



GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF CUSTOMS VALUATION
CUSTOM HOUSE KARACHI

The Collectors of Customs, Model Customs Collectorate, Appraisement (East / West) / Port Qasim / Preventive, Karachi / Lahore (Appraisement / Preventive) / Smbrial (Sialkot) / Faisalabad / Multan / Islamabad /Hyderabad/ Quetta / Peshawar/ Gawadar/ Gilgit-Baltistan/Exports (Karachi/PQ). Collector Exports (Port Qasim/Karachi)/ Director Transit (Karachi)

Determination of Customs Values of Exhaust Fans under Section 25-A of the Customs Act, 1969

(Valuation Ruling No. 1174/2017)

No. Misc/61/2017-VII

Dated: May 26, 2017

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, Customs values of Exhaust Fans are determined as follows: -

2. **Background of the valuation issue:** It has been brought to the knowledge of this Directorate General that the Exhaust Fans are being imported under invoiced as compared to the prevailing prices in the international market. Therefore, this Directorate General initiated an exercise for determination of customs values of Exhaust Fans.

3 **Stakeholders' participation in determination of Customs values:** Meetings with stakeholders were held on 26-04-2017 and 24-05-2017. 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.

During the course of meeting, the importers were of the view that the values of Exhaust Fans of China origin have actually reduced in the international market. They were requested to submit import invoices, sales tax invoices, literature, evidences and other relevant requisite import documents in support of their contentions. They provided documents / evidence to substantiate their contentions.

5. **Method adopted to determine Customs values:** Valuation methods given in Section 25 of the Customs Act, 1969 were followed to arrive at customs values of Cooking Range Hood/Chimney. 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 upon due to wide variation in declared values of subject goods. Thereafter, market enquiry as envisaged under section 25(7) of the Customs Act, 1969, was conducted. For the purpose, different markets were surveyed repeatedly. The computed value method as provided in Section 25(8) of the Customs Act, 1969, could not be applied as the conversion costs from constituent material at the country of export were not available. Online values of subject goods were also obtained. All the information so gathered was evaluated and analyzed for the purpose of determination of customs values.

Consequently, the Customs values of Exhaust Fans have been determined under Section 25(9) of the Customs Act, 1969.

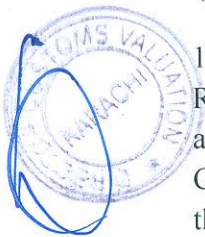
6. **Customs values for Exhaust Fans:** Exhaust Fans, as specified herein, shall be assessed to duty/ taxes at the Customs values given are as under:-

| No | Description | PCT | Proposed PCT for WeBOC | Origin | Customs Value US\$/Pc |
|-----|--------------------------------|-----------|------------------------|--------|-----------------------|
| (1) | (2) | (3) | (4) | (5) | (6) |
| | Plastic / Aluminum body | | | | |
| 1 | Exhaust Fan 4" | 8414.5140 | 8414.5140.1000 | China | 1.50 |
| 2 | Exhaust Fan 6" | | 8414.5140.1100 | | 3.38 |
| 3 | Exhaust Fan 8" | | 8414.5140.1200 | | 3.57 |
| 4 | Exhaust Fan 10" | | 8414.5140.1300 | | 4.13 |
| 5 | Exhaust Fan 12" | | 8414.5140.1400 | | 4.88 |
| 6 | Exhaust Fan 14" | | 8414.5140.1500 | | 6.29 |
| | Plastic Body | | | | |
| 7 | Exhaust Ceiling Fan 150mm/6" | | 8414.5140.1600 | China | 3.94 |
| 8 | Exhaust Ceiling Fan 200mm/8" | | 8414.5140.1700 | | 4.32 |
| 9 | Exhaust Ceiling Fan 250mm/10" | | 8414.5140.1800 | | 4.88 |
| 10 | Exhaust Ceiling Fan 300mm/12" | | 8414.5140.1900 | | 5.64 |
| | Iron Body | | | | |
| 11 | Exhaust Fan 8" | | 8414.5140.2000 | China | 2.63 |
| 12 | Exhaust Fan 10" | | 8414.5140.2100 | | 3.38 |
| 13 | Exhaust Fan 12" | | 8414.5140.2200 | | 4.13 |
| 14 | Exhaust Fan 14" | | 8414.5140.2300 | | 4.70 |

7. 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.

8. **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.

9. **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.



10. 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 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.


(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 (Appraisalment), 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
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, Appraisalment (East/West), Custom House, Karachi.
21. Webmaster, Federal Board of Revenue, Constitution Avenue, Islamabad, for uploading FBR website
22. Guard File.