

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.

<u>Determination of Customs Values of Malleable Iron Pipe Fittings</u> <u>Under Section 25-A of the Customs Act, 1969</u>

(VALUATION RULING NO! 29,72018)

No.Misc/11/2009-V

Dated: April 25, 2018

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969. Customs values of Malleable Iron Pipe Fittings determined as follows:

- 2. **Background of the valuation issue:** Earlier the customs values of Malleable Iron Pipe fittings were determined vide Valuation Ruling No. 682/2014 dated 08-09-2014. As the ruling was very old, it needed to be revised in line with the prices in the international market. Therefore, an exercise was initiated to determine the customs values of afore-mentioned goods under Section 25-A of the Customs Act, 1969.
- 3. **Stakeholders' participation in determination of Customs values:** In this regard meeting with stakeholders was held in this Directorate General and their input and view points were obtained. However, the participants were requested to submitted following documents before or during stakeholders' meeting.

Invoice of Imports made during last three months showing factual value.

Websites, names and E-mail address of known foreign suppliers / manufacturers of the item in question through which the actual current value could be ascertained.

- Copies of contracts made / LCs opened during the last three months showing the value of items in question.
- iv) Copies of Sales Tax paid invoices issued during last four months (excluding duty and taxes) to substantiate their contentions.
- 4. During the meetings, the importers contended that the custom values determined vide the existing valuation ruling are already on the higher side. Representatives of M/s. Valves Importers and Dealers Group stated due to higher customs values many importers of Iron and Steel Pipe Fittings have switched to the import of Plastic Pipe fittings. The view point of all stakeholders was heard in detail and considered to arrive at Customs values of Malleable Iron Pipe fittings. The importers were asked to provide the above mentioned import documents and other related evidences in support of their contentions but in spite of lapse of considerable time, the requisite documents were not furnished.
- 5. **Method adopted to determine Customs values:** Valuation methods given in Section 25 of the Customs Act, 1969 were applied sequentially to address the valuation issue at hand.

Transaction Value Method under Sub-Section (1) of Section 25 of the Act ibid was found inapplicable because required information under the law was not available. Identical and Similar Goods valuation methods provided in Sub-Sections (5) and (6) of Section 25 of the Customs Act, 1969 provided some reference values but due to wide variations in the declarations the same could not be relied upon exclusively. In the regular sequential order, this office also conducted market inquiries in terms of Sub-Section (7) of Section 25 of the Customs Act, 1969. Due to variations in the market prices of subject item, market surveys were repeated. Consequently, the Customs values of Iron Pipe Fittings are determined under Sub-Section (7) of Section 25 of the Customs Act, 1969.

6. **Customs values for Malleable Iron Pipe Fittings:** Customs values for Malleable Iron Pipe Fittings *hereinafter specified* shall be assessed to duty / taxes at the following Customs Values:

S.No	Description	PCT Heading	Proposed PCT for WeBOC	Origin	Customs Values (US\$/Kg)
(1)	(2)	(3)	(4)	(5)	(6)
1	Malleable Iron Pipe Fittings With Grooves Below 4 Inches Size	7307.1990	7307.1990.1000	China	0.76
2	Malleable Iron Pipe Fittings Without Grooves Below 4 Inches Size	7307.1920	7307.1920.1000	China	0.63
3	Malleable Iron Pipe Fittings With Grooves Above 4 Inches Size	7307.1990	7307.1990.1100	China	1.27
)	Malleable Iron Pipe Fittings Without Grooves Above 4 Inches Size	7307.1920	7307.1920.1100	China	0.95

- 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 differential between air freight and sea freight while applying the Customs values determined in this Ruling.
- 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 the 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 Directorate General immediately. Customs values determined in the ruling are for the description and specification as mentioned herein. PCT Codes are mentioned for illustrative purpose so that valuation ruling values are made accessible to the assessing officer. 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.

11. This ruling supersedes Valuation Ruling No. 682/2014 dated 08-09-2014.

(Muhammad Iqbal Muneeb)

Director

Copy for information to:

1. Member (Customs), FBR, 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/ Multan.
- 12. Director, Directorate of Customs Valuation (Camp Office), Lahore.
- 13. Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WeBOC data base system and deleting Valuation Ruling No. 682/2014 dated 08-09-2014 from the system on the date of issue of this ruling.
- 14. Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
- 15. Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
- 16. Law Section, Customs Valuation, 7th Floor, Custom House, Karachi.
- 17. Revision Section, Customs Valuation, 7th Floor, Custom House, Karachi.
- 18. Karachi Customs Agents Association, Bohri Road, Karachi.
- 19. CHO, Customs Valuation, Custom House, Karachi.
- 20. Notice Board, Customs Valuation 7th Floor, Custom House, Karachi / MCC, Appraisement, 1st Floor, Custom House, Karachi.
- 21. Webmaster, Federal Board of Revenue, Constitution Avenue, Islamabad, for uploading on FBR Website.
- 22. Guard File.