

# TAX CONNECT

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## EDITORIAL



**Friends,**

Now that the new Government has been formed, the policy landscape would again get moving. The long pending GST Tribunals would finally see light of day soon. With around 15000 cases pending to be filed before the GSTAT, the following are the reasons why taxpayers should start preparing for the GSTAT from now -

**1. 20% Additional Pre-deposit needs to be arranged:**

Additional pre-deposit of 20% is required to be deposited at the GSTAT for the demand to be stayed. This is a impact on the cash flow for taxpayers and to this extent liquidity would be under stress. Hence it is important that taxpayers should make a list of their cases and calculate the pre-deposit required. The same should be arranged well in advance so that there is no last minute rush.

**2. Taxpayers need to be vigilant of the notification for the 'date when the President of the Principal Bench/ Vice-President of the State Bench enters office'. The clock of 3 months or 3+3 months as the case might be, shall start ticking from such date:**

Section 2(a)/(b) of the Central Goods and Services Tax (Ninth Removal of Difficulties) Order, 2019 issued under CBIC. Order No. 9/2019-CT-dt. 3.12.2019 clarifies that the start of the three/six months period shall be considered to be the later of the following dates:-

- A. Date of communication of order; or
- B. Date on which the President or the State President, as the case may be, of the Appellate Tribunal after its constitution under section 109, enters office

The text of the Section 2(a)/(b) of the Central Goods and Services Tax (Ninth Removal of Difficulties) Order, 2019 issued under CBIC. Order No. 9/2019-CT-dt. 3.12.2019 is as follows –  
*Section 2(a) of the Central Goods and Services Tax (Ninth Removal of Difficulties) Order, 2019 issued under CBIC. Order No. 9/2019-CT-dt. 3.12.2019 clarifies that the start of the three months period shall be considered to be the later of the following dates:-*

- (i) date of communication of order; or*
- (ii) the date on which the President or the State President, as the case may be, of the Appellate Tribunal after its constitution*

*under section 109, enters office*

*Section 2(b) of the Central Goods and Services Tax (Ninth Removal of Difficulties) Order, 2019 issued under CBIC Order No. 9/2019-CT- dt. 03.12.2019 clarifies that the start of the six months period shall be considered to be the later of the following dates:-*

- (i) date of communication of order; or*
- (ii) the date on which the President or the State President, as the case may be, of the Appellate Tribunal after its constitution under section 109, enters office*

Hence taxpayers need to be vigilant of the notification for the 'date when the President of the Principal Bench/ Vice-President of the State Bench enters office'. The clock of 3 months or 3+3 months as the case might be, shall start ticking from such date.

Again, it is important to note that as of now, The Hon'ble President of the GSTAT has administered the oath and there might be a separate notification to notify the date when the President 'enters office'. It is pertinent to note that the same would possibly be done when the entire machinery for filing and hearing of the appeal, including the physical location of the GSTAT is operationalised. The GSTAT Rules also have to be notified.

**3. Since the date on which the President of the Principal Bench or the State President/ Vice-President as the case may be is expected to be notified now in few months, it is important that the Facts, Grounds, Prayer and Forms be kept ready so that there is no last minute rush:**

GSTAT is the last fact-finding Authority and the Appeals before the GSTAT may considerable amount of time to draft. Thereafter there might be technical glitches and other issues while filing the appeal. Hence, **it is important that the Facts, Grounds, Prayer and Forms be kept ready so that there is no last minute rush.** Taxpayers should not wait for the last moment.

Again, important to note is that in case of any delay in-ordinate delay, the GSTAT may not be able to condone the same beyond the time period specified in the CGST Act 2017.

**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
20 <sup>th</sup> June	GSTR-3B	May'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> June	GSTR-5A	May'2024	Summary of monthly outward taxable supplies and tax payable by a person supplying OIDAR services.

