

सीमाशुल्कआयुक्त (एनएस –I) कार्यालय
OFFICE OF THE COMMISSIONER OF CUSTOMS, NS-I
मूल्यनिरूपणमुख्य (आयात) APPRAISING MAIN (IMPORT)
जवाहरलालनेहरूसीमाशुल्कभवन, न्हावाशेवा,
JAWAHAR LAL NEHRU CUSTOM HOUSE, NHAVA- SHEVA
ता. उरण,, TAL-URAN, जिलारायगड /RAIGAD –
400707,महाराष्ट्रMAHARASHTRA
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F.No. S/22-Gen-44/2017-18 AM (I) Pt.V

Date: 28.08.2020

MINUTES OF MEETING OF THE PERMANENT TRADE
FACILITATION COMMITTEE (IMPORT) HELD ON 27.08.2020.

The PTFC meeting held through video conference on 27.08.2020 was chaired by Shri S.K. Vimalanathan, Commissioner of Customs (NS-III), Shri Sunil Kumar Mall, Commissioner of Customs (NS-I) and Shri R K Mishra, Commissioner of Customs (NS-V). The meeting was attended by the following members/participants of trade:–

Sr. No.	Names (S/Shri/Ms./Mrs.)	Organization/Association/Designation
1.	P G Rao	JNPT
2.	R K Rubin	AMTOI
3.	Hardik Vaidya	DP World (NSICT & NSIGT)
4.	Leena Ganguly	AIWCBA
5.	Faiz Sayyed	BMCTPL
6.	V K Agarwal	Mirc Electronis Ltd (ONIDA)
7.	Capt Jasbir Singh	CSLA / MANSA
8.	Rajasekhar R	United Phosphorus Ltd.
9.	Paresh Thakkar	BCBA
10.	Subhash Rajkumar	MANSA
11.	Prakash Chand	DP World
12.	Ganpat Korade	BCBA
13.	Hiren Ruparel	BCBA
14.	Mobin Choudhari	CSLA
15.	Shankar Shinde	BCBA
16.	Amit Singh	DP World
17.	Manish Kumar	MANSA
18.	Paresh Shah	WISA
19.	Shailesh Mishra	BMCT
20.	Umesh Grover	CFSAI
21.	Neelesh Datir	AILBIEA
22.	Sunil Vaswani	CSLA
23.	Sheetal Ahluwalia	AWCBA
24.	Hanif Bakshi	SAMSARA MANSA

25.	Mark S. Fernandes	IMC
26.	Laksha	CFSAI
27.	Anand Bhole	HYUNDAI
28.	Vinayak B Aparaj	BCBA
29.	Maruti Gadge	BCBA
30.	Nimish Desai	WISA

Following Officers from the department attended the meeting:–

Sr. No.	Names (Shri/Smt./Ms.)	Designation
1.	Sanjay Kumar	Addl. Commissioner of Customs, JNCH
2.	Vijay J. Manvatkar	Addl. Commissioner of Customs, JNCH
3.	Saroj Samaiya	Joint Commissioner of Customs, JNCH
4.	Dipin Singla	Joint Commissioner of Customs, JNCH
5.	Shokender Kumar	Joint Commissioner of Customs, JNCH
6.	Jaideep Dubey	Deputy Commissioner of Customs, JNCH

2) Smt. Saroj Samaiya, Joint Commissioner of Customs, JNCH, started the discussion related to the import agenda points of the meeting.

3) **OLD AGENDA POINTS**

Agenda Points raised by BCBA

Agenda Point 1: Delay caused due to ambiguity with regard to processing of BONDs allow at TSK and Bond Section : “ Consignment’s lying position is demanded by BOND Department, which is delaying the process, and also it avoids completing advance processing since the lying position can only be obtained on receipt of containers at PORT/CFS's .”

During last month’s PTFC meeting interaction, it was clarified that container location details are required only in respect of those containers which are to be transferred to warehouse /SEZ/Transshipment. It was also informed and confirmed “ that the lying position of cargo is only required during ex-bonding of consignments and not in regular course of Imports for Bonding / SEZ/ Transshipment as this are by default lying either in PORTS or CFS’s only”.

We request to confirm the same.

Response: Bond department asks for lying position of the goods only in the cases of Bond to Bond transfer, Change of Ownership, Re-export and for disposal of goods. For no other activities, lying position is being called for by the Bond section. As there is no online mechanism for transfer of goods from Bond to SEZ, Bond to Bond transfer and re-export from warehouse, the lying position is required.

[Point Closed]

Agenda Point 2: Delays in generation of Scanning list : As discussed during last PTFC meeting that there are still delays noticed in generation of scan list.

Suggestion: We would appreciate if the same can be made available vessel-wise on website to track for pending scan list to avoid delays in clearance of consignments.

