



**OFFICE OF THE COMMISSIONER OF CUSTOMS  
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C.No.VIII/9/02/2015-CIU

Dated 26.10.2015

**STANDING ORDER NO. 7/2015- CUS-TRY**

**Sub : Review of E.P. Scheme targets in RMS/Revised role of OCC officers-Reg.**

1. Attention of all officers and concerned staff is invited to the guidelines issued by Additional Director General, Risk Management Department (RMD), Mumbai issued vide File No. IV(26)/54/2014 SYS RMD-1857, Dated 14.08.2015 on the above subject. From 01.08.2015, the following changes in RMS/ ICES have been made by Risk Management Division.

<b>Category/ Schemes</b>	<b>Status of Interdiction by RMD</b>
<u>Category- A</u> Focus Product Scheme (FPS), Focus Market Scheme (FMS), Vishesh Krishi and Gram Udyog Yojana (VKGUS), Served From India Scheme (SFIS), Status Holder Incentive Scheme (SHIS), Duty Free Entitlement Credit Certificate Scheme and Target Plus Scheme	The targets of these schemes have been removed; consequently bills under these schemes will be facilitated in RMS. Therefore, pre- clearance action to be taken under these schemes shall henceforth be ensured and carried out by the Out of Charge Officers.
<u>Category B</u> Export Promotion Capital Goods Scheme(E.P.C.G)	Bills under this Scheme have been brought under 5-10% intervention (instead of 100% targeting hitherto). Any pre-clearance action for the facilitated bills required to be taken under this scheme including those relating to bond section shall henceforth be carried out by Out of Charge officers.

2. In view of the above, Out of Charge officers are advised to be more vigilant while dealing with such bills of Entry. They may take note that with regard to goods imported under the Export Promotion Schemes as above, the roll of OCC officer is very critical since as in all RMS facilitated bills the OCC officer is the only departmental person who would peruse all import documents in original before physical release of goods. Therefore, the OCC officer shall necessarily verify correctness of the declaration made in the BEs by importer vis-à-vis the import documents related to the goods.

3. For the ease of the OCC Officer, requirement under these E.P. Scheme Notification have

been provided in the form of "Compulsory Compliance Requirement" in the RMS instructions in the Bills of Entry, which the OCC Officer is required to follow scrupulously.

The said requirement could broadly be categorized as:-

- i) Verification of the validity of the scrip / license
- ii) Debit of the scrip / license before clearance
- iii) Verification of import in light of the Appendix 37B of Hand Book of Procedures Vol. HBP (2009-14)
- iv) Nexus of the imported goods with services provided by the license holder
- v) Whether bond / undertaking has already been submitted to Customs etc. as per the CCR instructions and as detailed under the respective EP notifications.

4. The role of OCC officer as required under these E.P. Schemes Notifications is attached herewith as Annexure A & B of this Standing Order. In addition, for EPCG schemes, the requirements of bond and undertaking etc are also required to be fulfilled by OCC officer.

5. Any difficulty in implementation of the instructions contained in this Standing Order may be brought immediately to the notice of this office.



(K.C. JOHNY)  
COMMISSIONER

To

1. The Assistant Commissioners, Custom Division Trichy/ Nagapattinam/Cuddalore
2. Superintendent of Customs, IAD/ Policy/Adjudication, Hqrs, Trichy
3. Commissionerate Website/Notice Board

