



SCHEDULE OF SERVICE CHARGES

EFFECTIVE FROM 1 JANUARY 2020

VERSION: 16 DECEMBER 2019

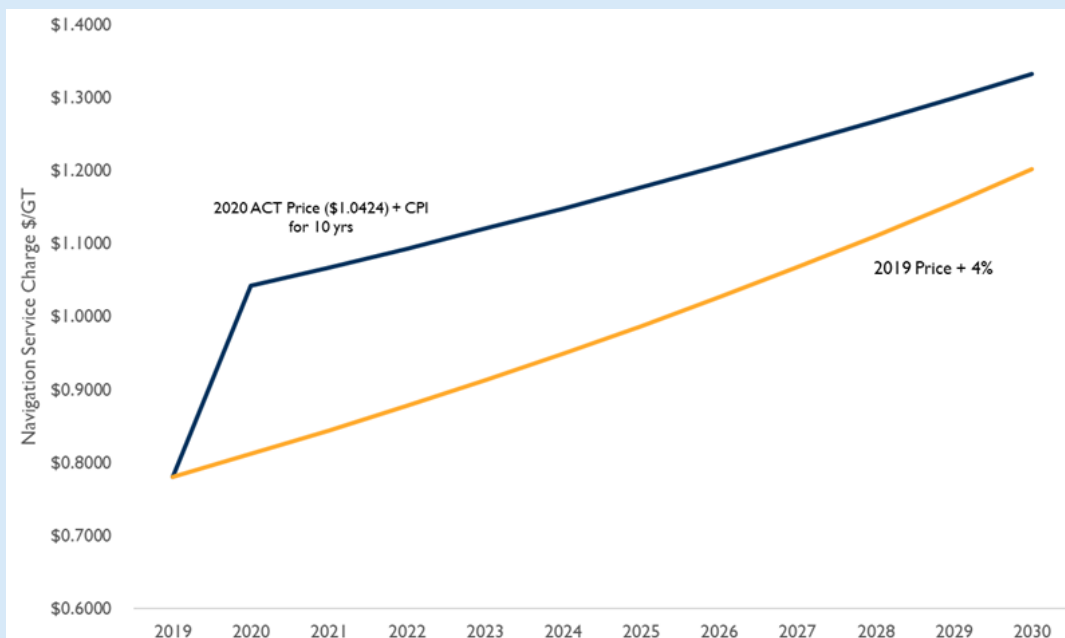
ABOUT THIS SCHEDULE OF SERVICE CHARGES

This Schedule of Service Charges for Port of Newcastle Operations Pty Ltd (ACN 165 332 990) as Trustee for the Port of Newcastle Unit Trust (ABN 97 539 122 070) trading as Port of Newcastle (**Port of Newcastle**) sets out the service charges applicable to the commercial use of the Port of Newcastle effective from 1 January 2020, including in accordance with the Ports and Maritime Administration Act 1995 (NSW) (**PAMA Act**) and Ports and Maritime Administration Regulation 2012 (**Service Charges**). The party liable for the applicable Service Charge is as identified in the relevant provisions of the PAMA Act or in this schedule. Port of Newcastle may in its discretion agree to issue invoices to shipping agents engaged by a person who is liable to pay any Service Charge.

Note: Longer term bilateral arrangements

PON encourages Vessel Agents, Vessel Operators, Coal Producers and FOB coal consignees involved in the shipment of coal from the Port to contact PON directly to discuss entering into longer term discounted pricing arrangements with PON, based on the terms of the [pro forma deed which is available here](#). Please refer in particular to Schedule 2 of this deed for discounted navigation service charge pricing available.

The graph below is indicative only of the forward 10 year price variance between standard coal vessel pricing and bilateral price deed coal vessel pricing (assuming CPI is 2.37 – 2.50%):



By using the Port or its facilities, you agree to be bound by the terms and conditions in this schedule and all other relevant Port of Newcastle requirements.

Port of Newcastle may vary this schedule from time to time, including varying or introducing any new fees or charges. Port of Newcastle will publish notice of the proposed change on its website at least 10 Business Days before the variation is proposed to take effect.

