

The Collectors of Customs, Collectorates of Customs (Appraisement – West)/ Appraisement – East / SAPT / Appraisement – Port Muhammad Bin Qasim / Enforcement / JIAP), Karachi / Hyderabad/ (Appraisement/Enforcement), Quetta/Gawadar/ Khuzdar (Appraisement / Enforcement/ AIIA), (Appraisement – East / Appraisement –West, Lahore/ Faisalabad Appraisement / Enforcement, Sargodha/ Enforcement. Appraisement, Sambrial (Sialkot)/ Enforcement, Multan/ Islamabad/ Gilgit-Baltistan/ (Appraisement/ Enforcement), Peshawar/ Enforcement, Dera Ismail Khan/Exports (Port Qasim/Custom House, Karachi)/Transit Trade, Karachi.

**DETERMINATION OF CUSTOMS VALUES OF HOT MELT ADHESIVE GLUE
STICK/ GRANULES/ CHIPS/PELLETS/SOLID/ OTHER FORMS UNDER SECTION
25A OF THE CUSTOMS ACT, 1969**

(VALUATION RULING NO. 1830/2023)

C. No.Reg.Misc/12/2015/II/1099

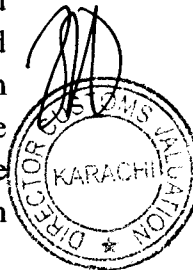
Dated: 04-12-2023

In exercise of the powers conferred under Section 25A of the Customs Act, 1969, the Customs values of Hot Melt Adhesive Glue Stick/Granules/ Chips/ Pellets/ Solid/ Other forms are determined as follows:

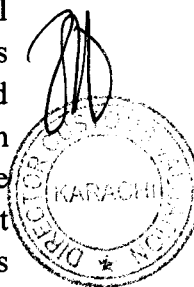
2. **Background of the valuation issue:** Earlier, the customs values of Hot Melt Adhesive Glue Stick/Granules/ Chips/ Pellets/ Solid/ Other forms were determined vide Valuation Ruling No. 1668/2022 dated 24.06.2022. Being aggrieved, some importers filed Customs appeals before the Honourable Customs Appellate Tribunal against the said Valuation Ruling. The Honourable Appellate Tribunal set aside the impugned Valuation Ruling vide judgments dated 15.04.2023, 09.09.2023, 28.10.2023 and 06.11.2023 to the extent of appellants. Meanwhile, different stakeholders also requested to re-determine Customs values afresh in line with values prevalent in the international market. Therefore, an exercise has been undertaken by this Directorate to determine the same.

3. **Stakeholders' participation in determination of Customs values:** Meeting was convened on 21.11.2023 which was attended by all the relevant stakeholders. The issues pertaining to the valuation of subject goods were deliberated upon in detail in the afore-referred meeting. The stakeholders submitted their proposals and the same were considered pertaining to the valuation of subject goods.

3. **Analysis / Exercise done to determine Customs Values:** The importers contended that the Customs values of Hot Melt Adhesives are on higher side as compared to the prices in the international markets. Therefore, the existing Valuation Ruling needs to be revised downwards according to the prevailing prices in the international markets. The participants also submitted proposals in this regard. Ninety (90) days' clearance data has been retrieved and the same has been scrutinized.



4. **Method (s) adopted to determine Customs values:** Valuation methods specified in Section 25 of the Customs Act, 1969, were duly applied in their sequential order to arrive at the Customs value of subject goods. The transaction value method as provided in sub-section (1) of Section 25 of the Customs Act, 1969, was found inapplicable due to absence of information as required under sub-section (2) of Section 25 of Customs Act, 1969. Therefore, identical goods value method provided in Section 25(5) was examined for applicability to determine Customs values of subject goods. The data provided some applicable reference values. Subsequently, similar goods value method provided in Section 25(6) was examined for applicability to determine Customs value of subject goods. The assessed values in similar goods import data of Hot Melt Adhesives of various forms for the last 90 days of various origins reflected values as per previous VR No. 1668/2022 dated 24.06.2022. However, Declared Values (DV) of similar goods had showed consistent variations. Hence, this method was also found inapplicable. Market enquiry as envisaged under Sub-Section (7) of Section 25 of the Customs Act, 1969 was also conducted but could yield no results because Hot Melt Adhesives of different forms, being industrial goods, were not readily available in the local market. In line with statutory sequential order of section 25, Computed value method, as provided in Section 25(8) of the Customs Act, 1969 was examined, but the same also could not be applied as the conversion cost from the constituent materials and allied expenses, in the country of export, were not available for manufacturing of Hot Melt Adhesives. The available data / information collected such as sales contracts, proforma invoices, and Export GDs of the stakeholders were thoroughly scrutinized and freight value at the time of previous VR No. 1668/2022 dated 24.06.2022 and prevailing freight values have been examined which are drastically reduced. Finally, the Customs values of the subject goods have been determined under Section 25(9), read with Section 25(5), and Customs Rule 121(2) of Customs Rules, 2001 which provides that the methods of valuation, to be employed under sub-section (9) of section 25 of the Act may be inclusive of those laid down in sub-sections (1), (5), (6), (7) and (8) of the said section, but a reasonable flexibility in the application of such methods would be in conformity with the aims and provisions of sub-section (9) of that section.



