MINUTES OF PERMANENT TRADE FACILITATION COMMITTEE MEETING HELD ON 27/07/2012

The fortnightly meeting of the permanent Trade Facilitation Committee was held on 27.07.2012 and was presided over by Shri Ravinder Saroop, Commissioner of Customs (Import).

The following participated in the meeting:

<table>
<thead>
<tr>
<th>Name/ Designation of Departmental Attendees</th>
<th>Organization</th>
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<tbody>
<tr>
<td>S/Shri Ravinder Saroop, Commissioner of Customs (Import)</td>
<td>Customs, ACC</td>
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<td>Satish Kumar, Addl. Commissioner of Customs (Import)</td>
<td>Customs, ACC</td>
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<td>Parag Borkar, Addl. Commissioner of Customs (Import)</td>
<td>Customs, ACC</td>
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<tr>
<td>Rishi Goel, Addl. Commissioner of Customs (Export)</td>
<td>Customs, ACC</td>
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<th>Name of Attendees from other stakeholder organizations</th>
<th>Organization</th>
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<tr>
<td>Smt. V.D Ajgaonkar, Mr. D.R. Thakur</td>
<td>Air India</td>
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<td>Mr. P V Chandrashekhar, Cdr Lokesh, Mr Satish Prasad, Mr R. Kamalakar, Mr Mayilvanan.T, Mr William Dcosta, Mr Mohamad Nasir, Mr Bagir Agha, Mr Ashok Satavase, Mr Nandan Kanchan</td>
<td>MIAL</td>
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<td>Mr Rajiv Desai, Mr Sanjeev Harale, Mr. C.A. Veeramani, Mr Dushyant Mulani, Mr Milan Desai</td>
<td>BCHAA</td>
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<td>Mr Ronald Goveas, Mr. Bala Ayer, Mr Loknath Rai, Mr Mohsin G</td>
<td>ACAA</td>
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<td>Mr B.V. Lele</td>
<td>Gulf Air</td>
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<td>Mr Sanjay Patankar</td>
<td>Emirates</td>
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<td>Mr Alankan Vaiday</td>
<td>SBI</td>
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<tr>
<td>Mrs. Vaishali Kulkarni</td>
<td>COSIA</td>
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<td>Mr. Augustinho G Fernandes</td>
<td>CCCI/JMIE</td>
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<td>Mr Sudhir Manipuri</td>
<td>Cathay Pacific</td>
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<td>Mr B.N. Sali</td>
<td>BMC, Octroi</td>
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<td>Mr Samir Gandhi</td>
<td>INGRAM MICRO</td>
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<tr>
<td>Mr Harish Zade</td>
<td>Lufthansa</td>
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<tr>
<td>Mr S.B. Shinkar</td>
<td>M.C.G.M</td>
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<td>Mr G. Nageswar Rao</td>
<td>ADC</td>
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<tr>
<td>Mr Sandeep Shetty</td>
<td>SWISS</td>
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<tr>
<td>Mr Nishikant Chaugule</td>
<td>MIRC Electronics</td>
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<tr>
<td>Mr R.K. Rubin</td>
<td>AMTOI</td>
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<td>Mr Vishwanathan Nair</td>
<td>Air France</td>
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2. Following points were discussed in the meeting:
**Point 1: Request for clarification on requirement of Bank Solvency Certificate for SVB Continuity Bond executed at ACC**

BCHAA requested for a clarification on Bank Solvency Certificate for SVB Continuity Bond executed at ACC.

Commissioner (Import) stated that this issue will be clarified soon, after ascertaining the practice at other ports.

(Action: Customs)

**Point 2: Uploading of Public Notices and Standing Orders on the new ACC Website.**

BCHAA stated that though the new ACC website is functional, Public Notices, Standing Orders etc are not being uploaded. If this is done, it will be go a long way in disseminating information among CHAs, importers and exporters.

Commissioner of Customs (I) stated that this matter has already been taken up by the EDI section. He said that the process for obtaining password for updating information on the website and authorizing an officer for updation on regular basis is already in progress and this will be done soon.

(Action: Customs)

**Point 3: Process of Refund claims pertaining to Double Duty payment on Account of E-Payment/ICEGATE error.**

BCHAA requested to expedite the process of sanctioning refund claims in cases of double duty payment on account of E-Payment/ICEGATE error.

Commissioner of Customs(I) said that refunds are being granted in accordance with the instructions contained in the public notice on this subject and certain verification has to be carried out to confirm the fact of double duty payment. However, specific cases of any undue delay should be brought to his notice so that they may be addressed.

(Action: Point to be treated as closed)

**Point 4: Re-print of final B/E with IGM duly incorporated.**

BCHAA state that they are facing difficulties in the issue of re-print of B/E with IGM duly incorporated. Though this issue has been addressed to Directorate of Systems, New Delhi, the matter is yet to be resolved. They requested that as an interim measure, a nodal officer in the rank of Deputy/ Asstt. Commissioner may be authorized to give the reprint command, to avoid delay in processing documents.

Commissioner of Customs (I) said that the matter will be pursued with O/o DG (Systems), New Delhi. He also instructed Additional Commissioner (EDI) Shri Parag Borkar to issue orders authorizing an officer immediately (This has since been done).

(Action: Point to be treated as closed)

**Point 5: Delay in the processing of documents from ADC office.**

BCHAA informed that there is delay in processing of documents from ADC office and requested to expedite processing of import/export clearance documents.

