

**OFFICE OF THE COMMISSIONER OF CUSTOMS (IMPORT)
JAWAHARLAL NEHRU CUSTOM HOUSE, SHEVA,
TAL ✦ URAN, DIST ✦ RAIGAD, MAHARASHTRA ✦ 400 707.**

F.No.S/26-Misc-53/2007-08 CRC(SAD) JNCH

Date: 09.09.2009

STANDING ORDER NO. 41/2009

The Board's Circular No.06/2008-Cus dtd.28.04.2008 envisaged that the refund of Special Additional Duty of Customs (SAD) which was paid at the time of import through DEPB scrips, shall be disbursed by re-credit of the sanctioned refund amount to the relevant DEPB licence. Further, Board vide Circular No.6/2009-Cus dtd.09.02.2009 conveyed that similar re-credit to the relevant scrip shall be permitted for disbursing SAD refund in respect of SAD amounts paid at the time of import through any other scrip like VKGUY, FOCUS Market scheme, FOCUS Product scheme etc.

2. As the existing EDI software does not permit re-credit of such amount to the relevant scrip directly without re-assessment of the relevant B/E, the following procedure was prescribed vide letter F.No.S/26-Misc-53/2007-08 CRC (SAD) dtd.17.02.2009:

- (i) Out of charge is required to be cancelled by Systems Manager for these Bs/E as these Bs/E have already gone in History.
- (ii) Once out of charge is cancelled, Bs/E are to be recalled by the Asstt.Commissioner and then transfer it to the A.O. for reassessment.
- (iii) A.O. has to re-assess the B/E by removing SAD by applying Notfn.No.20/2006 (Sr.No.50) because there is no other method available presently to re-credit SAD amount in the system.
- (iv) Any of the Docks A.O. will have to give dummy out of charge for these Bs/E as otherwise the same will be shown pending in the system.

3. In order to streamline the process of re-credit of sanctioned SAD refund amount and in order to have a proper monitoring system to ensure that the amount actually re-credited to the relevant scrip in EDI system by way of re-assessment is proper, the following guidelines are prescribed:

- (i) The re-credit of the sanctioned SAD refund amount would be undertaken by the officers of the CRC Section designated for the said purpose.
- (ii) At the time of re-credit utmost care shall be taken to ensure that the amount re-credited is not beyond the amount sanctioned. The officers may resort to suitable amendment to the entries

in the B/E in the EDI system for the purpose of allowing appropriate amount re-credited by splitting the quantity and value.

(iii) The officers giving the re-credit to the scrips to disburse the sanctioned refund of SAD amount by re-assessment through EDI system shall obtain the extract of the relevant scrip before and after the re-credit and place the same after due endorsement indicating the differential amount which should tally with the sanctioned SAD refund amount.

(iv) The relevant refund files alongwith such extracts of the scrips indicating the differential amount re-credited shall be forwarded to IAD/CRA section for the purpose of post-audit.

(v) The officers of IAD shall verify in the EDI system and confirm that the amount re-credited is equal to the amount sanctioned.

(vi) The officers of CRA shall submit a monthly report indicating the details of SAD refunds sanctioned where such re-credit to the relevant scrip is warranted and the amount re-credited against the amount sanctioned and the difference if any, as well as the reasons there for.

(vii) Further, the officers of IAD shall submit a monthly report indicating the observation in post-audit, interalia, specifically mentioning the amount sanctioned under each refund sanction order and the amount actually re-credited.

(viii) The re-credit of the sanctioned SAD refund amount shall be completed within a fortnight from the date of sanction, but within the overall time limit of three months from the date of receipt of refund claim as envisaged in the Board's Circular No.06/2008-Cus dtd.28.04.2008.

(ix) The post-audit by the IAD/CRA section should be completed within a week from the date of receipt of refund file.

(A.K.DAS)
COMMISSIONER OF CUSTOMS (IMPORT)

To
All the Concerned Officers.

Copy to :

1. The Chief Commissioner of Customs, Mumbai Zone-II, JNCH.
2. The Commissioner of Customs (Appeals), JNCH.
3. The Commissioner of Customs (Export), JNCH.
4. All the Addl./Jt.Commissioner of Customs, JNCH.
5. All the Asstt./Dy.Commissioner of Customs, JNCH
6. All the Trade Associations.
7. Office Copy.

