H, Part 105 – Maritime Security Facilities.

II. PROVISIONS:

The provisions of the Maritime Security Fees are as follows:

A. Applicability and Payment of Security Fees:

The fees and charges contained in this memorandum shall be applicable to all vessels that call at the Port, and which have provided a notification of arrival in accordance with Section I, which are required to pay dockage fees. The fees and charges contained in this memorandum shall also be applicable to all cargo transiting in and out of the Port and for passengers embarking or disembarking at the Port. Failure by the responsible party to pay the charges assessed in this memorandum may, in the sole judgment of the Port, be grounds for denial of a berth in the future.

B. Security Fees:

1. Vessel Security Fee:

- (a) Vessels assessed dockage charges in accordance with Section VIII shall be subject to an additional charge equal to 5% (five percent).
- (b) Vessels assessed a wharfage, labor charge out, equipment rental, port entry fee and dockage shall be subject to a vessel security charge equal to 5% (five percent) of the total invoiced amount in accordance with Sections II, IV, V, VII and VIII of the Port Terminal Tariff.

2. Cargo Security Fee:

- (a) In addition to the vessel security fee, a Cargo Security Fee based on the following schedule shall be assessed on all cargo as provided and as described in Sections II and III of the Port Terminal Tariff:

Type of Cargo	Cargo Security Fee
Stuffed Containers (Inbound & Outbound)	\$2.00/per container
- Bunkering/Fuel Throughput/Waste Oil	\$2.00/per container
Bunkering/Fuel Throughput/Waste Oil	\$0.02 per 42-US gallon barrel
Breakbulk Cargo	\$0.10 per revenue ton
Unitized Cargo	\$0.10 per revenue ton
Pre-Slung Cargo	\$0.10 per revenue ton
Vehicles (roll on/roll off; devanning & stuffing)	\$1.00 per vehicle
Bulk (sand, aggregate, scrap metal)	\$0.02 per revenue ton
All Other Cargo:	\$2.00/per container
- Transshipped other than Tuna	
- Transshipped Tuna	
- All Other Cargo	

3. **Passenger Security Fee:**

- (a) Passengers carried for compensation by vessels, e.g. crew members, originating outside Port of Guam shall be assessed in addition to the Arrival and Departing Facility Service Charge of \$1.00.
- (b) The charge shall be assessed on passengers on one way or round trip voyages or on passengers in transit.

C. **Collection of Fees:**

Vessels, their owners, charterers and agents assigned the use of Port facilities in accordance with Section I of the Port Terminal Tariff shall be liable for and shall collect and pay to Port the Security Fees as provided for in this memorandum and the provisions of Item 3, Section I of the Port Terminal Tariff shall apply.

III. EFFECTIVE DATE: The Maritime Security Rates will go into effect January 29, 2007.