



सीमा शुल्क आयुक्त (न्हावा शेवा-॥) का कार्यालय, मूल्यांकन मुख्य (निर्यात)
OFFICE OF THE COMMISSIONER OF CUSTOMS (NS-II), APPRAISING MAINS (EXPORT)
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S/12-Gen-60/2018-19-AM(X)-Part-II

Date: 26.10.2021

MINUTES FOR THE P.T.F.C. (EXPORT) MEETING HELD ON 30.09.2021 AT 03.00 P.M.

The PTFC meeting held through video conference on 30.09.2021 was chaired by Shri U. Niranjan, Pr. Commissioner of Customs (NS-I), **Shri. N V Kulkarni**, Commissioner of Customs (NS-II & III) and **Shri. D.S. Garbyal**, Commissioner of Customs (NS-V). The meeting was attended by the following members/participants of trade:-

क्रमसं./ Sr. No.	नाम (सर्वश्री/सुश्री/श्रीमती) Names(S. Shri /Ms./Mrs.)	(संगठन/संघ/ पदनाम) Organization/Association/Designation
1.	P.G. Rao	JNPT
2.	Hiren Ruparel	BCBA
3.	Manohar Patyane	BCBA
4.	Maruti Gadge	BCBA
5.	Ganpat Korade	BCBA
6.	Manish Kumar	MANSA
7.	V. Rajappan	CDSCO
8.	Shyam	CSLA
9.	Tej contractor	BCBA
10.	Mrs. Ganguly	AWCBA
11.	Nimish Desai	WISA
12.	Neelesh Datir	AILBIEA
13.	Shankar Shinde	FFFAI
14.	Mark Savio Fernandes	BCBA
15.	Paras Shah	BCBA
16.	Shailesh	INTERASIA
17.	Manohar Patyane	BCBA
18.	Capt Jasbir Singh	MANSA
19.	Nirav Thakker	BCBA
20.	Manish Kumar	MANSA
21.	Shyam Nemiro	CSLA
22.	Dayanand. Kotian	
23.	Sheetal Ahluwalia	
24.	Vasant	
25.	Roshan	
26.	Anand	
27.	Rajasekhar	

28.	Dr. Sheetal Gupta	
29.	Pankaj Chadha	
30.	Sandeep Tawade	
31.	Arka Gupta	

2. Following Officers from the department attended the meeting:-

क्रमसं./ Sr.No.	नाम (सर्वश्री/सुश्री/श्रीमती) Names(S. Shri/Ms./Mrs.)	पदनाम Designation
1.	Sushil Chandra	Addl. Commissioner of Customs, JNCH
2.	S.K.H. Meshram	Addl. Commissioner of Customs, JNCH
3.	Raguram K	Joint Commissioner of Customs, JNCH
4.	Dinbandhu Diwakar	Joint Commissioner of Customs, JNCH
5.	Suresh Merugu	Joint Commissioner of Customs, JNCH
6.	V Ramanadha Reddy	Joint Commissioner of Customs, JNCH
7.	Ravindra S Bhati	Joint Commissioner of Customs, JNCH
8.	Sudhir S. Kohakade	Joint Commissioner of Customs, JNCH

3. Shri Sushil Chandra, Addl. Commissioner of Customs, JNCH started the discussion on the agenda points of the meeting related to the import.

(I) Agenda points proposed by Container Shipping Lines Association (India) (CSLA)

(1) Sharing of EDI Shipping Bill data with shipping lines/agents :

In the last PTFC meeting and the ones prior to that, CSLA brought to the kind attention of the Commissioner that the shipping lines have not been getting shipping Bill data directly from the customs system. Hence the shipping lines have to collect the data & update the same in their system manually for EGM filing purposes which quite often leads to EGM errors. The Commissioner was kind enough to respond that he had observed that this issue had been raised since the last 3-4 PTFC meetings. He therefore very kindly promised to look into this matter to and take up the issue with DG Systems so that the shipping bill data could be shared with the shipping lines. An update and a closure on this would be deeply appreciated.

Reply: This matter is being taken with Commissioner (General). They may resolve in coordination with CFS and DG Systems.

(2) SCMT Implementation date to be extended till technical issues are resolved and all logics are successfully tested.

We have been sharing SCMT filing related difficulties since the last four months. The issues still remain unresolved because of no response from DG Systems/CBIC team. Shipping lines/agents are unable to test export/import logics required for filing of Sea Arrival manifest/Sea departure manifest. It is requested to extend implementation date till all bugs are fixed & parallel/live filing without any errors are done by the shipping lines/agents.

