

**OFFICE OF THE COMMISSIONER OF CUSTOMS (EXPORT)
JAWAHARLAL NEHRU CUSTOM HOUSE, NHAVA SHEVA
DISTRICT-RAIGAD, MAHARASTRA**

F. No. S/12-Gen-40/2014-15 AM(X)

Date: 23.06.2014

MINUTES OF PTFC MEETING (EXPORT) HELD ON 19.06.2014

The monthly meeting of Permanent Trade Facilitation Committee (PTFC) (Export) was held on 19.06.2014 at 04.30 PM in the Conference Hall at the 7th floor of the Custom House. The meeting was conducted by Shri S.H. Hasan, Commissioner of Customs (Export), JNCH.

The following members of trade attended the meeting:

Sr. No.	Name and Designation	Sr. No.	Name and Designation
01	Shri Ramakrishnan, MANSA	14	Shri Manish Kumar, MANSA
02	Shri Sanjay Shah, M/s Premji Ghellabhai and company	15	Shri Vilas Mane, M/s Premji Ghellabhai and company
03	Shri R. Rajasekhar, VP (Commercial), M/s. United Phosphorus	16	Shri Vijay Dawkhar, M/s Liladhar Pasoo
04	Shri Subhash Rajkumar, MANSA	17	Shri V. K. Agarwal, M/s Onida
05	Shri K S. Shetty	18	Ms Philomena Pereira, BCHAA
06	Shri R.K. Rubin, AMTOI	19	Shri Nana Zaware, M/s Navkar CFS
07	Ms. Shyamali Banerjee, FIEO	20	Shri Om Prakash Agrawal, MACCIA
08	Shri Milan Desai, BCHAA	21	Shri Murali Iyer, M/s Monarch
09	Shri D. L. Thakker, BCHAA	22	Shri Ashraf Jahangir, M/s Forbes
10	Shri Adesh Surve, M/s Forbes CFS	23	Shri Ashish Pednekar, MACCIA
11	Shri Paresh Shah, BCHAA	24	Shri Prashant Pote, M/s Ameya Logistics
12	Shri Srinivasan Naidu, Executive, IOPEPC	25	Shri Suresh Kumar Pareek, M/s Technocraft Ltd.
13	Shri R. C. Subramanian, M/s APM Terminals	26	Shri Awasare Laxman, M/s Seabird CFS

2. The following officers of the Department attended the meeting:-

Sr. No.	Name and Designation	Sr. No.	Name and Designation
01	Shri A. K. Goel, Joint Commissioner of Customs	03	Shri J. Sateesh Chandar, Assistant Commissioner of Customs
02	Shri Alok Agarwal, Joint Commissioner of Customs		

3. The Commissioner welcomed all the members and the meeting began with taking up the pending issues.

4. The following old points from the last PTFC meeting held on 27.03.2014 were taken up for the discussion:-

4.1 Point: M/s Brihanmumbai Custom House Agent's Association vied their letter dated 16.04.2014 raised the issue of Examination norms of Export Goods as per CBEC Circular No. 06/2002. In the said letter they have stated that many consignments are being opened for

examination and sampling including free shipping bills thereby increasing the work load, resulting in delay and shut out of export cargo.

Reply: RMS has been made operational in Export from 17.05.2014 and S.O. No. 06/2014 dated 15.05.2014 and P. N. No. 14/2014 dated 15.05.2014 has been issued. All the examination is being carried out as per the instructions generated by system under RMS. Further the member has also informed that the issue raised are no more existing post implementation of RMS.

(Point Closed)

4.2 Point: M/s Brihanmumbai Custom House Agent's Association vied their letter dated 16.04.2014 raised the issue of receiving of cargo at CFS- Endorsement is insisted by AC/DC for release of S/Bill at assessment state. In the said letter they have stated that as per PN No. 43/2013 for FCL Export Cargo, shed AC/DC are insisting for receiving of cargo endorsement from CFS Authorities. Due to this, assessments of S/Bills are not done in advance, creating hardship and delay in shipment. They have further have stated that as per PN No. 43/2013 manual declaration on Shipping Bill/Check List for CFS where goods to be carted is sufficient.

Reply: The staff posted at CFS has been instructed to follow the norms as laid down in the P.N. No. 43/2013.

