



GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF CUSTOMS VALUATION
CUSTOM HOUSE KARACHI

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

**Determination of Customs Values of Dyes Under Section 25-A
of the Customs Act, 1969.**

No. MISC/44/2018-II

350

Dated: March 22, 2018

(VALUATION RULING NO. 1274 / 2018)

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

2. **Background of the Valuation Issue:** Earlier the customs values of different Dyes were determined vide Valuation Ruling No. 174/2009 dated 28.10.2009. The existing valuation ruling is more than eight years old therefore required to be revised in line with the prevailing prices in the international market, therefore, this Directorate General initiated an exercise for determination of the Customs Values of Dyes in terms of Section 25-A of the Customs Act, 1969.

Stakeholders participation in determination of Customs values: Meetings with stakeholders including importers, representatives from Pakistan Chemicals and Dyes Merchants Association (PCDMA) and representatives from field formations were held on 27-02-2018, 30-01-2018 and 13-03-2018, to discuss the prices of the subject goods. The importers / stakeholders were requested to submit the following documents so that customs values could be determined:


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

During the meetings, the representatives of Pakistan Chemical and Dyes Merchants Association stated that there is vast variation in prices depending upon concentration of the dyes. They requested to re-organize the categories of Sulphur Black BR in accordance with its concentration to avoid mis-declaration at import stage. The PCDMA contended that their proposition of values for different types of

chemicals accurately reflects international values. As and when there are significant variations, they would themselves approach customs authorities for re-determination of customs values. They further stated that the quantum of import and prices of Sulphur dyes has decreased due to the reason that the same have been replaced by more advanced dyes. The view point of all participants was heard in detail and considered to arrive at Customs values of the subject goods. .

4. **Method adopted to determine Customs values:** Valuation methods provided in Section 25 of the Customs Act, 1969 were duly applied in their regular sequential order to arrive at customs values of subject goods. The transaction value method as provided in Sub-Section (1) of Section 25 of the Customs Act, 1969 was found inapplicable because there was wide differences in the declarations. Therefore, identical / similar goods value method as provided in Sub-Sections (5) & (6) of Section 25 ibid were examined for applicability to the valuation issue in the instant case but the same could not be exclusively relied on due to wide differences in declarations to customs. Information available was, hence, found to be inadequate. In line with the statutory sequential order of Section 25, this office conducted market inquiries under Sub-Section (7) of Section 25 of the Customs Act, 1969. As there were certain differences in prices in different markets, therefore, a number of surveys were conducted to arrive at customs values. Resultantly, Customs values of Dyes were determined under section 25 (7) of the Customs Act, 1969.

5. **Customs values for Dyes hereinafter specified** shall be assessed to duty / taxes at the following Customs Values :



S. No	Description of goods	Colour index No.	Origin	PCT	Proposed PCT for WEOC	Customs Values (C&F) US\$/Kg
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1	Sulphur black BR. Upto 150% (Other than Sinochem Tianjin).	Sulphur Black-1	China	3204.1910	3204.1910.1000	1.70
2	Sulphur black BR. Above 150% to 200% (Other than Sinochem Tianjin)	Sulphur Black-1	China	3204.1910	3204.1910.2000	2.30
3	Sulphur black BR above 200% (Other than Sinochem Tianjin)	Sulphur Black-1	China	3204.1910	3204.1910.2000	2.90
4	Sulphur black BRN Other than Sinochem Tianjin	Sulphur Blue-7	China	3204.1910	3204.1910.3000	3.50
5	Sulphur Bordeaux 3B Other than Sinochem Tianjin	Sulphur Red-6	China	3204.1910	3204.1910.4000	2.70

6	Sulphur Yellow Brown 6G Other than Sinochem Tianjin	Sulphur Yellow	China	3204.1910	3204.1910.5000	2.20
7	Sulphur Khaki Other than Sinochem Tianjin	Mixture	China	3204.1910	3204.1910.6000	2.00
8	Sulphur Olive Other than Sinochem Tianjin	Mixture	China	3204.1910	3204.1910.7000	1.80
9	Sulphur brown GDR Other than Sinochem Tianjin	Mixture	China	3204.1910	3204.1910.8000	2.11
10	Sulphur Yellow GR Other than Sinochem Tianjin	Mixture	China	3204.1910	3204.1910.9000	2.25
11	Direct Chryphenine GX other than Sinochem Tianjin	Direct Yellow 12	China	3204.1400	3204.1400.1000	2.50
12	Direct Orange S Other than Sinochem Tianjin	Direct Orange-26	China	3204.1400	3204.1400.2000	2.20
13	Direct Turq Blue GL Other than Sinochem Tianjin	Direct Blue-86	China	3204.1400	3204.1400.3000	2.15
14	Direct Red 12B Other than Sinochem Tianjin	Direct Red-31	China	3204.1400	3204.1400.4000	2.20
15	Direct Yellow R Other than Sinochem Tianjin	Direct Yellow-11	China	3204.1400	3204.1400.5000	2.30



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 differential between air freight and sea freight while applying the Customs values in this Ruling.

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 descriptions and specifications 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 certifications 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 Ruling supersedes Valuation Ruling No.174/2009 dated 28.10.2009.***



(Muhammad Iqbal Muneeb)

Director

Copy for information to : -

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1. The Member (Customs), F.B.R., Islamabad.
2. The Director General, Customs Valuation, Custom House, Karachi.
3. The Chief Collector of Customs, South (Appraisement), Custom House, Karachi.
4. The Chief Collector of Customs, South (Enforcement), Custom House, Karachi.
5. The Chief Collector of Customs (Central), Lahore.
6. The Chief Collector of Customs (North), Islamabad.
7. The Director General, Intelligence and Investigation-FBR, Islamabad.
8. The Director General, Audit (Customs & Petroleum), 1st Floor, PT&T Audit Building,
a. Mauj-e-Darya Road, Lahore.
9. The Director General, Post Clearance Audit (PCA), Islamabad.
10. The Director General, Internal Audit (Customs), Karachi.
11. The Directors, Intelligence & Investigation, Karachi / Lahore / Islamabad/ Quetta
a. Peshawar/ Faisalabad.
12. The Director, Directorate of Customs Valuation (Camp Office), Lahore.
13. The Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WeBOC database system and deleting Valuation Ruling No.174/2009 dated 28.10.2009 from the system on the date of issue of this ruling.
14. The Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
15. The Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
16. Law Section, Customs Valuation, 7th Floor, Custom House, Karachi.
17. Review Section, Customs Valuation, 7th Floor, Custom House, Karachi.
18. The Karachi Customs Agents Group, Bohri Road, Karachi.
19. The CHO, Customs Valuation, Custom House, Karachi.
20. Notice Board, Customs Valuation 7th Floor, Custom House, Karachi / MCC,
21. Appraisement, 1st Floor, Custom House, Karachi.
22. Guard File.