Unless expressly stated otherwise, all charges set out in this schedule are in Australian dollars and are exclusive of GST. If GST is payable on any supply made by Port of Newcastle under this schedule, then unless the consideration for that supply is expressly stated to be inclusive of GST, you agree to pay to Port of Newcastle (or must ensure that your agent or other party required to provide consideration for that supply pays to Port of Newcastle) an additional amount equal to the GST payable on the supply. The additional amount must be paid at the same time as the first part of any consideration is provided for that supply. Port of Newcastle will issue a tax invoice in respect of any taxable supply it makes under this schedule. Words and expressions used in this paragraph which have a defined meaning in the *A New Tax System (Goods and Services Tax) Act 1999 (Cth)* (**GST Act**) have the same meaning in this paragraph as in the GST Act.

To the extent that a charge is expressed in this schedule to be a fee or charge fixed by Port of Newcastle under Part 5 of the PAMA Act (**PAMA Charges**), for the avoidance of any doubt, those PAMA Charges are so fixed by Port of Newcastle under Part 5 of the PAMA Act and this schedule does not displace such determinations for the purposes of section 67 of the PAMA Act.

This schedule is not exhaustive and does not detail all charges, rules and requirements applicable to use of the Port. For further details please contact:

Email: trade@portofnewcastle.com.au

Phone: (02) 4908 8200

For details about our berths please visit our website [www. https://www.portofnewcastle.com.au/](https://www.portofnewcastle.com.au/).

For details about other charges applicable to the use of the Port, including pilotage, contact the Port Authority of NSW.

PORT CHARGES 2020

Navigation Service Charge (NSC)

Vessel Gross Tonnage (GT)	Rate (ex GST)
Non-coal vessels (over 600GT)	\$0.5247 per GT for the first 50,000 GT plus \$1.1810 per GT thereafter. (Subject to a maximum NSC for passenger cruise ships of \$55,816.82 per visit)
Standard price for coal vessel (over 600GT) where bilateral long term price deed does not apply to the vessel	\$1.0424 per GT
If bilateral long-term price deed applies for the coal vessel (over 600GT)	See schedule 2 of the deed found here

Port Security Charge

Per visit all vessels	Rate (ex GST)
	\$608.10

Site Occupation Charge

Berth name	Rate per hour (ex GST)
Channel Berth (cruise vessels)	\$258.00
Dyke 1 and 2 Channel Berth (non passenger cruise vessels)	\$77.39
Kooragang 2,2.5 and 3, Mayfield 4, West Basin 3 and 4	\$293.20

Wharfage Charge

Non-containerised cargo by berth	Rate per Revenue Tonne (ex GST)
Dyke 1	\$1.91
Dyke 2	\$1.02
Mayfield 4, West Basin 3 and 4, Kooragang 2 and 3	\$2.07
East Basin 1 and 2, Dyke 4 and 5, Kooragang 4 - 10, BHP 6 and Mayfield 7	\$0.0802

Containerised cargo and cargo on platforms	Rate per Twenty Foot Equivalent Unit (TEUs) (ex GST)
Full	\$63.98
Empty	\$11.72

Note: Container wharfage rates apply to conventional containers or full-size frames. All other types of containers carrying cargo are invoiced at the appropriate tonnage rate based on the gross weight or volume of the cargo.

OTHER CHARGES

Ship Utility Charge

Per visit for non-coal vessels	Rate (ex GST)
	\$219.62

Kooragang 2 Bulk Cargo Unloading Infrastructure

Price on application.

Non-Standard Vessel Charges

Charge	Rate (ex GST)
Non standard vessel movements	Additional fees and charges may be prescribed by Port of Newcastle for vessel movements which are not undertaken in accordance with standard vessel movement requirements and procedures required under the Vessel Standard Terms and Conditions, including any Port Rules or directions given by Port of Newcastle. These charges may include additional charges for late vessel arrivals or failure to berth in accordance with Port of Newcastle requirements.
Additional bespoke services requested by users	Price on application

FUTURE CHARGE INCREASES

PON's current intention is that from 1 January 2021, the published Navigation Service Charge and Wharfage Charge for Coal vessels will increase by CPI annually, and may also be increased to reflect additional investment by Port of Newcastle in port services, any increases in government charges or taxes or changes in law and any material change events.

