

# TAX CONNECT

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## EDITORIAL



**Friends,**

Section 170A was inserted vide the Finance Act, 2022 with effect from April 1, 2022, to make provisions for giving effect to the order of business reorganization issued by a tribunal, court or an Adjudicating Authority under the Insolvency and Bankruptcy Code, 2016. Section 170A(1) of the Income-tax Act, 1961 provides as follows –

***Effect of order of tribunal or court in respect of business reorganisation.***

*170A. (1) Notwithstanding anything to the contrary contained in section 139, in a case of business reorganisation, where prior to the date of order of a High Court or tribunal or an Adjudicating Authority as defined in clause (1) of section 5 of the Insolvency and Bankruptcy Code, 2016 (31 of 2016) (hereinafter referred to as order in respect of business reorganisation), as the case may be, any return of income has been furnished by an entity to which such order applies under the provisions of section 139 for any assessment year relevant to the previous year to which such order applies, the successor shall furnish, within a period of six months from the end of the month in which the order was issued, a modified return in such form and manner, as may be prescribed, in accordance with and limited to the said order.*

The Board, through its order u/s 119 dated 26.09.2022, permitted successor companies, if the business reorganization order was issued between 01.04.2022 to 30.09.2022, to submit modified returns under section 170A of the Act by March 31 2023.

However, the permission was pending for entities to submit income returns following business reorganization through amalgamation, merger, or demerger, sanctioned by a competent authority under the Insolvency and Bankruptcy Code, 2016, before 01.04.2022. In respect of such entities, the Apex Court, in the case of Dalmia Power Ltd. v. ACIT, held that the Department was to consider revised returns filed beyond

the prescribed timeline after taking into account the scheme of amalgamation as sanctioned by NCLT.

Therefore, the entities whose scheme of business reorganization was sanctioned by the competent authority vide orders dated prior to 01.04.2022 were outside the purview of section 170A. Consequently, these entities could not file modified returns of income under section 170A of the Act. To address the challenges faced by these entities and ease their genuine difficulties, the CBDT has now issued an order allowing successor companies to submit modified returns for the relevant assessment year. This can be done through the e-filing portal functionality. The order outlines a three-step process for entities to follow, including communication with the Jurisdictional Assessing Officer (JAO), verification of the return's compliance with the reorganization order, and electronic filing within specified timelines as follows –

Step	Action	Time-Line
<b>First</b>	Communication by the taxpayer to the Jurisdictional Assessing Officer (JAO) as per the proforma, for enablement of electronic filing of the return. (A)	Up to 30.04.2024.
<b>Second</b>	Completion of verification by the JAO as to whether the return is resulting from and limited to the order of the competent authority & enablement through ITBA, information about which will be received by taxpayer on its e-filing portal.	Preferably, within 30 days of the receipt of (A).
<b>Third</b>	Electronic filing of the return for relevant assessment year(s) on the e-filing portal by the taxpayer.	Up to 30.06.2024.

**Just to reiterate that we remain available over telecom or e-mail.**

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# TAX CALENDAR

Due Date	Form/Return /Challan	Reporting Period	Description
14 <sup>th</sup> April	Issue of TDS Certificate	February 2024	Due date for issue of TDS Certificate for tax deducted under section 194-IA, 194-IB, 194M, 194S in the month of February, 2024
15 <sup>th</sup> April	Form 15CC	March 2024	Quarterly statement in respect of foreign remittances (to be furnished by authorized dealers) in Form No. 15CC for quarter ending March, 2024
15 <sup>th</sup> April	Form 3BB	March 2024	Due date for furnishing statement in Form no. 3BB by a stock exchange in respect of transactions in which client codes been modified after registering in the system for the month of March, 2024
18 <sup>th</sup> April	CMP-08	Jan-Mar 2024	Form GST CMP-08 is used to declare the details or summary of self-assessed tax which is payable for a given quarter by taxpayers who are registered as composition taxable person or taxpayer who have opted for composition levy.
20 <sup>th</sup> April	GSTR-3B	March 2024	Summary return of outward supplies and input tax credit claimed, along with payment of tax by a registered person with aggregate turnover exceeding INR 5 Crores during the preceding financial year or any registered person who has opted to file monthly return.
20 <sup>th</sup> April	GSTR-5A	March 2024	Summary of monthly outward taxable supplies and tax payable by a person supplying OIDAR services.

