

Conditions of sale 2020.1

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1. General terms

These conditions of sales are valid as from 1st of January 2020 and supersede all previous versions. We work exclusively on our terms and conditions, subsidiary the CIM-regulations regarding rail freights and the CMR-regulations regarding truck freights are getting applied.

2. Quotation

Unless otherwise stated all prices are given in EUR and are always exclusive VAT. For combined freight quotations the national toll, valid at the time of quotation, is included.

All offered services are subject to the current valid schedule as well as to availability of capacities at the selected mode of transport.

IMS is free to choose the routing and mode of transport.

The quoted freights are, unless otherwise stated, valid for merchandises stuffed in large containers as per ISO-Norm and with valid CSC plaque and also apply to high cube, flat racks and open top containers in gauge (maximum height 9'6"), assuming that the valid rail profile is allowing the transport of those containers.

For containers which are not up to ISO-Norm and higher than 9'6" we can only arrange the transport if our previous inspection was positive. Please separately check the possibility of the transport as well as the extra costs.

Delivery deadlines or fixed dates cannot be guaranteed. These require unhindered transport conditions on rail and also in road traffic.

3. ATB clearance

As service we offer the request of the ATB number and ATB commodity list. The conditions you can find in our Services Tariff. For using our Service, a separate agreement is needed.

4. EEG surcharge

Due to the legal provisions of the renewable energy law (EEG) we raise an EEG surcharge in accordance with our Services Tariff.

5. Terminal and depot services

Please refer to the Services tariff, which will be handed over to You in course of a quotation.

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6. AEO-charges

At the following terminals the AEO charge (Authorized Economic Operator) will be charged:

Austria	
Salzburg Hbf CCT	per container EUR 1,50
Container Terminal Enns	pro container EUR 1,50
Wiencont	pro container EUR 1,50

7. Truck services

Our prices are based on delivery using a standard chassis.

The trucking to additional loading places are subject to extra charges which are available upon request.

The total weight of the containers in the combined traffic is generally limited to 28 tons for road transports. Deliveries of heavy containers can be arranged only if we get the pre-advise and in coordination with the terminal. In such cases, the availability of suitable special equipment can not be guaranteed.

We kindly ask You to separately request the prices for special equipment like tipper chassis, vertical loaders, side loaders and as well as low loaders.

If the container is requested by the client to remain on the chassis while the tractor gets removed, we are charging the additional costs depending on the distance. The current fees will be sent You on request.

In general we grant a free waiting period of 2 hours, the costs regarding overtime please find in the service tariff, which will be handed over to You in course of a quotation. If the container is getting delivered at another date the time counts from beginning of the loading or discharge. If the container is getting delivered in time, the counting of the waiting period is starting at the requested time, regardless of the beginning of loading or discharging by the customer.

For causes which are the responsibility of the client (e.g. the registration for the empty drop off at the depot or release order is missing), we will put the costs into account.

8. Transfers within the seaport

If a loading point is not directly connected, the containers are getting moved by truck to the appropriate location. The total gross weight of the container is generally limited to 28 tons. Container beyond this weight, container with dangerous goods and/or Tankcontainer can only be transported, if not listed in our service tariff, upon request and eventual at additional costs.

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Due the termination of the freezone in the port of Hamburg it is necessary, in case of moving a container to another terminal, to change the depository. Please find the price for change of depository in Your service tariff.

