WHEREAS, **Gemini Shippers Association** and all members or affiliates named in Appendix B hereto (collectively "Shipper") entered into subject service contract with **Orient Overseas Container Line Limited and OOCL (Europe) Limited acting jointly as the Carrier** (hereinafter called "OOCL" or "CARRIER") and WHEREAS, the parties wish to amend the Contract as shown on the pages of the Contract attached hereto;

 NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for good and valuable consideration, the receipt of which is hereby acknowledged by both (Carrier/s) and Shipper, Shipper and (Carrier/s) have mutually agreed to amend the Contract as set forth in this amendment to the Contract. (Carrier/s) and Shipper each agree that the Contract shall be modified as shown below and each shall confirm their agreement by having an authorized representative sign where indicated below and by initialing any attachment.

\*Amend the following contract surcharges

Asia/Indian Sub-Continents/Middle East To Canada

\*Added:**For all cargo where the POD is Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 432.00 per 20 ft container; USD 540.00 per 40 ft container; USD 608.00 per 40 ft high-cube container or USD 684.00 per 45 ft container effective from January 1, 2025 through March 31, 2025 inclusively. FCR will be applied per tariff beyond March 31, 2025.**

**For all cargo where the POD is any port except Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 990.00 per 20 ft container; USD 1,238.00 per 40 ft container; USD 1,393.00 per 40 ft high-cube container or USD 1,567.00 per 45 ft container effective from January 1, 2025 through March 31, 2025 inclusively. FCR will be applied per tariff beyond March 31, 2025.**

\*Deleted: ~~For all cargo where the POD is any port except Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 1,018.00 per 20 ft container; USD 1,272.00 per 40 ft container; USD 1,431.00 per 40 ft high-cube container or USD 1,610.00 per 45 ft container effective through September 30, 2024 inclusively.~~

~~For all cargo where the POD is Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 457.00 per 20 ft container; USD 571.00 per 40 ft container; USD 642.00 per 40 ft high-cube container or USD 723.00 per 45 ft container effective through September 30, 2024 inclusively.~~

\*Amend the following contract surcharges

Asia/Indian Sub-Continents/Middle East To United States

\*Added:**For all cargo where the POD is any port except Long Beach, CA; Los Angeles, CA; Oakland, CA; Seattle, WA or Tacoma, WA, the Fuel Cost Recovery (FCR) is fixed at USD 990.00 per 20 ft container; USD 1,238.00 per 40 ft container; USD 1,393.00 per 40 ft high-cube container or USD 1,567.00 per 45 ft container effective from January 1, 2025 through March 31, 2025 inclusively. FCR will be applied per tariff beyond March 31, 2025.**

**For all cargo where the POD is Long Beach, CA; Los Angeles, CA; Oakland, CA; Seattle, WA or Tacoma, WA, the Fuel Cost Recovery (FCR) is fixed at USD 432.00 per 20 ft container; USD 540.00 per 40 ft container; USD 608.00 per 40 ft high-cube container or USD 684.00 per 45 ft container effective from January 1, 2025 through March 31, 2025 inclusively. FCR will be applied per tariff beyond March 31, 2025.**

\*Deleted: ~~For all cargo where the POD is Long Beach, CA; Los Angeles, CA; Oakland, CA; Seattle, WA or Tacoma, WA, the Fuel Cost Recovery (FCR) is fixed at USD 457.00 per 20 ft container; USD 571.00 per 40 ft container; USD 642.00 per 40 ft high-cube container or USD 723.00 per 45 ft container effective through September 30, 2024 inclusively.~~

~~For all cargo where the POD is any port except Long Beach, CA; Los Angeles, CA; Oakland, CA; Seattle, WA or Tacoma, WA, the Fuel Cost Recovery (FCR) is fixed at USD 1,018.00 per 20 ft container; USD 1,272.00 per 40 ft container; USD 1,431.00 per 40 ft high-cube container or USD 1,610.00 per 45 ft container effective through September 30, 2024 inclusively.~~

\*Amend the following contract surcharges

Asia/Indian Sub-Continents/Middle East To United States Via Canada Ports

\*Added:**For all cargo where the POD is Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 432.00 per 20 ft container; USD 540.00 per 40 ft container; USD 608.00 per 40 ft high-cube container or USD 684.00 per 45 ft container effective from January 1, 2025 through March 31, 2025 inclusively. FCR will be applied per tariff beyond March 31, 2025.**

**For all cargo where the POD is any port except Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 990.00 per 20 ft container; USD 1,238.00 per 40 ft container; USD 1,393.00 per 40 ft high-cube container or USD 1,567.00 per 45 ft container effective from January 1, 2025 through March 31, 2025 inclusively. FCR will be applied per tariff beyond March 31, 2025.**

\*Deleted: ~~For all cargo where the POD is Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 457.00 per 20 ft container; USD 571.00 per 40 ft container; USD 642.00 per 40 ft high-cube container or USD 723.00 per 45 ft container effective through September 30, 2024 inclusively.~~

~~For all cargo where the POD is any port except Prince Rupert, Canada or Vancouver, Canada, the Fuel Cost Recovery (FCR) is fixed at USD 1,018.00 per 20 ft container; USD 1,272.00 per 40 ft container; USD 1,431.00 per 40 ft high-cube container or USD 1,610.00 per 45 ft container effective through September 30, 2024 inclusively.~~

**LEGEND**

**Bold:** additions

Underline: changes

~~Strikethrough:~~ deletions

Carrier/s and Shipper further agree that (Carrier/s) shall file the above- described amendment with the Federal Maritime Commission and said amendment shall become effective on the date of said filing

The party contracting with the Carrier under the terms of this contract certifies its status is as follows:

|  |  |
| --- | --- |
|  Beneficial Owner of Cargo |  X Shipper Association |
|  |  |
|  Non Vessel Operating Common Carrier(NVOCC) |  Other (\*) |

(\*) Shipper must provide further identification of status:

If the shipper is an NVOCC, the shipper hereby certifies that it has a tariff and bond on file with the FMC in full compliance with FMC requirement.

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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|

|  |  |
| --- | --- |
|   |   |
| (Signature) | (Signature) |
|  |  |
| Orient Overseas Container Line Limited and OOCL (Europe) Limited acting jointly as the Carrier | Gemini Shippers Association |
| Peter Pan | Ken O’Brien  |
| Director of Trades | President  |
|  |  |
|  |  |
| Date:  | Date:  |
|  |  |
| Carrier Address:  | Shipper Address: |
|  |  |
| Orient Overseas Container Line Limited31/F, Harbour Centre, Wanchai, Hong KongOOCL (Europe) LimitedOOCL House, Levington Park, Bridge Road,Levington, Ipswich, Suffolk IP10 0NE, U.K. | Gemini Shippers Association137 West 25th St. 3rd FloorNew York, New York 10001United States |
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