REQUEST FOR CLARIFICATION OR INTERPRETATION

C02003

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GISB Standard Number: 1.3.66

Clarification or interpretation request:

Standard 1.3.66 states:

All Third Party Account Administrators (3PADS) wishing to provide title transfer tracking services shall so notify the Transportation Service Provider (TSP). All coordination between 3PADS and a TSP should be performed under a contract between the parties. Where the TSP is a Title Transfer Tracking Service Provider on its system, tariff provisions (terms, conditions and rates) or general terms and conditions of the TSP, may take the place of a contract.

The processing of “title transfer tracking” transportation nominations for parties other than shippers or shipper’s agents would seem to run counter to the Commission’s “shipper-must-have-title” policy. A TSP could file a tariff service that among other things, would ensure that a 3PAD in its role as TTTSP would conduct its operations in a manner consistent with the “shipper-must-have-title” policy.

Possible interpretations or clarifications, if known:

Please clarify that language in Standard 1.3.66 is not intended to prohibit a TSP from defining its relationship with a 3PAD under its tariff. Additionally, please clarify that where the TSP is the TTTSP, Standard 1.3.66 does not obligate the TSP to process transportation nominations from a party that is not a shipper under an effective service agreement or a party authorized by the shipper to act as its agent for purposes of making nominations.

This form is to be submitted to the GISB office, both in electronic and written form.