No. K-43022/54/2021-SEZ Government of India Ministry of Commerce & Industry Department of Commerce SEZ Division

Udyog Bhavan, New Delhi Dated: 11th August, 2021

To,

- 1. Development Commissioner, Kandla SEZ.
- 2. Development Commissioner, Adani Ports & SEZ.
- 3. Development Commissioner, SEEPZ.
- 4. Development Commissioner, Madras EPZ.

Subject: Clearance of imported pulses from SEZ/FTWZ -regarding.

Sir.

I am directed to refer to the subject cited above and to say that EP (Agri-III) Division, DoC vide SO 1858(E) dated 15.05.2021 has amended the import policy for Tur/Pigeon Peas (Exim Code 0713 60 00), Moong (Exim Code 0713 31 90) and Urad (Exim Code 0713 3110) from 'restricted' to 'free' with immediate effect and for the period upto 31.10.2021. Further, that import consignments of these items with Bill of Lading issued on or before 31.10.2021 shall not be allowed by Customs beyond 30.11.2021.

- DGFT vide their OM dated 25.05.2021 (copy enclosed) has issued a clarification to DoR in connection with the ambiguity on the said notification stating that the said notification was published on 15.05.2021 and was made operative with immediate effect. It has no retrospective effect. Therefore, the Bill of Lading from date of notification upto 31.10.2021 are to be considered for the purpose of Customs clearance under this notification. The same was reiterated by DoR on 27.05.2021 (copy enclosed).
- Various representations were received in this regard highlighting the difficulty faced by importers in clearance of the imported pulses held at FTWZ / SEZ submitting that the import date should be considered as the date when the goods are moved from the FTWZ into the DTA after paying import duty applicable on such date.
- Based on examination of representations received in this regard as well as the deliberations with DGFT and DoR, it is clarified that existing instructions on clearances as issued by DGFT and CBIC including those pertaining to the issue of date of Bill of Lading of the imported consignment shall apply for all such clearances. The actual date of Bill of Lading which is the document determining current policy regime is available on record and shall remain relevant even if the subject goods are being cleared from SEZ to DTA at a later date.
- 5. This issues with the approval of the Competent Authority for necessary compliance.

Encl: As above

Yours faithfully,

Sumit Kumar 25.4. Sachan

(Sumit Kumar Sachan) Under Secretary to the Govt. of India Tel. 011-2306 2496

Email: sumit.sachan@nic.in

Copy to:

- Shri S. K. Mohapatra, Dy.DGFT, Directorate General of Foreign Trade.
 Shri Ananth Rathakrishnan, Deputy Secretary (Customs), CBIC, Department of Revenue.
- 3. Shri Sita Ram Meena, Director, Department of Consumer Affairs.

Sumit Kumar Sachan

(Sumit Kumar Sachan) Under Secretary to the Govt. of India