

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
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F.No. S/22-Gen-44/2017-18 AM (I) Pt.IV

Date: .01.2020

**MINUTES OF MEETING OF THE PERMANENT TRADE FACILITATION
 COMMITTEE HELD ON 26.12.2019**

The PTFC meeting held on 26.12.2019 was chaired by 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
01	Gaupat P. Kerade	BCBA
02	Rajshekhar R	UPL Ltd.
03	Laksha Tadadikar	CFSAI
04	Kalpesh Pise	CONCOR
05	Nimish Desai	WISA
06	Shailesh B.	FSSAI
07	Vibhor Kachawa	Punjab Conware
08	Shankar Shinde	BCBA
09	Paresh Shah	WISA
10	Shailesh Mishra	BMCT
11	Faiz Sayyed	BMCT
12	Vinayak B. Aparaj	BCBA
13	V.K. Agarwal	ONIDA
14	P.G. Rao	JNPT
15	Kamlesh A.	MSWC
16	Vinay Pathak	A.V. Global
17	Chetna Mbadheka	AWCBA
18	Ashok Kr.	BCBA
19	Maruti Gadge	BCBA
20	Mohan Nihalani	AIIEA
21	Sheetal Ahluwalia	AIWCBA
22	Girish Brahmhatt	ISFEA
23	Devendra Shah	ISFEA

Following Officers from the department also attended the meeting:-

Sr.	Names	Designation
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No.	(Shri/Smt./Ms.)	
1	Sanjay Kumar	Addl. Commissioner of Customs, JNCH
2	Saroj Samaiya	Joint Commissioner of Customs, JNCH
3	Vijay Manvatkar	Joint Commissioner of Customs, JNCH
4	T. Arivazaghan	Joint Commissioner of Customs, JNCH
5	Vishal D. Jorande	Joint Commissioner of Customs, JNCH
6	Pandurang Chate	Deputy Commissioner of Customs, JNCH

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

Old Agenda Points

Point No.:1 SCMT ISSUES: As per Notification No. 54 / 2019, shipping lines were directed to file SAM/SDM in test environment from 15th September to 31st October 2019. It was informed in the meeting held on 26th August 2019 in Mumbai that a test module will be created by 5th Sep 2019 for test run of SAM/SDMs. Unfortunately, the test module has not yet been created & the SCMT related important queries and requirement of JSON Samples still remain unanswered. Our members are now not in position to complete development & testing process by 31st October 2019. In view of this, CBIC team may kindly be requested to extend the EDI implementation for further period of 3 months and a timely response on all the technical queries raised by IT Team of the shipping lines may kindly be sent.

Following queries which are crucial for the development of the SCMT module by the shipping lines still remain unanswered.

SNO.	QUERIES
1	SDM JSON SAMPLE given in SCMT guideline V 1.2 dated 23 rd August 2019 reflects SAM DATA only, PCIN/CSN is not mentioned anywhere in SDM JSON SAMPLE FILE. Need JSON SDM SAMPLE with multiple PCIN of a BL or HBL /MCIN/CSN Numbers.
2	Need clarity which segments are required mandatorily for SAM/SDM to be filed by vessel operator (ASC) in case of CSN/MCIN filed by the forwarders / co-loaders.
3	Need clarity which segments are required mandatorily at the calling port when previous manifest is already filed by vessel operator at last port of call.
4	JSON Sample is required for SCE/SCX/SCD to be filed by the co-loaders (ASA).
5	As per cargo movement matrix IM (IMPORT) shipment can be domestic transit, Export shipment can be foreign transit & domestic transit & Transit Cargo can be domestic transit & foreign transit. Need clarity on each scenarios.
6	Will all Indian onboard import cargo (Cargo of other Indian Ports) be treated as Import Cargo (IM) in SAM/SDM or be treated as Transit Cargo (TR)? Need clarity.
7	In which scenario, Export Cargo can be foreign transit cargo. Need clarity. The cargo movement type "FT" is mentioned in type of cargo Export also.
8	There is basically no difference between Shipping Agent & Shipping Line, so logically getting separate registration is not required. The Agencies registered as ASA should also be permitted to file SAM / SDM. Both ASA & ASC should be authorized to file SAM / SDM as being done presently. As per SCMT Guidelines, registration done at one customs location is valid for the rest of the customs locations as well. A clear message needs to be sent out in this regard to all the Customs locations to avoid their seeking a separate registration at their respective locations.
9	SAA/SDA should be allowed to be filed by the concerned co-loaders as per the existing option, as cargo booking & MBLs issuance are done by co-loaders in such a case and all liability from POL to FPD remain on co-loader A/C.
10	Add/Edit/Delete option for SCMTR registration is urgently required. Most of the shipping lines have completed process for Parent User Registration only. Since documentation process of most of the shipping lines/agents are decentralized, Hence without child user registration those shipping lines cannot file SAM/SDM for their branch locations (Other sea port locations).

