

सीमा शुल्क आयुक्त का कार्यलय,
केन्द्रीय राजस्व भवन, क्वींस रोड, बँगलुरु-560 001
OFFICE OF THE COMMISSIONER OF CUSTOMS
P.B.NO.5400: CENTRAL REVENUE BUILDING:
QUEEN'S ROAD: BANGALORE - 560 001.

Notification No. 02/ 2013 (N.T.)

दिनांक /Dated: 22.04.2013.

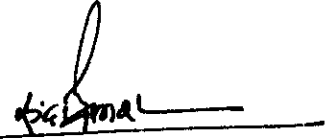
In exercise of the powers conferred under sub-section (1) of Section 45 of the Customs Act, 1962 (52 of 1962), I, SANDEEP PRAKASH, Commissioner of Customs, Bangalore do hereby appoint "M/s Container Corporation of India Limited, Bangalore" to be the Custodian in respect of the Inland Container Depot, Whitefield, Bangalore as notified under Section 8 of the Customs Act, 1962, vide notification no. 01/ 1993 dated 18.03.1993, for a further period upto 31st March 2015 or until further orders, whichever is earlier, for the purpose of unloading of imported cargo and loading of export cargo brought at the said premises till they are either cleared for home consumption or exported or warehoused or transshipped in accordance with the provisions of the said Act and subject to the following conditions:

- i) The Custodian shall comply with the Handling of Cargo in Customs Area Regulations, 2009, issued vide Notification No.26/2009-Cus (NT) dated 17-03-2009, as amended from time to time.
- ii) The Custodian of the goods meant for import and export would be required to comply with the provisions of Sections 45 and other relevant Sections of the Custom Act, 1962 and rules and regulations made there under as well as the instructions issued from time to time in this regard.
- iii) The Custodian shall be responsible for the proper receipt, handling, storage and shall be accountable for the loss of goods either imported or those meant for export or transshipment after their receipt and before their intended purpose. The Custodian shall maintain proper record of all such goods including those disposed of under Section 48 or otherwise.
- iv) If any imported/export/ transshipment goods are pilfered or lost after unloading in the Customs Area and while in the custody of the custodian, then the custodian shall be liable to pay duty on such pilfered/lost goods in terms of provisions of Section 45(3) of the Customs Act, 1962.
- v) The imported/export/transshipment goods, which are not cleared for their intended purpose within 30 days or within such extended period as the

proper officer may allow; or in case of relinquishment of title by the importer in terms of Section 23(2) of the Customs Act, 1962 such goods shall not be sold without obtaining permission from the proper officer of Customs under the provisions of Section 48 of the Customs Act 1962.

- vi) Entire cargo within the premises shall be fully insured by the Custodian.
- vii) The Custodian shall comply with the provisions of the Section 45(2) of the Customs Act, 1962 as well as with all Rules, Regulations and Instructions in existence and issued from time to time in this regard.
- viii) For the proper discharge of duties, the Custodian has executed a Bond for a value of Rs. 272 crores, as determined in terms of Regulation 5 (3) of the Handling of Cargo in Customs Area Regulations, 2009.
- ix) The Custodian has executed a separate export continuity Bond for a value of Rs. 500 crores in terms of Regulation 5 (4) of the Handling of Cargo in Customs Area Regulations, 2009 towards duty incentives involved in the export goods transported from the Customs Area to the gateway port/ any other Customs Area for export/ transshipment. The Custodian would also be held responsible for the duty and other penalties leviable for the goods lost during the transshipment from the said Customs area to the gateway port /other Customs Area.
- x) Security shall be the responsibility of the Custodian and the cost of the security shall be borne by the Custodian.
- xi) The Custodian shall make adequate arrangements for sanitary facility, water supply and other facilities including the canteen facility for the officers posted at the CFS.
- xii) The Custodian shall not charge any rent/demurrage for the goods seized or detained or confiscated by the Customs Department under the Customs Act, 1962 or any other law, for the time being in force.
- xiii) In case the Custodian intends to sublet any of the functions inside the Customs Area or connected with the Customs Area, the same shall be done only with the prior written approval of the Commissioner of Customs and the Custodian shall remain responsible for all omissions and commissions of such agency.
- xiv) Uninterrupted thoroughfare shall be provided to the Customs officials in the entire premises of Customs Area.
- xv) Free suitable transport facility shall be provided by the Custodian for the Customs staff posted at CFS.

- xvi) The custodian shall be responsible for any improper removal of imported/export goods and shall be liable to pay appropriate duties, cess etc on such improper removals.
- xvii) The custodian is required to provide for increase in space and infrastructure as and when requisitioned by the Customs.
- xviii) In the event of the Custodian found not being able to achieve and sustain expected service/delivery standards and is not able to improve even after being informed by the Commissioner of Customs, Bangalore - the notifying authority, the Commissioner of Customs reserves the right to de-notify or relocate the processing/ handling activities to the other custodian.



(संदीप प्रकाश / Sandeep Prakash)

आयुक्त / Commissioner

To
As per the Customs Mailing List 'B'
(Issued from File C.No.VIII/48/119/2009 Cus Tech.)