



GOVERNMENT OF INDIA
OFFICE OF THE COMMISSIONER OF CUSTOMS (PORT)
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**Minutes of the Trade Facilitation Committee Meeting (TFC) held on 17.12.2019 at
 16:00 Hrs in the Board Room of Custom House, Kolkata**

The Trade Facilitation Committee Meeting was held in the Board Room of Custom House, Kolkata on 17.12.2019. The meeting was presided over by the Commissioner of Customs (Port). List of Members present in the meeting is annexed.

At the outset, the Chair welcomed all the members present in the meeting and thereafter following issues were discussed in the meeting.

A. Points Submitted by Federation Of Indian Export Organisation (FIEO)

1. IGST Refund of exporters is pending due to Gateway EGM Error (SB006) in case of transshipments effected from Kolkata Sea Port to Krishnapatnam (Gateway) Port.

Response/Direction: *It was informed that the issue arises when either EGM is not filed at the Gateway Port and/or Allow Shipment is not done at the Gateway Port for the shipments using ETP (Electronic Transshipment Module) facility. It has nothing to do with Kolkata Customs.*

However, steps to avoid such a situation have been taken in co ordination with the stake holders, particularly MLOs. As a result, pendency has reduced from 900 to 500 odd cases after the process of 'Allow Shipment' and filing of Gateway EGMs was started around 02 month ago by the Shipping lines. The progress depends upon the submission of required details to Krishnapattam Customs for 'Allow Shipment' and filing of Supplementary EGM at the Gateway Port by the Liners.

As sought, the list of these approximately 500 cases, has been provided by the IGST Refund Cell to the representative of FIEO.

2. Status of decision taken on Part delivery of containers/consignments at CFSs- matter was raised in the last CCFC Meeting held on 04.11.2019

Response/Direction: *The Commissioner informed that the matter is being looking into and a decision taken will be taken shortly*

B. Points Submitted by Marine Products Export Development Authority (MPEDA)

1. **EGM & Stuffing Problem:** From exporters' side there is no mechanism to sort out the EGM or Stuffing issues in a Shipping Bill. Even after submitting the reply of the query generated, with all relevant documents, the Shipping Bill with EGM or Stuffing error do not get sorted out. A technical helpline must be there in place for helping Exporters.

Response/Direction: It was informed that the EGM and Stuffing related problem is faced by exporters due to non-submission of requisite documents like Export Tally Form and print out of Let Export Order by the CHA at the shed. This is mainly a coordination problem between the CHAs and Customs.

AC (Export) informed that a list of S/Bs (with Exporter and CHA details) having Stuffing Problem is being prepared and with the cooperation of CHAs concerned, the issue will be solved as soon as possible.

For EGM errors occurring due to non-compliance of procedures from CHA's/ Shipping Line's end, it was stated by the Commissioner that this is not acceptable and requested the concerned stakeholders (shipping lines & CI) to take corrective steps.

2. Examination of export containers sealed with RFID seals:

- i) Once opened, the temperature raises in the frozen container which is stored at -18°C leading to deterioration of frozen seafood and contamination of stored material with dust and microbes in the air.
- ii) RFID Seals are already linked to overseas buyer's. If these seals are cut and fresh manual seals are put, exporters have to give explanation to buyer's and have to modify documents. If onsite inspection is arranged, this problem can be solved.

Response/Direction: The representative of MPEDA informed during the meeting that they have come across the relevant Circular in this regard and this is no more an issue.

3. **Filing of frozen weight in invoice:** Exporters have been insisted by Kolkata Customs to file on net weight basis only and we have to request special Order to Convert Pricing etc., though it's not a trade Practice. Moreover, the Invoice Clearly shows Net Weight/Frozen Weight/Gross Weight which is the Nomenclature in the Trade.

Response/Direction: It was informed that it was not practical to consider frozen weight of the goods as it might differ from the net weight of the goods which in turn might impact the amount of drawback to be disbursed. However, the Commissioner instructed the representative of MPEDA to submit proof of practice being followed at other ports. He also assured that if there is any contrary practice, the matter can be revisited.

With no other points to discuss, the following additional issues raised by the members were allowed by the Commissioner:

C. Point raised by National Association of Container Freight Stations (NACFS)

1. Details of code of originating ICD is not automatically reflected in the Shipping Bill at Gateway Port.

Response/Direction: The Commissioner assured that the problem will be looked into and decision taken will be informed shortly.

[Action: AC/DC (EDI)]

D. Points raised by CCHAA


1. Movement of cargo from Port to CFS should be as per Public Notice No. 73/2011 dated 26.12.2011 issued by Kolkata Customs (Port) wherein it is stated that the importers/CHAs are required to give their option of the destination CFS for movement of importer cargo from Port.

Response/Direction: The P.N 73/2011 is still in force. It lays down for giving option for CFS by the importer. Shipping lines should follow the provision laid down in P.N. Where there is no option given for destination CFS, Shipping Lines / Steamer Agents can name any of the CFSs.

[Action: AC/DC (NSD) & AC/DC (Prev.) SOA]

The meeting ended with vote of thanks to the Chair.

This issues with the approval of the Commissioner of Customs (Port), Kolkata.



(D.Satish)

F. No. S106 (Misc)-07/2011 A (G) Pt-VI
Dated: 31.12.2019

Joint Commissioner of Customs (Port)
Custom House, Kolkata

Copy to:-

1. Sr. PS to the Commissioner of Customs, Kolkata.
2. PA to the Commissioner of Customs (Port)
3. ADC (Office of the Chief Commissioner of Customs)
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5. All DCs/ACs, Port
6. AC/DC / (Prev) SOA
7. D.C. (EDI) - for uploading in the Kolkata Customs website
8. All participants.