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राजस्वविभाग/ DEPARTMENT OF REVENUE

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Date: 19.01.2022

DIN: 20220172MQ000000B207

PUBLIC NOTICE NO. 02/2022

Subject: Commissioning and commencement of operation of Mobile X-Ray Container Scanner (MXCS) at NMPT; Procedure to be followed for containers selected for scanning at MXCS (Scan Mode-M1) -reg.

The importer, Exporters, General Trade, Custodian, Port Terminal Operators, Shipping Lines, Shipping Agents, Container Freight Stations, Customs Brokers, Vessel operators/ Non-vessel Operating Common Carriers and all other stakeholders concerned are hereby informed that the Mobile X-Ray Container Scanner (MXCS) facility has been made operational recently at Container Scanner Yard, NMPT and scanning of selected import containers have commenced.

2. The Mobile X-Ray Container Scanner (herein after referred to as MXCS) at New Mangalore Port Trust (NMPT) has been successfully installed and is located at Container Scanner Yard, NMPT.

3. The administrative control of MXCS at NMPT site is under the control of the Docks office situated at NMPT, Mangaluru headed by the Deputy/ Assistant Commissioner of Customs (Docks), Mangaluru.

4. Selection of Import Containers for scanning:-

The scanning list is auto generated from ICEGATE, once the Shipping

Lines /Shipping Agents file the IGM and entry inward is granted by Customs. The import containers which are to be scanned will be selected by the Container Selection Module (CSM) of the RMS on the basis of risk parameters. The intimation of containers selected for scanning will be communicated automatically to the Custodian, Terminal Operators, Shipping lines, CFSs, and the Docks Section via e-mail.

5. Movement of import containers selected for scanning:-

- i. The MXCS is installed inside NMPT terminal. The containers which are selected for scanning at MXCS shall not leave the terminal without scanning. Logistics arrangement to ensure that this requirement is met needs to be worked out by Custodians, Terminal operators, Shipping Lines and CFSs.
- ii. In the case of DPD- DPD containers, either the Importer/CB (availing DPD facility) to bring the container for scanning at MXCS site for scanning and for this, Terminal Operator has to allow the entry of vehicle (Trailer on which container is to be loaded and brought for scanning) of AEO / DPD importer for pick-up of DPD container for scanning at MXCS OR on receipt of the request of the Importer/CB, Terminal operator shall facilitate the movement of these selected container to the MXCS site.
- iii. In the case of DPD-CFS and non DPD containers, it shall be the responsibility of the Port / Shipping Line / Shipping Agent / CFSs / Transporters in-charge of removing the container from the wharf/yard to present the selected containers to the MXCS site for scanning. If the Container selected for scanning left the terminal without scanning or if the container is diverted en-route, then the Port / Shipping Lines / CFS Operator/Custodian shall be liable for penal action under the provisions of Customs Act, 1962 read with Handling of Cargo in Customs Areas Regulations,2009 (HCCAR, 2009).
- iv. If any such selected container is noticed / found at the CFS/Container Yard which has entered /arrived at CFS/Yard without scanning, the same shall be forwarded / sent for scanning to the MXCS facility failing which the custodian of CFS shall be liable for

penal action under the provisions of Customs Act, 1962 read with HCCAR, 2009.

- v. The responsibility/obligation of safe transit of import Containers till the completion of scanning and delivery of the container lies with the Custodian (CFS) as per Handling of Cargo in Customs Areas Regulations (HCCAR, 2009)
- vi. The Authorized carrier involved in movement of Customs Cargo under Sea Cargo Manifest and Transshipment Amendment Regulations (SCMTR), 2018 shall be responsible for the Movement or Handling of imported goods, its safety, security and delivery.

6. Procedure to be followed for Import Containers to be scanned at MXCS:-

- i. The Terminal Operator shall make endorsement **“SELECTED FOR SCANNING”** in **Red Colour** in the EIR copy of the containers selected for scanning by the system and shall be responsible to ensure that the containers selected for scanning are brought to Container Scanning Yard for scanning.
- ii. On receipt of the selected container at the MXCS Facility, the Head Havaladar /Havaladar / Sepoy / Traffic Marshals posted at MXCS shall physically verify the container number / Seal number and “Scan Mode” printed on the EIR / pick-up ticket with the number on the container and seal affixed on the container. If the same are found to be correct, the container shall be allowed for positioning the same for scanning in the designated area after detailed instructions to the driver such as-
 - a. The weighing of the container shall be done before positioning;
 - b. Container is to be parked & aligned at the designated place for scanning;
 - c. The driver needs to alight from the vehicle before scanning and shall go out of the radiation zone and go to the safe room (driver’s room) while the scanning operation is in progress;

