

MINUTES OF THE MEETING OF THE PERMANENT TRADE FACILITATION COMMITTEE HELD ON 12.6.2014

OFFICE OF THE COMMISSIONER OF CUSTOMS (IMPORT),
JAWAHARLAL NEHRU CUSTOM HOUSE, NHAVA SHEVA,
POST – URAN, DIST. RAIGAD, MAHARASHTRA-400 707

F. No. S/22-Gen-09/2013 AM (I) JNCH

Date : 01.06.2014

MINUTES OF THE MEETING OF THE PERMANENT TRADE FACILITATION COMMITTEE HELD ON 12.6.2014

The PTFC meeting held on 12.6.2014 was chaired by Ms. Seema Jere Bisht, Commissioner of Customs (Import) and attended by the following members/participants and Officers from JNCH, Nhava Sheva :

Sr. No.	Names (S/Shri)	Organization/Association/Designation
01	Mohan Nihalani. (President)	All India Importers' Exporters' Association
02	Subhash Rajkumar	MANSA
03	Shankar Shinde	R.C.C.I
04	R.R. Rubin	AMTOI
05	Hark S Gerwande	IMC
06	George Joseph	BCHAA
09	Gayatri Anand	SBI
10	Bimalesh	SBI
12	Victor Fernandes	Seabird CFS
13	Avinash Buge	JNPT
14	Vipul Mehta	Paradise Nutrition
15	Jayesh Mehta	Paradise Nutrition
16	Shashi Thadani	Oriented Nutrition
17	Manish Kumar	MANSA
18	Laksha Tadakikar	Ameya CFS
19	Omprakash Agrawal	MACCIA
20	Milan Desai	BCHAA
21	Arun Adak	CFSAI/APMT
22	Philomeka Peresa	BCHAA
23	Dr. D.V. Aghav	FSSAI
24	Sarvade V.G	Dy. Director , FSSAI
25	D.L. Thakkar	BCHAA
26	K.S. Shetty	BCHAA
27	Paresh Shah	BCHAA
28	Jayant Kumar	ADC(I),JNPT
29	Pankaj Bodkhe	Addl. Commissioner of Customs, JNCH

30	Rajesh Kumar Agarwal	Joint Commissioner of Customs, JNCH
31	Nilkanth Shelke	Joint Commissioner of Customs, JNCH
32	R.K. Singh	Dy. Commissioner of Customs, JNCH
33	Piyush Kamal	Asstt. Commissioner of Customs, JNCH
34	Vishal Malani	Asstt. Commissioner of Customs, JNCH

2. Chairperson welcomed all members present in the meeting.

3. Chairperson observed that PTFC meeting is not for discussing individual problems. The members of PTFC agreed with the observation of Chairperson.

4. POINTS RAISED IN PREVIOUS MEETING HELD ON 22.5.2014

4.1 Assessment of Documents pending finalization of SVB/GATT Valuation:

Chairperson stated that the discussion on the matter relating to assessment of documents pending finalization of SVB/GATT valuation may be deferred till the suggestions for change are received. BACHAA stated that they have given letter to AC/SVB and requested to avoid/stop manual debiting. Chairperson directed AC/SVB Shri Vishal Malani present in the meeting to examine the proposal and put up his comments for consideration of Commissioner.

(Action – DC/SVB)

4.2 Registration of First time Importer:

The Chairperson informed that issues relating All India or All Mumbai one time registration in ICES 1.5 need to be addressed by the Board and a reference to this effect has been sent by EDI Section of JNCH.

The Chairperson suggested that if a prior B/E is filed before the consignment arrives and a file No. is obtained and Registration process is completed before the consignment arrives, the issue of delay can be tackled.

(Point closed)

4.3 FSSAI :

Action lies with FSSAI. Chairperson suggested that the trade should meet senior officials of FSSAI to resolve the matter.