Facts of the Matter: In this regard, it is intimated that implementation of SCMT Regulation, 2019 has been extended to 16th Feb 2020. It is also informed that the points shared by CSLA have already been shared with DG Systems. Reply from DG (Systems) is awaited. A reminder letter dated 20.12.2019 has also been sent to DG (System). The chair informed that the all the queries raised by stakeholders have been flagged to DG (Systems) and they are working on it and assured all the concerns of trade will be entertained when it will implemented.

[Action: DC/EDI]

Point No. 2: Customs at Gateway port now should not ask for hard copy Shipping bill / TR1 / TR2 forms from the shipping line. Since Customs at ICD clears the cargo via ICEGATE and that is visible in the gateway port system of Customs. This will avoid possible misconnections to the intended vessel voyage, which can happen due to non-receipt of documents at the gateway port.

Facts of the Matter: Subsequent of issuance of Public Notice No. 150/2016 dated 22.11.2016, there is considerable reduction in Shipping Lines coming to Boarding Office for endorsement of Shipping Bills except in some cases relating to ICD containers. **After discussion with stakeholders, the chair informed that the Public notice in this regard will be issued shortly.**

[Point Closed]

Point No. 3 Customs Amendment needs to be done via ICEGATE which is presently being done manually. This needs to start on an urgent basis so that we are able to keep track of stages of amendment.

Facts of the Matter: In this regard, it is informed that for tracking of amendment stages, this office has collaborated it with the digitization of IGM amendment documents and will start shortly.

[Action: Import Noting]

Point No. 4: We need clarity on the SCMT registration process of ASC & ASA.

Facts of the Matter: In this regard, the points shared by CSLA have been shared with DG Systems. Reply from DG (Systems) is awaited. A reminder letter dated 20.12.2019 has also been sent.

[Action: DC/EDI]

New Agenda Points

Agenda Points represented by CSLA

Point No. 1: Light House refund: The lighthouse refund is still pending towards Hamburg Sud & Hapag Lloyd, the matter is not resolved in spite of regular follow-ups by respective member lines.

Facts of the Matter: In this regard, it is informed that 3 cases were pending for refund out of which one case was of M/s Hamburg Sud line and remaining two were of M/s Hapag Lloyd. Out of the 3 cases, in 2 cases refund has been sanctioned. In other case pertaining to M/s Hapag Lloyd Ltd, letter has been sent to Harbour Master, Mundra and DGLL, Noida for verification. Once communication is received, necessary action will be taken.

[Point Closed]

Agenda Points represented by BCBA

Point No:1 To update Scan tracking on regular basis and should be auto uploaded:- it is noticed that many of the times the bills of entry submitted for OOC are delayed and when checked with the officers, it is informed that the Containers are on Scan Hold, whereas in JNCH Web tracking , no information is available which creates confusion and delay in clearance. Therefore it is requested that the system should be auto uploaded with real time information.

Facts of the Matter: In this regard, it is to informed that scanning list is generated by Risk Management Centre for Customs (RMCC), Mumbai and the same gets auto updated in the back end of 'Scan Status' module as soon as the same is received from RMCC through e-mail. This process is completely automatic and there is no manual intervention. Only in few cases, when there is delay in receipt of scanning list from RMCC, the scan status of container is not reflected in the 'Scan Status' module. The chair directed to the stakeholders to furnish a list of cases wherein they had faced such problems so that the problem can be analyzed and resolved.

[Point Closed]

Point No:2 Allow processing and pickup of SEZ/FTWZ/ICD Containers filed and pickup from Port terminal.

There are many consignments consigned for SEZ/FTWZ/ICD to be filed under Trans-shipment. Shipping lines should accept such request for filing of containers and allow movements from Port Terminals or importer preferred CFSs instead of movement and processing through Shipping Lines nominated CFSs.

