



वित्त मंत्रालय / Ministry of Finance

राजस्व विभाग / Department of Revenue

सीमा शुल्क आयुक्त कार्यालय / Office of the Commissioner of Customs

कस्टम हाउस नयी हारबर एस्टेट / Custom House, New Harbour Estate

तूतुकुडी - 628 004 / Thoothukudi - 628004.

दूरभाष / Tel: 0461 2352655, 2352633 फैक्स / Fax 0461 2352019

C.No.VIII/48/333/2012- Cus Pol.Vol-II

Dated: 20.01.2015

MINUTES OF THE PERMANENT TRADE FACILITATION COMMITTEE MEETING
HELD ON 14.01.2015 AT 16:00 HRS
AT CUSTOM HOUSE, TUTICORIN

The Permanent Trade Facilitation Committee (PTFC) Meeting of Tuticorin Customs Commissionerate was held on 14.01.2015 at 16.00 Hrs. at Custom House, Tuticorin under the Chairmanship of Shri P.V. Subba Rao, Commissioner of Customs.

2. The following Members from the Department and Trade participated in the Meeting.

Sl. No.	Name of the Officer S/ Shri	Designation
1.	P.V.Subba Rao	Commissioner
2.	Suresh Nandanwar	Additional Commissioner
3.	S. A. Uma Shanker Goud	Joint Commissioner
4.	Piyush Bharadwaj	Assistant Commissioner
5.	T. Muthukumar	Superintendent (Policy)
6.	Prashant Vishwakarma	Inspector (Policy)
7.	Shiv Pujan Kumar	Inspector (Policy)

Sl. No.	Nominated Members S/ Shri	Name of the Organisation
1.	W. Christopher	RAJA Agencies CFS
2.	K. Anand	RAJA Agencies CFS
3.	N. Raghukumar	CWC Nhavaseva CFS
4.	C. Karthikeya Prabhu	Diamond CFS Park
5.	J. David Raja	St. John ICD
6.	J. Palanikumar	PSA SICAL
7.	S. Ranganathan	SPICES Board
8.	Dr. Rajesh Kumar	Plant Quarantine Station
9.	K. Pon Venkatesh	President, TCBA
10.	P. Jeyanth Thomas	Secretary, TCBA
11.	A. S. Ramasamy	TCBA
12.	R. Sreedhar	TCBA
13.	S. Sasikumar	TCBA
14.	L. Pandian	NACFS
15.	D. Amalan	CONCOR, Chennai
16.	W. Satheesh	CONCOR CFS
17.	T. N. Keshavan	Chola CFS
18.	R. Jeeva Dev Anand	Hari CFS
19.	A. Karthikeyan	Indev CFS
20.	V. Minesh Raja	Executive Member, TCBA
21.	L. Anand Morais	Secretary, TSAA
22.	Deebu Thomas	PSA SICAL

At the outset the Chairman welcomed the participants. Thereafter the points sponsored by various members/ trade associations were discussed and decisions were taken.

POINTS RAISED BY NACFS

1. DRI/SIIB Seized/Court Case Cargo:

11 CFS have provided the details of DRI/SIIB Seized/Court Case Cargo during last PTFC Meeting. Earliest clearance as per Regulation 6(1)m of Notification No: 26/2009 may be intimated.

DECISION: The Assistant Commissioner, Shri Piyush Bharadwaj will coordinate the matter with the Custodians. The Disposal Section is working on the matter.

Action: AC (Disposal/ Policy)

2. CFS Nomination by Shipping Lines

Nomination of CFS by Shipping Lines needs to be discussed for implementation of Importer/Custom Broker Choice as per Public Notice: 2/2012.

