# World of Business



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## **Customs**

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART-II, SECTION-3, SUB-SECTION (ii)]

> Government of India Ministry of Finance (Department of Revenue)

(Central Board of Indirect Taxes and Customs)

#### Notification No. 66/2021-CUSTOMS (N.T.)

New Delhi, 11th August, 2021 20 SHRAVANA, 1943 (SAKA)

S.O. ... (E).- In exercise of the powers conferred by sub-section (2) of section 14 of the Customs Act, 1962 (52 of 1962), the Central Board of Indirect Taxes & Customs, being satisfied that it is necessary and expedient to do so, hereby makes the following amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 36/2001 - Customs (N.T.), dated the 3rd August, 2001, published in the Gazette of India, Extraordinary, Part-II, Section-3, Sub-section (ii), vide number S. O. 748 (E), dated the 3rd August, 2001, namely:-

In the said notification, for TABLE-1, TABLE-2, and TABLE-3 the following Tables shall be substituted, namely: -

"TABLE-1

S1. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (US \$Per Metric Tonne)
(1)	(2)	(3)	(4)
1	1511 10 00	Crude Palm Oil	1029 (i.e., no change)
2	1511 90 10	RBD Palm Oil	1055 (i.e., no change)
3	1511 90 90	Others – Palm Oil	1042 (i.e., no change)
4	1511 10 00	Crude Palmolein	1061 (i.e., no change)
5	1511 90 20	RBD Palmolein	1064 ((i.e., no change)
б	1511 90 90	Others - Palmolein	1063 (i.e., no change)
7	1507 10 00	Crude Soya bean Oil	1228 (i.e., no change)
8	7404 00 22	Brass Scrap (all grades)	5554 (i.e., no change)

TABLE-2

S1. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (US \$)
(1)	(2)	(3)	(4)
1.	71 or 98	Gold, in any form, in respect of which the benefit of entries at serial number 356 of the Notification No. 50/2017-Customs dated 30.06.2017 is availed	555 per 10 grams
2.	71 or 98	Silver, in any form, in respect of which the benefit of entries at serial number 357 of the Notification No. 50/2017-Customs dated 30.06.2017 is availed	824 per kilogram (i.e., no change)

3.	71	<ul> <li>(i) Silver, in any form, other than medallions and silver coins having silver content not below 99.9% or semimanufactured forms of silver falling under sub-heading 7106 92;</li> <li>(ii) Medallions and silver coins having silver content not below 99.9% or semimanufactured forms of silver falling under sub-heading 7106 92, other than imports of such goods through post, courier or baggage.</li> <li>Explanation - For the purposes of this entry, silver in any form shall not include foreign currency coins, jewellery made of silver or articles made of silver.</li> </ul>	824 per kilogram (i.e., no change)
4.	71	(i) Gold bars, other than tola bars, bearing manufacturer's or refiner's engraved serial number and weight expressed in metric units;  (ii) Gold coins having gold content not below 99.5% and gold findings, other than imports of such goods through post, courier or baggage.  Explanation - For the purposes of this entry, "gold findings" means a small component such as hook, clasp, clamp, pin, catch, screw back used to hold the whole or a part of a piece of Jewellery in place.	555 per 10 grams

TABLE-3

S1. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (US \$ Per Metric Tonno	
(1)	(2)	(3)	(4)	
1	080280	Areca nuts	4904" (i.e., no change)	

2. This notification shall come into force with effect from the 12th day of August, 2021.

[F. No. 467/01/2021-Cus-V]

(Bullo Mamu) Under Secretary to the Govt. of India

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART II, SECTION 3, SUB-SECTION (i)]

#### GOVERNMENT OF INDIA MINISTRY OF FINANCE (DEPARTMENT OF REVENUE)

Notification No. 44/2021-Customs (ADD)

New Delhi, the 12th of August, 2021

G.S.R. (E).- In exercise of the powers conferred by sub-sections (1) and (5) of section 9A of the Customs Tariff Act, 1975 (51 of 1975), the Central Government revokes the anti-dumping duty imposed on "Viscose Staple Fibre excluding Bamboo Fibre", falling under tariff item 5504 10 00 of the First Schedule to the said Act, originating in or exported from People's Republic of China and Indonesia, and imported into India and hereby rescinds the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 43/2016-Customs (ADD) dated the 8th August, 2016, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) vide number G.S.R. 777 (E), dated the 8th August, 2016, except as respects things done or omitted to be done before such rescission.

