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Final Authorisation

Marina Fees and Charges

Waitui Marina

Date Issue: 16 May 2014

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"To Promote Competition in the Fijian Markets"

1.0 Introduction

1.1 On 24 March 2010, Section 3 of the Commerce Act 1998 was amended through the Commerce Act (Amendment) Decree 2010 (now referred as the Commerce Commission Decree 2010) which authorized the Commission to regulate the Marina Operators in Fiji. Subsequently the Commerce (Control of Prices for Ports and Marina Management Services) Order 2010 was issued which empowers the Fiji Commerce Commission ("Commission") to control and/or regulate the Ports and Marina Management Services in Fiji.

1.2 This effectively means that the Commission is empowered under the Order and the Commerce Commission Decree 2010 ("CCD2010") to call for submissions from the stakeholders and fix and declare maximum authorised fees and charges for ports and marina management services. The Order subjects all ports and marina management services to Price Control and Determination by the Commission.

1.3 On 28 January 2014, in recognition of the above obligation of the Commission, the Commission pursuant to section 119 of CCD2010 requested the stakeholders to make submission on all the fees and charges levied on the Ports and Marina services provided by the firm and to provide any other relevant information for the Commission to consider by 14 February 2014.

1.4 The letter also advised the marina stakeholders until such time the review is in progress the current marina fees and charges are declared as an interim fees and charges. Any changes or amendments will be made once the final determinations are made.

1.5 Based on the submission made by the marina stakeholders and the Commission's independent research, the Commission has made this authorisation.

2.0 Legal Framework

2.1 The Commission is empowered under the ***Commerce (Control of Prices for Ports and Marina Management Services) Order 2010*** to control and/or regulate the ports and marina management services in Fiji.

2.2 Paragraph 3 of the said Order specifically authorises the control and/or regulation of prices or rates for the supply of all ports and marina management services in Fiji.

"ports and marina management services" means all services and facilities provided by a port and its marina including but not limited to the following:

(a) Services including but not limited to berthing, barge and towing and sea transportation services; and

(b) Facilities including but not limited to shops, office facilities, car parks and terminals located at the marina premises.

2.3 The Commerce (Control of Prices for Ports and Marina Management Services) Order 2010 authorises the Commission to regulate and control prices for five (5) years which expires on 24 March 2015.

3.0 Commission's Authorisation


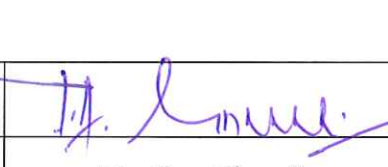
Based on the submission made and through the Commission's independent research, study, and analysis, the Commission authorizes the following fees and charges for Waitui Marina:

Table 1: Authorized Marina Fees and Charges

		Commission's Authorized Price (Maximum) (\$)
MOORING FEES		
Off Season -	per day	\$ 8.00
Off Season -	per week	\$ 50.00
Off Season -	per month	\$ 200.00
Peak Season -	per day	\$ 10.00
Peak Season -	per week	\$ 65.00
Peak Season -	per month	\$ 250.00
OTHER FEES AND CHARGES		
Processing of Fiji Cruising Permit		\$ 5.00
Main Dock Usage (if not on a Waitui Mooring)		\$ 5.00 per 6 hours

The above or any other charges by Waitui Marina will remain the same and no new charges should be introduced unless reviewed and authorised by the Commission.

Commissioners:

	
Dr. Mahendra Reddy	Mr. Firoz Ghazali
Chairman	Commissioner
16 May 2014	16 May 2014

Date of Issue: 16 May 2014

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