# INCOME TAX

## NOTIFICATION

**CENTRAL GOVERNMENT APPROVES 'AMUL RESEARCH AND DEVELOPMENT ASSOCIATION, ANAND, GUJARAT' UNDER THE CATEGORY OF 'RESEARCH ASSOCIATION' FOR RESEARCH IN 'SCIENTIFIC RESEARCH' FOR THE PURPOSES OF CLAUSE (II) OF SUB-SECTION (1) OF SECTION 35**

**OUR COMMENTS:** The Central Board of Direct Taxes vide notification no. 38/2024 dated 09.04.2024 notified In exercise of the powers conferred by clause (ii) of sub-section (1) of section 35 of the Income-tax Act, 1961 (43 of 1961) read with Rules 5C and 5D of the Income-tax Rules, 1962, the Central Government hereby approves 'Amul Research and Development Association, Anand, Gujarat (PAN: AAATA2673H)' under the category of 'Research Association' for research in 'Scientific Research' for the purposes of clause (ii) of sub-section (1) of section 35 of the Income-tax Act, 1961 read with Rules 5C and 5D of the Income-tax Rules, 1962.

2. This Notification shall be deemed to have been applied from Assessment Years (AYs) 2008-09 to 2021-22.

**[For further details please refer the notification]**

## CASE LAW

**SETTLEMENT APPLICATIONS U/S 245C (1) - STATUTORY REQUIREMENT OF "FULL AND TRUE DISCLOSURE" UNDER SECTION 245C OF THE INCOME TAX ACT, 1961, PRE-CONDITIONS ASSOCIATED WITH AN APPLICATION UNDER CHAPTER XIX-A OF THE ACT AND EFFECT OF VIOLATION OF THE SAID PRE-CONDITIONS ON THE JURISDICTION OF THE INCOME TAX SETTLEMENT COMMISSION ["ITSC"] AS WELL AS THE FATE OF THE APPLICATION : DELHI HIGH COURT**

**OUR COMMENTS:** It was held that INCOME TAX SETTLEMENT COMMISSION (ITSC) to arrive at an unequivocal finding of full and true disclosure in the application. If the ITSC is not satisfied as to the "full and true disclosure" of the income in the application, it shall refrain from advancing with it, thereby, lacking jurisdiction to issue any orders pertaining to the subject matter outlined in the application.

Additionally, in the case of Om Prakash Mittal [2005 (2) TMI 16 - SUPREME COURT] the Hon'ble Supreme Court has held that the essential condition to proceed with the settlement through an

application u/s 245C of the Act is the necessity for a complete and honest disclosure of income, including the method by which it was obtained. Following an enquiry into the authenticity of this disclosure, the ITSC may decide to either approve or dismiss the application.

As in the present case ITSC in its order has succinctly noted that the respondent-assessee group failed to provide a convincing explanation regarding repurchase of the share capital. It observed that the evidence submitted by the respondent-assessee group regarding the purported investors lacked credibility, as the shares of the companies had already been repurchased at an extremely unreasonable price. It further noted that the transaction involving the repurchase of shares having a face value of INR 10/-, at a nominal value of 10 paise per paid-up share, cannot be deemed to be authentic. Later, the respondent-assessee group voluntarily agreed to relinquish the amount in question, i.e., the value of the shares repurchased at an unreasonably low price, which was under scrutiny.

Further, addressing the respondent-assessee group's contention regarding the revision of the application, we are of the opinion that the statutory framework of Chapter XIX-A of the Act does not allow for any revision or amendment of an application under Section 245C of the Act, as this would essentially entail submitting a new application in the same case while withdrawing the previous one. Such a process would afford the respondent-assessee group an opportunity to retract their initial submission and make a fresh one.

Therefore, permitting the revision of the application would indirectly provide the respondent-assessee group a chance to accomplish something that they could not achieve directly. It would also severely affect the importance of the requirement of full and true disclosure at the first instance. The very foundation of a settlement proceeding lies at the bedrock of good faith and therefore, revision or amendment, which has the effect of

## INCOME TAX

concealing a misrepresentation made in the application, would be impermissible and de hors the scheme of Chapter XIX-A under the Act.

In the case of CIT v. ITSC [2013 (7) TMI 95 - DELHI HIGH COURT] this Court, while relying upon the decision of the Hon'ble Supreme Court in the case of Ajmera Housing Corporation [2010 (8) TMI 35 - SUPREME COURT] concluded that revising a disclosure made in a settlement application would clearly indicate that the original disclosure was neither truthful nor comprehensive. Thus ITSC ought not to have proceeded with passing of the order as the respondent-assessee had failed to make a true and full disclosure before the ITSC.

