

Federal Property Management Regulations

§ 101-41.312

1203 shall not be billed on the same SF 1113.

[46 FR 42665, Aug. 24, 1981]

§ 101-41.310-4 Presentation and payment of carrier's bills.

Carrier's bills for transportation charges shall be subject to the standards for payment prescribed in subpart 101-41.4

(a) Bills prepared as provided in § 101-41.310, excluding to the extent otherwise provided in § 101-41.304 or § 101-41.312, are payable to:

(1) The last carrier or forwarder in privity with the contract of carriage as evidenced by the covering GBL;

(2) A participating carrier or forwarder in privity with the contract of carriage as evidenced by the covering GBL when the bill is submitted with a waiver accomplished by the last carrier (as described in paragraph (a)(1) of this section) in favor of the billing carrier;

(3) A carrier (as described in paragraph (a)(1) of this section) or its properly designated warehouse agent billing in the name of the carrier as authorized in § 101-41.309-2; or

(4) An agent of the carrier or forwarder (as described in paragraph (a)(1) or (2) of this section) provided the bill is submitted in the name of the principal. The agent's mailing address may be shown on those bills, and checks drawn in the name of the principal may be mailed to the agent.

(b) Any bill not in conformity with requirements outlined in this section shall be returned to the billing carrier with a statement of the reasons for nonpayment.

§ 101-41.311 Reporting of carrier voluntary refunds.

Agencies shall report voluntary refunds (other than those described in § 101-41.305-3 of this subpart) of excess payments for freight or express charges to the General Services Administration (BWAA/C), Washington, DC 20405. Each report shall include the:

(a) GBL reference and amount of refund;

(b) Disbursing office (D.O.) voucher number, bureau voucher number, if any, date of payment, and D.O. symbol number assigned to the original payment; and

(c) Carriers names and bill number.

(31 U.S.C. 952, 31 U.S.C. 3726; 40 U.S.C. 486(c))

[42 FR 36672, July 15, 1977, as amended at 46 FR 42665, Aug. 24, 1981; 48 FR 27726, June 17, 1983]

§ 101-41.312 Exception to usual billing and payment procedures.

(a) *Applicability.* Subject to the standards specified in subpart 101-41.4, payment of transportation charges may be made to a carrier or forwarder in privity with the contract of carriage for unaccompanied baggage shipments by freight, for ocean carrier port-to-port shipments, or for international air shipments, without the billing carrier's certification of delivery: *Provided*, The carrier bills are not presented until 30 days after the shipment departs from point of origin. This does not, however, prevent a carrier from billing earlier on normal certification of delivery.

(b) *Limitations.* Payment on this presumption of delivery shall be subject to the limitations set forth in paragraphs (b) (1) through (3) of this section.

(1) Ocean shipments made for the account of the U.S. Government may, at the option of the agencies, move on GBL forms or commercial bill of lading forms or other commercial documents overprinted or stamped with the provision

THIS SHIPMENT IS MADE UNDER ALL TERMS AND CONDITIONS OF THE U.S. GOVERNMENT BILL OF LADING (EXCEPT AS TO CARRIER'S CERTIFICATION OF DELIVERY) AND IS SUBJECT TO THE TERMS AND CONDITIONS SET FORTH IN 41 CFR 101-41.302-3.

Ocean carriers using commercial documents shall comply with any reasonable numbering system established by each involved agency for payment and accounting control of the commercial documents which need not be converted to GBL's.

(2) The date on which shipment departs from point of origin shall be shown on each carrier's bill. All billings shall be presented on SF 1113.

(3) When a bill is presented under the provisions of this § 101-41.312 by other than the delivering carrier, the billing carrier must submit with its bill or have on file with the paying office a blanket certificate as set forth below

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in order to protect the United States from duplicate payments and from the consequences of loss, damage, or shrinkage of the property shipped.

CERTIFICATE OF BILLING CARRIER IN LIEU OF WAIVER FROM DELIVERING CARRIER

In consideration of payment by the United States Government to the undersigned, for itself and all participating carriers, of charges billed on 30-day presumptive delivery for the transportation of property for the account of the United States under either U.S. Government bills of lading or commercial documentation, the undersigned agrees and guarantees to (1) make payment to all participating carriers of charges properly due them, (2) assume liability for any loss, damage, or shrinkage in connection with the shipments covered by said documents, notwithstanding that such loss, damage, or shrinkage may have occurred on the line or lines of participating carriers, and compensate the United States therefor, (3) refund promptly to the United States any amount found overcharged in connection with said shipments, and (4) refund promptly to the United States any charges paid to the undersigned which have been or may be paid by the United States directly to any other carrier participating in the movements covered by said bills of lading or commercial documentation.

(Name of billing carrier)

By _____ (Authorized agent)

(c) Agency procedures. (1) Agencies using the facilities of dispatch agents, commercial forwarders, or carriers for the preparation of ocean shipping documentation shall establish procedures to ensure that the GBL provision set forth in §101-41.312(b)(1) is inserted on the commercial bill of lading form or other commercial documents.

(2) Each affected agency shall also establish procedures to ensure that carrier bills covering transportation charges on the shipments specified in paragraph (a) of this §101-41.312 are not paid before expiration of the 30-day presumptive delivery period, which in each case shall begin with the date on which the shipment departs from point of origin. However, the agency shall ensure that carrier bills presented in compliance with this 30-day requirement shall be processed as expeditiously as possible.

(3) Payments made under the provisions of this section are subject to adjustment, if otherwise proper, when the cargo is lost, damaged, or not delivered to the destination specified in the bill of lading contracts. Agencies shall make a diligent effort to collect all agency claims arising under the provisions of this section and shall report uncollected debts to the Claims Group, Accounting and Financial Management Division, U.S. General Accounting Office, Washington, DC 20548.

[42 FR 36672, July 15, 1977, as amended at 46 FR 42665, Aug. 24, 1981]

§ 101-41.313 Availability of forms.

§ 101-41.313-1 GBL forms.

(a) Agencies may obtain supplies of the individual snapout GBL sets by submitting a requisition in FEDSTRIP/MILSTRIP format to the GSA regional office providing support to the requesting activity. Agencies having facilities for computer preparation of GBL's may order them in continuous fanfold format with pinfeed strips attached to the sides, but such forms must conform to all other specifications on the GBL, including overall size, wording, arrangement, color, construction, and grade of paper. Minor adjustments in spacing to accommodate differences in alignment of computer line printing are permissible, but all copies in the GBL sets must register from part to part. Agency orders for continuous fanfold GBL's shall be executed and processed in accordance with §101-26.302 of this chapter. The National Capital Region, regional office of Federal Supply and Services, Supply Division (WFSI) Washington, DC 20407 of GSA maintains records of the serial numbers of all GBL and personal property GBL sets furnished and the names and mailing addresses of the receiving agencies.

(b) An agency may order overprinting on the GBL forms to the extent of identifying the name, bureau or service, and address of the payment office; appropriation or fund chargeable; and name and title of the issuing officer and place of issue. No other overprinting on the GBL forms is permitted unless specifically approved in writing