Commissioner (I) highlighted the need to provide an efficient clearance system at Air Cargo Complex, Mumbai through joint efforts of all stakeholders, so that the cargo clearance volumes increase. He said that unless this was done, the performance targets of different agencies (Customs, Warehouse keeper, Airlines etc) could not be achieved. Stressing upon the role of ADC’s office in this regard, he requested the ADC to respond to the concerns expressed.

ADC stated that the volume of paperwork handled by his office on any given day was huge, and there were some staff constraints. He also said that BCHAA representatives do not utilize the
morning hours, and produce documents late in the afternoon/evening. Despite this, he had been ensuring that his staff stayed in office even beyond office hours to ensure that all papers filed were processed on the same day. However, it was difficult to insist on all staff staying beyond office hours due to commuting issues. He requested BCHAA representatives to file papers with his office early so that processing in his office could be expedited.

BCHAA explained that they get the requisite documents late from their clients (importers/exporters), which is why it takes time to file the documents before ADC.

Commissioner of Customs (I) requested BCHAA representatives and ADC to work together to resolve this issue.

(Action: ADC)

**With the permission of the Chair, the following unlisted points were taken up for discussion**

**Point 6: Request to waive ADC NOC requirement for Noted Drug items**

BCHAA informed that a Public Notice has been issued in Nhava-Sheva waiving the requirement of ADC NOC for each consignment if the same has been taken once, which is applicable to specified drug items. They requested that similar practice could be adopted at ACC.

Commissioner of Customs (I) asked for a copy of guidelines issued in this regard in Nhava-Sheva and assured to examine the request.

(Action: BCHAA and Customs)

**Point 7: Levy of excess charges for Truck Parking Facility of MIAL near Hotel Leela**

BCHAA representative informed that as per circular no 7/2011, a charge of Rs.50/- was levied on truck parking near Hotel Leela for 8 hours but in spite of repeated discussions and assurances from MIAL to levy charges as per that circular, the contractor is still insisting on recovering Rs.70/- for 4 hours. They also informed that copy of the said receipt has already been submitted with the MIAL as per their demand in the last TFC. They requested immediate intervention and early resolution of this matter.

MIAL representative stated that they will get the issue solved at the earliest.

Commissioner of Customs (I) advised MIAL to resolve the issue urgently.

(Action: MIAL)

**Point 8: Request for Handling of Import/Export Cargo through AFS Mulund**

BCHAA requested for expeditious implementation of handling of Import/export cargo through AFS Mulund.

Commissioner of Customs (I) said the matter would be examined.

(Action: Customs)

**Point 9: Revenue to be paid in cash in related party Import case in EOU**

BCHAA informed that in the case of related party import in EOU where SVB enquiry is pending and assessments are being made provisionally, the importers are asked to pay Customs duty in cash. They requested to circulate guidelines in this regard.

Commissioner of Customs (I) said that the procedures laid down in this regard need to be followed. He requested Addl. Commissioner (X) to clarify. The Addl. Commissioner of Customs(X) asked BCHAA to submit relevant documents in this regard so that the matter could be examined further.

(Action: Customs)
Point 10: Re-allocation of areas in Shed and implementation of fire safety measures

BCHAA requested that MIAL should undertake the re-allocation of areas in shed on priority basis. They also requested that the implementation of fire exit and elevated pathway issues as discussed in the previous meeting should be done on priority basis.

MIAL representative stated that the fire exit issue has already been resolved and regarding re-allocation of areas, the map work is already under consideration of their senior officers for finalization. Regarding elevated pathway, MIAL stated that they would revert with details.

(Action: MIAL)

Point 11: Request for Help Desk at the Main gate of ACC

BCHAA requested MIAL for a Help Desk at the main gate of Air Cargo Complex for receiving letters and acknowledgements.

MIAL informed that there is already a Help Desk at the main gate for receiving letters and acknowledgements.

Commissioner of Customs (I) advised MIAL to ensure that the Help Desk was able to successfully provide the services expected. He said that BCHAA could advise if any improvements were required in the existing system.

(Action: MIAL)

3. This issues with the approval of the Commissioner (Import), ACC.

(R.P. Khandelwal)
Additional Commissioner (I)
Air Cargo Complex, Mumbai

Copy to:
1. Member(Computerization) & Zonal Member, CBEC New Delhi
2. Chief Commissioner of Customs, Mumbai Zone-III
3. Director General of Systems, New Delhi
4. Commissioner of Custom, Air Cargo Complex, Mumbai
5. Commissioner of Customs, Airport, Mumbai
6. Additional Director General, DRI(WZU), Mumbai
7. All Additional/Joint Commissioners, ACC, Mumbai
8. All Assistant/Deputy Commissioners of Customs, ACC, Mumbai
9. ACC Batch Office.
10. Authorized Officer, Food Safety and Standard Act, ACC, Mumbai
11. Joint DGFT(WZ), Mumbai
12. NIC, ACC, Mumbai
13. CMC, ACC, Mumbai
14. ASI/WLRO/ADC/APO/AQ/BMC/Octroi
15. Authorized Officer, Food Safety and Standard Act, 2006
16. M/s HP, ACC, Mumbai
17. Air India/MIAL
18. State Bank of India/Canara Bank
19. ACAAI/BCHAA/BAR
20. All members of TFC
21. ASSCHAM/FICCI/FIEO/CII
22. Website