

**OFFICE OF THE COMMISSIONER OF CUSTOMS (NS-II)
MUMBAI CUSTOMS ZONE-II, APPRAISING MAIN (EXPORT),
JAWAHARLAL NEHRU CUSTOM HOUSE, NHAVA SHEVA, TALUKA: URAN,
DISTRICT RAIGAD, MAHARASHTRA-400707.**

S/12-Gen-60/2018-19-AM(X)-Part-II

Date:17.02.2021

**MINUTES OF THE MEETING OF THE
PERMANENT TRADE FACILITATION COMMITTEE (EXPORT)
HELD AT JAWAHARLAL NEHRU CUSTOM HOUSE ON 28.01.2021 AT 11:30 A.M.**

The P.T.F.C. meeting was held on 28.01.2021, through video conferencing. The meeting was chaired by Shri Sunil Kumar Mall, Commissioner of Customs (NS-Audit) holding the additional charge as Commissioner of Customs (NS-Gen & NS-II).

2. The meeting was attended by the following Members of the trade:

Sr.No.	Names (Shri/Smt./Ms.)	Organization/Association
1	Hiren Ruparel	BCBAA
2	R.K. Rubin	AMTOI
3	Leena Ganguly	AIWCBA
4	V.K. Agarwal	Mirc Electronics Ltd. (ONIDA)
5	Ganpat Korade	BCBA
6	Shankar Shinde	BCBA
7	Manish Kumar	MANSA
8	Paresh Thakker	-
9	Rahul Bhojani	-
10	Neelesh Datir	AILBIEA
11	Laksha Tadadikar	CFSAI
12	Shailesh Nimbalkar	-
13	Maruti Gadge	BCBA
14	Nimish Desai	WISA
15	Capt. Iyyer	MANSA
16	Paras Shah	-
17	Srini	-
18	Sunil Vaswani	CSLA
19	Kiran Rambhia	BCBA
20	Bakshi Mohd. Hanif	MANSA
21	V. Rajappan	-
22	Vasant	-
23	Umesh Grover	CFSAI
24	Ashish Pednekar	-
25	Karunakar Shetty	BCBA
26	D.N. Dheer	-

27	Rajshekhhar R.	-
28	Dushyant Mulani	-
29	Ms. Rekha	CSLA
30	Shailesh Mishra	BMCT
31	Shyam	CSLA
32	Faiz Sayyed	BMCT
33	Vinayak Aparaj	BCBA
34	Ashish Chaudhary	-
35	Manohar Patyane	-
36	Amol Apte	-
37	Raju Bhoir	-
38	Santosh Jumbad	-
39	Subhash Narhari	-

The following officers from the Department attended the meeting:

Sr.No.	Names of the officers (S/Shri)	Designation
1	Ajit Dan	Joint Commissioner of Customs
2	Raguram K.	Joint Commissioner of Customs
3	G. Manigandasamy	Joint Commissioner of Customs
4	Manish Thapliyal	Joint Commissioner of Customs

3) The Chairperson welcomed all the members of the trade and after introductory talk asked Shri Ajit Dan, Joint Commissioner of Customs, J.N.C.H. to take up the agenda points for discussion. The following agenda points were taken up for discussion:

AGENDA POINTS OF CONTAINER SHIPPING LINES ASSOCIATION (INDIA) – (CSLA):

Point No. 1: Clarification required for National Container Bond –

CSLA has submitted that shipping lines/feeder operators, who only operate vessels, don't have their own containers. Containers of other shipping lines are loaded on their vessels. CSLA has requested for a clarification on whether they too will need to apply for the National Container Bond. As per the SCMT structure, the shipping line bond number is required to be updated by the vessel operator in the vessel section of the SCMT file.

Reply: The Chair informed the members that this office has requested for some clarification from the DG (Systems). The Association has been informed that in the 'Cargo Summary Details' head the Bond details of the respective shipping lines will be uploaded. As regards the Container Bond Number to be filled in Vessel Header Section, this issues was discussed with the Association members and DG (Systems). The DG (Systems) would be coming up with clarification shortly.

[Action: DC/Container Cell]

Point No. 2: Urgent action required on SCMT Registration issues –

CSLA members are struggling to complete SCMT registration since last six months. We have repeatedly raised this issue in all PTFC meetings since last six months, still there is no positive response from ICEGATE Team. Request your kind intervention in resolving registration related issues.