DECISION: It is learnt that most of the CFS in Tuticorin have entered into agreements with the liners for transport of the containers to their CFS. The liners are refusing to transfer goods to other CFS thereby restricting the complete choice of CFS given to the importer or exporter under Public Notice No. 02/2012 and reducing the competition among the CFS. The liners, being handlers of cargo are bound by HCCAR, 2009 which required them to follow the orders given under the Act. They should face consequences of their violation of Public Notice No. 02/2012. Such liners are abusing their dominant position (by virtue of being the carrier of the cargo to Tuticorin) and are unfairly imposing a condition for sale of their service of transporting goods (If you want us to carry your goods to Tuticorin, you will have to use only particular CFS with which we have agreements) in complete violation of Section 4 of the Competition Act, 2002. The agreements entered into by the liners with CFS are in the nature of Anti-Competitive agreements under Section 3 of the Competition Act, 2002. The department was in dark about these unhealthy practices. Now two CFS brought to the knowledge of the Customs that some liners have not taken their nominations. Liners have to allow Importers or their Customs Broker to choose their CFS or face action.

3. Shifting of CMFC location

Shifting of CMFC to Container Scanning location for handling both Terminal Containers.

DECISION: There is a shortage of rooms/space for the officers working in 'A' and 'B' wing of the building of Customs House, Tuticorin. So the request for shifting of CMFC to Custom House cannot be accepted. Further, CMFC can also not be housed at Scanning Centre as the Scanning Centre also has no space for accommodating two officers in addition to the staff at Scanning Centre.

POINTS RAISED BY CUSTOMS BROKER ASSOCIATION

1. Public Notice No.02/2015 – 24x7 Customs Clearance Facility at Tuticorin

We appreciate the Commissioner of Customs for issuing Public Notice 02/2015 based on the Board Circular No. 19/2014-Customs dated 31.12.2014 for 24x7 Customs Clearance Facility at Tuticorin for identified categories of Import & Export.

We hope that CONCOR CFS would provide required infrastructure and quality service so that the EXIM Trade is able to benefit through transaction cost and time.

DECISION: CONCOR CFS, Tuticorin has been instructed to provide adequate infrastructure and they assumed to do so.

2. Drawback

It was requested to the Commissioner to kindly keep releasing drawback benefits at regular intervals in spite of the ensuing financial year end so that the Exporters keep getting their export incentives in time.

DECISION: It will be considered.

Action: AC (Drawback)

3. Facilitating Error free filing EGM

We hope that the effort taken by the Customs officers with the Vessel Operators and Lines for filing error free EGM in a timely manner will reduce the errors in EGM and pave way for evolving a procedure for rectification of error, if any.

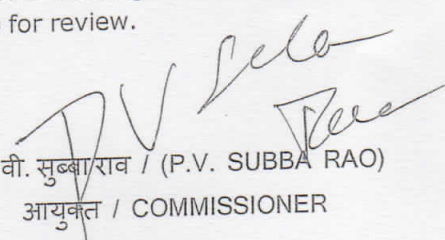
DECISION: It will be considered. AC (Customs Policy) had held meeting with Vessel operators, Customs Brokers and Liners. Directions have been issued to different stakeholders to minimize problem. For past cases special efforts would be made.

Action: AC (EGM)

4. Review of points discussed in previous PTFC meeting

We would like to suggest that in all future PTFC meetings, the review of the action taken on the minutes of the previous meetings are taken up.

DECISION: Not required. Since, in all the PTFC meeting the action taken on the points of previous meetings are being taken up for review.


पी. वी. सुब्बा राव / (P.V. SUBBA RAO)
आयुक्त / COMMISSIONER

To

1. The Members of the Permanent Trade Facilitation Committee.
2. Tuticorin Customs Brokers' Association.
3. NACFS, Tuticorin.
4. PSA SICAL Terminal Limited, Tuticorin.
5. D.B.G.T. Terminal Limited, Tuticorin.
6. The Traffic Manager, VOC Port Trust, Tuticorin.

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

Copy to:

1. The Commissioner of Customs, Custom House, Tuticorin.
2. The Additional Commissioner of Customs, Custom House, Tuticorin.
3. The Joint Commissioner of Customs, Custom House, Tuticorin.
4. All the Deputy / Assistant Commissioners of Customs, CH, Tuticorin.
5. The EDI Section with a direction to upload in the Official website.