# INCOME TAX

## NOTIFICATION

### EXEMPTION U/S 10(46) IN RELATION TO SPECIFIED INCOME OF NOTIFIED PERSON - KERALA CO-OPERATIVE DEPOSIT GUARANTEE FUND BOARD

**OUR COMMENTS:** The Central Board of Direct Taxes, Ministry of Finance vide Notification No. 51/2024 dated 12.06.2024 notified in exercise of the powers conferred by clause (46) of section 10 of the Income-tax Act, 1961 (43 of 1961), the Central Government hereby notifies for the purposes of the said clause, 'Kerala Co-operative Deposit Guarantee Fund Board' (PAN: AANFK3180E), a Board constituted by the Govt. of Kerala, in respect of the following specified income arising to that Board, namely:

a) Contribution received from the Government of Kerala

b) Contribution received from society(ies) as defined in paragraph 2(k) of the Kerala Co-operative Deposit Guarantee Scheme.

c) Interest on bank deposits

2. This notification shall be effective subject to the conditions that Kerala Co-operative Deposit Guarantee Fund Board-

(a) shall not engage in any commercial activity;

(b) its activities and the nature of the specified income shall remain unchanged throughout the financial year(s); and

(c) shall file return of income in accordance with the provision of clause (g) of sub-section (4C) of section 139 of the Income-tax Act, 1961.

3. This notification shall be deemed to have been applied for assessment years 2019-2020, 2020-2021, 2021-2022, 2022-2023

and 2023-24 relevant for the financial years 2018-2019, 2019-2020, 2020-2021, 2021-2022 and 2022-23 respectively.

[For further details please refer the notification]

## CASE LAW

### VALIDITY OF REOPENING OF ASSESSMENT - CASH DEPOSITS RECEIPTS BY ASSESSEE - PETITIONER ARGUED THAT ALL BANK TRANSACTIONS HAD BEEN EXAMINED IN THE SCRUTINY ASSESSMENT PROCEEDING : ALLAHABAD HIGH COURT

**OUR COMMENTS:** It was held that vital information was not furnished to the petitioner. By means of a notice issued u/s 148A (b) the only information furnished to the petitioner was with respect to cash deposits received in his bank account from M/s Olivia Tradelinks India Pvt. Ltd. The other receipts with respect to which notice was issued are not disputed by the revenue. To that extent, the explanation furnished by the petitioner has found acceptance.

Since, the petitioner was not confronted with the information that he had received cash deposits from M/s Agarwal Bullion, the petitioner was not granted opportunity to rebut the same. Seen in that light, it appears that due compliance of Section 148A has not been made, inasmuch as the notice issued to the petitioner u/s 148A (b) was not complete.

In view of the fact that the petitioner has earlier faced scrutiny assessment for the same assessment year, wherein he claims to have disclosed all bank accounts with respect to which reassessment has been drawn, we consider it desirable that appropriate consideration be first made to the material aspects noted above before the fruitful reassessment proceeding may arise to the petitioner. Order u/s 148A (d) set aside –

Decided in favour of assessee.

## GST

## CASE LAW

**REFUND OF IGST - GOODS EXPORTED OUT OF INDIA - FAILURE OF THE CUSTOMS AUTHORITIES TO PROCESS THE REFUND CLAIM : BOMBAY HIGH COURT**

**OUR COMMENTS:** It was held that it is not in dispute that Rule 96 of CGST Rules, 2017 prescribes that the Shipping Bill filed by an exporter of goods shall be deemed to be an application for refund of integrated tax paid on the goods exported out of India, and such bill (deemed application) was presented by the petitioner to the respondents. In view of the same, the respondents ought to have taken up the proceedings in view of Section 54 of the CGST Act, 2017.

As per Section 54 (7) of the CGST Act, the proper officer shall issue the order under Sub-section (5) within sixty days from the date of receipt of the application complete in all respects. Herein the present case, the Shipping Bill is dated 24th August 2018.

The Circulars dated 16th March 2018 and 2nd January 2019 are issued by the respondents, wherein the responsibility has been fixed on the officers and the shipping agent. Now the respondents cannot say that the petitioner should correct the error SB006. Withholding of the refund is impermissible, it has to be either allowed or rejected, for the reasons to be recorded. No such reasons have been recorded and rejection order has not been passed.

Respondent No. 3 are directed to immediately process and sanction an amount of Rs. 2,44,61,247/- of IGST paid by the petitioner towards the goods exported from India in respect of Shipping Bill and deemed refund application bearing No. 7114580 dated 24th August 2018, within a period of four weeks from the date of this order.

Petition allowed.