REPLY: The matter has been taken up with DG systems.

(3) Delay in IGM Amendment:

It has been reported by our members that despite all the supporting documents being submitted to the respective department, the final amendment approval is delayed by almost 10-15 days. This issue has been cropping up since the last two weeks. Earlier it used to get approved on the same day as per the CBEC Circular 14/2017 & JNCH PN 47/2016. Kindly be informed that any delay in the IGM amendment approval leads to a delay in cargo clearance & increase in the detention /storage charges. JNCH is therefore

requested to kindly direct the respective officers to clear all the backlogs and approve all amendments henceforth on the same day as was being done earlier.

REPLY: The chair stated that if there is any abbreviation, bring notice to Joint Commissioner of Import Noting.

(4) Release of longstanding containers pending for adjudication/show cause notice:

This issue was discussed in the last PTFC meeting & the one prior to that as well. The respective departments were directed to expedite & complete the process within a month as done during the previous special drives as well. However, there appears to have been no progress in the adjudication cases in the last one month. A special drive needs to be undertaken urgently to clear all pending long standing containers on priority, so as to enable the shipping lines in turn to release them to exporters who desperately need the equipment. A special drive/push for release of longstanding containers will therefore help the export trade in these trying times.

Reply: Already discussed on this point.

(II) Agenda points proposed by Container Freight Stations Associations of India (CFSAI)

(1) Expediting the decision of Hold containers withheld by various Investigating Agencies-

This issue was taken up in last PTFC 30th August, 2021 wherein CFSAI had submitted fresh list of 1678 containers (2227 TEUs) vide email dated 11th August, 2021 that are put on hold by various investigating agencies CIU, Court Case, Customs Hold, Docks, DRI, MPIU, NSPU, R&I, Police & SIIB. The list is summarized as below for your easy reference:-

Sr. No.	Agency	Total Count
1.	CIU	178
2.	SIIB(X)	51

Our submission & request to JNCH is to coordinate and take up with respective Investigation agencies and also keep the concerned Custodian in loop in all correspondences. Further it is submitted that some mechanism be devised so as to have the investigation completed within a time frame of say 3-4 months. This disposal mechanism will enable our Member CFSs to utilize their CFS space for other EXIM containers and release such hold containers and release such hold containers to Shipping Line that could be used for Exports.

Reply: Already discussed on this point.

(2) Long standing uncleared/unclaimed goods pending for Adjudication at Appraising Group.

CFSAI had taken up this issue earlier also wherein as on dated 668 containers are pending for Adjudication. We request JNCH to kindly issue necessary instruction to the concerned Group Officers for expediting the adjudication process that will assist our Member CFSs put up the files for further process of disposal of longstanding cargo.

Reply: Already discussed on this point.

(3) Longstanding uncleared containers of "Peas":-

CFSAI had addressed this issue vide REF # CFSAI/JNCH/20/2020-21 dated 21st June 2021 where approx. 1530 containers containing “peas” are lying un-cleared for almost more than one year in Member CFSs. Our submission was to allow said containers for disposal or grant permission for re-export which shall assist our Member CFSs utilise the space for other EXIM containers. Any further delay may result in this cargo becoming unfit for consumption. The destruction apart from being the last option, it would also involve huge cost. Seek JNCH intervention in disposal of such containers.

Reply : Already discussed this point.

(4) Procedure to be followed for all types of Scrap:

CFSAI vide letter dated 23rd Dec. 2020 vide REF# CFSAI/JNCH/84/2021 had made submission requesting to review the instructions issued by your good office vide your office letter F.No. JNCH-D-27/2020-21 Disp (A) that Member CFSs can dispose the goods which are legally imported & where the importer has filed the Bills of Entry. Instructions vide your letter need to be followed in cases of illegal Import & where importer has not filed the Bills of Entry. As on date our Member CFSs are still awaiting review in the instructions issued by your good office and request JNCH to issue the revised instructions at the earliest.

Reply: Matter may be perused with the Office of Commissioner of Customs-NS (General).

(5) Awaiting Guideline on disposal of Export Longstanding goods lying in various CFSs for a long period :

CFSAI had taken up this issue in various PTFC Forums where as on date our Member CFSs are still awaiting Guidelines/PN on disposal of longstanding export cargo totalling 671 consignments which are unclaimed/uncleared lying in CFSs for years. Our submission is to kindly issue necessary guidelines at the earliest that will assist our member CFSs utilise the space for other EXIM Containers and release of such Container to Shipping Line.