We request a suitable **Public Notice** be issued for guidance and processing of same as this will result in reducing dwell time and transaction cost.

Facts of the Matter: It is to state that no such request is received from BCBA in Import Noting Section. Further, it appears that the request made by the BCBA is of policy decision in nature. The appropriate Authority may issue the suitable instructions on the issue. **The Chair assured that the matter will be examined by the department. Also directed to representative of Port Terminal to submit their view in next PTFC meeting in this regard.**

[Action: Import Noting]

Point No:3 Availability of SSOID details for BE under

- Scan Hold Containers
- Processing of Bond Debits
- Processing of COO Debits
- Or any BE documents given LP by officer in system.

Members have to queue up for obtaining SSOID for above subjected Bs/E.

We request that to facilitate the trade, such types of Bs/E should directly be reflected online on the status screen.

Further it also creates difficulties in case of officers absenteeism or if there is no officer available having role to change the SSOID (majorly during holiday postings).

Facts of the Matter: In this regard, it is to inform that the point shared by BCBA has been shared with DG Systems on 23.12.2019. Reply in this regard is awaited. The Chair informed that we have updated RMS Facilitation Center to tackle the problem of queuing up where hourly update of SSOID is given. The Chair also directed to Stakeholder for submission of proposal in this regard to add it to touch screen system.

[Point Closed]

Agenda Points represented by AIWCBA

Point No. 1: In case of loaded container deliveries of imports, some shipping lines are recovering empty container offloading charges and some are forcing the trade to pay directly to their nominated empty container yard. As it is truck driver who goes for offloading empty container, he may not always have ready cash. Also, most of these yards don't have proper staff to understand and interpret requirements of GST (name of billed party and its correct GSTIN), resulting in trade unable to avail input tax credits. These receipts are issued to the truck driver and never reaches the concerned CB or importer in time. Also, these charges are not uniform and keeps varying from Shipping and empty yard making it further difficult for the trade to comply.

Therefore, for operational ease and transparency we suggest all shipping lines be directed to recover empty container offloading charges themselves at the time of issuing delivery order.

Kindly acknowledge receipt. Also share the points raised by other trade Associations to be prepared to provide our inputs during discussions

Facts of the Matter: For ease of doing business operational ease and transparency are requisite. In view of above the Chair directed to representative of Shipping Lines to improve their system in spirit of ease of doing business. Also Chair directed to stakeholder for submission of the invoices which are issued manually without GST so that appropriate action will be taken.

[Point Closed]

Point No. 2. The below points raised by All India Women Customs Brokers Association was taken up for discussion on 29/09/19 but later the points did not appear in next PTFC meetings and resolution for the same is yet pending.

a) Today under ease of doing business majority Shipping lines come up with third party like Odex Or PCS but in the same port we have Econ Shipping who is NVOCC and where in real sense one gets to see ease of doing business. Customs Broker just has to send mail of scanned copy of B/L and few other documents along with payment details. There is no need to physically approach Shipping Line. Delivery order is sent by mail.

If other shipping lines follow the same, there will be no need to share important documents of importers with third party like Odex or PCS. Customs has adopted E-sanchit for faceless assessment. If the same can be applied to shipping lines and if one can do why not others. This will save lot of time and energy. D. O. should be issued once UTR no. is generated.

b) Shipping Cos. should keep Saturday's working till 1.00 PM. They should also have facility in CFS for extending the Delivery order for empty containers coming to offload containers at empty yard.

c) Shipping company should publish working cell nos. of the representative doing the second shift for contacting them in emergency (especially when containers come at night.)

Facts of the Matter: Regarding Point No. 1 to 3 raised, the Chair directed to representative of Shipping Agencies to design a transparent system and increase their working hour to ease the problem faced by trade. Also, the Chair directed to representative of Shipping Lines for issuance of Circular within 15 days in spirit of ease of doing business to their member as what kinds of procedures to be followed by them for issuing Delivery orders and a copy of the said Circular should be marked to the Department.

[Point Closed]

3. The members of the meeting were informed that the next PTFC meeting shall be held on **30.01.2020 at 11:30 A.M.** at conference Hall, 7th Floor, JNCH. **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.jnchimp@gmail.com for taking up the issue in the upcoming PTFC meeting.**

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

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

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

Sd/-

(Lalit Kumar Meher)

Asstt. 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.