## CASE LAW

**REJECTION OF THE APPEAL UNDER SECTION 107 OF THE WEST BENGAL GOODS AND SERVICE TAX ACT, 2017 - APPEAL WAS FILED BEYOND THE TIME PRESCRIBED: CALCUTTA HIGH COURT**

**OUR COMMENTS:** The appeal had been dismissed solely on the ground that the same had been filed beyond one month of the time prescribed for filing the appeal. The appeal therefor, was obviously barred by limitation. However, at the same time, the aforesaid could not prevent the petitioner from maintaining an application for condonation of delay by invoking the provisions of Section 5 of the Limitation Act, 1963.

The issue whether the Appellate Authority is competent to condone the delay beyond one month from the prescribed period for filing of an appeal has already been conclusively decided by the Hon'ble Division Bench of this Court in the case of S. K. Chakraborty & Sons Vs. Union of India [2023 (12) TMI 290 - CALCUTTA HIGH COURT].

No fruitful purpose will be served by remanding the aforesaid matter on the issue of condonation of delay to the Appellate Authority and also considering the explanation given by the petitioner, the petitioner has been able to sufficiently explain the delay in filing the appeal belatedly.

The aforesaid appeal restored to its original file and number and direct the Appellate Authority to hear out the same in accordance with law on merit within a period of two months from the date of communication of this order - petition disposed off.



## FEMA

## CIRCULAR

**INTERNATIONAL TRADE SETTLEMENT IN INDIAN RUPEES (INR) – OPENING OF ADDITIONAL CURRENT ACCOUNT FOR SETTLEMENT OF TRADE TRANSACTIONS**

**OUR COMMENTS:** The Ministry of Finance, Department of Economic Affairs vide circular no. RBI/2024-25/43 Circular No. 11 dated 11.06.2024 circulated that Attention of Authorised Dealer Category – I (AD Category – I) banks is invited to FED Circular No. 08 dated November 17, 2023, in terms of which, AD Category-I banks maintaining Special Rupee Vostro Account vide A.P. (DIR Series) Circular No.10 dated July 11, 2022 on International Trade Settlement in Indian Rupees (INR) were permitted to open an additional special current account for its constituents, exclusively for settlement of export transactions.

2. On a review, and to provide operational flexibility, the facility of opening an additional special current account by the AD Category-I banks (maintaining Special Rupee Vostro Account in terms of the RBI circular dated July 11, 2022 referred above) for its constituents may be extended for settlement of their export as well as import transactions.

3. The contents of this circular may be brought to the notice of your constituents.

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

## CIRCULAR

**EXPORT-IMPORT BANK OF INDIA (EXIM BANK)'S GOVERNMENT OF INDIA-SUPPORTED LINE OF CREDIT OF USD 23.37 MN TO THE GOVERNMENT OF THE CO-OPERATIVE REPUBLIC OF GUYANA (GO-GUY), FOR PROCUREMENT OF TWO HINDUSTAN 228-201 AIRCRAFT FROM HINDUSTAN AERONAUTICS LTD**

**OUR COMMENTS:** The Ministry of Finance, Department of Economic Affairs vide circular no. RBI/2024-25/42 Circular No. 10 dated 11.06.2024 circulated that Export-Import Bank of India (Exim Bank) has entered into an agreement dated March 15, 2024 with the Government of the Co-operative Republic of Guyana (GO-GUY), for making available to the latter, Government of India supported Line of Credit (LoC) of USD 23.37 mn (USD Twenty-Three Million Three Hundred Seventy Thousand Only) for procurement of two Hindustan 228-201 aircraft from Hindustan Aeronautics Ltd. The export of eligible goods and services from India, as defined under the agreement, would be allowed subject to their eligibility under the Foreign Trade Policy of the Government of India and whose purchase may be agreed to be financed by the Exim Bank under this agreement. Out of the total credit by Exim Bank under the

agreement, goods, works and services of the value of at least 75 per cent of the contract price shall be supplied by the seller from India, and the remaining 25 per cent of goods and services may be procured by the seller for the purpose of the eligible contract from outside India.

2. The Agreement under the LoC is effective from April 08, 2024. Under the LoC, the last date for disbursement will be 48 months after scheduled completion date of the project.