[F. No. CBIC-190354/74/2021-TO(TRU-I)-CBEC]

Deputy Secretary to the Government of India

Note: The principal notification No. 43/2016-Customs (ADD) dated the 8th August, 2016 was published *vide* number G.S.R. 777 (E), dated the 8th August, 2016 and last amended by notification No. 39/2021-Customs (ADD) dated the 30<sup>th</sup> June, 2021 published *vide* number G.S.R. 455 (E), dated the 30<sup>th</sup> June, 2021.

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART-II, SECTION-3, SUB-SECTION (ii)]

> Government of India Ministry of Finance (Department of Revenue) (Central Board of Indirect Taxes and Customs)

Notification No. 67/2021-CUSTOMS (N.T.)

New Delhi, 13th August, 2021 22 SHRAVANA, 1943 (SAKA)

S.O. ... (E) - In exercise of the powers conferred by sub-section (2) of section 14 of the Customs Act, 1962 (52 of 1962), the Central Board of Indirect Taxes & Customs, being satisfied that it is necessary and expedient to do so, hereby makes the following amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 36/2001-Customs (N.T.), dated the 3rd August, 2001, published in the Gazette of India, Extraordinary, Part-II, Section-3, Sub-section (ii), vide number S. O. 748 (E), dated the 3rd August, 2001, namely:-

In the said notification, for TABLE-1, TABLE-2, and TABLE-3 the following Tables shall be substituted, namely: -

"TABLE-1

S1. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (US \$Per Metric Tonne)
(1)	(2)	(3)	(4)
1	1511 10 00	Crude Palm Oil	1029 (i.e., no change)
2	1511 90 10	RBD Palm Oil	1055 (i.e., no change)
3	1511 90 90	Others – Palm Oil	1042 (i.e., no change)
4	1511 10 00	Crude Palmolein	1061 (i.e., no change)
5	1511 90 20	RBD Palmolein	1064 ((i.e., no change)
б	1511 90 90	Others – Palmolein	1063 (i.e., no change)
7	1507 10 00	Crude Soya bean Oil	1228 (i.e., no change)
8	7404 00 22	Brass Scrap (all grades)	5538

TABLE-2

S1. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (US \$)
(1)	(2)	(3)	(4)
1.	71 or 98	Gold, in any form, in respect of which the benefit of entries at serial number 356 of the Notification No. 50/2017-Customs dated 30.06.2017 is availed	563 per 10 grams
2.	71 or 98	Silver, in any form, in respect of which the benefit of entries at serial number 357 of the Notification No. 50/2017-Customs dated 30.06.2017 is availed	759 per kilogram (i.e., no change)

3.	71	<ul> <li>(i) Silver, in any form, other than medallions and silver coins having silver content not below 99.9% or semimanufactured forms of silver falling under sub-heading 7106 92;</li> <li>(ii) Medallions and silver coins having silver content not below 99.9% or semimanufactured forms of silver falling under sub-heading 7106 92, other than imports of such goods through post, courier or baggage.</li> <li>Explanation - For the purposes of this entry, silver in any form shall not include foreign currency coins, jewellery made of silver or articles made of silver.</li> </ul>	759 per kilogram (i.e., no change)
4.	71	(i) Gold bars, other than tola bars, bearing manufacturer's or refiner's engraved serial number and weight expressed in metric units; (ii) Gold coins having gold content not below 99.5% and gold findings, other than imports of such goods through post, courier or baggage.  Explanation For the purposes of this entry, "gold findings" means a small component such as hook, clasp, clamp, pin, catch, screw back used to hold the whole or a part of a piece of Jewellery in place.	563 per 10 grams