Reply: The Chair informed the members that the above issue was discussed with DG (Systems) and the issue is being followed up with the DG (Systems). ICEGATE has stated that there are some coding issues that is taking time. It has been resolved but a test is being undertaken and therefore it would take some time for resolving the issue.

[Action: DC/EDI Section & DC/SCMT Cell]

Point No. 3: Difficulties in SCMT CSN filing –

CSLA have shared feedback of SCMT CSN testing with your good office through a separate email message. Customs system is still not generating PCIN number which is a mandatory requirement for filing of export manifest. In import, transhipper's pan & bond details, package code type, imo/un number master, PCS vessel data mapping etc. are not mapped with SCMT system. Hence CSN / PCIN Number are not getting generated by the customs system. Further we are still awaiting formats for foreign onboard cargo (FROB). Request JNCH assistance to get all these issues resolved at the earliest.

Reply: On permission of the Chair, Shri Raguram K., Joint Commissioner, informed the Members that regarding SAM filing there is partial success. Further improvement in SAM filing numbers can be achieved by pursuing Transhippers to create TG Bond and pursuing registrations of ANCs. As regards Other Notified Carriers, Joint Commissioner informed the BCBA and AMTOI to register themselves as certain functionalities for registrations of CRS as ANCs which were not functional earlier have now been made functional. Any difficulties being faced can be brought to notice for taking up corrective action. Regarding filings on export side specific issues being faced, including non-generation of PCIN numbers are being pursued with DG (Systems).

[Action: DC/EDI Section & DC/SCMT Cell]

AGENDA POINTS OF ALL INDIA WOMEN CUSTOM BROKERS ASSOCIATION (AIWCBA):

Point No. 1: Scanning charges being levied by CFS -

AIWCBA has brought to notice that M/s. Balmer Lawrie CFS Charges Rs.3500 + GST for Scanning Charges for 20'FCL towards container which was scanned in drive-through Scanner. It is represented that containers selected for scanning by drive through scanner, there are no charges levied for the same. However instances have been noticed of CFSs recovering scanning charges even for containers selected for drive through scanner.

Reply: The Chair informed that this particular issue is with regard to M/s. Balmar Lawrie CFS. Department has called for the explanation for the basis for charges being levied by them.

[Action: DC/CCSP Cell]

Point No. 2: Demand of extra charges for allowing choice of CFS -

PN 01/2017 allows choice of CFS to importers, this helps importers to get competitive CFS charges. It has been noted many NVOCC / Shipping line / Forwarders do not support this move hence demand extra charges to allow importers their choice of CFS. DPD/ AEO clients are taking benefit of PN by moving containers to their choice of CFS than why NVOCC / Shipping line / Forwarders are stopping other importers to take advantage of PN 01/2017. If allowed, it will help importers as their cost of import will

come down , It is also noted if containers are moved to nominated CFS by NVOCC / Shipping line / Forwarders the charges are very heavy as compared to choice of CFS.

Reply: The Chair informed that the Public Notice No. 01/2017 is already in place. The Chair requested the Association to give specific instances so that the same can be addressed.

[Action: AIWCBA & DC/SCMT Cell]

AGENDA POINTS OF MARITIME ASSOCIATION OF NATIONWIDE SHIPPING AGENCIES – INDIA (MANSA):

Point No. 1: Update on the progress of the Rotation Number's issues –

MANSA has placed an agenda point that vessel name should be indicated upon inserting Vessel's IMO Number while obtaining Rotation Number through ICEGATE.

Reply: This is a customization being sought by MANSA. This issue has been taken up with ICEGATE.

[Action: DC/SCMT Cell & DC/EDI Section]

Point No. 2: Progress on doing away and introduction of non-submission of EGM Hard copies along with Shipping bills –

MANSA has pointed out that 03 months back in the PTFC the minutes read that trade does not have to furnish Hard copy anymore. But as pointed that in a meeting called on 10th Dec at ECU Dept. at JNCH, by Superintendent of Customs (Preventive) and Preventive Officer, with regards to the issue on EGM Hard Copies both officers have insisted all Shipping line's Surveyors to submit 02 Copies of EGM Hard Copies at MCD dept. until a PN is issued.

Reply: The practice of submission of hard copy of EGM has been dispensed with months ago in Mumbai Customs Zone – II, JNCH other than exceptional cases detailed in the Public Notice No. 43/2020 dated 07.04.2020. The Chair informed to bring specific instances to his notice, if the issue still persists.