Copy Submitted to the Chief Commissioner of Customs (Prev), Trichy

**ANNEXURE A**

Sr.No	Notifn No./ Scheme Name	Specific requirement under the scheme as per concerned Notification
1	092/2009 Focus Product Scheme (FPS)	<ul style="list-style-type: none"> <li>(1) Import allowed through specific ports</li> <li>(2) Appendix 37 (B) items are not permitted</li> <li>(3) Ensure that the import licence furnished is relevant to the Scheme and duly debited.</li> </ul>
2	092/2009 Focus Market Scheme (FMS)	<ul style="list-style-type: none"> <li>(1) Import allowed through specific ports</li> <li>(2) Appendix 37 (B) items are not permitted</li> <li>(3) Ensure that the import licence furnished is relevant to the Scheme and scrip is produced for debit at the time of clearance.</li> </ul>
3	095/2009 Vishesh Krishi and Gram Udyog Yojana (VKGUY) Scheme	<ul style="list-style-type: none"> <li>(1) Import allowed through specific ports</li> <li>(2) Appendix 37 (B) items are not permitted</li> <li>(3) Ensure that the import licence furnished is relevant to the Scheme and scrip is produced for debit at the time of clearance.</li> </ul>
4	091/2009 Served From India Scheme (SFIS)	<ul style="list-style-type: none"> <li>(1) Import of Vehicles are not allowed against said scrip.</li> <li>(2) Import allowed through specific ports</li> <li>(3) Appendix 37 (B) items are not permitted under the scheme and products of the chapter 1 to 24 are also not allowed in the case of hotel or stand alone restaurant or golf resort having catering facility</li> <li>(4) The conditions of licence like limited transferability of licence and the goods with actual user condition within the Group Company or managed hotels as defined in the FTP.</li> <li>(5) The import licence furnished is relevant to the scheme and scrip is produced for debit at the time of clearance.</li> </ul>
5	104/2009 Status Holder Incentive Schemes (SHIS)	<ul style="list-style-type: none"> <li>(1) The Scrip is non-transferable and is used for import of specified capital goods as per Notification.</li> <li>(2) Appendix 37 (B) items are not permitted under the scheme</li> <li>(3) Import allowed through specific ports</li> <li>(4) Undertaking in terms of the notification has been furnished</li> <li>(5) The import licence furnished is relevant to the scheme and duly debited.</li> </ul>
6	053/2003 Duty Free Entitlement Credit Certificate Scheme	<ul style="list-style-type: none"> <li>(1) The Goods are covered under the licence furnished.</li> <li>(2) The import licence furnished is relevant to the schemes and duly debited.</li> <li>(3) The goods and licence are non-transferable.</li> <li>(4) Goods imported are for use in their own factory or the factory of the associate/supporting manufacturer/ job worker as given in the licence.</li> <li>(5) Undertaking for submission of Installation certificate against import of capital goods have been furnished.</li> </ul>
7	054/2003 Duty Free Service Entitlement Credit Certificate Scheme	<ul style="list-style-type: none"> <li>(1) The Goods are covered under the licence furnished.</li> <li>(2) The import licence furnished is relevant to the schemes and duly debited.</li> <li>(3) The goods and licence are non-transferable.</li> <li>(4) Goods imported are for use in their own factory or the factory of the associate/supporting manufacturer/ job worker as given in the licence.</li> <li>(5) Undertaking for submission of Installation certificate against import of capital goods have been furnished.</li> <li>(6) Agricultural and dairy products not to be allowed.</li> </ul>

8	073/2006 & 032/2005 Duty Credit Certificate issued under the Target Plus Scheme	<ul style="list-style-type: none"> <li>(1) The Goods are covered under the licence furnished.</li> <li>(2) The import licence furnished is relevant to the schemes and duly debited.</li> <li>(3) Goods imported are inputs, capital goods etc. which are freely importable.</li> <li>(4) Goods imported are for use in their own factory or the factory of the associate/supporting manufacturer/ job worker, whose name and address is specified in the licence.</li> <li>(5) Import allowed through specific ports.</li> <li>(6) Undertaking for submission of Installation certificate against import of capital goods have been furnished.</li> <li>(7) The licence and goods cannot be transferred and sold.</li> </ul>
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### ANNEXURE B

Sl.No.	Notification /Scheme Name	Specific Requirement under the Scheme as per Concerned Notification
1	22/2013-Cus Regarding implementation of EPCG scheme	<ul style="list-style-type: none"> <li>1. The goods should be covered by a valid authorization issued under EPCG scheme in terms of chapter 5 of the FTP permitting import of goods at Nil Customs duty.</li> <li>2. The said authorization is registered at the port of import.</li> <li>3. Goods are imported within 18 months from the date of issue of the said authorization and the said authorization is produced for debit.</li> <li>4. Benefit of Notification is extended to retailers who have minimum area of 1000 sq. meters.</li> <li>5. Catalyst for one subsequent charge is allowed, under the authorization, except in case there the regional authority issues a separate authorization for catalyst for one subsequent charge after the plant, machinery or equipment and catalyst for initial charge has been imported.</li> <li>6. The importer submits a nexus certificate from an independent chartered engineer (CEC) in the format specified in Appendix 32 of HBP (vi) notified under the FTP, certifying nexus of imported capital goods with the export product at the time of clearance of imported capital goods.</li> <li>7. The goods to be imported at specified ports only.</li> <li>8. The bond is executed by the importer.</li> </ul>
2	103/2009-Cus Regarding implementation of valid authorization issued under the EPCG scheme	<ul style="list-style-type: none"> <li>1. The goods are covered under the license furnished and the license is produced for debit.</li> <li>2. The import of motor cars, SUV or all purpose vehicles shall be allowed only to hotels, travel agents etc. as specified in the notification.</li> <li>3. The Bond is executed by the Importer.</li> <li>4. Goods to be imported through specified ports only.</li> <li>5. Catalyst for one subsequent charge is allowed, under the authorization, except in case where the regional authority issued a separate authorization for catalyst for one subsequent charge after the plant, machinery or equipment and catalyst for initial charge has been imported.</li> </ul>