6. **Customs values for Hot Melt Adhesive Glue Stick/Granules/ Chips/ Pellets/ Solid/ Other forms:** Hot Melt Adhesives, *hereinafter specified*, shall be assessed to duty/taxes on the Customs values mentioned against them in the Table below:

S. No	Description	PCT Code	Proposed PCT for WeBOC	Origin	Customs Values (C& F) US\$/ Kg
(1)	(2)	(3)	(4)	(5)	(6)
1	Hot Melt Adhesive (Glue Stick)	3506.9190	3506.9190.1000	All Origins	2.65
2	Hot Melt Adhesive (Granules/ Chips/ Pellets)	3506.9190	3506.9190.1100	China. U.A.E, Saudi Arabia, Indonesia, Malaysia, Thailand	2.05
			3506.9190.1200	Japan. Europe, USA, Canada	3.75
			3506.9190.1300	Other Origins	3.35

3	Hot Melt Adhesive (Solid & other forms)	3506.9190	3506.9190.1400	China. U.A.E, Saudi Arabia, Indonesia, Malaysia, Thailand	1.85
			3506.9190.1500	Japan. Europe, USA, Canada	2.45
			3506.9190.1600	Other Origins	2.00

6. In cases, where declared 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 officers shall take into account the difference between air freight and sea freight while applying the Customs values in this Ruling.

7. **Validity of this Valuation Ruling:** This Ruling, containing the Customs values for assessment of subject imported goods, shall be applicable until and unless the same is rescinded or revised by the competent authority in terms of sub-section (4) of Section 25A of the Customs Act, 1969.

8. **Revision of the values determined vide this Valuation Ruling:** If aggrieved, a revision petition may be filed against this ruling as provided under Section 25D of the Customs Act, 1969, within 30 days from the date of its issuance, 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 are applied by the concerned staff without fail. Any anomaly observed may kindly be brought to the notice of this Directorate immediately. Customs values determined in the Ruling are for the description and specification as mentioned in the table above of this Ruling. PCT 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 the Valuation Ruling No.1668/2022 dated 24-06-2022.***


(Fayaz Rasool Maken)
Director

Copy for information to: -

- 1) The Member Customs (Operations), Federal Board of Revenue, Islamabad.
- 2) The Director General, Customs Valuation, Custom House, Karachi.
- 3) The Chief Collector of Customs, Appraisalment (South), Custom House, Karachi.
- 4) The Chief Collector of Customs, Enforcement (South), Custom House, Karachi.
- 5) The Chief Collector of Customs, Appraisalment (Central), Custom House, Lahore.
- 6) The Chief Collector of Customs, Enforcement (Central), Custom House, Lahore.
- 7) The Chief Collector of Customs (North), Custom House, Islamabad.
- 8) The Chief Collector of Customs, Baluchistan, Custom House, Quetta.
- 9) The Chief Collector of Customs, Khyber Pakhtunkhwa, Custom House, Peshawar.
- 10) The Director General, Intelligence and Investigation (Customs), FBR, Islamabad.
- 11) The Director General, PCA & Internal Audit, Karachi.
- 12) The Director General, IOCO, Karachi

- 13) The Director, Intelligence & Investigation, Karachi / Lahore / Islamabad/ Quetta/ Peshawar/ Faisalabad.
- 14) The Director, Transit Trade, Custom House Karachi
- 15) The Director, Directorate of Customs Valuation, Lahore/Quetta/Peshawar.
- 16) The Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WeBOC database system.
- 17) The Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
- 18) The Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
- 19) The Karachi Customs Agents Association (KCAA), Bohri Road, Karachi.
- 20) The Webmaster, Federal Board of Revenue, Islamabad.
- 21) Guard File.