### **Granting immunity from penalty and prosecution u/s 245H**

- The grant of such immunity is subject to conditions that the ITSC may deem appropriate to impose. A prerequisite for granting immunity is that the applicant must have cooperated in the proceedings before the ITSC and made a "full and true disclosure" of its income and the manner in which such income has been derived.

Taking into account all above, it is imperative to highlight that the legal framework concerning applications u/s 245C (1) of the Act fundamentally requires a "full and true disclosure" of additional income. It must be noted that the procedure prescribed under Chapter XIX-A of the Act is a marked departure from the general procedure involving assessment by the AO and consequent action under the law. As briefly observed in the initial part of this judgment, this departure is meant to provide an opportunity for the assessee to come clean regarding the income and tax payable thereon.

However, the relief envisaged in Chapter XIX-A of the Act is wide in nature and apart from settlement and quantification of payable tax, it also protects the assessee from prosecution and

penalties, if so ordered by the ITSC. At the root of this incentive, lies a commitment of the assessee to make a full, true and honest disclosure of the income, source of income and additional tax payable thereon. Once it is seen that the disclosure was not full and truthful, the ITSC loses its jurisdiction to entertain such an application as well as to provide any immunity to the applicant from prosecution and penalties.

Hence, in the present case, the ITSC has erred in law by approving the application of the respondent-assessee group under Section 245C of the Act. The ITSC further went on to grant immunity from the penalty and prosecution under Section 245H of the Act, which was contrary to the twin conditions stipulated herein above. Thus, the ITSC acted in excess of the jurisdiction conferred upon it under the Act.

WP allowed.



## GST

## NOTIFICATION

**CBIC EXTENDED DUE DATE OF FURNISHING GSTR-1 FOR MARCH 2024 TO 12TH APRIL 2024.**

**OUR COMMENTS:** The Central Board of Indirect Taxes and Customs vide Notification No. 09/2024 dated 12.04.2024 notified In exercise of the powers conferred by the second proviso to sub-section (1) of section 37 read with section 168 of the Central Goods and Services Tax Act, 2017 (12 of 2017), the Commissioner, on the recommendations of the Council, hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 83/2020 – Central Tax, dated the 10th November, 2020, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) vide number G.S.R. 699(E), dated the 10th November, 2020, namely:–

In the said notification, after the fourth proviso, the following proviso shall be inserted, namely:-

“Provided also that the time limit for furnishing the details of outward supplies in FORM GSTR-1 of the said rules for the registered persons required to furnish return under sub-section (1) of section 39 of the said Act, other than the registered persons who are required to furnish return under proviso of the said sub-section, for the tax period March, 2024, shall be extended till the twelfth day of April, 2024.”

2. This notification shall be deemed to have come into force with effect from the 11th day of April, 2024.

**[For further details please refer the notification]**

## NOTIFICATION

**CBIC EXTENDED TIMELINE FROM 1ST APRIL, 2024 TO 15TH MAY, 2024 REGARDING SPECIAL PROCEDURE BY A REGISTERED PERSON ENGAGED IN MANUFACTURING OF THE CERTAIN GOODS**

**OUR COMMENTS:** The Central Board of Indirect Taxes and Customs vide notification no 08/2024 dated 10.04.2024 notified In exercise of the powers conferred by section 148 of the Central Goods and Services Tax Act, 2017 (12 of 2017) (hereinafter referred to as the said Act), the Central Government, on the recommendations of the Council, hereby makes the following amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 04/2024-Central Tax, dated the 5th January, 2024 published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), vide number S.O. 85(E), dated the 5th January, 2024, namely:-

In the said notification, in para 4, for the words and letters “1st day of April, 2024”, the words and letters “15th day of May, 2024” shall be substituted.

