

**File No. AERA/20010/MYTP-BSSPL/ITP/Del/2011-12/Vol - I**

**Consultation Paper No. 41/2012-13**



**Airports Economic Regulatory Authority of India**

**Annual Tariff Proposal for the third, fourth and fifth  
Tariff years submitted by Bharat Stars Services  
Private Limited for providing Into Plane Services at  
IGI Airport, New Delhi.**

**New Delhi: 6<sup>th</sup> March, 2013**

**AERA Building  
Administrative Complex  
Safdarjung Airport  
New Delhi – 110 003**

The Authority had considered the Multi Year Tariff Proposal (MYTP) and Annual Tariff Proposal (ATP), for the first control period submitted by Bharat Stars Services Private Limited (BSSPL) in respect of the tariff for Into Plane Service (ITP) being provided at IGI Airport, New Delhi. After due stakeholder consultation, the Authority issued Multi-Year Tariff Order (MYTO) No. 2/2011-12 dated 30.05.2011 wherein the Authority decided to adopt 'light touch approach' for determination of the tariff for the first Control Period and also determined the tariff for the period w.e.f. 28.07.2011 to 31.03.2011 and from 01.04.2011 to 31.03.2012 (first tariff year). Further, BSSPL also submitted their ATP for second tariff year (2012-13) which was also considered by the Authority and after due stakeholder consultation, the Authority issued Order (ATO) No. 7/2012-13 dated 19.06.2012 wherein the tariff for second tariff year (w.e.f. 01.04.2012 to 31.03.2013) of the first control period, for Into Plane Services provided by BSSPL at IGI Airport, New Delhi, was also determined.

2. BSSPL, further, vide letter dated 01.02.2013, submitted their ATP for third (2013-14), fourth (2014-15) and fifth (2015-16) tariff years for providing Into Plane Services at IGI Airport, New Delhi. BSSPL have furnished Form B and Forms 14(b) alongwith the proposal.

3. As per the clause 11.2 of the Guidelines [Airport Economic Regulatory Authority of India (Terms and Conditions for Determination of Tariff for Services provided for Cargo Facility, Ground Handling, and Supply of Fuel to the Aircraft) Guidelines 2011], ATP is required to be submitted in the form and manner as provided in Appendix AI.8.2 wherein it is mentioned that the ATP should be supported by:

- a) Form B and Form F14 (b),
- b) Details of consultation with stakeholders,
- c) Evidence of User Agreements clearly indicating the Tariff(s) proposed by the Service Provider.

4. BSSPL have now sought approval of their ATP for the third, fourth and fifth tariff year (FY 2013-14, 2014-15 and 2015-16) of the first Control Period for the ITP services at IGI Airport, New Delhi in line with the prevailing concession agreement with airport operator as per table given below:

**Table 1**

All figs. in Rs. per KL

Period	Fuelling of Aircraft	Defuelling Aircraft		Refuelling of Defuelled Product	
		Within 6 hrs.	Beyond 6 hrs.	Within 6 hrs.	Beyond 6 hrs.
01.04.2013-31.03.2014	172.48	172.48	259.31	215.32	259.31
01.04.2014-31.03.2015	181.10	181.10	272.28	226.09	272.28
01.04.2015-31.03.2016	190.16	190.16	285.89	237.39	285.89

5. As per the user agreement with suppliers/oil companies, the agency fee shall be subject to revision by the Into Plane Agent, in accordance with the limits set by Delhi

International Airport Pvt. Ltd. (DIAL) from time to time. As per the concession agreement signed between BSSPL and DIAL, the price cap for the first Financial Year of operations (in Rs./Kilo liters) will be as set out in Schedule H of the agreement, and the same shall be escalated at a rate of 5% or WPI each year whichever is lower.

6. BSSPL have submitted their ATP after enhancing the tariff for FY 2012-13 by 5%, in terms with prevailing concession agreement with airport operator at Delhi Airport.

