



OFFICE OF COMMISSIONER OF CUSTOMS NS-II
JAWAHAR LAL NEHRU CUSTOM HOUSE, NHAVA SHEVA TAL:
URAN, DIST. RAIGAD, MAHARASHTRA-400707

F. No. S/12-Gen-60/2018-19 AM(X)

Date: .05.2019

REVISED MINUTES OF MEETING OF THE PERMANENT TRADE FACILITATION
COMMITTEE (EXPORT) HELD ON 30.05.2019.

The PTFC meeting held on 30.05.2019 was chaired by Shri Manas Ranjan Mohanty, Commissioner of Customs (NS-II). Shri Sunil Kumar Mall, Commissioner of Customs (NS-IV), Shri Rajesh Kumar Mishra, Commissioner of Customs (NS-III & V) and Shri Utkaarsh R. Tiwaari, Commissioner of Customs (NS-G) attended the meeting. The meeting was attended by the following members/participants of trade:-

Sr. No.	Names (S/Shri/Ms./Mrs.)	Organization/Association/Designation
1.	Paresh Shah	WISA
2.	Rajashekhar R.	UPL Ltd.
3.	Mohan Nihalani	AIIEA
4.	Umesh Grover	CFSAI
5.	Ashok Kumar Saini	BCBA
6.	Maruti R. Gadge	BCBA
7.	Shankar Shinde	BCBA
8.	James Joseph	CFSAI
9.	Vinayak B. Aparaj	BCBA
10.	Ganpat Korde	BCBA
11.	Laksha Tadadikar	CFSAI
12.	Sunil Vaswani	CSLA
13.	Nimish Desai	WISA
14.	Manoj M. Nair	JWC CFS
15.	Mark S. Fernandes	INC CHAMBER OF COMMERCE & INDUSTRY
16.	Omprakash Agarwal	MSWA
17.	Venkhum Narayana	CFSAI
18.	Bakshi Md. Hanif	SAMSARA SHPG/MANSA
19.	Manish Kumar	MSC AGENCY/MANSA
20.	V.M. Thomas	MAERSK/CSLA
21.	Harshuwardhan Gautam	CONCOR DRT
22.	Vibhor Kachhawa	PUNJAB CONWARE
23.	Nitin Gujar	ASHTC CFS
24.	Jeetendra V. Kadu	HIND TERMINALS PVT. LTD.
25.	S.C. Mohanty	MSWC-CFS
26.	R.K. RUBIN	AMTOI

Following Officers from the department attended the meeting:-

Sr.	Names (Shri/Smt./Ms.)	Designation
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No.		
1.	Sanjay Kumar	Addl. Commissioner of Customs, JNCH
2.	R.K Singh	Addl. Commissioner of Customs, JNCH
3.	Kailash Chandra Kala	Addl. Commissioner of Customs, JNCH
4.	Alok Srivastava	Joint Commissioner of Customs, JNCH
4.	Kamlesh Kumar Gupta	Joint Commissioner of Customs, JNCH
5.	Rajiv Shankar	Joint Commissioner of Customs, JNCH
6.	Kunal Kashap	Joint Commissioner of Customs, JNCH
7.	Rohit Singla	Joint Commissioner of Customs, JNCH

2. At the outset the Chairman welcomed all the members and discussed the agenda points relating to import commissionerates followed by agenda points of the export/general commissionerates.

The discussion & decision in respect of agenda points pertaining to NS-G & NS-II commissionerates are as under:-

New Points

Points by BCBA:-

Point No.1: E-Sanchit issues for Exports:-

For sake of transparency we request JNCH Authorities to stipulate which documents are required to be mandatorily uploaded under E-Sanchit for exports. A guideline from Authorities will be highly appreciated since at grass root level, certain queries are raised which are not relevant for processing of export shipments.

We also request for specifying E Sanchit code which are demanded by officers.

Discussion: The Chair informed that it is not feasible to specify a specific set of documents for all the shipping bills as different cargo would require different types of documentation.