Reply : CFSAI is required to take up issue with the Board for fresh guidelines in this matter through Office of Chief Commissioner of Customs, JNCH.

(6) Guidelines for retaining/storing Customs Documents:

This issue was taken in last PTFC Meeting with reference to Customs Notification 45/2018 dated 24.08.2018 wherein under Para 3(1) states that custodian need to retain the custom documents for minimum period of 5 years in relation to imported goods or export goods or dutiable goods. Our submission to you to kindly issue necessary guidelines that will assist Members CFSs in storing documents.

Reply : It is clearly mentioned that the Import / Export documents stored for minimum period of 5 years as per Customs Notification. The point may be closed.

(7) Issuance of Notification for period of 10 years as per Customs Circular 33/2016:

This issue had been taken up on several occasions with the then Commissioner (General) as well as in various PTFC forums wherein we had sensitized that some of CFSAI Members had been granted CCSP license for 5 years instead of 10 years. The Chair had given clear instructions in our presence to the concerned staff to issue full term certificate for 10 years as per Board's Circular, however our members are still deprived of same. We once again appeal to your issue our eligible members CFSs, who are AEO-LO Certified to issue them full term certificate which they are entitled.

Reply: The Chair requested to submit the application if anyone is left out and drop the reminder to Joint Commissioner of CCSP.

(8) SCMTR Export Cycle – Non Receipt of AT Message from Terminals:

This issue was taken up in last PTFC meeting where CFSAI SCMTR team had contacted. IT personnel of all Port Terminal and understand that all Terminals are connected through PCS to connect through SCMTR through API interface. Further for filing the AT message PCS portal team would require CIM NO & CIM date from ICEGATE & to gather these details COGIFO Message (Cargo intended to arrive) is required from ICEGATE. Seek JNCH immediate intervention as the process is stuck due to non-receipt of above message from ICEGATE.

Reply: Matter taken up with DG Systems.

(III) Agenda points proposed by Maritime Association of Nationwide Shipping Agencies- India (MANSA)

(1) Non availability of boarding officers sign on/sign off/other port related activities

It has been informed by our member agencies that most of the times boarding officers are occupied with boarding activities of the ship. They are not available in the boarding office. In absence of boarding officer the embarking/disembarking (sign on/sign off) process of crew members/other port related activities are delayed. The crew members have wait for embarking/disembarking clearance till the boarding officer comes back to the boarding office. JNCH requested to look into this matter and deploy one officer in day & night hours to perform office activities like sign on/sign off / other port related activities.

Reply: Matter may be taken up with Commissioner (General).

(2) Intimation for arrival of the vessel to be accepted by the boarding department in email message:

Presently intimation for arrival of the ships are required to be given through hard copy letter. Shipping Lines officers are located 10-15 Kms away from the port area. They need to send a person inside the port area just to submit intimation letter to customs. We are sincerely request JNCH to accept our request and direct boarding office to accept intimation in email message.

Reply: The intimation for arrival will be accepted by the emails subject to the regulation not having the contradictory stipulation in this regard.

(IV) Agenda points proposed by WISA

(1) Weighment of import container at CFS :

This is in furtherance to agenda point 2 of PTFC meeting held on 30.08.2021, which is under consideration for acceptance of weight declared on EIR. Since EIR is issued by terminal and has actual weight details on the same, we request the same be accepted for the purposed of routine weighment of import containers. Only in cases of some suspicion or specific intelligence, weighment be carried out once again in presence of designated officer. Nowadays under faceless assessment regime, many unwanted examination orders are being issued particularly for weighment even where it is not warranted. Acceptance of weight declared on EIR, if accepted, will be great relied and cost saving for the trade. Also, we have come across a recent communication by CCSP cell re-iterating instruction to all CFSs to mandatorily weigh all import containers coming into their CFS. Few CFS in JNCH have already started charging Rs.1000/- per TEU towards weighment charges as a fallout of said instructions. If this request of accepting EIR weight is considered, it will be great relief to the trade by way of time and cost.

Reply: Weighment is mandatory. Follow the Board instruction.

(V) Agenda points proposed by Brihanmumbai Custom Brokers Association (BCBA)

(1) Updation of stuffing reports in Customs EDI System :

The process of updating of 'stuffing reports' in the custom EDI system needs to be streamlined across the various CFS's. We would like to bring to your kind notice that unless the EDI System is updated with requisite information, the Shipping Bill will not move ahead for disbursement of Drawback, IGST and other benefits. In view of the above, we once again request you to kindly issue fresh guidelines for prompt updation of the pending 'stuffing reports' in the Custom EDI System so as to ensure prompt disbursement of DBK, IGST and other benefit.