7. The Authority, after careful consideration of the ATP(s) for the third, fourth and fifth tariff years makes the following proposal for stakeholder consultation:

- (i) The tariff for Into Plane Services provided by Bharat Stars Services Private Limited (BSSPL) at IGI Airport, New Delhi, for the Third tariff year (w.e.f. 01.04.2013 to 31.03.2014), Fourth tariff year (w.e.f. 01.04.2014 to 31.03.2015) and Fifth tariff year (01.04.2015 to 31.03.2016) of the first control period are tentatively decided to be as at Table 1 above.

8. In accordance with the provisions of Section 13(4) of the AERA Act 2008, the proposal contained in para 7 above, is hereby put forth for stakeholder consultation. To assist the stakeholders in making their submissions in a meaningful and constructive manner, necessary documents are enclosed as **Annexure-I**. For removal of doubts, it is clarified that the contents of this Consultation Paper may not be construed as any Order or Direction of this Authority. The Authority shall pass an Order, in the matter, only after considering the submissions of the stakeholders in response hereto and by making such decision fully documented and explained in terms of the provisions of the Act.

9. The Authority welcomes written evidence-based feedback, comments and suggestions from stakeholders on the proposal made in para 7 above, **latest by 20.03.2013** at the following address:

**Capt. Kapil Chaudhary (Retd.),  
Secretary,  
Airports Economic Regulatory Authority of India,  
AERA Building,  
Administrative Complex,  
Safdarjung Airport,  
New Delhi- 110003  
Email: kapil.chaudhary@aera.gov.in  
Tel: 011-24695042  
Fax: 011-24695039**

**Yashwant S. Bhawe  
Chairperson**

भारत स्टार्स सर्विसेज (दिल्ली)  
प्राइवेट लिमिटेड



BHARAT STARS SERVICES (DELHI)  
PRIVATE LIMITED

HO.BSSDPL.AERA

01.02.2013

To

Secretary  
Airport Economic Regulatory Authority of India  
AERA Building, Administrative Complex,  
Safdarjung Airport, New Delhi-110003

Kind Attn: Mr. C.V.Deepak

Dear Sir,

**Subject: In the matter of economic regulation – Service Provided for Cargo Facility,  
Ground Handling and Supply of Fuel to the Aircraft – Into-Plane Service Fee at IC  
Airport**

This is reference to your Multi Year Tariff Order (MYTO) no 02/2011-12 dated 30.05.2011 wherein the authority adopted 'light Touch approach' for the first control period w.e.f. 01.04.2011 and your Order No. 07/2012-13 dated 12<sup>th</sup> June ,2012 for the approval for ITP service fee for 2<sup>nd</sup> tariff year ending 31.03.2013.

We herewith enclose "Annual Tariff Proposals (ATP)" for the financial year 2013-14, FY14-15 and FY15-16 for the 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> tariff year of first control period as required under 'light touch approach' as mentioned in clause AI 8.2 of AERA guidelines dated 10<sup>th</sup> January 2011.

The following forms are attached herewith

- I. Form 14B of Annual Tariff Proposal for FY13-14, FY14-15 and FY15-16
- II. Form B – Submission of the ATP

We are requesting you to approve the rates mentioned below for the year 2013-14, 2014-15 and 2015-16.

ITP Fee in Rs. /Kilo Litres as per DIAL					
PERIOD	Fuelling Aircraft	Defueling Aircraft		Refueling of Defueled product	
		Within 6 hours	Beyond 6 hours	Within 6 hours	Beyond 6 hours
01.04.13 to 31.03.14	172.48	172.48	259.31	215.32	259.31
01.04.14 to 31.03.15	181.10	181.10	272.28	226.09	272.28
01.04.15 to 31.03.16	190.16	190.16	285.89	237.39	285.89

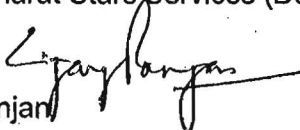
The above increase of 5% is in line with prevailing concession agreement with airport operator at Delhi.