TABLE-3

S1. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (US \$ Per Metric Tonne)
(1)	(2)	(3)	(4)
1	080280	Areca nuts	5149"

2. This notification shall come into force with effect from the 14th day of August, 2021.

[F. No. 467/01/2021-Cus-V]

(Bullo Mamu) Under Secretary to the Govt. of India

## **Foreign Trade**

(To be published in the Gazette of India Extraordinary)

(Part I Section 1)

Government of India
Ministry of Commerce and Industry
Department of Commerce
Directorate General of Foreign Trade
New Delhi

Public Notice No. 20 /2015-20 New Delhi, Dated 06 August 2021

Subject: Amendment in Paras 4.82, 4.83, 4.84 of Hand Book of Procedure (HBP) 2015-20

In exercise of powers conferred under para 1.03 of the Foreign Trade Policy 2015-2020, as amended from time to time, the Directorate General of Foreign Trade, in public interest, makes the following amendment:

The following Para '4.85B' is added after Para 4.85 A of HBP 2015-20:

#### "4.85 B

For those cases, where the last date for exports/replenishment/imports/drawal of precious metal as calculated under various sub paras of Paras 4.82, 4.83, 4.84 of Handbook of Procedure, 2015-20 expires between 01.02.2021 and 30.06.2021, such last date stands extended by six months. However, relaxation in the period for repatriation/forex realisation would be equal to the period as allowed plus six months or as per RBI guidelines, whichever is less."

Effect of this Public Notice: Amendments are made in Para 4.82, 4.83, 4.84 of Hand Book of Procedure 2015-20 purely as a onetime temporary measure in view of difficulties expressed by the trade due to COVID -19 situation.

OS OS 2021 (Amit Yadav)

Director General of Foreign Trade dqft@nic.in

(Issued from file no. 01/94/180/152/AM20/PC-4)

To be published in the Gazette of India Extraordinary Part-II, Section-3, Sub-Section (II) Government of India Ministry of Commerce & Industry Department of Commerce Directorate General of Foreign Trade

> Notification No. 16 /2015-2020 New Delhi, Dated: 9th August, 2021

Subject: Extension in period of modification of IEC till 31.08.2021 and waiver of fees for IEC updation done during August, 2021- reg.

S.O.(E): In exercise of powers conferred by Section 3 read with Section 5 of FT (D&R) Act, 1992, read with paragraph 1.02 and 2.01 of the Foreign Trade Policy, 2015-2020, as amended from time to time, the Central Government hereby amends the provision in Para 2.05(d) of Chapter-2 of Foreign Trade Policy, 2015-2020 as under:

Para No.	Existing Provision	Revised Provision
2.05 (d)	lune period However, for the current	An IEC holder has to ensure that details in its IEC is updated electronically every year, during April-June period. However, for the current year only, this period is extended by another month i.e till 31st August, 2021.
	In cases where there are no changes in IEC details same also needs to be confirmed online.	In cases where there are no changes in IEC details same also needs to be confirmed online.

- Further, fee to be charged for modification of IEC done during the month of August, 2021 will remain 'Nil'.
- Effect of this Notification: Period of modification of IEC is extended for the year 2021-22 only till 31.08.2021, and no fee shall be charged on modifications carried out in IEC during the period upto 31st August, 2021.

This issues with the approval of Minister of Commerce & Industry.

09/08/202

Director General of Foreign Trade& Ex- officio Addl. Secretary to the Government of India

(File No.01/93/180/05/AM-12/PC-2[B]/Part-III/E-1765)

To be published in the Gazette of India Extraordinary Part-II, Section-3, Sub-Section (II)

Government of India Ministry of Commerce & Industry Department of Commerce Directorate General of Foreign Trade

Notification No. 17 /2015-2020 New Delhi, Dated: 10th August, 2021

Subject: Amendment in Para 2.07 of Foreign Trade Policy, 2015-2020.

