

The Collectors of Customs, Model Customs Collectorates, Appraisement (East / West) / Port Qasim / Preventive, Karachi / Lahore (Appraisement / Preventive) / Sambrial (Sialkot) / Faisalabad / Multan / Islamabad /Hyderabad/ Quetta / Peshawar/ Gawadar/ Gilgit-Baltistan.

Determination of Customs Values of Hair Brushes Under Section 25-A of the Customs Act, 1969

(VALUATION RULING NO. 932 2016)

No. Misc/10/2016-IX

Dated: September 22, 2016

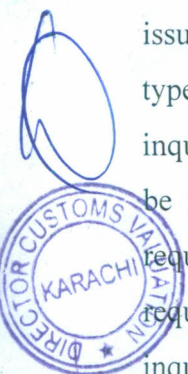
In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, Customs values of Hair Brushes of all types are determined as follows: -

2. **Background of the valuation issue:** The customs values of different types of brushes were determined under Section 25A of the Customs Act, 1969, of Brushes vide Valuation Ruling No.665/2014, dated 31-03-2014. The current Valuation Ruling required revision in line with the prevailing prices in the international market. Therefore, this Directorate General initiated an exercise for determination of customs values of Hair Brushes.

3. **Stakeholders' participation in determination of Customs values:** Meeting with stakeholders was held on 20-09-2016. Importers had been requested to furnish the following documents before or during the course of meeting:

- A. Invoices of imports during last three months showing factual value.
- B. Websites, names and E-mail addresses of known foreign manufacturers of the item in question through which the actual current value can be ascertained.
- C. Copies of Contracts made / LCs opened during the last three months showing the value of item in question.
- D. Copies of Sales Tax Invoices issued during last four months showing the difference in price (excluding duty and taxes) to substantiate that the benefit of difference in price is passed on to the local buyers.

4. During the meeting importers of different kinds of brushes stressed that owing to differences in nature and basic types the fresh Valuation Ruling for hair brushes be separately issued as the same were different in kind/shapes/function/material and prices than general type of cleaning/dusting brushes. Importers of the hair brushes emphasized that the market inquiry conducted by the department and samples presented at the time of meeting should not be relied upon as the department has purchased hair brushes from retail outlets. They requested that market inquiry shall be conducted from Boulton market/ Marroit Road. The request was acceded to. The importer agreed that work back values obtained from a market inquiry from the market where these brushes are traded will actually reflect correct values. Many samples from venders and shops of Bolton Market/ Marroit Road were obtained. The



prices varied depending on the quality and material used. The values were thus determined in view of Section 25 (7) of the Customs Act, 1969.

5. Method adopted to determine Customs values: Valuation methods given in Section 25 of the Customs Act, 1969 were followed to arrive at customs value of different types of hair Brushes. Transaction value method provided in Section 25 (1) was found inapplicable owing to wide variation in the values being declared to the customs. Identical / similar goods value methods provided in Section 25 (5) & (6) were examined for applicability to the valuation issue in the instant case which provided some reference values of the subject goods but the same could not be exclusively relied on due to wide variation in declared values of subject goods. Stakeholder's meeting was also scheduled but during the meeting very divergent point of regarding international market prices was presented. Consequently, this office conducted market inquiry in terms of Sub-section (7) of Section 25 of the Customs Act, 1969. Accordingly, the Customs values of Hair Brushes have been determined under Section 25 (7) of the Customs Act, 1969.

6. Customs values for Hair Brushes: Hair Brushes *hereinafter* specified *shall* be assessed to duty/taxes at the following Customs Values: -

Description of goods	PCT	Proposed PCT for WeBOC	Origin	Customs Value (C&F) US\$/Kg
(1)	(2)	(3)	(4)	(5)
Hair Brushes	9603.2900	9603.2900.1000	China	4.10
		9603.2900.1100	Other Origins	5.35

Note: These values will not be applicable on high end hair brush brands which may be assessed on transaction values under section 25 of the Customs Act, 1969.

6. In cases where declared/transaction values are higher than the Customs values determined in this Ruling, the assessing officers shall apply those values in terms of Sub-Section (1) of Section 25 of the Customs Act, 1969. In case of consignments imported by air, the assessing officer shall take into account the element of air freight while assessing the goods.

7. Validity of this Valuation Ruling: The values determined vide this Ruling shall be the applicable Customs value for assessment of subject imported goods until and unless it is rescinded or revised by the competent authority in terms of Sub-Sections (1) or (3) of Section 25-A of the Customs Act, 1969.

8. Revision of the value determined vide this Valuation Ruling: A revision petition may be filed against this Ruling, as provided under Section 25-D of the Customs Act, 1969, within 30 days from the date of issue of this ruling, before the Director General, Directorate General of Customs Valuation, 7th Floor, Custom House, Karachi.



9. The Collectors of Customs may kindly ensure that the values given in this Valuation Ruling for the given description of goods are applied by the concerned staff without fail. Any anomaly observed may kindly be brought to the notice of this Directorate General immediately. Customs values determined in the ruling are for the description and specification as mentioned in the Annexure to this Valuation Ruling. HS Codes are mentioned for illustrative purposes so that valuation ruling values are made accessible to the assessing officers. The assessment shall be finalized on the basis of correct classification after fulfilling requisite formalities related to importability or any other certification required thereon. In addition to this, it is further necessary to verify that there is no mis-declaration of any sort or violation of Import Policy Order or Section 15 of the Customs Act, 1969 or any other law in vogue therein.

10. *This Valuation Ruling supersedes the serial No. 3 of Valuation Ruling No. 665/2014, dated 31-03-2014.*


 (Dr. Wasif Ali Memon)
 Director

Copy for information to: -

1. Member (Customs), F.B.R., Islamabad.
2. Director General, Customs Valuation, Custom House, Karachi.
3. Chief Collector of Customs, South (Appraisement), Custom House, Karachi.
4. Chief Collector of Customs, South (Enforcement), Custom House, Karachi.
5. Chief Collector of Customs (Central), Lahore.
6. Chief Collector of Customs (North), Islamabad.
7. Director General, Intelligence and Investigation-FBR, Islamabad.
8. Director General, Audit (Customs & Petroleum), 1st Floor, PT&T Audit Building, Mauj-e-Darya Road, Lahore.
09. Director General, Post Clearance Audit (PCA), Islamabad.
10. Director General, Internal Audit (Customs), Karachi.
11. Directors, Intelligence & Investigation, Karachi / Lahore / Islamabad/ Quetta Peshawar/ Faisalabad.
12. Director, Directorate of Customs Valuation (Camp Office), Lahore.
13. Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in WeBOC database system and deleting *the serial No:3, of Valuation Ruling No. 665/2014, dated 31-03-2014.*
14. Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
15. Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta, Gujranwala, Faisalabad, Sialkot, Rawalpindi & Peshawar.
16. Law Section, Customs Valuation, 7th Floor, Custom House, Karachi.
17. Review Section, Customs Valuation, 7th Floor, Custom House, Karachi.
18. Karachi Customs Agents Group, Bohri Road, Karachi.
19. CHO, Customs Valuation, Custom House, Karachi.
20. Notice Board, Customs Valuation 7th Floor, Custom House, Karachi / MCC, Appraisement (East/West), Custom House, Karachi.
21. Webmaster, Federal Board of Revenue, Constitution Avenue, Islamabad, for uploading FBR website and deleting *the serial No:3, of Valuation Ruling No. 665/2014, dated 31-03-2014.*
22. Guard File.