GST has been implemented with effective from 01.07.2017. All the necessary legislative amendments, Notifications, Rules and Regulations for effective implementation of GST including those relating to Customs have been put in place by the Board. Officers have also been trained in matters relating to GST to ensure smooth transition to GST. In spite of these, certain operational difficulties in implementation may be faced by the Trade to comply with the requirements of changes brought out in the wake of GST which is a new legislation. In view of the above, the following instructions are issued to the officers at Air Cargo Complex, in order to ensure smooth transition into GST regime.

**Import:**

(1) ICES has been updated and is effectively connected with GSTN and hence, upon filing of Bills of Entry by the importers/Customs Brokers, EDI System normally takes care of the duty structure, benefit of exemptions claimed, and calculation of cesses and duties. Officers are required to verify the self-assessment and requirements as per CCR/OGD instructions in the normal way as was being done in pre-GST regime.

(2) In respect of EOU Bills of Entry, Customs Notification No 52/2003 is amended vide Customs Notification No 59/2017 dated 30.06.2017. I the said notification, condition 2A is inserted, which states “the unit shall follow the procedure prescribed under Rule 5 of the Customs (Import of Goods at Concessional Rate of Duty for Manufacture of Excisable Goods) Rules, 2017 for import of goods”. The said Rules are notified vide Notification No 68/2017-Cus (NT) dated 30.06.2017. The procedure to be followed by the importers is at Para 5 of the Notification No 68/2017 dated 30.06.2017.
(3) In terms of the above, the imports need to be allowed on the basis of a copy of the information submitted by the importer to the jurisdictional Deputy/Assistant Commissioner of Customs, in terms of Para 5 of Customs (Import of Goods at Concessional Rate of Duty for Manufacture of Excisable Goods) Rules, 2017, or a procurement certificate issued by the proper officer at the jurisdictional Central Excise Office. The Deputy/Assistant Commissioner of Customs shall process the EOU Bills of Entry on the strength of a copy of the information furnished to the jurisdictional Deputy/Assistant Commissioner of Customs as above.

(4) For the facilitation of trade, Board has issued Circular No. 25/2017 dated 30.06.2017 stating that till such time Board issues Notification modifying the jurisdiction of Commissionerates of Customs, which will take over the Customs work performed in Central Excise Commissionerates, the functions bestowed upon the Deputy/Assistant Commissioner of Customs having jurisdiction over the premises in the new Rules shall be continued to be performed by the officers of jurisdictional Central Excise Commissionerates like before.

(5) Similarly, in case of other exemptions requiring the importer to follow the procedure prescribed under Customs (Import of Goods at Concessional Rate of Duty for Manufacture of Excisable Goods) Rules, 2017 the procedure detailed at Para (iii) above may be followed.

(6) In respect of factory stuffed containers, the earlier procedures will continue till 01.09.2017 as clarified vide Board’s Circular No.26/2017 dated 30.06.2017 and Public Notice № 10/2017 dated 04.07.2017 issued.

**Export:**

(1) Exports are zero-rated supplies in GST regime. Hence IGST is exempted. Exporters have the option either to export under Letter of Undertaking or to pay IGST on export and claim the refund. In GST regime sufficient checks are built-in to ensure that refund on zero-rated supply is granted only upon verification of export of goods and payment of IGST. Hence in the transition period, no export consignment should be stopped / delayed for non-production of Letter of Undertaking or proof of IGST payment. Export consignments may be cleared based on suitable declarations on Shipping Bills. In this regard, the contents of Circular No. 2/2/2017-GST dated 04.07.2017 may be referred.


(3) In exports involving claim of composite rate of Drawback under All Industry Rates, the exporters are required to submit declaration and certificates in terms of Clause 12(a) under Notes and Conditions in the Drawback Schedule notified under Notification № 131/2016-Cus-NT dated 31.10.2016 as amended by Notification №
59/2017-Cus NT dated 29.06.2017. The same may be ensured at the time of export. However, no such declaration/certificate is required in cases where the exporter claims only Customs portion of All Industry Rates.

(4) Similarly, in respect of exports under claim of Section 74 of the Customs Act, 1962, certificate duly signed by the Central / State / Union Territory GST officer having jurisdiction over the exporter is to be obtained, to the effect that no credit of integrated tax / compensation cess paid on imported goods has been availed or no refund of such credit or integrated tax paid on re-exported goods has been claimed.

The above instructions are to be followed strictly and in case of any difficulty faced in implementation of the instructions, the same shall be immediately brought to the notice of the undersigned.

(P. ANJANI KUMAR)
Commissioner

To
1. The Chief Commissioner of Customs, Bengaluru Zone, for information with reference to C.No.VIII/48/166/2016 CCO-I(BZ) dated 05.07.2017,
2. All Additional/Joint Commissioners of Customs, Airport & Air Cargo Complex, Bengaluru,
3. All Deputy/Assistant Commissioners of Customs, Airport & Air Cargo Complex, Bengaluru,
4. Superintendents / Appraising officers of all Import Assessment Groups, Export Assessment, Drawback and Shed, Airport & Air Cargo Complex, Bengaluru,
5. GST Seva Kendra, Air Cargo Complex, Bengaluru, for information,
6. Notice Board,
7. Bengaluru Customs Website.