PAYMENT TERMS

Port of Newcastle requires that payment for any Service Charge is made in full within seven days from the date of the Port of Newcastle's invoice.

All such invoiced monies payable to Port of Newcastle must be paid without any discount, deduction, counterclaim or set-off and regardless of any dispute between Port of Newcastle and the party liable for the Service Charge.

If any amounts payable by the party liable for the service charge to Port of Newcastle are not paid by the due date, the party liable for the Service Charge must pay to Port of Newcastle, by way of liquidated damages, interest accruing daily at the Default Rate on the amount outstanding calculated daily from the due date until payment is made in full.

The party liable for the Service Charge must ensure that all payments required to be made under the invoice are made by:

- a) direct transfer or immediately available funds by the due date for payment to the bank account nominated in writing by Port of Newcastle; or
- b) any other method of payment approved by Port of Newcastle in writing provided that payment is made no later than 3 Business Days before the due date for payment.

TERMS USED IN THIS SCHEDULE

Unless otherwise defined, terms in this schedule have the meaning set out in the PAMA Act and:

Business Day

Means a day on which banks are open for general banking business in the City of Newcastle, but does not include Saturdays, Sundays or public holidays in the City of Newcastle.

Coal vessel

A vessel which enters the Port of Newcastle to load coal at any dedicated coal berth within the Port of Newcastle, being Dyke 4 and Dyke 5 and Kooragang 4, 5, 6, 7, 8, 9 and 10.

Default Rate

Means the rate of 5% per annum above the interest rate at the applicable time charged by the Commonwealth Bank of Australia on unsecured overdrafts in excess of \$100,000.

Navigation service charge

The navigation service charge means the charge levied by Port of Newcastle under section 50 of the PAMA Act in consideration for the service described in that provision on vessels at the time of port entry and, for the avoidance of doubt, is in addition to any Wharfage Charge, any Site Occupation Charge and any other fee or charge (including Non-Standard Vessel Charges) provided for in this schedule, the Vessel

Standard Terms and Conditions or the PAMA Act arising from the relevant vessel's visit to the Port. The charge is payable by the owner of the vessel.

Non-coal vessel

Any vessel that is not a coal vessel.

Non-Standard Vessel charges

The additional fees and charges specified above under the heading "Non-Standard Vessel Charges" in "Other Charges" above payable by the owner of the vessel.

Port security charge

The port security charge is payable on each entry by a vessel into the Port to cover costs associated with implementation of the Maritime Transport and Offshore Facilities Security Act 2003 (Cth). The charge is payable by the owner of the vessel.

Revenue Tonne

A revenue tonne is a mass of 1,000 kilograms or a volume of 1 cubic metre or 1 kilolitre, whichever gives the largest number of units of quantity cargo.

Ship Utility Charge

A fixed fee payable by non-coal vessels on each entry for the supply of utilities, including water and electricity. The charge is payable by the vessel owner.

Site Occupation Charge

The site occupation charge means the charge levied by Port of Newcastle under section 60 of the PAMA Act in consideration for the service described in that provision and, for the avoidance of doubt, is in addition to any Navigation Service Charge, Wharfage Charge and any other fee or charge provided for in this schedule (including Non-Standard Vessel Charges), the Vessel Standard Terms and Conditions or the PAMA Act arising from the relevant vessel's visit to the Port. The charge is currently calculated per hour (or part thereof) during which the site, or a part of it, is reserved or is occupied without reservation. The charge is payable by the person whom Port of Newcastle recognises as the occupier of the relevant site.

Vessel Standard Terms and Conditions

The Vessel Standard Terms and Conditions published by Port of Newcastle on this website from time to time.

Wharfage Charge

The wharfage charge means the charge levied by Port of Newcastle under section 61 of the PAMA Act in consideration for the service described in that provision and, for the avoidance of doubt, is in addition to any Navigation Service Charge, any Site Occupation Charge, and any other fee or charge provided for in this schedule (including Non-Standard Vessel Charges), the Vessel Standard Terms and Conditions or the PAMA Act arising from the relevant vessel's visit to the Port. The charge is payable by the owner of the cargo, as determined under sections 61 and 48 of the PAMA Act.