Reply: CFSs will be instructed suitably in this regard. However, in this context if there is any violation of HCCAR, 2009 then it may be brought to the notice of Commissioner of Customs- NS (General) with a copy to Commissioner of Customs- (Exports).

(2) Universal RFID Readers in Parking Plaza.

The factory stuffed containers are coming with different types of RFID seals of different manufactures and it takes more time to read the RFID seals with different RFID, which delays the process of clearance. We request that a Universal RFID readers be installed in the Parking Plaza that can read the RFID seals of all different manufactures, which will reduce the dwell time for clearance.

Reply: The Chair stated that the department is in the process of examining various technical options/solutions to this problem.

(3) Process for containers offloaded in CFS:

(a) Request for processing of LEO of CFS offloaded container without Form 13:

We refer to JN Customs PN 35/2018 dated 08.03.2018 (requirement for Form-13 for processing of LEO) & JN Customs PN 13/2019 (LEO processing of containers offloaded in CFS thru Parking Plaza). Para 2 of PN 35/2018 states that practice of requirement of "Form-13 is aimed at ensuring that the containers move directly to the port terminal after "LEO". Para 4 of PN 13/2019 stipulates issuance of LEO of containers offloaded in CFS are to be processed in Parking Plaza. As per current practice containers which need to be offloaded in CFS are moved out of CPP (as per PN 13/2019 & 18/2019) after completion of registration. Once the containers are offloaded in CFS an endorsement from the concerned Gate PO is taken. On the basis of this endorsement and FORM-13 LEO is processed subsequently at the CPP. Once the LEO is obtained and digital copy of the S/Bill is received, movement is submitted to CFS to movement of container to the terminal. Sir, as a matter of trade facilitation, we request to allow processing of LEO of containers offloaded in CFS without insisting of Form-13 as these containers are directly moved from CFS to terminal by the CFS after completion of formalities. In the current situation, where vessel gates are open for limited time and this step will help Trade in submitting movement of CFS in timely manner to connect containers on scheduled vessel.

Reply : Please submit a written representation.

(b) Review of process of containers which need to be offloaded in CFS when containers are returned from terminal due to gate closure:

As per current process, containers are moved out of the CPP to terminal after LEO for gate inside terminals after completion of the required formalities. In some cases the containers are not gated in as the vessels cut off is over. For such containers which are returned back to CPP and need permission for offloading in CFS, field formation are asking for LEO to be cancelled before giving allow of offloading in containers CFS as per PN 13/2019. In such cases, we request to allow containers, for which LEO has been processed, to be allowed to be offloaded into CFS without cancellation of LEO.

Reply:- This issue requires further examination. Detailed representation may be submitted.

(4) Updating of CIN Number of Shipping Bill Print Outs:

Sir, as mandated by SCMTR the CIN number has to be given to the Shipping Lines for filing of EGM/Completion of the formalities, The CIN number is currently available on ICEGATE website and we request for the same to be printed on the shipping Bill so that the same is available to the Shipping Lines and other authorities.

Reply: The suggestion is already forwarded to DG Systems.

(5) Online payment of fees/charges levied by Customs:


Based on the applicable Public Notice/Circulars fees are being levied on Exporter for shipping bill amendments, Error rectifications of IGST refunds etc. We requested for a facility to make online payment of such fees so that exporters are not required to approach the Custom House. This will help in eradicating the physical presence required in this current pandemic situation.

Reply : This is a welcome suggestion. Please submit a written representation so that the matter can be taken up with concerned stake holders.

(6) Unwarranted charges levied by Shipping Lines/NVOCC/Freight forwarders for Movement of the containers to Choice of CFS's :

It has been noticed that many shipping lines /NVOCC's/ freight forwarders are charging addl. charges for DPD clients for movement of containers to choice of CFS (copy enclosed) which is clearly a violation of P.N. 01/2017 and facility of 21/2008 and 69/2011. Request to kindly intervene in this matter for the benefit of trade.

Reply : Please submit the data of such instances so that the matter can be taken up with concerned agencies.


(Yogesh Chitte)
Deputy Commissioner of Customs
Appraising Main (Export)

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 AD/JC, DC/AC of Customs, JNCH, Sheva.
6. DC/EDI for uploading on JNCH website.