[Point Closed]

Point No. 3: Update on National Bond SOP –

MANSA has recalled the discussion during the meeting held in Commissioner's Chamber in last month of December with regard to the National Bond SOP and desire to know the update on the said issue.

Reply: DG (Systems) are in the process of issuing an advisory notice in this regard and the same will be issued soon.

[Action: DC/Container Cell]

Point No. 4: Rotation Number issue-

MANSA submits that when applying for Rotation number as of date directly in the ICEGATE if a voyage number for the same vessel is repeated the system generates another rotation number and this should not be allowed.

Reply: It is requested to send the necessary details where more than one rotation number is generated for same voyage number, to edi e-mail at edi@jawaharcustoms.gov.in so that the issue may be taken up with DG Systems

[Action: DC/SCMT Cell & DC/Boarding Section]

Agenda points placed by Brihanmumbai Customs Brokers Association (BCBA) :

Point No. 1: Required Advisory from CFSAI -

BCBA has referred to Commissioner of Customs (General)'s, meeting held on 28.12.2020 for TRS with stakeholders and discussed various issues related to CFSs. In this meeting, CFSAI had agreed to issue an Advisory on the same. BCBA has requested to issue this advisory for the facilitation of EXIM Trade on following points.

- Required separate examination area to avoid manual interference in the yard for safety purposes.
- To issue an e-final Invoice.
- To simplify the process and to start common practices.
- Implementation/simplification on delay in Assessment, seal cutting, delivery process etc.

Reply: The issue has been referred to CFSAI for their comments. CCSP is following up with the CFSAI for their reply on the issue.

[Action: DC/CCSP Cell]

Point No. 2: Third Party Payments:

BCBA has drawn attention that in CWC Impex park, invoices are being issued of M/s. MSA Global Logistics instead of CWC Impex Park and members are making payments to third parties. This is a violation of P.N.No. 158/2016 in terms of Reg. 6 (2) of HCCAR, 2009. Furthermore, the third party is also not following the government directives/laws and forcing the trade to make a payment without deduction of TDS as per TDS Regulation u/d 194 C of Income Tax. The same has been attached herewith.

Reply: This particular issue is with regards to M/s. CWC Impex Park. An explanation has been called from the concerned CFS.

[Action: DC/CCSP Cell]

Point No. 3: Display of officers' names and designation –

BCBA has requested to regularize the data of the officer's name, designation and contact No. should be displayed in the entrance of all the CFSs. It has been well minuted in the PTFC meeting and all CFSs have been agreed but they are not following the same.

Reply: The issue has been referred to CFSAI. Further, progress in the matter would be discussed in the meeting.

[Action: DC/CCSP Cell]

Point No. 4: First time export formalities -

BCBA has requested that completion of the first time export formalities should be allowed in advance (before filing of SB/ Shipment).

Reply: First Time Export registration is done in accordance with the JNCH Public Notice No. 112/2017 dated 31.08.2017. The Shipping Bill can be filed 15 days in advance prior to registration in the EDI System and exporter can get First Time Export registration immediately after filing of Shipping Bill. Hence, the exporter gets sufficient time for submission of Shipping Bill / Checklist, which is an authenticated EDI generated document and on the reverse of the first page of the checklist, approval for first time export registration is given by competent authority i.e. DC, CEAC. Hence, the same is required along with other documents as prescribed in JNCH Public Notice No. 112/2017 dated 31.08.2017.

BCBA Member Shri Paras Shah indicated that system does not allow certain documents to be uploaded / generated in advance as many of the exporter use SAP / ERP systems. Also, as per the law all the documents are to be uploaded in e-sanchit, however, in respect of Factory Stuffed Cargo the examination report is generated only at the time of dispatch. The BCBA Member suggested that necessary formalities regarding First Time Export registration can be undertaken on the basis of the exporter's declaration to avoid delays.

The Chair informed the BCBA member that specific issues may be referred to the Department and if necessary the said issue would be revisited.

[Point Closed]

Point No. 5: Open examination for perishable items –

BCBA has requested for facilitation for open examination orders received for perishable cargo as the same are likely to be damaged whilst physical opening and de-stuffing of the containers. BCBA, therefore, requests for containers with perishable cargo, which are selected for open examination to be sent for scanning and LEO to be allowed on the basis of 'Clean' report. In case of Adverse Report the container to be sent for physical examination. This will help to reduce the dwell time for clearance and will also reduce the transaction cost.