Following extra costs will be charged:

Loading Point	Code	Transfer costs
Hamburg Waltershof		
EKOM (Eurokombi)	EKOM	€ 0,00
CTB (Bucharckai)	BK, CTB	€ 0,00
CTA (Altenwerder)	CTA	€ 0,00
HCCR Köhlbrand	HCCRKB	€ 150,00
Remain Containerdepot	REM	€ 150,00
Hamburg Süd		
CTT (TollerOrt)	CTT	€ 150,00
BHT Schuppen 80/81 (Buss Hansa Terminal)	HUM	€ 150,00
CMR (Container Maintenance Repair)	CMR	€ 165,00
CRH (Container Repair Hamburg)	CRH	€ 150,00
HCS (Hamburger Container Service)	HCS	€ 165,00
HHLA Schuppen 48 (Unikai)	48	€ 150,00
NKG Kala Hamburg	KALA	€ 150,00
SWT (C. Steinweg Süd-West Terminal, Schuppen 60-64)	SLOX	€ 150,00
TWU Tiedwest (United)	TWU	€ 150,00
UCS (Universal Containerservice)	UCS	€ 174,00
WCS (Wilhelmsburger Container Service)	WCS	€ 150,00
LZU (Leercontainerzentrum)	LZU	€ 150,00
PROGECO	PROGECO	€ 165,00
Bremerhaven		
CT1 (MSC)	CT1	€ 0,00
CT2-3 (Eurogate)	CT2, CT3	€ 0,00
CT4 (NTB Maersk Terminal)	CT4	€ 0,00
Rotterdam Maasvlakte		
APM TERMINAL (MAERSK) - DELTA	8200	€ 0,00
ECT - DDE (= Delta Dedicated East)	8160	€ 0,00
ECT - DDN (= Delta Dedicated North)	8180	€ 0,00
ECT - DDW (= Delta Dedicated West)	8150	€ 0,00
ECT - DMU (= Delta Multi Users)	8170	€ 0,00
ECT DELTA (= ECT Maasvlakte)	8141 - 8199	€ 0,00
KRAMER - DELTA (empty depot)	8140	€ 0,00
Van DOORN DELTA (V.D.D.)	8140	€ 230,00
Antwerp right bank		€ 410,00
Antwerp left bank		€ 450,00

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Rotterdam RSC		
BCW - Barge Center Waalhaven	2500	€ 260,00
BERTSCHI - BOTLEK	5210	€ 260,00
CETEM DEPOT	4010	€ 260,00
C.D.R (CARU DEPOT)	2801	€ 260,00
COBELFRET FERRIES	5230	€ 260,00
DEN HARTOGH - ROZENBURG	4240	€ 260,00
DFDS - TOR LINE - MAASVLAKTE	8170	€ 260,00
DIJKSTRA DEPOT	X	€ 260,00
EUROMAX	8460	€ 260,00
EUROPOORT	5500 - 5810	€ 260,00
GEVELCO - BOTLEK	5208	€ 260,00
HANNO Pier 6 - STEINWEG	2550	€ 260,00
HAPAG LLOYD DEPOT	2508	€ 260,00
HOYER TERMINAL - ROZENBURG	4048	€ 260,00
INTERFOREST TERMINALS	2810	€ 260,00
KRAMER - REEWEG	2750	€ 260,00
MRS DEPOT (Mainport Reefer Services)	2592	€ 260,00
O.C.C. Butaanweg (OVERBEEK)	3016	€ 260,00
P&O EUROPEAN FERRIES	5810	€ 260,00
P.C.S. DEPOT	400	€ 260,00
P.C.T. PERNIS	3008	€ 260,00
PROGECO - EEMHAVEN	2660	€ 260,00
R.S.C. (Rail Service Center)	X	€ 260,00
RST NZ (NOORDZIJDE) (= North)	2740	€ 260,00
RST ZZ (ZUIDZIJDE) (= South)	2760	€ 260,00
STEINWEG TERMINAL	2730	€ 260,00
U.C.T.	2662 - 2677	€ 260,00
UNIPORT - PIER 7	2540	€ 260,00
WAALHAVEN TERMINAL (WHT)	2500	€ 260,00

9. Reefer container

We offer transports of reefers as well, but we cannot assume any liability either for the correct regulation of temperature or for damages resulting out of that. During the transport per rail there is no possibility to refrigerate the unit and moreover not every terminal is equipped with cooling power connections.