- d. After scanning the driver needs to move the vehicle from the scanning area to the trailer holding area;
 - e. Then, the driver has to come to Check-in cabin to get the endorsement of the result of the scanning on the reverse of the EIR/Pick-up ticket.
 - iii. In case any discrepancy is noticed while physically verifying the container number and Seal number printed on the EIR / pick-up ticket with the corresponding number on the container and seal affixed on the container, the same shall be reported to the Deputy / Assistant Commissioner of Customs (Docks) immediately for further necessary action.
 - iv. On completion of scanning, the personnel posted at the Check-out cabin of the MXCS Facility shall endorse the following comments on the reverse of the EIR / pick-up ticket, as the case may be, and also keep one soft copy of EIR / pick-up ticket as a record (preferably a database of EIR/pick-up ticket to be maintained by the Docks Officers on daily basis for future reference).
 - a. If the image of the scanned container is found to be “CLEAN”, then the “**SCANNED CLEAN**” stamp in **Blue Ink** shall be affixed on the reverse of the EIR / pick-up ticket with signature and stamp of the officer concerned with his name and designation.
 - b. If the image of the scanned container is found to be “SUSPICIOUS” then the “**SCANNED SUSPICIOUS**” stamp in **Red Ink** shall be affixed on the reverse of the EIR / pick-up ticket with signature and stamp of the officer concerned with his name and designation.
 - c. Containers which are marked “**SUSPICIOUS**”, the DC/AC (Docks) shall order for 100% examination at CFS/post scan examination area.
 - v. In case of Odd/ Over Dimensional Cargo (ODC), the MXCS Officer shall endorse the EIR / pick-up ticket as “**NOT SCANNED DUE TO ODC**” with signature and stamp of the officer concerned with his

name and designation on the reverse of the pick-up ticket.

- vi. After completion of scanning at the MXCS Facility, the said containers shall move to the respective CFS / Terminals as decided by the Custodian/Terminals / CFS / Importer /Custom Broker/Shipping lines. The Custodian of the said CFSs shall ensure that all such containers which are selected for scanning must have the endorsement **“SCANNED”** on the reverse of the EIR / pick-up ticket with signature and stamp of the officer concerned with his/her name and designation.
7. Reefer (refrigerated) and DPD containers shall be scanned on priority basis as per procedures mentioned above.

8. Procedure for clearance of containers pertaining to the RMS facilitated BEs

- i. In the case of RMS facilitated BEs selected for scanning, Out of Charge (OOC) can be given only if the containers are scanned and marked as **“Not Suspect”** in the “IGM container scanned option” in ICES or marked as **“Scanned clean”** on the EIR/pick-up ticket.
- ii. No OOC shall be granted by OOC officers if the containers selected for scanning are not scanned; or if it is marked as **“Suspect”** in the “IGM container scanned option” in ICES or marked as **“Scanned suspicious”** on the EIR/pick-up ticket.
- iii. All such Bes marked as **“Suspect”** in the “IGM container scanned option” in ICES or marked as **“Scanned suspicious”** on the EIR / pick-up ticket shall be marked for 100% examination as per the laid down procedures after due approval of the ADC/JC.
- iv. These BEs shall be granted OOC at the CFS/container yard only after the container marked as “Suspicious” is examined 100% under the supervision of Deputy/Assistant Commissioner(Docks) or Superintendent (Docks) as per the existing procedure. In case examination is conducted under the supervision of Superintendent (Docks), the examination report shall immediately be intimated to Deputy/Assistant Commissioner(Docks) through e-office/email. The said examination report shall be fed onto ICES module only after the

approval of the Deputy/Assistant Commissioner (Docks). For this purpose, the scanned image available in ICES or in the mail received from Container Scanning facility shall be used.

- v. If there are more than one containers in a BE and discrepancies are found on examination in the container that are marked suspicious, then all the containers of the B E shall be examined as per the existing procedure.

