

GOODS

103. Demurrage

This section is hereby *revoked* and the following new section *substituted*:

103. Demurrage

1. Demurrage, at the rates prescribed in paragraph 3 hereof will be charged as follows:

- (a) On each wagon loaded with goods which it is the duty of the consignee to unload, and which is not completely discharged within 8 working hours from the time that the wagon is available for unloading.
- (b) On each wagon ordered, and not loaded, or improperly loaded, or loaded and not ready for dispatch within 8 working hours from the time such wagon is made available for loading in pursuance of such order.

2. **Working Hours**—For the purposes of calculating demurrage charges in terms of this section, "Working Hours" shall be deemed to be from 8 a.m. to 5 p.m. Monday to Friday inclusive. The following days will not be counted when calculating demurrage charges:

Saturdays.
Sundays.

Other days on which goods sheds are closed, including Anniversary Day, or the day observed in lieu thereof, in each province.

3. **Charges for demurrage** will be as follows:

Four-wheeled wagons—\$26.48 per wagon for each succeeding 8 working hours or part thereof.

Bogie Wagons—\$52.96 per wagon for each succeeding 8 working hours or part thereof.

4. **Duty to Unload**—For the purpose of subparagraph 1 (a) it shall be deemed to be the duty of the consignee to unload goods in the following instances:

- (a) Wherever it is specifically provided "Owners to unload" or words to that effect; and
- (b) Where goods, irrespective of classification are put off at a station or siding where there is no Stationmaster in charge; or placed in a private siding; and
- (c) When goods, irrespective of classification are consigned in wagon lots from one consignor to one consignee; and
- (d) In all cases other than where storage charges apply in terms of section 102.

5. **Privately Owned Containers**—Wagons containing privately owned containers (including import/export containers and sea freighters) will be charged demurrage in terms of this section irrespective of whether such containers are empty or loaded.

6. **Department May Unload**—The department reserves to itself the right to unload wagons on hand in excess of 8 working hours from the time that the goods are available for delivery at the sole risk and expense of the owner or consignee.

7. **Liability**—Goods which it is the duty of the consignee to unload, on hand awaiting delivery, will be held at owner's risk after 8 working hours from the time when the wagon is available for unloading.