S.O.(E): In exercise of powers conferred by Section 3 read with Section 5 of FT (D&R) Act, 1992, read with paragraph 1.02 and 2.01 of the Foreign Trade Policy, 2015-2020, as amended from time to time, the Central Government hereby amends the existing Para 2.07 of Foreign Trade Policy, 2015-2020 to read as under:

#### 2. 07 Principles of Restrictions and Prohibitions for Imports/Exports:

Existing Provision	Revised Provision
DGFT may, also through a	DGFT may, through a Notification, impose 'Prohibition' or
Notification, impose prohibitions or	'Restriction': -
restrictions on export and import, necessary for :-	<ul> <li>a. on export of foodstuffs or other essential products for preventing or relieving critical shortages;</li> </ul>
(a)Protection of public morals;	<ul> <li>on imports and exports necessary for the application of standards or regulations for the classification, grading or marketing of commodities in</li> </ul>
(b) Protection of human, animal or	international trade;
plant life or health;	c. on imports of fisheries product, imported in any
(c) Protection of patents	form, for enforcement of governmental measures to
trademarks and copyrights, and the	restrict production of the domestic product or for
prevention of deceptive practices;	certain other purposes;
(d)Prevention of use of prison labour;	<ul> <li>d. on imports to safeguard country's external financial position and to ensure a level of reserves.</li> </ul>
(e) Protection of national treasures of artistic, historic or archaeological	<ul> <li>e. on imports to promote establishment of a particular industry;</li> </ul>
value;	f. for preventing sudden increases in imports from
(f) Conservation of exhaustible natural resources;	causing serious injury to domestic producers or to relieve producers who have suffered such injury;
(g) Protection of trade of fissionable material or material from	g. for protection of public morals or to maintain public
which they are derived;	h. for protection of human, animal or plant life or
(h) Prevention of traffic in arms,	health
ammunition and implements of war;	
	j. necessary to secure compliance with laws and
(i) Relating to the importation or exportation of gold or silver.	regulations including those relating to the protection of patents, trademarks and copyrights, and the



prevention of deceptive practices

- k. relating to the products of prison labour
- for the protection of national treasures of artistic, historic or archaeological value
- m. for the conservation of exhaustible natural resources
- n. for ensuring essential quantities for the domestic processing industry
- o. essential to the acquisition or distribution of products in general or local short supply;
- p. for the protection of country's essential security interests:
  - i. relating to fissionable materials or the materials from which they are derived;
  - relating to the traffic in arms, ammunition and implements of war;
  - taken in time of war or other emergency in iii. international relations; or
- g) in pursuance of country's obligations under the United Nations Charter for the maintenance of international peace and security.

Effect of the Notification: Para 2.07 of the FTP regarding principles of prohibition and restrictions, is amended to be in line with international agreements.

This is issued with the approval of Minister of Commerce & Industry.

Director General of Foreign Trade & Ex- officio Addl. Secretary to the Government of India

(File No.01/93/180/32/AM-19/PC-II(B)/E-17430)

Government of India Ministry of Commerce & Industry Department of Commerce Directorate General of Foreign Trade UdyogBhawan New Delhi

Notification No. 18/2015-2020 New Delhi, Dated: 16 August, 2021

Subject: Amendment in Export Policy of COVID-19 Rapid Antigen testing kits.

S.O. (E) In exercise of powers conferred by Section 3 of the Foreign Trade (Development & Regulation) Act, 1992 (No. 22 of 1992), as amended, read with Para 1.02 and 2.01 of the Foreign Trade Policy, 2015-20, the Central Government hereby makes following amendment in the Schedule - 2 of ITC (HS) Export Policy related to export of COVID-19 Rapid Antigen testing kits.

S.No	ITC HS Codes	Description	Present Policy	Revised Policy
	Ex 3822 Ex 3002	COVID-19 Rapid Antigen testing kits	Free	Restricted

### 2. Effect of this Notification:

The export of COVID-19 Rapid Antigen testing kits falling under the ITC (HS) Codes specified above or falling under any other HS Code has been put under Restricted category, with immediate effect.