(Point closed)

4.4 List of Not a Drug items from Drug Controller:-

The members from BCHAA and Trade informed Chairperson that till date the ADC has not given the list of items which are “Not a Drug and testing not required”. Chairperson had asked members particularly BCHAA, to give list of items which was certified as “Not a Drug” by ADC in their previous imports to Shri Rajiv Kapoor, Addl. Commissioner of Customs, AM(I) so that they can be referred to RMD to make necessary amendment in CCR. Almost at the end of meeting, Assistant Drug Controller(ADC) arrived with list of “Not a Drug” items which he

handed over to the Chairperson. The Chairperson advised him to give the list of No Drug items with a covering letter to JC/Gr. II who will ensure that these items are not forwarded for ADC NOC. BCHAA promised in the meeting that they will also submit list of items which has been endorsed as NOT a DRUG by ADC in their previous imports. The BCHAA has submitted the said list vide letter dt.19.06.2014. The same has been forwarded to Jt. Commissioner Gr. II and Addl. Commissioner, Docks for necessary action as discussed in the meeting.

The Additional Drug Controller requested Chairperson to provide space of 3000 sq.ft. for Drug Controller office inside the main building of JNCH office. The Chairperson informed him about the shortage of space in the building even for Customs officials and asked him to give letter for the same so that the Custom House will forward suitable reply in order to enable them to look for alternative place.

The representative of BCHAA suggested that the ADC should approach JNPT for space in PUB and stated that they will help the office of ADC for the same. The representative of JNPT informed that the JNPT will take a call in this matter against the written request letter from Office of Drug Controller for space in PUB.

(Action-JC/DC-Gr.II,IIA-F,ADC/JC-Docks)

4.5 Cancellation of OOC and attending Jt. Survey by Customs in RMS cleared B/E:-

Shri George, from BCHAA enquired as to whether the Customs will have problem, if the CFS recorded the shortage in the import consignment which has been given Out of Charge but are still lying in CFS. The Chairperson observed that the custodian cannot avoid responsibility for shortage of imported goods in their custody.

Shri Mark Fernandes, Member stated that the trade required shortage report for insurance claim and not refund/remission from Customs. The Chairperson stated that for survey report by CFS, the matter is between CFS and importer. Members must appreciate that there is a time lag between OOC and loading of OOC goods for delivery in truck. Hence insistence on associating Customs in such surveys may not be always appropriate as OOC goods are not under physical supervision of Customs inside CFS, but under custody of the CFS.

The Chairpersons informed members that there are also legal issues in the above matter that need to be seen. She asked ADC (Docks) and ADC (AM) to look into the point raised by BCHAA and take a view especially for RMS documents. The Custom House will take up this issue further with Board if need be.

(Action CFS ;BCHAA; Addl. Commissioner A/M)

4.6 Congestion in Port Area due to Scanning:-

The representative of Hind Terminal in the last meeting informed the members and Chairperson that due to increase in number of scanning selection there is congestion in port area and more than 500 containers are queued up for scanning. The team sent by Chairperson to verify the claim during the meeting reported that there are only 160 containers, which is daily intake for scanning. No action in the matter is warranted.

(POINT CLOSED)

4.7 Delay due to Scanning and Scanning charges by CFS:-

Members informed Chairperson that due to non availability of sufficient number of trailers delay of 4-5 days is caused in scanning. The CFS representative stated that delay is only in case of 20' containers. Chairperson observed that such containers should be scanned while being taken to CFS.

The members informed Chairperson that the CFSs are charging them for scanning. Chairperson expressed her displeasure at this and observed that there should be no charge for scanning as scanner belongs to Customs and scanning is done by Custom Officers. The representative of CFSs stated that there is no charge for scanning and the charges mentioned are for weighment and transportation. The CHAs and importers differed with the statement of CFS representative. Shri Mark of BCHAA volunteered to give detail of charges by CFS. Chairperson asked representative of CFS to take up matter with CFS association CFSAI, for such charge like that for container scanning which are not authorised and also for ensuring uniformity in charges for other common services like weighment/lifting/stacking etc.