3. Shipments under the LoC shall be declared in Export Declaration Form/Shipping Bill as per instructions issued by the Reserve Bank from time to time.

4. No agency commission is payable for export under the above LoC. However, if required, the exporter may use his own resources or utilize balances in his Exchange Earners' Foreign Currency Account for payment of commission in free foreign exchange. Authorised Dealer (AD) Category- I banks may allow such remittance after realization of full eligible value of export subject to compliance with the extant instructions for payment of agency commission.

5. AD Category – I banks may bring the contents of this circular to the notice of their exporter constituents and advise them to obtain complete details of the LoC from the Exim Bank's office at Centre One, Floor 21, World Trade Centre Complex, Cuffe Parade, Mumbai 400 005 or from their website [www.eximbankindia.in](http://www.eximbankindia.in)

6. The directions contained in this circular have been issued under section 10(4) and 11(1) of the Foreign Exchange Management Act (FEMA), 1999 (42 of 1999) and are without prejudice to permissions/ approvals, if any, required under any other law.

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

# 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 43/2024-Customs(N.T) dated 14.06.2024 notified 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/ sub-heading/tariff item	Description of goods	Tariff value (USD Per Metric Tonne)
(1)	(2)	(3)	(4)
1	1511 10 00	Crude Palm Oil	906
2	1511 90 10	RBD Palm Oil	932
3	1511 90 90	Others – Palm Oil	919
4	1511 10 00	Crude Palmolein	935
5	1511 90 20	RBD Palmolein	938
6	1511 90 90	Others – Palmolein	937
7	1507 10 00	Crude Soya bean Oil	988
8	7404 00 22	Brass Scrap (all grades)	5669

**TABLE-2**

Sl. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (USD)
(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	744 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	945 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 sub-heading 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.  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.	945 per kilogram
4.	71	(i) Gold bars, other than tola bars, bearing manufacturer's or refiner's engraved serial	744 per 10 grams



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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.

**TABLE-3**

Sl. No.	Chapter/ heading/ sub-heading/tariff item	Description of goods	Tariff value (USD Per Metric Ton)
(1)	(2)	(3)	(4)
1	080280	Areca nuts	6242"

2. This notification shall come into force with effect from the 15th day of June, 2024.

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

### NOTIFICATION

#### AMENDMENT IN NOTIFICATION PERTAINING TO CUSTOMS PORTS — APPOINTMENT FOR SPECIFIED PURPOSES

**OUR COMMENTS:** The Ministry of Finance, Department of Revenue vide notification no 42/2024-Customs(N.T) dated 12.06.2024 notified In exercise of the powers conferred by clause (a) of sub-section (1) of the section 7 of the Customs Act, 1962 (52 of 1962), the Central Board of Indirect Taxes and Customs hereby makes the following further amendments in the notification of the Government of India, in the Ministry of Finance (Department of Revenue) No. 62/1994 –Customs (N.T.), dated the 21st November, 1994, published in the Gazette of India, Extraordinary, vide number S.O.829 (E), dated the 21st November, 1994, namely:-

In the said notification in the Table, against serial number 7 relating to the State of Kerala, in column (3) and (4), after item (8) in column (3) and the entries relating thereto in column (4), the following item and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)
		“(9) Vizhinjam International Seaport	Unloading of imported goods and the loading of export goods or any class of such goods.”

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

### NOTIFICATION

#### APPOINTMENT OF COMMON ADJUDICATING AUTHORITY FOR THE PURPOSE OF FINALIZATION OF PROVISIONAL ASSESSMENT IN SVB CASE W.R.T. M/S TYCO SAFETY PRODUCTS INDIA PVT LTD.

**OUR COMMENTS:** The Ministry of Finance, Department of Revenue vide notification no 41/2024-Customs(N.T) dated 10.06.2024 notified In exercise of the powers conferred by sub-section (1) of section 4 read with section 3 and sub-sections (1) and (1A) of section 5 of the Customs Act, 1962 (52 of 1962), the Central Board of Indirect Taxes and Customs, hereby appoints officer mentioned in column (4) of the Table below to exercise the powers and discharge duties conferred or imposed on officers mentioned in column (3) of the said Table in respect of noticee mentioned in column (1) of the Table, for purpose of adjudication of show cause notices mentioned in column No (2) therein, namely:-