(Issue Closed)

Point No.2: Processing of Export SB when E-Sanchit is not working:-

We kindly request that processing of export SB should not be held up during instances when the E-sanchit module is not working. We kindly request for a suitable PN which will help the entire export trade.

Discussion: The Chair informed that in such a situation, the exporter/Customs Broker has to show the documentary evidence of their attempt to upload the required documents. Then after seeing the same, officers at parking plaza/ export docks can allow shipment on case to case basis and in this reference to EDI can be made to look into the technical aspect of the issue.

(Issue Closed)

Point No.3: CVR Document being insisted under e-SANCHIT:-

It has been experienced that at the grass root level, officers are insisting on Custom Valuation Declaration (i.e. CVR document) to be uploaded on the E-sanchit which is delaying issuance of LEO. In this regards we have already submitted our Letter Ref. BCBA/GK/011:206/2019 dated 15.5.2019 (copy attached).

In view of Ease of Doing Business, we request you to instruct your field formation not to insist the Custom Brokers to upload documents which are not mandatory to be uploaded under E-Sanchit.

Discussion: The Chair informed that Customs Valuation Declaration is a compulsory documents as per Standing Order No. **41/2007, dt. 10.10.2007** as amended vide S.O. NO. **10/2010, dt. 15.10.2010**. Hence, the relaxation of producing this document can not be allowed.

(Issue Closed)

Point No. 4: Processing of Export consignment through JWR CFS are getting affected for the requirement of permanent posting of Dy Comm. for Assessment and Examination:-

Members are facing problems in JWR CFS that, there is no posting of Dy. Commissioner for the assessments and examination of export cargo. There IS a huge volume of export cargo which require a permanent posting of Dy. Commissioner in the JWR CFS.

Discussion: The Chair informed that manpower available with this custom house are distributed keeping in view workload at various work locations. There is no possibility at present to post a Dy./Asstt. Commissioner specifically for export examination at JWR or any other CFS.

(Issue Closed)

Point No. 5: Practice of levying Fine and Penalty on export shipments during bonafide cases of Back to Town should be discontinued:-

There have been several instances wherein an exporter needs to make an application for Back to Town of full / part cargo due to variety of reasons such as Order cancellation, Lack of capacity. Vessel being missed out etc. In such cases. It is routinely experienced that Fine and Penalty is being levied.

We suggest that in such bonafide cases of Back to Town, Fine and Penalty should not be levied.

Discussion: The Chair informed that P.N. No. **83/2017, dated 28.06.2017**, at column No.7, provides for levy of fees for cancellation of any documents. However, in all these cases where the back to town request is for reasons beyond the control of the exporter, the officers would be advised to adopt a lenient approach in such cases.

(Issue Closed)

Point No. 6: Discontinuation of DMS Charges on Export Dockets:-

We refer to JN Customs Public Notice No 7/2019, dated 16.1.2019 regarding Implementation of eSANCHIT in Exports on mandatory basis at JN Customs.

After implementation of compulsory submission of the documents under E-Sanchit for export clearance on ICEGATE from 1st January, 2019, the services of Newgen Software Technology Ltd., Mumbai (Vendor) is not required for scanning of the export documents, it is of no meaning to scan the documents once the scanned documents are readily available in the systems.

Our kind request to you to issue Public Notice for discontinuation of DMS Charges for export shipments.

Discussion: The Chair informed that the contract with M/s Newgen Software Technologies Limited already expired in March 2018.

(Issue Closed)

Points by CFSAI:-

Point No.1: Disposal of goods brought into CFS/ Customs area for export but not exported & not obtained shut out:-

As a trade facilitation measure, cargo meant for export is allowed to be carted inside the CFS premises based on the strength of Check list and the Shipping Bills number, even before the Shipping Bills have actually been filed by the exporter. However it has been observed that on certain occasions for various reasons, the goods are abandoned even after the grant of Let Export Order (LEO) by JNCH member CFS tries to contact the exporter for clearing the export cargo, sometimes the exporters even do not respond to the letters of the CFS which ultimately leads to accumulation of uncleared export cargo in CFS.

