

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

Determination of Customs Values of Children Garments (Baby/ Baba) Garments of Low End Brands of China Vietnam, Indonesia, Thailand Malaysia, UAE, Sri Lanka & Other Origins Under Section 25-A of the Customs Act, 1969

(VALUATION RULING NO. ¹³⁹⁷2019)

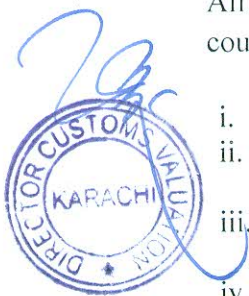
C.No. Misc/13/2007-IV/Part-IV ¹²⁵²³

Dated: ²⁸ -10-2019

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

2. **Background of the valuation issue:** Custom Values of Children Garments of Low End Brands were determined vide Valuation Ruling No. 1005/2017 dated 09.01.2017. Since the said VR was more than two years old, it was deemed expedient to revise the same, keeping in view the international prices of the subject goods.

3. **Stakeholders' Participation in Determination of Customs Values:** Meeting was held with stakeholders on 05.09.2019 to discuss the current international prices of subject items. All the stakeholders were requested to submit the following documents before or during the course of stakeholder's meetings:

- 
- 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 the last four months showing the values of supplies (excluding duty and taxes) to substantiate their views.

4. The meeting was attended by number of stakeholders including representatives from All Pakistan Customs Agents Association & The Federation of Pakistan Chambers of Commerce & Industry. The points of view of the participants were heard in detail and considered to arrive at custom values of the subject good. M/s. FPCCI vide dated 22nd October, 2019 also recommended/ communicated the values of Garments of low end brands.

5. **Method Adopted to Determine Customs Values:** Valuation methods given under 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 the requisite information under the law was not provided by the importers. 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 sequential order, this office

conducted market inquiries in terms of Sub-Section (7) of Section 25 of the Customs Act, 1969. All the information so gathered was analyzed and evaluated. Keeping all the above in view, customs values of Children (Baby/ Baba) Garments of Low End Brands of China, Vietnam, Indonesia, Thailand Malaysia, UAE, Sri Lanka & Other Origins are determined under Sub-Section (7) of Section 25 of the Customs Act, 1969.

6. **Customs Values** of Children (Baby/ Baba) Garments of Low End Brands of China, Vietnam, Indonesia, Thailand Malaysia, UAE, Sri Lanka & Other Origins *hereinafter specified* shall be assessed to duty/taxes on the following minimum Customs Values mentioned against them in the Table below:

S.No.	Description of Goods	H.S Code	Proposed PCT for WeBOC	Origin	Custom Values US\$/pc
(1)	(2)	(3)	(4)	(5)	(6)
1	Baby/ Baba Jhabla Set	6111.2000 6111.3000 6111.9000 6209.2010 6209.3000 6209.9010 6209.9090	6111.2000.1000 6111.3000.1000 6111.9000.1000 6209.2010.1000 6209.3000.1000 6209.9010.1000 6209.9090.1000	China/Vietnam	0.45
				Indonesia/ Thailand/ Malaysia/ U.A.E	0.50
				Bangladesh/ Sri Lanka	0.47
				Other	0.54
2	Baby/ Baba T-Shirt/ Shirt	6105.1000 6105.2000 6105.9000 6106.1000 6106.2000 6106.9000 6109.1000 6109.9010 6109.9090 6205.3000 6205.9090	6105.1000.1000 6105.2000.1000 6105.9000.1000 6106.1000.1000 6106.2000.1000 6106.9000.1000 6109.1000.1000 6109.9010.1000 6109.9090.1000 6205.3000.1000 6205.9090.1000	China/Vietnam	0.63
				Indonesia/ Thailand/ Malaysia/ U.A.E	0.70
				Bangladesh/ Sri Lanka	0.66
				Other	0.76
3	Baby/ Baba Under Shirt/ T.Shirt	6105.1000 6105.2000 6105.9000 6106.1000 6106.2000 6106.9000 6109.1000 6109.9010 6109.9090 6205.3000 6205.9090	6105.1000.2000 6105.2000.2000 6105.9000.2000 6106.1000.2000 6106.2000.2000 6106.9000.2000 6109.1000.2000 6109.9010.2000 6109.9090.2000 6205.3000.2000 6205.9090.2000	China/Vietnam	0.44
				Indonesia/ Thailand/ Malaysia/ U.A.E	0.48
				Bangladesh/ Sri Lanka	0.46
				Other	0.53
4	Baby/ Baba Shorts, Bermuda, Caprice	6103.4200 6103.4300 6103.4900 6104.6200 6104.6300 6104.6900 6203.4100 6203.4190 6203.4200 6203.4300 6203.4900	6103.4200.1000 6103.4300.1000 6103.4900.1000 6104.6200.1000 6104.6300.1000 6104.6900.1000 6203.4100.1000 6203.4190.1000 6203.4200.1000 6203.4300.1000 6203.4900.1000	China/Vietnam	0.35
				Indonesia/ Thailand/ Malaysia/ U.A.E	0.38
				Bangladesh/ Sri Lanka	0.36
				Other	0.41

5	Baby Frock	6105.1000	6105.1000.3000	China/Vietnam	0.70
		6105.2000	6105.2000.3000		
		6105.9000	6105.9000.3000	Indonesia/ Thailand/ Malaysia/ U.A.E	0.77
		6106.1000	6106.1000.3000		
		6106.2000	6106.2000.3000		
		6106.9000	6106.9000.3000	Bangladesh/ Sri Lanka	0.74
		6109.1000	6109.1000.3000		
		6109.9010	6109.9010.3000		
		6109.9090	6109.9090.3000		
		6205.3000	6205.3000.3000	Other	0.84
		6205.9090	6205.9090.3000		

7. **The values are meant for children (Baby/Baba) Garments age from 1 to 5 years old only.** 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 Section 25 of the Customs Act, 1969. In case of consignments imported by air, the assessing officer shall take into account air freight while applying the customs values determined in this Ruling.

8. **Validity of 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, 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 the table above of this Ruling. HS Codes are mentioned for illustrative purpose 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.

11. ***This ruling supersedes Valuation Rulings No. 1005/2017 dated 09.01.2017.***


(Shafique Ahmad Lafki)
Director

Copy for information to:

1. The Member (Customs, Operations), F.B.R., Islamabad.
2. The Director General, Directorate General of Customs Valuation, Custom House, Karachi.
3. The Chief Collector of Customs, South (Appraisalment), Custom House, Karachi.