10. Customs documents

Please find the prices for customs documents in Your service tariff.

Unless otherwise stated there is always a rail T1 included in the rail freight, except the T1 for sensitive goods as per attachment 44c ZK-DVO. The conditions for sensitive goods as per

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attachment 44c ZK-DVO You will receive from us upon request. In case of disbursement we will charge a 3% advance commission.

11. Phyto-sanitary clearance

An offer for a phytosanitary clearance we issue for You on demand.

12. Certificate of obligation (A18)

Please find the prices for customs documents in Your service tariff. The order for issuing has to be in writing, all related costs (storage) will be charged to the customer.

13. Hazardous goods (ADR/RID)

The transport of hazardous goods (except class 7) is subject to a surcharge, which You will get upon request. Please pay attention to the statutory dangerous goods regulations.

14. Waste

The transport of waste is subject to a surcharge, which You will get upon request. Please pay attention to the statutory regulations.

15. Additional fees

Rebooking	
Till the defined cancellation deadline (as shown in our schedule) changes of the date of dispatch can be carried out exempt of charges. After that time changes are with costs.	100% rail freight
Missing release (Dead freight fee)	
If the container cannot get loaded due to missing release at the terminal.	100% rail freight
Missing or faulty PIN (Dead freight fee)	
Wird zur Abnahme des Containers ein PIN benötigt und dieser liegt uns entweder nicht oder falsch vor	100% rail freight
No Show fee (Dead freight fee)	
If an export container does not get delivered at the terminal in time and without informing us. (Please pay therefore attention to the clause cancellation and rebooking)	100% rail freight
Data entry for groupage Container	
Data entry for Container commodity (first 5 position free)	EUR 10,00 for each additional 5 pos.

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Cancellation after booking confirmation	
If the booking is cancelled after receiving the booking confirmation	EUR 15,00 for each Container
Premiumpackage Import	
list in accordance with our ServicesTariff	EUR 50,00 per Container
Interest on late payments	
In case of late payment, IMS CARGO Austria GmbH will charge default interest.	9,2 %
In case of late payment, IMS CARGO Germany GmbH will charge default interest.	4,12 %
In case of late payment, IMS CARGO Hungary Kft. will charge default interest.	9,2 %
In case of late payment, IMS CARGO Slovakia s.r.o. will charge default interest.	9,2 %
Collection Expenses	
Each reminder	EUR 14,00

All charges are "VATOS" (Valid at Time of Shipment). Unforeseeable and additional expenses (such as statutory increase, war risk, congestion, additional charges, etc.) before, during and after the transport may at any time be charged to the Customer.

16. Disbursement fee

For the billing of the costs "per outlay" we charge a fee of 3% but not less than EUR 14.00 per third party invoice.

17. Heavy weight surcharge

Transport of 40' containers with a total weight over 30 t we charge an additional cost as per our ServicesTariff.

18. Rail siding traffic

For rail siding traffics in Austria and as well as in Switzerland following regulations will apply:

S = 1 x 20' container / wagon

P = 2 x 20' container / wagon

G = 3 x 20' container / wagon

The prices are quoted on basis 4-axle railcars (length 60'), loading capacity 57 tons, track class C. The prices for paired traffic (P) or grouped traffic (G) are applicable only if possible within the order. If full or empty units are getting lifted for loading or discharge on behalf of the

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client, it must be guaranteed that the outgoing wagons are loaded with containers only for which the forwarding agent is acting as freight payer. At the same time it has to be made sure that the containers are getting loaded in pairs or grouped again.

The order for the wagons has to be placed two working days before the day of departure.

Paired or grouped traffic is referring exclusively to the used railcars.

The waybill gets issued per wagon!

We cannot, despite all due care, guarantee timely provision of the railcars by the respective rail operator and therefore we cannot bear the costs, resulting out of this.