2. This notification shall come into force from 1st day of April, 2024.

**[For further details please refer the notification]**

## NOTIFICATION

**WAIVER OF THE INTEREST LEVIED ON LATE FILLING OF GST RETURN FOR THE SPECIFIED (FOUR) REGISTERED PERSON**

**OUR COMMENTS:** The Central Board of Indirect Taxes and Customs vide notification no 07/2024 dated 08.04.2024 notified In exercise of the powers conferred by sub-section (1) of section 50 read with section 148 of the Central Goods and

## GST

Services Tax Act, 2017 (12 of 2017) (herein after referred to as the Act), the Government, on the recommendations of the Council, hereby notifies the rate of interest per annum to be 'Nil', for the class of registered persons mentioned in column (1) of the Table given below, who were required to furnish the return in FORM GSTR-3B, but failed to furnish the said return for the months mentioned against the corresponding entry in column (2) of the said Table by the due date, for the period mentioned against the corresponding entry in column (3) of the said Table, namely:—

TABLE

Class of registered persons	Months	Period for which interest is to be 'Nil'
(1)	(2)	(3)
Registered person having the following Goods and Services Tax Identification Numbers who are liable to furnish the return as specified under sub-section (1) of section 39 of the Act but could not file the return for the month as mentioned in the corresponding column (2), by the due date, because of technical glitch on the portal but had sufficient balance in their electronic cash ledger or electronic credit ledger, or had deposited the required amount through challan, namely: -		From the due date of filling return in Form GSTR 3B to the actual date of furnishing such return.

1. 19AAACI1681G1ZM	June, 2018	
2. 19AAACW2192G1Z8	October 2018	
3. 19AABCD7720L1ZF	July 2017 and August 2017	
4. 19AAECS6573R1ZC	July 2017 to February 2018	

[For further details please refer the notification]



## FEMA

## CASE LAW

**ADJUDICATING AUTHORITY UNDER FEMA - CASE OF THE APPELLANTS THAT THE SHOW CAUSE NOTICE HAVING BEEN ISSUED BY THE SPECIAL DIRECTOR, DIRECTORATE OF ENFORCEMENT, HE IS "THE ADJUDICATING AUTHORITY" AND THE FURTHER PROCEEDINGS ARE REQUIRED TO BE CONDUCTED BY HIM ALONE AND NOT BY THE ADDITIONAL DIRECTOR : MADRAS HIGH COURT**

**OUR COMMENTS:** Single Judge dismissed the writ petitions holding that the case was transferred from the Special Director to the Additional Director in view of the enhancement of pecuniary jurisdiction and the same is well within the provisions of the Act of 1999.

It has been held that the person designate is a person who is described as an individual, as opposed to a person ascertained as a member of a class. At the first instance, the show cause notice was issued by the Adjudicating Authority. Adjudicating Authority referred to in Rule 4 of the Rules of 2000 does not refer to a designation of an authority or a person. Rules of 2000 do not suggest that the Adjudicating Authority shall only be the Special Director or the Principal Special Director or the Additional Director. It only says "the Adjudicating Authority" and, as such, by no stretch of imagination it can be inferred that the Adjudicating Authority is a persona designate.

Adjudicating Authorities exercise their jurisdictions and power according to the pecuniary limits as enumerated in the notification appointing them as Adjudicating Authorities. The notification issued by the Central Government empowers the Adjudicating Authority to decide the case within his/her pecuniary limits.

Albeit the notice is issued by the Special Director, who at the relevant and material time was the Adjudicating Authority, subsequently, because of the fresh notification issued on 27.9.2018, the Adjudicating Authority notified by the Central

Government is the Additional Director and the Additional Director is empowered to conduct the adjudication proceedings. The inquiry and the adjudication proceedings has to proceed on the basis of the evidence produced. The evidence produced by the person would be considered by the Adjudicating Authority for forming an opinion to proceed further with the show cause notice.

The contention of the appellants that the person who issues the show cause notice under Rule 4(1) of the Rules of 2000 would alone be the Adjudicating Authority till the culmination of the proceedings cannot be comprehended and needs to be rejected.

According to learned Senior Counsel, the same is a saving clause. Referring to the said phraseology, it is submitted that the show cause notice having already been issued to the appellants, the appellants are covered under the said saving clause and, as such, the appellants' case cannot be transferred from the second respondent to the third respondent.

In our opinion, the said arguments does not hold water. The phrase "except as respects things done or omitted to be done before such supersession..." would mean that whatever acts are done till the date of issuance of the notification superseding the earlier notification are saved. The show cause notice issued under Rule 4(1) of the Rules of 2000 before issuance of the said notification dated 27.9.2018 is saved. The further proceedings cannot proceed before the person who was an Adjudicating Authority under the notification already superseded. The inquiry will have to be continued by the Adjudicating Authority as per the notification in vogue and not the Adjudicating Authority under the superseded notification.

