



सीमा शुल्क आयुक्त का कार्यालय, केंद्रीय राजस्व भवन, पी.बी.सं.5400, क्वीन्स रोड, बंगलूर
OFFICE OF THE COMMISSIONER OF CUSTOMS, CENTRAL REVENUE
BUILDING, P.B. NO.5400, QUEEN'S ROAD, BANGALORE- 560 001

सी.स./C.No. VIII/09/02/2013 Cus.Tech

दिनांक/Date: 21.10.2013

STANDING ORDER NO 26/2013

Sub: Option to close cases of default in Export Obligation (EO) - reg.

-x-x-x-

Attention of all the officers and staff is invited to Public Notice No. 33/2013-Cus dated 18.10.2013 and CBEC Circular No. 40/2013-Cus dated 09.10.2013 whereby necessary instructions have been issued with regard to the option to close cases of default in Export Obligation (EO).

2. The aforesaid Circular has been issued, for facilitating regularisation of bonafide defaults in Export Obligation as provided under the Public Notice No. 22 (RE-2013)/2009-2014 dated 12.08.2013 notified by DGFT. It may be seen that the Ministry has issued Notification No.46/2013-Customs dated 16.09.2013 to amend 36 Customs Notifications pertaining to Advance Licence/DEEC/Advance Authorization/DFIA/ EPCG relating to policy periods from 1992-1997 to 2004-2009. As per the said amendments, the following paragraph has been inserted in each of the 36 Notifications mentioned therein after the opening paragraph and before the Table/before the explanations:-

"2. In a case of default in export obligation, when the duty on goods is paid to regularise the default, the amount of interest paid by the importer shall not exceed the amount of duty if such regularisation has been dealt in terms of Public Notice of the Government of India in the Ministry of Commerce No. 22 (RE-2013)/2009-2014 dated the 12th August, 2013."

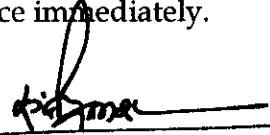
3. Accordingly, in case of default in export obligation, when the duty on the goods is paid to regularize the default, the amount of interest paid by the importer should not exceed the amount of duty if such regularization has been dealt with in terms of the said Public Notice of DGFT. In other words, as discussed in the example given in DGFT Public Notice No. 22 (RE-2013)/2009-2014 dated the 12th August, 2013, the interest component under this dispensation would be limited to the

duty saved amount. Any authorization holder choosing to avail this benefit must complete the process of payment on or before 31st March 2014. Cases, where export obligation period is yet to be over, are not covered under the said option.

4. In order to take up expeditious closure of older cases of bonafide EO default, covered under the said DGFT Public Notice No.No. 22 (RE-2013)/2009-2014 dated the 12th August, 2013, Assistant Commissioner (Bonds) and Assistant Commissioner, (Group 7) are nominated for monitoring and tracking such cases in respect of Air Cargo Complex and ICD respectively.

5. The Assistant Commissioners concerned should ensure that the Authorisation holder satisfies the conditions stipulated under the aforesaid Board's Circular and Notification read with the DGFT Public Notice and take up the cases for closure expeditiously. Further, a report in the format prescribed vide the said Circular dated 09.10.2013, on closure of cases of default in EO, may be furnished on the 2nd day of the succeeding month, beginning with October 2013 and ending with March 2014, without fail.

6. All the Officers and Staff should note the above for strict compliance. The difficulties, if any, may be brought to the notice of this office immediately.



(संदीप प्रकाश) (SandeepPrakash)
आयुक्त / Commissioner.

Copy to:

1. The Chief Commissioner of Customs, Bangalore Zone, Bangalore.
2. The Additional/Joint Commissioner of Customs, Air Cargo Complex/ICD/Airport, Bangalore.
3. The Deputy/Assistant Commissioner of Customs, Custom Division/PAD/IAD/Preventive/Adjudication.
4. Notice Board.