



MEMORANDUM OF EXPLANATION

Legal Basis

This memorandum is based on **Law 240-2011 (supra), Article 3 — Creation** (23 L.P.R.A. § 542)¹ and **Law 171-2002, Article 6 — Purpose, Powers, and Authorities of the Authority** (23 L.P.R.A. § 2905)².

Summary

The rates governing the port operations of the Port Authority of Ponce (APP) were approved on January 13, 2022, by the APP Board of Directors and validated and confirmed by the Department of State of Puerto Rico on January 28, 2022, as Regulation 9356.

The Port Authority of Ponce will implement the following changes effective July 1, 2024, in the following areas:

Page 28; Section 11 Use of Cranes

Rental Charges

- 1. **Port Cranes (STS) ZPMC** per hour, with a minimum of 4 hours for loading and unloading containers \$600.00
General cargo, per hour, minimum of 2 hours \$600.00
- 2. **Mobile Crane (Gottwald)** per hour, with a minimum of 4 hours for loading and unloading containers \$450.00
General cargo for dockside operations on land, per hour, minimum of 2 hours \$250.00

Correction to read as follows:

Port Cranes (STS) ZPMC per hour, with a minimum of 4 hours for loading and unloading containers \$800.00
General cargo, per hour, minimum of 2 hours \$800.00

¹ See Art. 3, subsections (a), (b), (c), (d), (e), (f), (g), (h), (i), (j) of Law 240-2011, supra.

² See Art. 6 of Law 171-2002, supra.



1. **Mobile Crane (Gottwald)** per hour, with a minimum of 4 hours for loading and unloading containers \$600.00
General cargo for dockside operations on land, per hour, minimum of 2 hours \$600.00

Page 18; Section 7 Mooring or Docking

In paragraph 4, item 3, it is stated as follows:

Passenger or cruise ships that begin cruise services using the Port's facilities are exempt from the docking fee on their maiden voyage. If such ships continue to use the Port of Ponce, the exemption will be extended for six additional stops after having docked twelve times. In the case of ships that make the Port of Ponce their home port, the exemption will be extended for twelve trips after having sailed from the Port of Ponce at least eighteen times. This exemption does not apply when a vessel that previously used the Port's facilities changes agents, owners, or names.

Correction to read as follows:

Passenger or cruise ships that begin cruise services using the Port of Ponce's facilities are exempt from the docking fee on their maiden voyage, as long as the vessel is engaged in tourist services. Any vessel under maintenance or involved in other logistical activities will be considered an operational vessel. This exemption will be valid for up to six (6) additional stops, after having made a minimum of twelve prior stops.

In the case of vessels that use the Port of Ponce as their home port ("Home Port"), the extension of the exemption will be determined by mutual agreement between the Port Authority's Administration and the proposer.

It should be noted that this exemption is not applicable if the vessel, which previously used the Port's facilities, changes agents, owners, or names.

This change is due to the high costs associated with maintenance processes and technical corrections.

Respectfully,



Héctor L. Agosto Rivera
Executive Director