We are of the firm view that the learned Single Judge has not committed any error while dismissing the writ petitions.

# CUSTOMS

## NOTIFICATION

### FIXATION OF TARIFF VALUE OF EDIBLE OILS, BRASS SCRAP, ARECA NUT, GOLD AND SILVER

**OUR COMMENTS:** The Ministry of Finance, Department of Revenue vide notification no 28/2024-Customs(N.T) dated 09.04.2024 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**

Sl. No.	Chapter/ heading/ subheading/tariff item	Description of goods	Tariff value (US \$Per Metric Tonne)
(1)	(2)	(3)	(4)
1	1511 10 00	Crude Palm Oil	929 (i.e., no change)
2	1511 90 10	RBD Palm Oil	939 (i.e., no change)
3	1511 90 90	Others – Palm Oil	934 (i.e., no change)
4	1511 10 00	Crude Palmolein	944 (i.e., no change)
5	1511 90 20	RBD Palmolein	947 (i.e., no change)
6	1511 90 90	Others – Palmolein	946 (i.e., no change)
7	1507 10 00	Crude Soya bean Oil	938 (i.e., no change)
8	7404 00 22	Brass Scrap (all grades)	5033(i.e., no change)

**TABLE-2**

Sl. No.	Chapter/ heading/ subheading/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	747 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	900 per kilogram
3.	71	(i) Silver, in any form, other than medallions and silver coins having silver content not below 99.9% or semi-manufactured forms of silver falling under subheading 7106 92;  (ii) Medallions and silver coins having silver content not below 99.9% or semi-manufactured forms of silver falling under sub-heading 7106 92, other than imports of such goods through post, courier or baggage.  <b>Explanation.</b> - 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.	900 per kilogram
4.	71	(i) Gold bars, other than tola bars, bearing manufacturer's or	747 per 10 grams

## CUSTOMS

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.

necessary in the public interest so to do, hereby makes the following further amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 64/2023-Customs, dated the 07th December, 2023, published in the Gazette of India, Extraordinary, Part II, Section 3, Subsection (i), vide number G.S.R. 884(E)., dated the 07th December, 2023, namely:-

In the said notification, in the Table, against S. No. 1, in Column (4), for the words and figures "30th day of April, 2024", the words and figures "30th day of June, 2024" shall be substituted.

**[For further details please refer the notification]**

**TABLE-3**

Sl. No.	Chapter/ heading/ subheading/tariff item	Description of goods	Tariff value (US \$ Per Metric Ton)
(1)	(2)	(3)	(4)
1	080280	Areca nuts	6259 (i.e., no change)"

2. This notification shall come into force with effect from the 10th day of April, 2024.

**[For further details please refer the notification]**

### NOTIFICATION

**SEEKS TO AMEND NOTIFICATION NO. 64/2023-CUSTOMS, DATED THE 7TH DECEMBER, 2023 IN ORDER TO ALLOW DUTY FREE IMPORTS OF YELLOW PEAS WITH BILL OF LADING ISSUED ON OR BEFORE 30.06.2024**

**OUR COMMENTS:** The Ministry of Finance, Department of Revenue vide notification no 23/2024-Customs dated 05.04.2024 notified In exercise of the powers conferred by sub-section (1) of section 25 of the Customs Act, 1962 (52 of 1962) read with section 124 of the Finance Act, 2021 (13 of 2021), the Central Government, on being satisfied that it is

# DGFT

## CIRCULAR

**CLARIFICATION ON DISCHARGE OF EXPORT OBLIGATION OF ADVANCE AUTHORISATION (AA) BEARING CUSTOMS NOTIFICATION NO. 18/2015-CUSTOMS AS AMENDED AND CUSTOMS NOTIFICATION NO. 21/2015-CUSTOMS AS AMENDED BOTH DATED 01.04.2015 BY MAKING PHYSICAL EXPORTS OR BY MAKING DOMESTIC SUPPLIES**

**OUR COMMENTS:** The Directorate General of Foreign Trade, Department of Commerce, Ministry of Commerce, Government of India vide Policy Circular No. 01/2024 dated 12-04-2024 issued clarification on discharge of export obligation of Advance Authorisation (AA) bearing Customs Notification No. 18/2015-Customs as amended and Customs Notification No. 21/2015-Customs as amended both dated 01.04.2015 by making physical exports or by making domestic supplies -reg.