(Action BCHAA; CFS Association)

4.8 Demand for new scanner at JNCH :-

Shri George from BCHAA stated that scanning is important and requested Chairperson that new modern and fast scanner should be installed at JNCH for avoiding delay in the matter. He requested Chairperson for taking up matter with Govt. for another state of art modern Scanner. The Chairperson informed that the matter has already been taken up with the CBEC. The Chairperson asked representative of the JNPT to provide for space at the exit gates of the there terminals, for drive through scanner in order to save scanning time. The representative of JNPT stated that there are eleven exist gates and possibility for space can be examined by the JNPT. ADC(CSD) was asked to follow up this matter JNPT and Ministry.

(Action: ADC/ CSD)

4.9 Uploading of Status Test Report on JNCH website :

Dr. Rao from DyCC informed Chairperson that the data regarding test report is maintained in a fixed format which may not help the trade to know the status of test report. He handed over a copy of such format to Chairperson The Chairperson after going through it asked the members that whether they can get the status by TR no. The members replied in affirmative and requested Chairperson that the list should be immediately uploaded by EDI and status should be revised on daily basis. Dr. Rao informed Chairperson that there is shortage of staff in Lab and that the status report can be uploaded on monthly or fortnightly basis. The representative of BCHAA informed Chairperson that they can provide manpower to the Dy.C.C for daily uploading. The Chairperson asked A.C./EDI to upload the available status report and informed the member that the modalities for uploading shall be discussed and decided in due course.

(Action: J.C EDI and Jt. Director DyCC)

4.10 One member complained that the 1% RD in SVB cases is paid through DD which is done manually and not online payment. The Chairperson stated that the matter has already been taken up with DG Systems and will be followed up.

(POINT CLOSED)

5. RTGS Service charges for SAD Refund:-

Point:- The State Bank of India , Nhava-Sheva Port Project Branch raised a point w.r t service charge of 0.09% i.e SAD Refund Amount . The officer of SBI pointed out that service charge of 0.09% on SAD refund amount had been levied prior to July,2010. However, the same was discontinued due to objection by an Importer. She stated that they continue to receive the authorization from the customers through their letters for the deduction, but they are not charging the same as yet. Considering the services rendered, they (i.e. SBI) intend to levy these nominal charges to the customers.

The Chairperson asked for the reaction of other members . Shri Mohan Nihalani stated that there should be no charge from claimants, the Govt. should bear such charges. Shri Mark Farnandes stated that the Bank can write to different associations, who are members of PTFC for their suggestion on this issue.

Chairperson observed that any charges levied by SBI, should be as per RBI guidelines and the Bank should not start charging suo motto. She informed that the matter may require reference to Principal CCA. She asked members to give their suggestions on the issue to SBI and then SBI should take up matter with Customs.

(Action :- SBI & BCHAA)

6. The members were informed that the next PTFC meeting is scheduled to be held on 17.07.2014 at 11.30 hrs (as 10/07/14 is the Budget Day) in the Conference Hall adjacent to the Office of the Commissioner of Customs (Import), 5th Floor, JNCH. The Chairperson requested all the Association Members to forward their agenda points, if any, well in advance i.e. 3 days in advance on Fax No. 022-27243245 or by E-mail to Appraising Main (Imp) Section on appraisingmain.jnchimp@gmail.com for taking up the issue in the upcoming PTFC meeting.

7. The meeting ended with thanks to the Chair.

8. This issues with the approval of Commissioner of Customs (Import), JNCH.

(R. K. SINGH)

**DY. COMMISSIONER OF CUSTOMS,
APPRAISING MAIN (IMPORT), JNCH.**

To,

All the Members of PTFC

Copy to:

1. The Chief Commissioner of Customs, Mumbai Zone-II, JNCH, Sheva.
2. The Commissioner of Customs (Import/Export/Appeals), JNCH, Sheva.
3. All ADC/JC, DC/AC of Customs (Import), JNCH, Sheva.
4. DC/EDI for uploading on JNCH website.
5. Office Copy.