### TABLE

Name of the Noticee(s) and Address (M/s.)	Show Cause Notice Number and Date	Name of Adjudicating Authorities	Common Adjudicating Authority appointed
(1)	(2)	(3)	(4)
M/s Tyco Safety products India Pvt. Limited, C-	F. No. S/3-GEN79/2018-19/CRC/ACC dated 27.11.2018.	Assistant Commissioner SVB Cell, Air Cargo Complex,	Deputy/Assistant Commissioner of Customs, Group-VA,

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602, Campus C, RMZ Centennial, Kundalahalli Main Road, Bangalore		Sahar, Andheri East, Mumbai, Maharashtra-400099	NS-V, JNCH, Nhava Sheva, Raigad, Maharashtra-400707
	SCN No. 1212/201920 (C-F) JNCH issued vide F.No. S/26Misc 2296/19-20/Gr-II (C-F) dated 26.02.2020	Assistant Commissioner of Customs, Group II (C-F), NS 1, JNCH, Nhava Sheva Maharashtra-400707	
	SCN No. 597/202021/Gr-IV/CAC/JNCH issued vide F.No. S/26Misc 842/2020-21/GrV/NS-III JNCH dated 19.11.2020	Deputy Commissioner of Customs Group- IV, NS-III, JNCH, Nhava Sheva Maharashtra-400707	
M/s Tyco Safety Products India Pvt. Limited, 602, Campus C, RMZ Centennial, Kundalahalli Main Road, Bangalore & M/s Tyco Safety Products India Pvt. Limited, #1001, Wing 'C', 10th floor, Godrej Coliseum, behind Everard Nagar, Sion	SCN No. 637/202021/AC/NS-V/JNCH issued vide F.No. S/26Misc 1055/2020-21/GrVA/NS-III JNCH dated 10.02.2020	Assistant Commissioner of Customs, Group VA, NS-V, JNCH, Nhava Sheva Maharashtra-400707	
	SCN No. 640/2020-21/GRP/CAC/JNCH issued vide F.No. S/26Misc/797/2020-21/Gr-VB/JNCH dated 11.12.2020	Assistant Commissioner of Customs, Group IV, NS-III, JNCH, Nhava Sheva Maharashtra-400707	

(East), Mumbai-400022			
M/s. Tyco Safety Products India Pvt Ltd, C/O Schenkar India Pvt Ltd, Antarish, Logidrome, Building No.B4, Padga, Bhiwandi, Thane Maharashtra 421302	F. No. S60(V)-05/2022 A(Misc) dated 10.02.2022	Assistant Commissioner, Appraising Group V, Custom House, 15/1 Strand Road, Kolkata-700001	

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

NOTIFICATION
<b>SEEKS TO IMPOSE ANTI-DUMPING DUTY ON IMPORT OF 'POLY VINYL CHLORIDE PASTE RESIN' FROM CHINA PR, KOREA RP, MALAYSIA, NORWAY, TAIWAN AND THAILAND FOR 6 MONTHS, PURSUANT TO FINAL FINDINGS ISSUED BY DGTR</b>

**OUR COMMENTS:** The Ministry of Finance, Department of Revenue vide notification no 09/2024-Customs(A.D.D) dated 13.06.2024 notified Whereas, in the matter of 'Poly Vinyl Chloride Paste Resin' (hereinafter referred to as the subject goods), falling under tariff items 3904 10 10, 3904 10 20, 3904 10 90, 3904 21 00, 3904 22 00, 3904 30 10, 3904 30 90, 3904 90 00, 3904 40 00 and 3904 90 90 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975) (hereinafter referred to as the Customs Tariff Act), originating in or exported from China PR, Korea RP, Malaysia, Norway, Taiwan and Thailand (hereinafter referred to as the subject countries) and imported into India, the designated authority vide its preliminary findings No. 6/17/2023-DGTR, dated the 26th April, 2024, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 26th April, 2024, has provisionally concluded that-

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(i) the product under consideration that has been exported to India from the subject countries are at dumped prices;

(ii) there is substantial increase in imports of subject goods from the subject countries in both absolute terms and in relation to production and consumption;

(iii) the material injury suffered by the domestic industry has been caused by the dumped imports from the subject countries,

and has recommended imposition of provisional anti-dumping duty on imports of the subject goods, originating

in, or exported from the subject countries and imported into India, in order to remove injury to the domestic industry.