> 16/08/2021 (Amit Yaday)

Director General of Foreign Trade Ex-Officio Additional Secretary, GoI Email- dgft@nic.in

#### To be published in the Gazette of India Extraordinary Part II Section 3, Sub Section (II)

Government of India Ministry of Commerce & Industry Department of Commerce Udyog Bhawan, New Delhi

Notification No: 19 /2015-2020 New Delhi, the 17th August, 2021

Subject: Scheme Guidelines for Remission of Duties and Taxes on Exported Products (RoDTEP)

S.O.(E): In exercise of the powers conferred by Section 5 of the Foreign Trade (Development and Regulation) Act, 1992 read with Para 1.02 of the Foreign Trade Policy 2015-20, the Central Government hereby makes the following amendments in the Foreign Trade Policy 2015-20 with immediate effect:

- 2. A sub-para (e) is inserted in para 4.01 of the Foreign Trade Policy 2015-20 as below:
- "(e) Scheme for Remission of Duties and Taxes on Exported Products (RoDTEP) notified by Department of Commerce and administered by Department of Revenue.
- 3. The following is also added in the chapter 4 of the Foreign Trade Policy 2015-20:

## SCHEME FOR REMISSION OF DUTIES AND TAXES ON EXPORTED PRODUCTS (RoDTEP)

#### 4.54 Scheme Objective and Operating Principles

- The Scheme's objective is to refund, currently un-refunded:
- a. Duties/ taxes / levies, at the Central, State and local level, borne on the exported product, including prior stage cumulative indirect taxes on goods and services used in the production of the exported product and
- b. Such indirect Duties/ taxes / levies in respect of distribution of exported product.
- The rebate under the Scheme shall not be available in respect of duties and taxes already exempted or remitted or credited.
- The determination of ceiling rates under the Scheme will be done by a Committee in the Department of Revenue/Drawback Division with suitable representation of the DoC/DGFT,



- line ministries and experts, on the sectors prioritized by Department of Commerce and Department of Revenue.
- The overall budget/outlay for the RoDTEP Scheme would be finalized by the Ministry of iv. Finance in consultation with Department of Commerce (DoC), taking into account all relevant factors.
- The Scheme will operate in a Budgetary framework for each financial year and necessary ٧. calibrations and revisions shall be made to the Scheme benefits, as and when required, so that the projected remissions for each financial year are managed within the approved Budget of the Scheme. No provision for remission of arrears or contingent liabilities is permissible under the Scheme to be carried over to the next financial year.
- vi. The sequence of introduction of the Scheme across sectors, prioritization of the sectors to be covered, degree of benefit to be given on various items within the rates set by the Committee and within a ceiling as may be prescribed, on the per item/total overall benefit amount permissible, within the overall budget/ outlay finalized, will be decided and notified by the Department of Commerce (DoC) in consultation with Department of Revenue.
- Under the Scheme, a rebate would be granted to eligible exporters at a notified rate as a vii. percentage of FOB value with a value cap per unit of the exported product, wherever required, on export of items which are categorized under the notified 8 digit HS Code. However, for certain export items, a fixed quantum of rebate amount per unit may also be notified. Rates of rebate / value cap per unit under RoDTEP will be notified in Appendix 4 R. In addition to necessary changes which may be brought in view of budget control measures as mentioned above, efforts would be made to review the RoDTEP rates on an annual basis and to notify them well in advance before the beginning of a financial year.
- The rebate allowed is subject to the receipt of sale proceeds within time allowed un viii. der the Foreign Exchange Management Act, 1999 failing which such rebate shall be deemed never to have been allowed. The rebate would not be dependent on the realization of export proceeds at the time of issue of rebate. However, adequate safeguards to avoid any misuse on account of non-realization and other systemic improvements as in operation under Drawback Scheme, IGST and other GST refunds relating to exports would also be applicable for claims made under the RoDTEP Scheme.
- Mechanism of Issuance of Rebate: Scheme would be implemented through end to end ix. digitization of issuance of rebate amount in the form of a transferable duty credit/electronic scrip (e-scrip), which will be maintained in an electronic ledger by the Central Board of Indirect Taxes & Customs (CBIC). Necessary rules and procedure regarding grant of RoDTEP claim under the Scheme and implementation issues including manner of application, time period for application and other matters including export realization, export documentation, sampling procedures, record keeping etc. would be notified by the CBIC, Department of Revenue on an IT enabled platform with a view to end to end digitization. Necessary provisions for recovery of rebate amount where foreign exchange is not realized, suspension/withholding of RoDTEP in case of frauds and misuse, as well as imposition of penalty will also be built suitably by CBIC.