This Directorate has been receiving representations on the subject cited above from time to time.

2. Accordingly, the matter is clarified as follows:

(a) Advance Authorisation Holder holding an Advance Authorisation issued on or after 01.04.2015, under Customs Notification No. 18/2015-Customs, dated 01.04.2015 has option to fulfill the export obligation either by physical exports or by making domestic supplies under para 7.02(A) (a) of FTP 2015-2020 i.e. Supply of goods against Advance Authorisation/ Advance Authorisation for annual requirement/DFIA.

(b) As per the harmonious reading of Para 4.14 of FTP 2015-2020 with Customs Notification No.01/2019-Customs dated 10.01.2019 it is clarified that Advance Authorisation Holder holding an Advance Authorisation issued on or after 10.01.2019, under Customs Notification No. 18/2015-Customs, dated 01.04.2015 has options as follows:

(i) To fulfill the export obligation either by physical exports or by making domestic supplies under Para 7.02 A (a) of FTP 2015-2020 i.e. Supply of goods against Advance Authorisation/Advance Authorisation for annual requirement/DFIA.

(ii) To make supplies under para 7.02A (b) of FTP 2015-2020 i.e. supply of goods to EOU/STP/EHTP/BTP.

(iii) To make supplies under para 7.02(A) (c) of FTP 2015-2020 i.e. supply of capital goods against EPCG authorisation provided exemption from payment of applicable Anti-Dumping Duty, Countervailing Duty, Safeguard Duty and Transition Product Specific Safeguard Duty if any has not been availed.

3. Similarly Advance Authorisation Holder holding an Advance Authorisation for deemed export issued under Customs Notification No. 21/2015-Customs dated 01.04.2015 only for above mentioned supplies with above stipulated conditions has an option to fulfill their export obligation either by way of supplies under para 7.02(A) (a), (b) & sub para (c) of FTP 2015-2020 or by making physical exports.

4. This Policy Circular is issued with the approval of the DGFT

[For further details please refer the Circular]

## PUBLIC NOTICE

**IMPLEMENTATION OF MELON SEEDS IMPORT MONITORING SYSTEM (MS-IMS)**

**OUR COMMENTS:** The Ministry of Commerce and Industry vide public notice no. 02/2024 dated 09.04.2024 notified In exercise of powers conferred under Paragraph 1.03 and 2.04 of the Foreign Trade Policy (FTP) 2023, as amended from time to time, and in reference to Notification 05/2023 dated 05.04.2024, the Director General of Foreign Trade hereby notifies the procedures for registration of import consignments under Melon Seeds Import Monitoring System(MS-IMS) as follows :-

i. The importer may apply under MS-IMS online on the DGFT Website -> Services -> Import Management System -> Services under Import Monitoring System -> Melon Seeds & Yellow Peas Import Monitoring System. The importer on submission of advance information in MS-IMS and on online payment of Rs. 500/-, shall be issued an Automatic Registration Number.

ii. The concerned Importer(s) shall undertake MS-IMS registration within 10 (ten) days from the date of Bill of Lading(Shipped on Board).

## DGFT

iii. 1 Automatic Registration Number shall be valid for 1 specific country of Origin and 1 Port of Import only. Automatic Registration Number granted shall be valid for any number of import consignments.

iv. Bill of Lading (Shipped on Board) details shall be declared in the MS-IMS registration. Multiple Bills of Lading (Shipped on Board) details may be specified under a single MS-IMS registration.

v. All copies of Bills of Lading (Shipped on Board) should be mandatorily uploaded during the registration process. The Importer may choose to mask the Exporter details on the said Bills of Lading copies.

2. At the time of Import clearance, the concerned Importer(s) are required to submit the MS-IMS Automatic Registration Number details, along with a valid FSSAI Manufacturer Licence for Melon Seeds in line with FSSAI Order RCD-12005/1/2021-Regulatory-FSSAI-Part(2) (E-1638) dated 15.03.2024, to the concerned Customs Port Authorities.

**Effect of this Public Notice:** Timelines and Procedures for registration under the Import Monitoring System (MS-IMS) for import of Melon Seeds are notified.