Now, therefore, in exercise of the powers conferred by sub-section (2) of section 9A of the Customs Tariff Act read with rules 13 and 20 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, the Central Government, on the basis of the aforesaid findings of the designated authority, hereby imposes on the subject goods, the description of which is specified in column (3) of the Table below, falling under the tariff item of the First Schedule to the Customs Tariff Act as specified in the corresponding entry in column (2), originating in the countries as specified in the corresponding entry in column (4), exported from the countries as specified in the corresponding entry in column (5), produced by the producers as specified in the corresponding entry in column (6), and imported into India, a provisional anti-dumping duty at the rate equal to the amount as specified in the corresponding entry in column (7), in the currency as specified in the corresponding entry in column (9) and as per unit of measurement as specified in the corresponding entry in column (8) of the said Table, namely:-

**TABLE**

Sl. No.	Tariff item	Description of goods	Country of origin	Country of exports	Producer	Duty amount	Unit	Currency
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(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
1.	390410 10	'Poly Vinyl	People's	Any country including	Formosa Industries (Ningbo) Co., Ltd.	546	Metric Tonne	US\$
	390410 20	Chloride Paste	Republic of					
	390410 90	Resin', also known as	China	People's				
	390421 00	Emulsion PVC Resin #		Republic of				
	390422 00			China				
	390430 10							
	390430 90							
	390490 00							
	390440 00							
	390490 90 ##							
2.	do	'Poly Vinyl  Chloride Paste  Resin', also known as  Emulsion PVC Resin #	People's  Republic of  China	Any country including  People's  Republic of  China	Shenyang Chemical Co., Ltd.	115	Metric Tonne	US\$

## CUSTOMS

3.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsion PVC Resin #	People's Republic of China	Any country including People's Republic of China	Any producer other than SN 1 and 2 mentioned above	600	Metric Tonne	US\$
4.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsion PVC Resin #	Any country other than subject countries	People's Republic of China	Any producer	600	Metric Tonne	US\$
5.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsion PVC Resin #	Korea RP	Any country including Korea RP	Hanwha Solutions Corporation	Nil	Metric Tonne	US\$
6.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsion PVC Resin #	Korea RP	Any country	Any producer other than	41	Metric	US\$

		Chloride Paste Resin', also known as Emulsion PVC Resin #		including Korea RP	SN 5 mentioned above		Tonne	
7.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsion PVC Resin #	Any country other than subject countries	Korea RP	Any producer	41	Metric Tonne	US\$
8.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsion PVC Resin #	Malaysia	Any country including Malaysia	Kaneka Paste Polymers Sdn. Bhd.	317	Metric Tonne	US\$
9.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsion PVC Resin #	Malaysia	Any country including	Any producer other than SN 8 mentioned above	375	Metric Tonne	US\$

## CUSTOMS

		Resin', also known as Emulsi on PVC Resin #		Malaysia				
10.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsi on PVC Resin #	Any country other than subject countries	Malaysia	Any producer	375	Metric Tonne	US\$
11.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsi on PVC Resin #	Taiwan	Any country including Taiwan	Formosa Plastics Corporation	118	Metric Tonne	US\$
12.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsi on PVC Resin #	Taiwan	Any country including Taiwan	Any producer other than SN 11 mentioned above	168	Metric Tonne	US\$

		known as Emulsi on PVC Resin #						
13.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsi on PVC Resin #	Any country other than subject countries	Taiwan	Any producer	168	Metric Tonne	US\$
14.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsi on PVC Resin #	Thailand	Any country including Thailand	TPC Paste Resin Co., Ltd.	195	Metric Tonne	US\$
15.	do	'Poly Vinyl Chloride Paste Resin', also known as Emulsi on PVC Resin #	Thailand	Any country including Thailand	Any producer other than SN 14 mentioned above	252	Metric Tonne	US\$