- The Scheme will take effect for exports from 1st January 2021. However for exports made by categories under Para 4.55 (x), (xi) and (xii), the implementation date will be decided later as per provisions of Para 4.55B.
  - 4.55 Ineligible Supplies/ Items/Categories under the Scheme: The following categories of exports/ exporters shall not be eligible for rebate under RoDTEP Scheme:
- i. Export of imported goods covered under paragraph 2.46 of FTP
- ii. Exports through trans-shipment, meaning thereby exports that are originating in third country but trans-shipped through India
- iii. Export products which are subject to Minimum export price or export duty
- Products which are restricted for export under Schedule-2 of Export Policy in ITC (HS) iv.
- V. Products which are prohibited for export under Schedule-2 of Export Policy in ITC (HS).
- vi. Deemed Exports
- Supplies of products manufactured by DTA units to SEZ/FTWZ units vii.
- viii. Products manufactured in EHTP and BTP
- Products manufactured partly or wholly in a warehouse under section 65 of the Customs ix. Act, 1962 (52 of 1962)
- Products manufactured or exported in discharge of export obligation against an Advance X. Authorization or Duty Free Import Authorization or Special Advance Authorization issued under a duty exemption scheme of relevant Foreign Trade Policy
- Products manufactured or exported by a unit licensed as hundred per cent Export Oriented Xi. Unit (EOU) in terms of the provisions of the Foreign Trade Policy
- Products manufactured or exported by any of the units situated in Free Trade Zones or xii. Export Processing Zones or Special Economic Zones
- Products manufactured or exported availing the benefit of the Notification No. 32/1997xiii. Customs dated 1st April, 1997.
- xiv. Exports for which electronic documentation in ICEGATE EDI has not been generated/ Exports from non-EDI ports
- Goods which have been taken into use after manufacture XV.
  - Government, however, reserves the right to modify any of the categories as mentioned above for inclusion or exclusion under the scope of RoDTEP, at a later date.
  - Inclusion of exports made by categories mentioned in para 4.55 (x), (xi) and (xii) above and RoDTEP rates for export items under such categories would be decided based on the recommendations of the RoDTEP Committee.
  - Nature of Rebate: The e-scrips would be used only for payment of duty of 4.56 Customs leviable under the First Schedule to the Customs Tariff Act, 1975 viz. Basic Customs Duty.
  - 4.57 Monitoring, Audit and Risk Management System:



For the purposes of audit and verification, the exporter would be required to keep records substantiating claims made under the Scheme. A monitoring and audit mechanism with an IT based Risk Management System (RMS) would be put in place by the CBIC, Department of Revenue to physically verify the records of the exporters on sample basis. Sample cases for physical verification will be drawn objectively by the RMS, based on risk and other relevant parameters.

- 4.57A For a broad level monitoring, an Output Outcome framework will be maintained and monitored at regular intervals.
- 4.58 Residual Issues: Residual issues related to the Scheme arising subsequently shall be considered by an Inter-Ministerial Committee, named as "RODTEP Policy Committee (RPC)" chaired by DGFT (comprising members of Department of Commerce and Department of Revenue), whose decisions would be binding.
- 4.59 The Appendix 4R containing the eligible RoDTEP export items, rates and per unit value caps, wherever applicable is available at the DGFT portal www.dgft.gov.in under the link 'Regulatory Updates >RoDTEP'.

Effect of this Notification: Scheme guidelines and rates for the new Scheme for Remission of Duties and Taxes and Exported Products have been notified.

Director General of Foreign Trade

Ex officio Additional Secretary to the Government of India

E-mail:dgft@nic.in