In absence of any guidelines from JNCH / CBIC, these longstanding uncleared export cargo lying in CFSs block the revenue generating area of the CFS. We have requested in recent CTF Meetings and lately vide our letter dated 14th May 2019 to JNCH to consider issuing guidelines to initiate the process of disposal of uncleared/unclaimed export cargoes which have been carted upto 31st Mar 2019. This is only for the cargoes which are free from any hold or seizure of an agency. In cases pertaining to confiscated/adjudicated export cargo JNCH may consider advising the concerned agency/ group towards issuing necessary disposal order.

Discussion: The Chair informed that the matter was discussed in the CTF meeting held on 07.03.2019. Public Notice will be issued in line with P.N.No.81/2009, dated 15.10.2009 issued by Commissioner of Customs (Export).

In the meantime, vide email letter dated 16.04.2019, CFSs have been requested to provide age-wise data of longstanding export cargo pending in the respective CFSs. However, no reply has been received from majority of CFSs, except from few CFSs.

(Issue Closed)

Point No.2: Routing of Self sealed export containers through CFSs under jurisdiction of JNCH vide PN 39/2019 dated 30th April:-

As per PN 39/2019, dated 30th April 2019 with regards to routing of self sealed export containers through CFSs under jurisdiction of JNCH wherein JNCH has permitted the CFSs to procure hand held RFID readers **(at least 2 each from each of the nine approved vendors as provided in (Annex-A) of said PN** at their own cost. After a close interaction with the vendors providing RFID seals by our member CFSs, it is noted that all RFID readers of various vendors are manufactured by a single vendor and even the model number is same. It is therefore submitted that instead of incurring a huge capital cost on procuring (9x2) 18 RFID readers', procuring 2 readers each CFS should suffice. It is an Android App of each vendor that needs to be installed on each hand held reader and can easily be done. Since the volumes handled at CFSs for this activity vis-a-vis Parking Plaza is miniscule, purchasing 18 readers, when the job can be done by 2 is not a practical solution. Seek JNCH's intervention to advise all vendors to share their software app or make it available at say "google Store" for a small cost, which can be loaded on the 2 handheld devices procured by each CFSs who are engaged in this activity. (A small comparative chart and detail of the product are attached for quick reference)

Discussion: The Chair informed that the matter is under consideration.

The members of the meeting were informed that the next PTFC meeting shall be held on 27th June, 2019 at 11:30 AM at Conference Hall, 7th Floor, JNCH. All the Association members were requested to forward their agenda points, if any, **at least 10 working days in advance (latest by 17/06/2019) via e-mail to Appraising Main (Export) Section on apmainexp@jawaharcustoms.gov.in** for taking up the issue in the upcoming PTFC meeting.

Please ensure the strict compliance of the deadline for submission of the agenda points to ensure the uploading of the agenda points on JNCH website in due course of time.

3. The meeting ended with vote of thanks to the Chair.
4. This issues with the approval of the Commissioner of Customs, NS-II.
5. Minutes are placed on JNCH website and also being sent through emails to the members.

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(D.B. Mohapatra)
Assistant Commissioner of Customs
Appraising Main (Export)
NS – II, JNCH

To,

1. All the Members of PTFC (through email)
2. The Chief Commissioner of Customs, Mumbai Zone-II, JNCH, Nhava Sheva.
3. 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).
4. The Ombudsman, Indirect Taxes, Mumbai.
5. All Commissioners of Customs, Zone-II, JNCH, Nhava Sheva.
6. All ADC/JC, DC/AC of Customs, JNCH, Nhava Sheva.
7. DC/EDI for uploading on JNCH website.
8. Hindi Officer: for translation and issuance of Hindi version.
9. Office Copy.