## CUSTOMS

		Emulsi on PVC Resin #						
1 6.	do	'Poly Vinyl Chlorid e Paste Resin', also known as  Emulsi on PVC Resin #	Any count ry other than subje ct count ries	Thaila nd	Any producer	252	Met ric Ton ne	US\$
1 7.	do	'Poly Vinyl Chlorid e Paste Resin', also known as  Emulsi on PVC Resin #	Norw ay	Any count ry inclu ding Norw ay	Any producer	328	Met ric Ton ne	US\$
1 8.	do	'Poly Vinyl Chlorid e Paste Resin', also known as  Emulsi on PVC Resin #	Any count ry other than subje ct count ries	Norw ay	Any producer	328	Met ric Ton ne	US\$

#The following products are excluded from the scope of the product under consideration (PUC):

(a) PUC with a K value below 60K

(b) PVC Blending Resin

(c) Co-polymers of PVC Paste Resin

(d) Battery separator resins

(e) The brand name "Biovyn" produced by Innovyn Europe Ltd.

## The customs classification is indicative only and not binding on the scope of the product under consideration."

2. The provisional anti-dumping duty imposed under this notification shall be effective for a period of six months (unless revoked, amended or superseded earlier) from the date of publication of this notification in the Official Gazette and shall be payable in Indian currency.

Explanation.- For the purposes of this notification, rate of exchange applicable for the purposes of calculation of such anti-dumping duty shall be the rate which is specified in the notification of the Government of India, in the Ministry of Finance (Department of Revenue), issued from time to time, in exercise of the powers conferred by section 14 of the Customs Act, 1962 (52 of 1962), and the relevant date for the determination of the rate of exchange shall be the date of presentation of the bill of entry under section 46 of the said Customs Act.

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



## DGFT

### NOTIFICATION

#### AMENDMENT IN IMPORT POLICY OF SPECIFIC ITC (HS) CODES UNDER CHAPTER 71 OF SCHEDULE – I (IMPORT POLICY) OF ITC (HS) 2022

**OUR COMMENTS:** The Ministry of Commerce and Industry vide notification no. 17/2024-25 dated 11.06.2024 notified in exercise of powers conferred by Section 3 and Section 5 of Foreign Trade (Development & Regulation) Act, 1992, read with paragraph 1.02 and 2.01 of the Foreign Trade Policy 2023, as amended from time to time, the Central Government hereby amends the import policy and policy condition of specific ITC HS codes under Chapter 71 of ITC (HS), 2022, Schedule - I (Import Policy), with immediate effect, as under:

ITC(HS) Code	Description Policy	Existing Import Policy	Revised Import Policy	Policy Condition
71 131912	--- Of gold: --- Studded with pearls	Free	Restricted	However import under a valid INDIA-UAE CEPA TRQ shall be permitted without restricted import Authorisation.
71131913	--- Of gold: --- Studded with diamonds of heading 7102	Free	Restricted	However import under a valid INDIA-UAE CEPA TRQ shall be permitted without restricted import Authorisation.
71131914	--- Of gold: --- Studded with diamonds of heading 7104	Free	Restricted	However import under a valid INDIA-UAE CEPA TRQ shall be permitted without restricted import Authorisation.
71 131915	--- Of gold: --- Studded with other precious and semi-precious stones	Free	Restricted	However import under a valid INDIA-UAE CEPA TRQ shall be permitted without restricted import Authorisation.
71 131960	--- Parts	Free	Restricted	

**Effect of the Notification:** The Import Policy of ITC (HS) code 71131912, 71131913, 71131914, 71131915, 71131960

has been amended from "Free" to "Restricted" with immediate effect. However import under ITC (HS) codes 71131912, 71131913, 71131914 and 71131915 shall be permitted without restricted import Authorisation under a valid INDIA-UAE CEPA TRQ.

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

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

### TRADE NOTICE

#### ISSUANCE OF REGISTRATION-CUM-MEMBERSHIP CERTIFICATE (RCMC) FOR MEDICAL DEVICES

**OUR COMMENTS:** The Ministry of Commerce and Industry vide notification no. 05/2024-2025 dated 12.06.2024 notified that Reference is invited to DGFT Public Notice No. 18/2023 dated 23.06.2023 whereby Export Promotion Council (EPC) for Medical Devices was included in the Appendix 2T of FTP 2023 for issuing RCMC for specific items. Through the said Public Notice, it was inter alia notified that RCMC issued by EEPC INDIA till the date of issue of that Public Notice shall remain valid till their expiry.

