

OFFICE OF THE COMMISSIONER OF CUSTOMS (N.S.-IV)
JAWAHARLAL NEHRU CUSTOM HOUSE, NHAVA SHEVA
TAL: URAN, DIST-RAIGAD, MAHARASTRA-400707.

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

Date: 24.10.2014

MINUTES OF PTFC MEETING (EXPORT) HELD ON 25.09.2014

The monthly meeting of Permanent Trade Facilitation Committee (PTFC) (Export) was held on 25.09.2014 at 11.30 am 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 Anil Agarwal, All India Stainless Steel Association.	06	Shri Subhash Rajkumar, MANSA
02	Shri P.R. Nair, Asstt. Manager	07	Shri R. Rajasekhar, VP (Commercial), M/s. United Phosphorus
03	Shri Vijay Gangan, Daga Global.	08	Shri V. K. Agarwal, M/s. Onida
04	Ms. Shyamali Banerjee, FIEO	09	Shri Manish Kumar, MANSA
05	Shri Avinash Buge, Deputy Manager,	10	Shri Laksha Tadadikar, Ameya CFS.

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

Sr. No.	Name and Designation	Sr. No.	Name and Designation
01	Shri A.J.Verma, Addl. Commissioner of Customs	04	Shri A.K.Goel, Joint Commissioner of Customs
02	Shri Ashir Tyagi, Additional Commissioner of Customs.	05	Shri O.P.N.Singh, Deputy Commissioner of Customs
03	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 31.07.2014 were taken up for the discussion:-

4.1 Point: A member of BCHAA raised a point regarding difficulties faced in filing of Shipping Bills due to difference in RITC between Central Excise and Customs Drawback Schedule in respect of Polyisocynate Resin Solution.

Reply: The CHA has been asked to submit product literature for correct classification. Comments/Suggestions, in the regards, have been called for from Drawback Section.

(Point to be kept open)

4.2 Point: MANSA vide their letter dt. 17.06.2014 has raised a point in respect of difficulties faced in getting the Shipping Bills amended/split and consequent delay in filing of EGM in the case of shutout/part cargo loading. With reference to the P.N 36/2004 dated 08.07.2004 they have stated that the procedure of amending/splitting Shipping Bill as prescribed in the said P.N is time Consuming. They have requested to re-visit the terms/requirements as required to be followed as per the P.N. 36/2004 and to simplify the procedures therein.

Reply: Matter is being examined in detail and therefore the matter will be taken up in consultation with EDI, Export Docks and a suitable solution will be worked out.

(Point kept open)

4.3 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: Instructions have been issued to the concerned staff to allow export clearance of Status Holder and Multi Product Exports on the basis of RCMC issued by FIEO (Instruction No.01/2014 dated 21.10.2014).

(Point closed)

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

5.1 Point: Shri Shridhar Ladane, Senior Executive, ThyssenKrupp Industries India Pvt. Ltd. in his e-mail has raised a point regarding delay in getting EP with ARE-1 duly attested by Customs and All Industry Drawback.

Shri Ladane in his e-mail has stated that SIIB(X), JNCH had issued directions dated 07.03.2014 vide F. NO. SC/Misc-451/2011 SIIB(X) JNCH regarding clearance for export under submission of Continuity Bond for Turnkey Projects however he has stated that they had explained their stand to the Deputy Commissioner of Customs that the export order was for supply of spare and not for a Turnkey Export Project and had submitted the break-up of spare export order, ratio of FOB and ARE-1 value and details showing difference in ratio below 150 %. He has further stated that the DC, Export had approved their request to clear the goods without submission of continuity bond being spare export order and difference in ratio of ARE and FOB being below 150 %.

Later SIIB (X) had issued an Alert No. 5/2014 dated 14.08.2014 to release the AIR DBK on export equipment (copy attached) which was held due to earlier standing order.

The exporter in his e-mail has submitted that they have been receiving reminders from Excise Authorities to submit the Proof of Export documents (Shipping Bills EP Copy/ARE-1, Invoice & Packing List duly attested by Customs) which are pending at the Customs end due to above

issue. There are documents which are delayed and beyond six months which involves huge amount of Excise duty. There may be a demand from Excise dept. for payment of Excise duty along with interest and penalty for non-submission of POE documents. The exporter has expressed his willingness to accept the drawback on FOB Value up to 150 % of ARE-1 Value and close the Export transaction and to submit the POE to Excise department.

Reply: The Shipping Bills have been assessed provisionally. DC Export at Continental CFS has been requested to finalise the assessment as per alert circular issued by SIIB (Export).

(Point closed)

5.2 Point: Shri Suresh Kumar Pareek, Technocraft Industries (I) Ltd. vide his e-mail has stated that their S/Bill No. 5600124 dated 27.09.2011 has not been applied for DEPB Licence, as the same is shown in DGFT site as "Manual" and not "Available (A)". They have further stated that ICEGATE Help Desk vide email dated 17/09/2014 had intimated them to contact the Custom Location. They have intimated the last date for DEPB application on-line to DGFT as being 26.09.2014, hence sought urgent help to remove "Manual" or send the EDI Data for the said S/Bill urgently so that they can apply on-line to DGFT before the last date of submission.

Reply: The matter has been referred to EDI Section. DC, EDI vide his letter Dt. 22.09.2014 has informed that the matter has been taken up DG (Systems) and that the same is under active consideration.

(Point to be kept open)

6. The next PTFC meeting is scheduled to be held on **28.10.2014 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 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/-
(Alok Agarwal)
Joint Commissioner of Customs
Appraising Main (Export), JNCH

To,
All the Members of PTFC by e-mail

Lp['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.