This submission includes extract of relevant agreements, written communication with supplier, airport operator and other business details are confidential in nature. It is requested that the same is not to put in public domain to ensure that our business interests are protected & confidentiality is maintained.

Thanking you & assuring of our best co-operation at all times.

Yours faithfully

For Bharat Stars Services (Delhi) Private Limited

  
V. Ranjan  
Chief Executive Officer

Encl.: As above.

Form B

BEFORE THE AIRPORTS ECONOMIC REGULATORY AUTHORITY OF INDIA  
AT NEW DELHI

SUBMISSION OF PROPOSAL FOR DETERMINATION OF ANNUAL TARIFF AND ON  
BEHALF OF:

M/S BHARAT STARS SERVICES (DELHI) PRIVATE LIMITED

I, Vijay Ranjan, aged 50 resident of D1702, BPCL Housing Complex, Sector 56, Noida 201301 acting in my official capacity as Chief Executive Officer in *M/s Bharat Stars Services (Delhi) Private Limited* having its registered office at BPCL Aviation Fuelling Station, Indira Gandhi International Airport Terminal II, New Delhi-110061 do hereby state and affirm as under that:

1. That I am duly authorized to act for and on behalf of *M/s Bharat Stars Services (Delhi) Private Limited* in the matter of making this submission before the Airports Economic Regulatory Authority of India, New Delhi ('the Authority');
2. I am competent to make this submission before the Authority;
3. I am making this submission in my official capacity and the facts stated herein are based on official records;
4. The contents of the Annual Tariff Proposal submission which include inter alia  
(i) ~~Estimated Maximum Allowed Yield per Unit and the proposed detailed break-up of Tariff(s) (in context to Estimated Maximum Allowed Yield per Unit where determined by the Authority) where the Authority has specified a price cap approach for the duration of the Control Period, pursuant to Clause 3.2;~~

OR

Proposed detailed break-up of Tariff(s) based on Clause 11.2 where the Authority has specified a light touch approach for the duration of the Control Period, pursuant to Clause 3.2, and

(ii) Justifications are correct and true to my knowledge and belief and nothing material has been concealed there from.

  
V. Ranjan  
(Chief Executive Officer)

Place DELHI  
Date: 01/02/13

**Form 14(b): Annual Tariff Proposal for Tariff Year 2013-14**

**BSSDPL- Delhi Airport**

Tariff heading	Conditions of Tariff	Applicable Discount/Surcharge	Estimated Units	Estimated Revenues inRs.
	e.g. Tariff per KL of Refuelling	e.g. Discount if paid within 15 days	e.g. Through put in KL	Tariff * Estimated Units
Tariff 1	172.48	Nil	576000	9,93,48,480
Tariff 2	NA			
Tariff 3	NA			
Total				

Note:

1. approval is requested for tariff per KL based on 5% annual escalation in line with prevailing agreements with airport operator
2. Tariff for defuelling and refuelling of defuelled product are already indicated in our covering letter based on 5% annual escalation in line with prevailing agreements. The volume/throughput for such is insignificant compared to normal fuelling throughput and hence not mentioned above.

*Sharma*  
(ADVTFA)

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**Form 14(b): Annual Tariff Proposal for Tariff Year 2014-15**

**BSSDPL- Delhi Airport**

Tariff heading	Conditions of Tariff	Applicable Discount/Surcharge	Estimated Units	Estimated Revenues inRs.
	e.g. Tariff per KL of Refuelling	e.g. Discount if paid within 15 days	e.g. Through put in KL	Tariff * Estimated Units
Tariff 1	181.10	Nil	604800	10,95,29,280
Tariff 2	NA			
Tariff 3	NA			
Total				

Note:

1. approval is requested for tariff per KL based on 5% annual escalation in line with prevailing agreements with airport operator

2. Tariff for defuelling and refuelling of defuelled product are already indicated in our covering letter based on 5% annual escalation in line with prevailing agreements. The volume/throughput for such is insignificant compared to normal fuelling throughput and hence not mentioned above.