Response: Scanning Lists for IGM no. are generated and sent through e-mail by RMCC to all CFS's and Terminals. In case there is delay or non-generation of scanning list, CSD sends request through e-mail to RMCC and once CSD gets Scanning List, the same is immediately sent to all CFS's and Terminals to avoid any delay in clearance of consignments.

[Point Closed]

4)

NEW AGENDA POINTS

Agenda Point raised by MANSA

Agenda Point 1: Standard Operating Procedures for release of import containers: Concor DRT CFS has released import containers to the consignee without having any Delivery Order released by the Shipping line and when questioned on the same, they stated that the same has happened under Covid period confusion, which is not acceptable as a reason and this should be questioned from the in charge of the terminal as to why and how, and based on what SOP's for non occurrence of the same in the future has been put into place.

Response: The in-charge of the concerned CFS has been asked to clarify its position on the concerned subject matter and has also been asked as to what Standard

Operating Procedures have been put into place for non occurrence of the same in future. Matter is being pursued continuously. **[Point Closed]**

Agenda Points raised by BCBA

Agenda Point 1: Provision for Annual triple duty revolving bond in bonding section: Presently triple duty bond are submitted consignment-wise, we would request if option be available of revolving triple duty annual bond on basis of Debit/credit instead of consignment basis, it would help in reducing bond formalities to be carried for every consignment.

Response: Provision for annual triple duty revolving bond, please refer to para 4.2 of CBIC Circular No. 32/2020-Customs dated 06.07.2020, wherein it is mentioned that trade is to be encouraged to use a continuity bond to avoid procedure related to repeat submissions of Bonds. Therefore, annual bond can be given and the same is being accepted. **[Point Closed]**

Agenda Points raised by WISA

Agenda Point 1: Double payment of THC by DPD importers: Large sums of money are stuck of importers and a PN stipulating guidelines on who and how shall refund such double recoveries within a specific time frame would provide much needed relief to the trade. It has been minuted that aggrieved parties have filed Writ Petition in Bombay High Court but it is not clear if an interim stay order has been granted by Hon'ble High Court or not. Also, even if stay has been granted, surely courts have not permitted double recovery of THC and in that case terminals should be asked to refund such sum forthwith.

Response: As per Public Notice No.11/2020 dated 17.01.2020, importers having AEO status and/or those who are availing DPD facility for containerized cargo were allowed the facility of paying Terminal Handling Charges (THC) directly to the Port Terminal Operators instead of paying through Shipping Lines. Further, the Shipping Lines had filed Writ Petition in the Bombay High Court against the subject Public Notice, however no interim stay order has been granted by the Hon'ble High Court.

[Point Closed]

Agenda Point 2: CFS operational issues: Since lockdown Customs department has ensured several activities earlier requiring physical interaction have been converted to e-mail based system and stricter monitoring to ensure the work is not hampered due to absence of CBs or importers. Sadly, CFS operations for import deliveries under JNCH still is 100% manual with no measures being adopted to remove physical interaction for every single activity. This has resulted in unacceptable high level of physical interaction and due to adherence to social distancing norms, very high time being taken in every single process till deliveries are actually out from the CFS.

Suggestion: We request Customs to make it mandatory for CFSs under HCCA Regulation to adopt mail based or any other automated systems for drastic reduction of human interface on priority.

Response: The matter is being discussed and pursued with all CFSs to minimize physical interaction with trade for speedy clearance/delivery of the cargo utilizing their web platform. **[Point Closed]**

5. The members of the meeting were informed that the date and mode of conducting next PTFC meeting shall be informed well in advance. **All the Association members were requested to forward their agenda points, if any, at least 07 working days in advance by e-mail to Appraising Main (Import) Section on appraisingmain.jnch@gov.in for taking up the issue in the upcoming PTFC meeting.**

6. The meeting ended with vote of thanks to the Chair.

7. This issues with the approval of the Commissioner of Customs, NS-I.

8. Minutes are placed on JNCH website and also being sent through emails to the members.

(Anil K Pundir)
Deputy Commissioner of Customs
Appraising Main (Import),
JNCH, Nhava Sheva

To,

All the Members of PTFC (through email)

Copy to: (through email)

1. The Chief Commissioner of Customs, Mumbai Zone-II, JNCH, Sheva.
2. The Principal Addl. Director General, Directorate General of Tax Payers Services, Mumbai Zonal Unit, Room No.138/139, New Custom House, Ballard Estate, Mumbai – 400 001 (mzu-dgtps@gov.in).
3. The Ombudsman, Indirect Taxes, Mumbai.
4. All Commissioners of Customs, Zone-II, JNCH, Sheva.
5. All ADC/JC, DC/AC of Customs, JNCH, Sheva.
6. DC/EDI for uploading on JNCH website.
7. Office Copy.