2. Now it has been noted that the EPC for Medical Devices is yet to start regular functioning and could not onboard on the Common Digital platform of DGFT for issuance of RCMC. As one of the conditions for availing benefits under RoDTEP for medical devices is mandatory RCMC from the concerned EPC, the industry is facing difficulty in getting RCMC and clearance of their goods at Customs point.

3. Accordingly, the matter has been reviewed in DGFT and it has been decided that till such time the EPC for Medical Devices starts proper functioning, the RCMC may be issued by the EEPC INDIA and any other concerned EPC for Medical Devices.

4. Further, the Customs Authorities are requested to accept the RCMC for medical devices issued by EEPC INDIA and any other concerned EPC till further orders.

This issues with the approval of the competent authority

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

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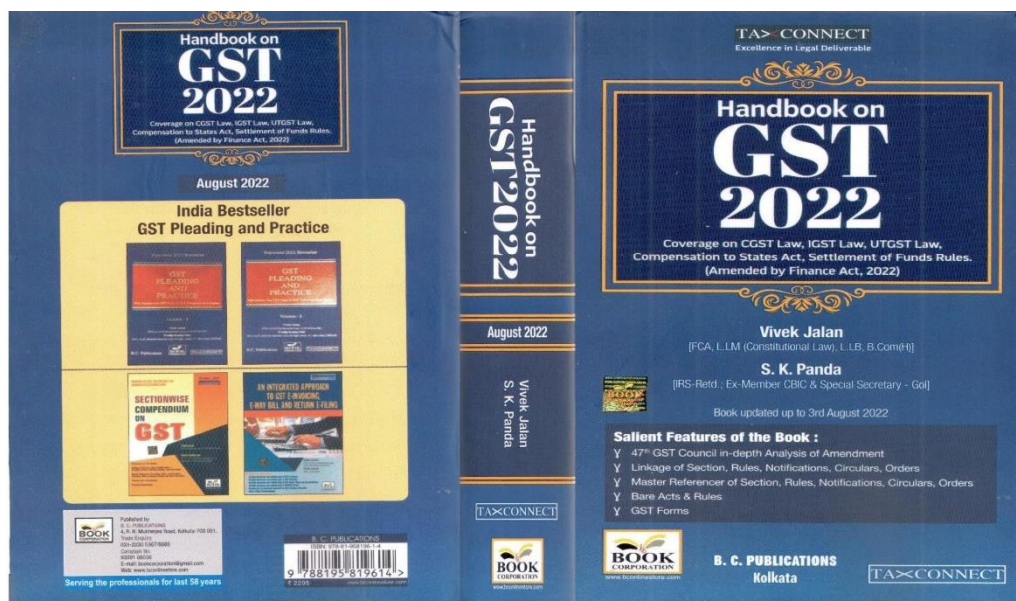
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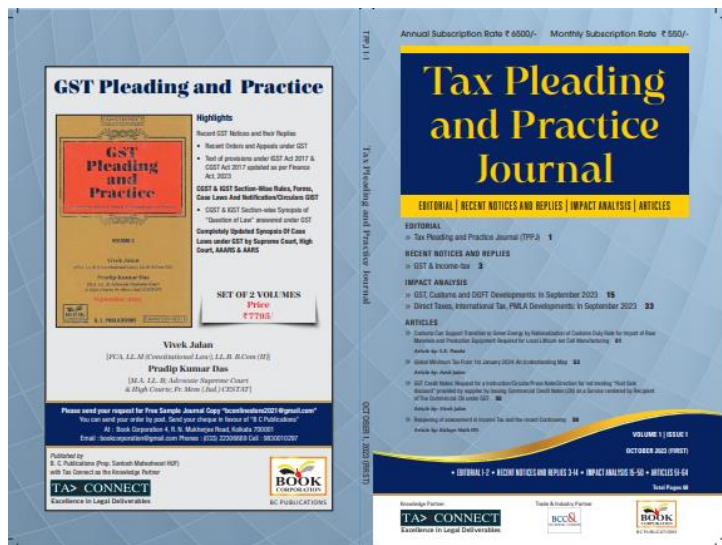
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4. Articles

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7. Discussion on Recent Instruction on GST-Summons, Arrest and Bail

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