*Shikha*  
(ADUTTA)

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**Form 14(b): Annual Tariff Proposal for Tariff Year 2015-16**

**BSSDPL- Delhi Airport**

Tariff heading	Conditions of Tariff	Applicable Discount/Surcharge	Estimated Units	Estimated Revenues inRs.
	e.g. Tariff per KL of Refuelling	e.g. Discount if paid within 15 days	e.g. Through put in KL	Tariff * Estimated Units
Tariff 1	190.16	Nil	635040	12,07,59,206
Tariff 2	NA			
Tariff 3	NA			
Total				

Note:

1. approval is requested for tariff of per KL based on 5% annual escalation in line with prevailing agreements with airport operator
2. Tariff for defuelling and refuelling of defuelled product are already indicated in our covering letter based on 5% annual escalation in line with prevailing agreements. The volume/throughput for such is insignificant compared to normal fuelling throughput and hence not mentioned above.

*(Signature)*  
(ADUTTA)

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भारत स्टार्स सर्विसेज (दिल्ली)  
प्राइवेट लिमिटेड



BHARAT STARS SERVICES (DELHI)  
PRIVATE LIMITED

BSSDPL/HO/ITP/12-13

30.01.2013

To  
GM Aviation & Head SBU  
Hindustan Petroleum Corporation Ltd.  
Hindustan Bhavan, 8 Shoorji Vallabhdas Marg, Mumbai-400001

Dear Sir,

**Sub: Into-plane Services Fees at Delhi International Airport.**

The current ITP service fee for FY 2012-13 as approved by Airports Economic Regulatory Authority (AERA) is as under.

PERIOD	ITP Fee in Rs. /Kilo Litres as per DIAL- Approved by AERA				2012-13	
	Fuelling Aircraft	Defueling Aircraft		Refueling of Defueled product		
		Within 6 hours	Beyond 6 hours	Within 6 hours	Beyond 6 hours	
	164.27	164.27	246.96	205.07	246.96	

We wish to inform that our Annual Tariff Plans for the financial years 2013-14, 2014-15 and 2015-16 for the 3rd, 4th and 5th tariff year of first control period of Multi Year Tariff under 'light touch approach are being submitted to AERA for their approval in line with AERA guidelines for Multi Year Tariff as listed below.

PERIOD	ITP Fee in Rs. /Kilo Litres as per DIAL				
	Fuelling Aircraft	Defueling Aircraft		Refueling of Defueled product	
		Within 6 hours	Beyond 6 hours	Within 6 hours	Beyond 6 hours
01.04.13 to 31.03.14	172.48	172.48	259.31	215.32	259.31
01.04.14 to 31.03.15	181.10	181.10	272.28	226.09	272.28
01.04.15 to 31.03.16	190.16	190.16	285.89	237.39	285.89

The above increase of 5% is in line with prevailing concession agreement with airport operator at Delhi. The invoices pertaining to ITP services at Delhi Airport for FY 2013-14 onwards will be raised accordingly as per AERA approval.

Thanking you & assuring of our best cooperation at all times.

Yours faithfully,  
For Bharat Stars Services (Delhi) Pvt. Ltd.

  
V. RANJAN  
Chief Executive Officer

कॉर्पोरेट ऑफिस : 1 मजिल, प्लॉट ए-5 एवं 6, सेक्टर-1, नोएडा - 201 301, भारत फोन : +91 120 2474415/4153 फैक्स : +91 120 2474493  
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रजिस्टर्ड ऑफिस : बी पी सी एल एविएशन फ्यूलिंग स्टेशन, इंदिरा गाँधी इन्टरनेशनल एयरपोर्ट टर्मिनल II, न्यू दिल्ली - 110061  
Registered Office : BPCL Aviation Fuelling Stn., Indra Gandhi International Airport Terminal II, New Delhi - 110061  
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