

TARIFF ODFL 100-H

SECTION 3
OCEAN RULES

(For application, see Item 3100)

ITEM 3110

CHINA INLANDS - OCEAN

See accessorial or table below.

ITEM 3120

US INLANDS - OCEAN

See accessorial or table below.

ITEM 3130

APPLICATION OF RATES AND CHARGES - OCEAN

Please see following sub-rules

- A. 1. Carrier's CFS or CY Terminal, Rail Carrier's TOFC/COFC Ramp or Shipper's/Consignor's Premises at Port or Point of Origin TO Carrier's CFS or CY Terminal, Rail Carrier's TOFC/COFC Ramp or Consignees' Premises at Port or Point of Destination, VIA Local Direct Ocean or Through Services, or Joint Motor/Ocean, Rail/Ocean or Motor/Ocean, Rail/Ocean or Motor/Rail/Ocean Service.
2. Except as otherwise provided herein and under rules for containerized cargo, all rates apply from ship's tackle at loading pier, wharf, or anchorage, at tariff base loading port to ship's tackle at the pier, wharf, or anchorage of the carrier or connecting carrier at the port/point of destination named in the bill of lading, and except as may be otherwise provided herein, tolls, wharfage, handling charges, delivery charges and all other expenses beyond ship's tackle are for the account of the owner, shipper or consignee of the cargo. The terms "ship's tackle" defined in this tariff means that location immediately accessible to cargo gear used for lifting cargo and/or containers to or from the vessel.
- B. Rates from/to United States or Interior foreign Points include all charge for Drayage or other transfer service (including Handling and Wharfage) at intermediate points or ports on shipments handled through and not stopped off for special services at such intermediate points or ports. Any such accessorial charges which are assessed against the cargo will be for the account of the cargo, even if Carrier is responsible for the collection thereof.
- C. Unless otherwise specified, cargo received by carrier at CY or CFS at loading port shall be assessed Receiving Charges as set forth in the Sub-Rules under Item 3610. Unless otherwise specified, cargo delivered to consignee at discharge port/inland point shall be assessed Delivery Charges as set forth in the Sub-Rules under Item 3610.

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For explanation of abbreviations, notes and reference marks, see Item 15000.

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SECTION 3

OCEAN RULES

(For application, see Item 3100)

ITEM 3130

(Cont.)

APPLICATION OF RATES AND CHARGES - OCEAN

Please see following sub-rules

- D. Rates named in this Tariff are stated in U.S. Currency and except as otherwise provided in individual rate items, apply per weight ton of 1000 Kilos, per measurement ton of 1 Cubic Meter, per Container or Lump sum per shipment as follows:
1. Cargo rated on a "Weight Ton" ("W") basis will be assessed charges on the gross weight of the individual pieces or packages in each shipment.
 2. Cargo rated on a "Measurement Ton" ("M") basis will be assessed charges on the overall measurement of the individual pieces or packages in each shipment.
 3. Cargo rated on an alternation "Weight Ton or Measurement Ton" ("W/M") basis will be assessed charges in accordance with paragraphs 1. or 2. above, whichever produces the greatest revenue to the Carrier.
 4. Cargo rated on a "Per Container" basis will be assessed charges on the basis of a single container by capacity and type.
 5. Cargo rated on a "Lump sum" basis will be assessed charges on the basis of a single complete shipment not exceeding specified maximum weight and/or measurement limits, and/or a maximum number of containers.
- E. Rates named in this Tariff do not include marine or any other insurance maintained for the benefit of the cargo, nor do they include any Consular Fees or Taxes.
- F. Unless otherwise specified, the value of commodities, which are to be rated in accordance with a specific value-scale provided in this Tariff, will be determined on the basis of the value and net weight as declared in a validated United States Export Declaration, Customs Declaration or Customs Entry.
- G. Rates named herein apply only to the specific commodity named and cannot be applied to analogous articles. Unless a commodity is specifically named herein, the Generic, N.O.S. or Cargo, N.O.S. rate will apply.
- H. Except as otherwise specifically provided herein, a shipment as used in this Tariff means a quantity of freight tendered to the Carrier by one Shipper, at one port or point of origin, at one time, on one Bill of Lading, for delivery to one Consignee, at one destination.

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For explanation of abbreviations, notes and reference marks, see Item 15000.

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SECTION 3

OCEAN RULES

(For application, see Item 3100)

ITEM 3130

(Cont.)