[For further details please refer the notification]

### PUBLIC NOTICE

#### MODIFICATION OF SION E-124 FOR EXPORT OF REFINED SUNFLOWER OIL (EDIBLE GRADE)

**OUR COMMENTS:** The Ministry of Commerce and Industry vide notification no. 01/2024 dated 09.04.2024 notified In exercise of the powers conferred under Paragraph 1.03 of Foreign Trade Policy, 2023, as amended from time to time, the Director General of Foreign Trade makes the following amendment in SION E-124:

SION No.	Export Item	Quantity	S. No.	Amended Import Item	Amended Quantity
E-124	Refined Sunflower Oil  (Edible Grade)	1 MT	1	Crude Sunflower Oil  (Edible Grade) (FFA 0.5 to 1.8%)	1.033 MT

2	Caustic Lye (48% Lye)	2.500 kg
3	Phosphoric acid	0.165 kg
4	Citric acid	0.020 kg
5	TONSIL Bleaching earth	2.000 kg
6	Filter Aid	3600 Kg

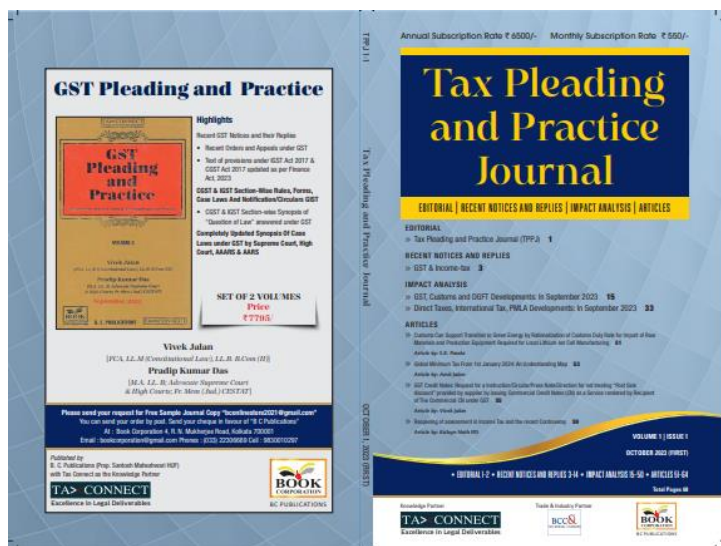
**Effect to this Public Notice:** Standard Input Output Norm (SION) E-124 for export of Refined Sunflower Oil (Edible Grade) has been amended with revised import entitlements.

[For further details please refer the notification]



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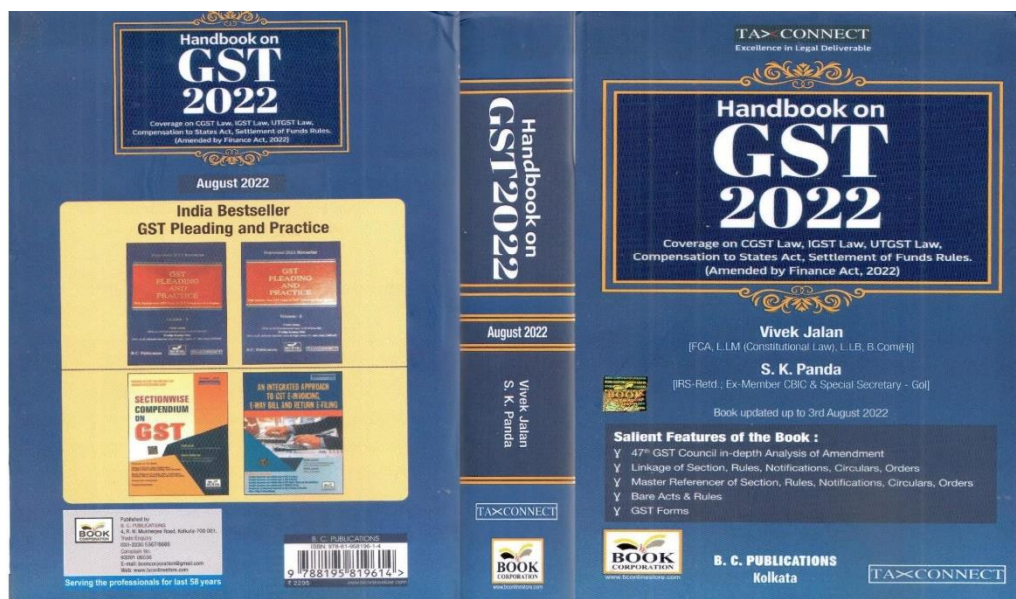
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