19. Extra handling at the terminal

Additional handlings will be charged as per below mentioned conditions (the term pick up is analogously used for delivery)

Austria	
Vienna Freudenau Hafen	Container pick up is not on the day of arrival
Ennshafen	A direct handling from/to truck from/to wagon is not possible
Linz Stadthafen	Container pick up is on the day of arrival after 12:00
Salzburg Hbf	Container pick up is not on the day of arrival
Wolfurt	Container pick up is not on the day of arrival
Villach Süd	Container pick up is not on the day of arrival
Graz Süd	Container pick up is not on the day of arrival
Switzerland	
Frenkendorf	Container pick up is not within the storage free period
Rekingen	Container pick up is not within the storage free period
Niederglatt	Container pick up is not within the storage free period
Germany	
Ulm	Container pick up is not within the storage free period
Munich Riem	Container pick up is not within the storage free period
Nuremberg	Container pick up is not within the storage free period
Kornwestheim	Container pick up is not within the storage free period
Mannheim	Container pick up is not within the storage free period
Frankfurt / Main	Container pick up is not within the storage free period

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Hungary	
Budapest Bilk	2 handlings are included
Sopron	Container pick up is not on the day of arrival

20. SOLAS (Safety of Life at Sea)

With Begin 1st July 2016 SOLAS (International Convention for Safety of Life at Sea) will become legally binding for all Container which will loaded on a Vessel.

This Agreement to protect human life at sea describes that from 1st July 2016 all container which will loaded on a Vessel, the VGM (Verified Gross Mass) must be confirmed by the shipper and reported to the shipping company in time.

The rail transport is independent of the VGM reported on the following ports all other ports are not confirmed yet

Ports	
Hamburg	Weighing possible – on request
Bremerhaven	Weighing possible – on request
Rotterdam	Weighing possible – on request
Antwerpen	Weighing possible – on request
Triest	Weighing possible – on request
Koper	Weighing possible – on request

IMS don't report VGM to shipping lines. We will accept your Container even the VGM is missing but WITHOUT ANY RESPONSABILITY for subsequent failing of Container loading onboard the vessel.

Weighing services could be offer as per below list:

Austria		
Vienna Freudenu Hafen	EUR 75,00	during trucking
Ennschafen	EUR 65,00	at Terminal
Linz Stadthafen	EUR 55,00	at Terminal
Salzburg Hbf	EUR 60,00	at Terminal
Wolfurt	EUR 70,00	at Terminal
Villach Süd	Weighing possible – on request	
Graz Süd	Weighing possible – on request	
Switzerland		
Basel Bad	Weighing possible – on request	
Frenkendorf	Weighing possible – on request	
Rekingen	Weighing possible – on request	
Germany		
Ulm	EUR 95,00	during trucking

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Munich	Weighing possible – on request
Nuremberg	Weighing possible – on request
Kornwestheim	Weighing possible – on request
Mannheim	Weighing possible – on request
Frankfurt / Main	Weighing possible – on request
Augsburg	Weighing possible – on request
Leipzig	Weighing possible – on request
Regensburg	Weighing possible – on request
Hungary	
Budapest Bilk	Weighing possible – on request
Sopron	Weighing possible – on request
Mahart	Weighing possible – on request

Please note that above conditions are not valid for containers already stored at the terminal. We will send you our possibilities and costs on demand.

21. Claim Settlement

We would be pleased to provide you with a transparent description of the damage settlement process.

If a damage occurred, please report it to us by mail to claim@imscargo.com. For the evaluation of the damage we need the IMS reference which concerns the damage, your factual representation as well as a detailed statement of costs including outsourcing calculations.

We will confirm receipt of the damage report immediately upon receipt. The providing of all damage-relevant data (documents, information, statement of costs and outlay calculations) must take place within 2 months after damage assessment. We will assess the damage within 4 weeks and will inform you in a written form stating our damage number. The settlement of the damage takes place in the form of a credit note by us.