

## DOCKAGE FEE TERMS

Effective April 1, 2008 Dominion Terminal Associates (DTA) commenced charging vessels a dockage fee, as follows:

### Vessels:

Fee: \$0.45 per gross registered ton (GRT) for the first twenty four (24) hours of time alongside or any part thereof. For time after the first 24 hours, the charge will be at the same rate, but prorated for each hour or part of an hour; i.e., at the rate of \$.01875 per GRT per hour or part of an hour. The current edition of Lloyd's Register of Shipping, Certificate of Registry, or Certificate of Documentation will be used to establish GRT.

### Barges:

Fee: \$0.225 per GRT for first 12 hours and \$0.01875 per hour or part of an hour thereafter.

GRT: The current edition of Lloyd's Register of Shipping, Certificate of Registry, or Certificate of Documentation will be used to establish GRT.

TIME: Time commences when the vessel is made fast to the pier and ceases when the vessel has vacated the berth. Once loading or discharge is completed, the vessel shall vacate the pier (except in cases when deep draft vessels are waiting for sufficient tide height), unless other arrangements have been made with DTA. Time for dockage fees shall run, except:

- When DTA requests the vessel to come to the pier early for DTA's convenience, then time commences upon start of the loading operations.
- When DTA interrupts loading or discharge (not due to delays or slowness caused by the vessel) in order to load another vessel, the time of interruption shall be excluded.
- If, for DTA's convenience, DTA partially loads a vessel and suspends loading waiting for the arrival of additional coals needed, such time of suspension shall be excluded. This provision shall not require DTA to commence loading of vessels prior to the availability of all needed coals; or
- If the time of loading a vessel or discharging from a vessel has been extended due to breakdowns in DTA's equipment or other delays caused by DTA, such time shall be excluded.

DEPOSIT: Agents for ships shall deposit with DTA a check, drawn on a U.S. bank, in the amount of the 24-hour fee (\$0.45 per GRT) prior to commencement of loading or discharging. In its sole discretion, DTA may accept a written guarantee of payment from the agent.

BILLING & PAYMENT: DTA must receive payment in U.S. funds, either by check or by wire transfer, within 30 days of invoice date. If there is disagreement as to the correctness of the billing, the undisputed portion shall be paid on a timely basis, and DTA shall be notified of the disputed amount and reasons therefore. Past due payments will accrue interest at the rate of 1 ½% per month. If payment is more than 30 days past due, DTA shall have the right to deny any vessel access to its pier.