Reply: The Chair informed that scanning is for detecting concealment etc. and examination is for different purpose. Both of them cannot be mutually exclusive but complement each other. Even the perishable cargo would be examined as per the RMS instructions and no exemption can be given.

[Point Closed]

Point No. 6: Facility to AEO Clients, for allow of Live Shipments, in case of objection –

CBIC Circular No. 33/2016 dated 22.07.2016 allows a lot of facilities to its holders. We are requesting for facility to allow live shipments for AEO holders to be allowed and discrepancy if any (other than prohibited goods), to be intimated to Audit / **Incentive** Department.

Reply: The issue can be considered on cases to case basis on grounds of objection raised. BCBA Member Shri Paras Shah & Shri Ruparel urged that the reference of issues on case to case basis may be allowed at Deputy Commissioner level. The Chair informed the Members that wherever revenue implication is involved or issues of inadmissible benefit, such files would be referred to higher-ups otherwise issues such as CTH changes or expiry of validity of licences etc, it can be dealt at DC/AC level. Necessary instructions have been communicated in files which have been put up to Joint Commissioner or higher ups.

[Action: DC/CEAC]

Point No. 7: Non-reflection of RoDTEP Declaration on the Final Print of SB after LEO –

BCBA has placed an agenda point that with the implementation of the new RoDTEP Scheme on Exports w.e.f. 01.01.2021, wherein it is mandatory for the exporter to file the Shipping Bill with the declaration to claim the said benefit. However, BCBA submits, that after the LEO has been granted & E-LEO copy is generated, the RoDTEP Declaration is not printed / reflected which is causing apprehension that the exporter will not be able to claim the RoDTEP benefit if the mandatory declaration does not get reflected. BCBA has requested to take up the issue with the DG (Systems) to resolve the issue.

Reply: The Chair informed that above issue has already been taken up with DG (Systems).

[Action: DC/EDI Section]

Additional Point raised in PTFC Meeting:

In the course of PTFC meeting, a Member of Western India Shippers' Association (WISA) sought the permission of the Chair to take up their earlier point regarding Review of Public Notice No. 143/2020 – which is for extension of 'Self Sealing Permission' to 'Sealing Permission', as at the time of the last month's PTFC meeting the Chairman's reply was not clearly audible and also the minutes on this point does not address their concerns. The Chair permitted WISA to place their earlier point in this PTFC meeting.

Agenda point of WISA: Request to re-visit P.N. No. 143/2020-

WISA has urged that the PN 143/2020 dated 10.12.2020 issued for FSP needs a relook in view of various CBIC circulars clarifying that only one time FSP would be issued. Post introduction of GST in 2017, all FSP were reviewed and re-issued for GST purpose but due to limitation of EDI system, it could accept validity only for 3 years. Resultantly, all FSPs were issued with a clause "Validity of self-sealing permission would be extended by EDI section on suo-moto basis without insisting for any documents". This was very clearly conveyed by then Chief Commissioner during various discussions as well. Now the said Public Notice, issued by JNCH, asking the trade to once again submit various documents is totally against the letter and spirit of what was communicated and informed in 2017. WISO therefore requests for withdrawal of the said PN in order to avoid last minute chaos in renewal of all FSPs.

Reply: On the permission of the Chair, Shri G. Manigandasamy, Joint Commissioner of Customs, replied that the purpose of issuance of the above Public Notice is for updating of the database in Customs Department for example the details of the show cause notices issued, the change in company address, change in Directors etc. The details requested are not necessarily required to be submitted by undertaking physical visits. The Department has created a separate e-mail id (which has been mentioned in the Public Notice) where the required details can be sent. The Chair also assured the Members that any delay experienced can be brought to notice.

[Point Closed]

4. The PTFC meeting for the month of January-2021 ended after taking up for discussion the agenda points placed by the Association Members. The Association Members 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, pertaining to NS-General and NS-II, if any, at least 10 working days in advance by e-mail to Appraising Main (Export) Section on apmainexp@jawaharcustoms.gov.in for taking up in the upcoming PTFC meeting.

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

Sd/-
(Abhijit L. Thorat)
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.
7. Hindi Officer: for translation and issuance of Hindi version.
8. Office Copy