9. Procedure for containers pertaining to Non-facilitated Bes for examination:

- i. In the case of non- facilitated BEs, Out of Charge (OOC) can be given if the containers are scanned and marked as **“Not Suspect”** in the “IGM container scanned option” in ICES or marked as **“Scanned clean”** on the EIR/pick-up ticket after examining as per the prescribed examination order.
- ii. No OOC shall be given if the containers selected for scanning are not scanned; or if it is marked as **“Suspect”** in the “IGM container scanned option” in ICES or marked as **“Scanned suspicious”** on the EIR/pick-up ticket.
- iii. The containers which are marked as **“Suspect”** in the “IGM container scanned option” in ICES or marked as **“Scanned suspicious”** on the EIR / pick-up ticket shall undergo 100% examination based upon the scanned image available in ICES or the mail received from Container Scanning facility in the presence of Deputy/Assistant Commissioner(Docks) or Superintendent (Docks) before OOC as per the existing procedures. In case examination is conducted under the supervision of Superintendent (Docks), the examination report shall also be intimated to Deputy/Assistant Commissioner(Docks) through e-office/email. The said examination report shall be fed onto ICES module only after the approval of the Deputy/Assistant Commissioner(Docks).
- iv. If there are more than one containers in a BE and discrepancies are found on examination in the container marked suspicious, then all

the containers of the BE shall be examined as per the existing procedure.

10. Procedure for clearance of containers belonging to DPD Importers.

- i. It shall be the responsibility of the Importer/CB (availing DPD facility) to bring the container selected for scanning at MXCS site for scanning and for this, the Terminal Operator has to allow the entry of vehicle (Trailer) (on which container is to be loaded and brought for scanning) of AEO/DPD importer for pick-up of DPD container for scanning at MXCS OR on receipt of the request of the Importer/CB, the Terminal operator shall facilitate the movement of these selected container to the MXCS site.
- ii. In case, there is more than one container in the Bill of Entry and some of them are selected for scanning at MXCS, in such cases, only those containers which are selected for scanning shall be moved to the MXCS facility, leaving the other containers at the Port Terminal.
- iii. If containers are marked as “SCANNED SUSPICIOUS” at MXCS after scanning, all the containers of the BE shall be moved to any of the CFSs/container yard/post scan area for the purpose of 100% examination and further clearance as per the existing procedure.
- iv. In case there is more than one container in the Bill of Entry and importer/CB has taken part delivery of containers not selected for scanning, it shall be the responsibility of the importer/CB to keep the seals of such containers intact and to produce the said Containers before Customs for examination. Concerned Group and Docks to ensure that action as mentioned above is taken in respect of all such containers covered by the said BE.

11. Where the containers are selected for scanning, but could not be scanned, due to non-functioning of MXCS:

11.1 Containers selected for scanning at MXCS shall mandatorily be scanned at MXCS except when MXCS is not in operation due to any technical reasons/periodic Maintenance or any other reason. In such cases,

the Superintendent (Docks), shall inform the same to Deputy/Assistant Commissioner(Docks) on e-file. The Deputy /Assistant Commissioner (Docks) in turn will decide whether to release the containers without scanning.

11.2 If the Deputy/Assistant Commissioner(Docks) orders for release of such containers, then the same shall be entered in the register by the Docks officer posted at the Check in Cabin and the EIR document of each container shall be endorsed with stamp “**NOT SCANNED DUE TO**’ on the reverse.

12. Procedure to be followed post scanning

- i. The list of containers selected for scanning will be provided by the Custodian/CFS to the Superintendent/Appraiser. The same will also be sent via email by SCM, RMCC, Mumbai to the registered email ID of Docks Office.
- ii. The Custodians shall provide the copy of EIR document duly marked by the container scanning facility officers for each container to the respective customs broker. On examination day, Custodian/CFS will provide EIR copy along with the other documents to the Dock officer before examination.
- iii. The following examination norms shall be adopted for scanned containers at the respective CFS:
 - a. Containers with stamp “**SCANNED CLEAN**” on EIR: The Docks Examination Officers shall clear these containers as per normal Customs clearance/examination procedures.
 - b. Containers with stamp “**SCANNED SUSPICIOUS**” on EIR: During examination of the Suspicious container marked by the officers at Container Scanning Facility, Examination Officer shall do 100% de-stuffing and 100% examination and will take the photographs of the empty

container with clear visibility of container no. and de-stuffed cargo and CHA shall ensure that the photos must be kept in the docket along with the scanned image of the container. Custodian/CFS shall provide the facility of color printout of the photographs. Data will be stored in system/ hardcopy for a period of one month and the importer/CHA shall upload the photographs through e-sanchit. The Docks Officer shall endorse the examination report in the B.E. as he regularly does for other examination. The examination report of the suspicious scanned containers shall be provided to DC/AC (Docks) by the Examination officer on file/e-file.

c. Containers selected for scanning but with stamp “**NOT SCANNED**” or “**NOT SCANNED DUE TO**” on EIR: Such containers shall be examined by the Docks Examination officers as per normal/existing Customs Clearance/Examination procedures. The results of examination of these containers shall be communicated by Superintendent (Docks) to the Deputy/Assistant Commissioner(Docks).

iv. If the B.E. is facilitated under RMS without examination and DPD but container(s) of such B.E selected for scanning is marked “**SCANNED SUSPICIOUS**”, then such Bills shall be recalled for 100% examination with the permission of Additional/Joint Commissioner of Customs.