APPLICATION OF RATES AND CHARGES - OCEAN

Please see following sub-rules

- I. FORCE MAJEURE CLAUSE: "Without prejudice to any rights or privileges of the Carrier's under covering Bills of Lading, Dock Receipts, or Booking Contracts or under applicable provisions of law, in the event of war, hostilities, warlike operations, embargoes, blockades, port congestion, strikes or labor disturbances, regulations of any governmental authority pertaining thereto or any other official interferences with commercial intercourse arising from the above conditions and affecting the Carrier's operations, the Carrier reserves the right to cancel any outstanding booking or contract if in conformity with Federal Maritime Commission regulations and the Shipping Act of 1984."
- J. CARGO, N.O.S. Articles which are not provided for this tariff will be freighted at the rates named in the commodity classification of "CARGO, N.O.S."
- K. PACKAGES CONTAINING MORE THAN ONE COMMODITY: Unless otherwise provided in this tariff, a package containing more than one commodity must be charged at the rate for the highest rated commodity contained therein, except advertising matter when shipped in the same packages with the commodity it advertises. Advertising matter may be shipped with the goods it advertises, at the rating applying on such goods, whether in the same package or container with goods or in separate container when accompanying the goods, provided the amount of advertising matter does not exceed five percent (5%) of the gross weight of the goods and packing.
- L. RATES ON MIXED SHIPMENTS: When two or more commodities in which no one exceeds 70% of shipment are shipped at one time by one shipper to one consignee at one destination on one Bill of Lading for which different rates are provided in this tariff, the separate rate applicable to each commodity will apply, except as follows:
 - 1. If actual weights and/or measurements for each commodity are not obtainable, charges for the entire shipment will be computed at the rate applicable to the highest rated commodity in the shipment.
 - 2. If two or more commodities are consolidated in a single container or are tendered in a shipper packed container and if all of the rates applicable for each commodity are on a per container basis and actual measurements for each commodity are obtainable, charges shall be prorated based on the percentage of the cubic capacity of container utilized by each commodity. But in no case shall the total charges be less than the lowest per container rate applying on any commodity in the container.

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For explanation of abbreviations, notes and reference marks, see Item 15000.

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(For application, see Item 3100)

ITEM 3130

(Conc.)

APPLICATION OF RATES AND CHARGES - OCEAN

Please see following sub-rules

- M. PROTECTION AGAINST HEAT COLD: Except as otherwise provided in individual rate Items of this Tariff, the rates and charges named in this Tariff do not include mechanical refrigeration or heated space service prior to, during or after transportation service.
- N. Carrier will not accept cargo weighing over 19,000 KGS per piece or package, unless otherwise specified.
- O. Carrier will not accept cargo measuring over 12 meters per piece or package, unless otherwise specified.
- P. Carrier will not accept green salted hides and skins for transportation under the terms and conditions of this tariff.
- Q. Each surcharge, arbitrary or differential, expressed in terms of a percentage, published to apply in this tariff, will be computed separately in accordance with the applicable tariff provisions; and further, each such surcharge or arbitrary will be noted separately on the bill of lading. At no time will any two or more surcharges or arbitraries, expressed in terms of percentage, be combined or compounded in any manner.
- R. Mixture Requirement: Shipments moving under Commodity Code 99 must consist of 2 or more commodities, no one commodity to exceed 70% of the entire shipment.

ITEM 3140

DESTINATION DOCUMENTATION CHARGE - OCEAN

All shipments imported into the USA shall be subject to a Destination Documentation Handling Charge of USD \$50.00 per Bill of Lading and this charge will be paid by Consignee in USA.

ITEM 3150

CONTAINER RULES - OCEAN

Upon request, Carrier will provide with ocean-going containers for carriage of cargo, subject to the conditions, provisions and charges named herein.

- A. Definition: As used in this Tariff a container means, regardless of ownership, any single, rigid, non-disposable dry cargo, ventilated, insulated, mechanically refrigerated or heated, portable liquid or dry tank, flat rack, vehicle rack, or open top container without wheels or chassis attached, having a closure (except racks) or permanently hinged door, that allows ready access to interior for loading or unloading of cargo. All types of containers will have withstood, without permanent distortion, all the stresses that may be applied in the normal service use of continuous transportation. The term "Trailer" when used in this Tariff shall be synonymous with and interchangeable with the term "container".

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For explanation of abbreviations, notes and reference marks, see Item 15000.