(Point Closed)

4.3 point: M/s Brihanmumbai Custom House Agent's Association vide their letter dated 16.04.2014 raised the issue of clearance of Turnkey Project Exports on submission of Bond for Export.

Reply: As per the rules, Bond and BG are required as a precondition of the Provisional Release of the Goods for Export. However considering the reputation of exporter and the financial quantum of project export, it was decided that condition of Bank Guarantee may be waived to facilitate the exporter. The Bond can be in the nature of continuity Bond, so that the hardship of giving the fresh Bond every time for provisional assessment is not there. Bond is required to enforce the demand if and where they are raised. Further, it was informed to the member that the matter is still under discussion and any development in this regard will be conveyed.

(DC/Docks Administration & SIIB (X), Point may be kept open)

4.4 Point: M/s Brihanmumbai Custom House Agent's Association vied their letter dated 16.04.2014 raised the issue of strike at CWC Dronagiri, CFS – Export Cargo stuck up.

Reply: The matter has been taken up with Dronagiri CFS administration. However, during the meeting members informed that there is very little business taking place at CWC Dronagiri.

(Point Closed)

4.5 Point: Shri Suresh Kumar Pareek of M/s Technocraft Industries (India) Ltd. has raised the issue of pending drawback claim of Rs. 169087/- against Shipping Bill No. 4406155 dated 04.07.2011.

Reply: Commissioner informed the member that genuineness of the Shipment Certificate submitted to Drawback section is sought from DC/ULA, CFS so that the pending drawback Claim can be processed. Reply from ULA CFS still awaited.

(DC/Drawback, Point may be kept open)

4.6 Point: Shri Snjay of M/s Tavoy Exports has raised the issue of pending claims of Rs. 416591/- against Shipping Bill No. 8236058 and Rs. 264188/- against Shipping Bill No. 9625142.

Reply: The drawback Section has asked the exporter to submit Previous Test Report against Shipping Bill No. 8236058 dated 30.10.2013. In respect of Shipping Bill No. 9625142 dated 22.01.2014, the drawback claim has been processed and sanctioned and in the stage of Scroll generation.

(Point Closed)

5. The following fresh points came up for discussion in the present PTFC meeting:

5.1 Point: The Indian Merchants' Chamber vide their letter dated 15.04.2014 has raised the issue of carrying out DBK Rate Amnedment in S/Bill Nos. – 6431784 dated 13, July, 2013 & 6232085 dated 01, July, 2013 of M/s Ivory Soap Works Ltd.

Reply: The exporter M/s Ivory Soap Works Ltd is requested to file application for shipment certificate with AC/DC of concerned CFS for processing their request.

(Point Closed)

5.2 Point: Shri K. K. Johnson, Assistant General Manager (Imports) of M/s Balkrishna Industries Limited vide his e-mail dated 16.05.2014 has raised the issue that the movement of Import laden containsrs from Nhava Sheva port to its nominated CFS in the recent past is taking almost 5-7 days which is delaying the clearance and delivery. The detention free period is almost exhausted in the movement from port to CFS, whereby the consignee is taking a substantial hit of detention charges on loaded containers delivery for factory. It is building up on the landing cost of the product import and making it stiffer for Export pricing. We are hard pressed with the current situation.

Reply: During the meeting it was informed by the members representing CFS said that the delay is due to the congestion at Screening Division and also due to traffic congestion resulting in the delay. Further the matter has been taken up with CFS Management Cell. Reply from them is awaited.

(DC/CFS Management Cell, Point may be kept open)

5.3 Point: Ms Shyamali Banerjee, Joint Director, FIEO vide her e-mail dated 15.05.2014 has raised the issue of pending drawback claims of M/s KGL Impex (Pvt.) Ltd.

Reply: The drawback has already been processed and sanctioned and in the stage of updating Scroll generation.

(Point closed)

5.4 Point: Ms Shyamali Banerjee, Joint Director, FIEO vide her e-mail dated 19.05.2014 has raised the issue of pending drawback claims of M/s Reliable Clothing Pvt. Ltd.

Reply: The drawback of most of the Shipping Bills is suspended due to non submission of BRC. Drawback of two Shipping Bills is pending due to mismatching the details of EGM. For few shipping drawback has already been processed and sanctioned and in the stage of updating of Scroll generation.