13. Non-generation of Scanning List:

i. If scanning list could not be generated for a particular IGM, then up to 10 % RMS containers will be selected by Additional/Joint Commissioner of Customs and only those containers will be scanned and the list shall be sent to all stakeholders by email.

14. If a container is not selected in the first scanning list for a particular

IGM, but gets selected after reaching the concerned CFS/Container yard on the basis of any amendment subsequently filed for that particular IGM, then such container shall be brought for scanning to the MXCS facility with seal intact prior to giving Out of Charge. Alternative, Deputy/Assistant Commissioner of Customs (Docks) may grant NOC from scanning but shall order for necessary examination at the respective CFS.

15. List of containers selected for scanning at MXCS but not cleared/evacuated from the terminal/Port within 15 days, shall be provided by the Terminal Operator/Custodian/CFSs to the Superintendent (Admin), Docks Office on weekly basis via email at csd.mglr-customs@gov.in.

16. (i) The Superintendent (Docks-Admin) shall closely monitor the list of selected containers for scanning – IGM wise and shall ensure that such containers are scanned within 5 days from the date of vessel Inward entry granted. If it is noticed that a container selected for scanning has not reported to the Scanning Facility for scanning within the stipulated time, the list of such containers shall be prepared and put up to Deputy/Assistant Commissioner(Docks) on e-file and CFS Custodian/Port Custodian/Terminal Operator shall be requested to detain such container even if OOC has been granted as per normal Customs procedures. If it is ascertained that the said container has left Port and reached CFS/Container yard or otherwise, then Deputy/Assistant Commissioner(CSD) shall bring the same to the notice of Commissioner of Customs to initiate action against the CFS Custodian/Port Custodian/Terminal Operator as the case may be, under Regulations 11 and 12 of Handling of Cargo in Customs Area Regulations, 2009.

(ii) If any container selected for scanning reached the exit gate with stamp “Selected for Scanning” endorsement in EIR Copy but without Scanning, then details of such container shall be brought to the notice of Deputy/Assistant Commissioner(Docks) by Superintendent(Admin), Docks for initiating action against the Terminal Operator or Custodian of CFS or both, as the case may be, under Regulations 14 and 12 of handling of Cargo in Customs Area Regulations, 2009.

(iii) Weekly statement showing details regarding number of containers

**ANNEXURE-III: STATEMENT SHOWING CONTAINERS WHICH HAVE NOT REPORTED AT
SCANNER SITE
WITHIN 5 DAYS FROM THE DATE OF VESSEL ENTRY INWARD**

Week from _____ to _____								
Sl. No.	IGM details		Vessel entry inward date	Container No.	Desc. of goods	Importer/CHA	CFS/Terminal	Remarks
	No.	Date						

**ANNEXURE-IV: WEEKLY REPORT ON OUTCOME OF 100% EXAMINATION FOR THE WEEK
ENDING.....**

Week from _____ to _____								
Sl. No.	IGM details		Container No.	Date of scanning	Desc. of goods	Importer/CHA	CFS/Terminal	Result of 100% examination
	No.	Date						

17. The operating procedure described in this Public Notice is implemented with immediate effect.

18. This Public Notice shall be considered as Standing Order for all the officers and staff concerned of Mangaluru Customs.

19. In case of any difficulties faced in implementing this Public Notice, the specific issue(s) may be brought to the notice of the Additional Commissioner to commr-cusmnglr@nic.in under advance intimation to Deputy/Assistant Commissioner(Docks) at csd.mglr-customs@gov.in.

(इमामुद्दिन अहमद/IMAMUDDIN AHMAD)
आयुक्त/ COMMISSIONER

To

All concerned (as per mailing list)

Copy submitted to:

The Chief Commissioner of Customs, Bengaluru Customs Zone.

Copy to:

1. The ADG, NCTC/RMCC, Mumbai.
2. The Pr. Commissioner, Directorate of Logistics, CBIC, New Delhi.
3. Hindi Cell, Custom House, Mangaluru, for Hindi version.