

The Collectors of Customs, Collectorates of Customs (Appraisement – West / Appraisement – East / Appraisement - Port Muhammad Bin Qasim / Enforcement / JIAP), Karachi/Hyderabad/ (Appraisement/Enforcement), Quetta / Gawadar / (Appraisement / Enforcement / AIIA), Lahore / Appraisement, Faisalabad / 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 SOLAR PANELS UNDER
SECTION 25-A OF THE CUSTOMS ACT, 1969.

(VALUATION RULING NO ¹⁸³⁹ /2024)

No.Misc/30/2013-VII/18

Dated: 11-01-2024

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

2. Background of the valuation issue: Earlier, customs values of Solar Panels were determined vide Valuation Ruling No.1799/2023 dated 04-09-2023. Several representations were received to the Directorate of Customs Valuation, Karachi, emphasizing the need for re-determination of Customs Values of the above-mentioned goods as the values of the said goods have considerably changed/decreased in the international market. Therefore, in order to avoid mis-invoicing and money laundering, this Directorate has conducted an exercise to re-determine the value of above-referred goods.

3. Stakeholder's participation in determination of Customs Values: A meeting was convened on **28-12-2023**, which was attended by relevant stakeholders. The issues pertaining to the quality and valuation of subject goods were deliberated upon in details in the afore-referred meeting.

4. Analysis / Exercise done to determine Customs values: During the meeting, most of the stakeholders/ importers were unanimous that categorization of solar panels in Tiers as mentioned in previous Valuation Ruling is correct and shall be continued in the new VR as well. Moreover, all stakeholders unanimously urged that the worldwide market prices of Solar Panels are reduced since issuance of the last Valuation Ruling and requested for corresponding decrease in Custom Values. Further, they provided the invoices, GDs and documents regarding the current prices of Solar Panels of different Tiers being imported into Pakistan. In furtherance of the subject matter, ninety (90) days' clearance data has also been retrieved and the same has been scrutinized.

5. Method (s) adopted to determine Customs values: Valuation methods specified in Section 25 of the Customs Act, 1969 were duly applied in sequential order to arrive at the 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 applicable owing to the provision of evidence of transaction values and availability of requisite information as stipulated in sub-section 2 of Section 25 of the Customs Act, 1969, by the importers. On the basis of available data/ information collected and exercise conducted, the values of subject goods have been determined under sub-section (1) of Section 25 of the Customs Act, 1969.

6. Customs values of Solar panels *hereinafter specified* shall be assessed to duty / taxes at following Customs Values:

Sr. No.	Description of Goods	PCT Code	PCT Code for WeBOC	Origin	Customs Value C&F US\$/Watt	
(1)	(2)	(3)	(4)	(5)	(6)	
					(A)	(B)
1	Solar Panels	8541.4300	8541.4300.1000	All Origins	0.125/Watt	0.105/Watt

Note 1: The values mentioned at Column 6(A) above are for the Tier I Manufacturers, as given in Bloomberg NEF, Global PV Market Outlook (2023). The names included in the list of Tier/Manufacturers are as follows: ZNShine/ Yingli / Ulica Solar/ Trina/ Tongwei/ Suntech/ Sunpro Power/YH Sunpro/ Sunova Solar/ Thornova/ Sumec/ Phono Solar/ Solarspace/ Sharp/ Seraphim/ Runergy/ Hyperion/ Risen Energy/ Renesola/ Recom/ Neo Solar Power/URE/ Maxeon/ Luxen Solar/ Longi Green/ Lepton Energy/ Jinneng/ Jinergy/ Jinko/ Jetion/ JA Solar/ HT-SAAE/ Heliene/ Hanwha Q-Cells/ Hansol Technics/ Hanersun/ Haitai Solar/ GCL Solar/ First Solar/ Exiom Group/ ET Solar Inc/ Elite Solar/ Eging/ DMEGC/ DAS Solar/ Chint/ Astronergy/ Canadian Solar/ Boviet Solar/ Anhui Huasun/ Anhui Daheng (DAH Solar)/ Akcome/ AE Solar/ Adani/ Mundra

Note 2: Values mentioned at Column 6(B) are for other than Tier-1 Manufacturers, not specified at Note-1 above.

Note 3: As the list of Tier 1 Manufacturers is regularly updated, therefore, in case where an importer is able to convince the bank on the basis of concrete evidence (exporting country/international listing/documents/references) that his imported solar panels are from a Tier 1 Manufacturer, even though its name is not mentioned in Note 1 to this VR, the bank may process their documents in accordance with Tier 1. The Collectorate may also after doing due diligence in this regard may apply value accordingly as per Column 6(A). Otherwise, they may apply values in view of Column 6(B).

7. 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.

8. 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 are rescinded or revised by the competent authority in terms of Sub-Sections (4) of Section 25A of the Customs Act, 1969.

9. 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.

10. The Collectors of Customs may kindly ensure that the values given in the Valuation Ruling, for the given description of goods, are applied by the concerned assessing officers / officials without fail. Any anomaly observed may kindly be brought to the notice of this Directorate immediately. The Customs values determined in this ruling are for the descriptions and specifications as mentioned in Para-6 of this Ruling. HS Codes are mentioned for illustrative purposes so that Valuation Ruling is made accessible to the assessing officers. The assessments shall be finalized on the basis of correct classifications after fulfilling all formalities related to importability or other certifications required thereon.

11. This Ruling supersedes *Valuation Ruling No. 1799/2023 dated 04-09-2023*.


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