(Point Closed)

5.5 Point: Ms Shyamali Banerjee, Joint Director, FIEO vide her e-mail dated 15.05.2014 has raised the issue of Non acceptance of status certificate which has expired on 31st March, 2014. The exporters have applied for revalidation, but the department does not accept the acknowledgement. They insist on the revalidated certificate. A provision is already available in the policy that an extension of around six months is given to revalidate the status certificate.

Reply: During the meeting while discussion on the point raised, member informed that the issue has been resolved.

(Point Closed)

5.6 Point: Ms Shyamali Banerjee, Joint Director, FIEO vide her e-mail dated 15.05.2014 has raised the issue of the RCMC issued by FIEO under the Multi Product category is not accepted by the department. The exporter is asked to submit a copy of RCMC relating to the main line of exports from the respective EPC, even though they are a merchant exporter. There are instances, when the exporter was asked to submit the RCMC from APEDA and other exporter RCMC from EEPC.

Reply: The Commissioner has requested member to provide documents/authenticity which empowers FIEO to issue RCMC relating to other agencies like APEDA, EEPC etc.

(Point may be kept open)

5.7 Point: Shri K. K. Johnson, Assistant General Manager (Imports) of M/s Balkrishna Industries Limited vide his e-mail dated 16.05.2014 has raised the issue of rubber cess levied on Imported Natural Rubber. In his e-mail he has stated that they are paying the rubber cess on Imported Natural Rubber under protest on clearance under Advance Authorization, but since the volumes of Import of Natural Rubber are continuously arriving, we are awaiting the decision from the Board in writing its applicability of collection of rubber cess in cash in case of clearance under

Advance Licence. It is almost 2 months that we are paying the duty under protest the amount paid which is quite substantial. Commissioner, Customs to expedite the matter fast from the Board.

Reply: Commissioner has informed the members that Board is of the opinion that the Cess on imported natural Rubber shall be levied in the nature of Additional Duty of Customs under Section 3 (1) of Customs Tariff Act, 1975, and collected by Customs. Further, imported rubber under Advance Authorization Scheme is conditionally exempted from Additional Duty of Customs under Section 3 (1) of Customs Tariff Act, 1975 vide Notification No. 96/2009 dated 11.09.2009 and it would be debited in the bond furnished by the importer under the said notification alongwith the other duties that are exempted.

(Point Closed)

5.8 Point: Member representing M/s Brihanmumbai Custom House Agent's Association raised the issue of department insisting for copy of FIR for reprinting of EP copy of Shipping Bill.

Reply: Commissioner informed that department will not insist for FIR for re-printing of EP copy of Shipping Bill, where no copy of EP Shipping Bill was generated before, by the system.

(Point Closed)

5.9 Point: Member representing M/s Brihanmumbai Custom House Agent's Association raised the issue of open and examination of export goods where drawback amount is above one lakh although the instruction under RMS is for Inspect Lot.

Reply: Commissioner informed that suitable instructions/directions to filed formation have been given to follow the RMS instruction for RMS facilitated Shipping Bills.

(Point Closed)

5.10 Point: Member representing M/s Brihanmumbai Custom House Agent's Association raised the issue that at the time of registration of licence department is insisting for certificate regarding Penal Action from Central Excise Authorities after three months.

Reply: Joint Commissioner informed that there is no change in procedure and certificate which are issued within six months are accepted, only in those cases where certificate submitted earlier are more than six month old, fresh certificate are sought.

(Point Closed)

5.11 Point: Member representing M/s Brihanmumbai Custom House Agent's Association raised the issue regarding availing permission every time for filing of manual Bill of Entry for those New Launched Schemes which are not included in ICES specially where the licence amount are not fully utilized in one Bill of Entry.

Reply: Commissioner informed that as per the Board's clarification/instruction permission has to be obtained every time for filing of manual Bill of Entry under these Schemes.

(Point Closed)

6. The next PTFC meeting is scheduled to be held on **24.07.2014 at 11.30 hrs** in Conference Hall, 7th Floor, JNCH. The PTFC members/trade representatives are requested to forward their agenda points, if any, well in advance i.e. **by 30.06.2014** on Fax No. 022-27243245 or by E-mail to Appraising Main (Export) Section on amx24082012nhavasheva@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 (Export), JNCH.

-sd-23.06.2014

(A. K. Goel)

**Joint Commissioner of Customs
Appraising Main (Export), JNCH**

To

All the Members of PTFC by e-mail

Copy to:-

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