

**OFFICE OF THE COMMISSIONER OF CUSTOMS, GENERAL
MUMBAI CUSTOMS ZONE-II,
JAWAHARLAL NEHRU CUSTOM HOUSE, NHAVA SHEVA,
DIST- RAIGAD, MAHARASHTRA – 400 707.**

F. No.: S/5-Gen-47/2019-20 CCSP
DIN : 202004780000005H2E1A

Date : 09.04.2020

To

1. Container Freight Stations (All)
at Jawaharlal Nehru Port.
2. CFSAI

Sub: Ministry of Shipping Order No. PD-14300/4/2020-PD VII dated 31.03.2020-reg.

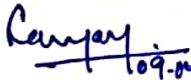
Ministry of Shipping Order cited in subject above refers. It is self-explanatory. In view of the situation referred therein, its para 4 makes specific directions related to not levying penalties, demurrage, charges, fee, rentals for any delay inter-alia in evacuations of cargo caused by the reasons attributable to lockdown measures from 22nd March to 14th April 2020. It also directs exemption or remission in certain regards. These are discussed in para 9 thereof by the Ministry of Shipping Order under section 111 of the Major Port Trust Act, 1963.

2. This office is receiving complaints that CFSs are insisting for full payments of ground rent and other charges for delay in clearance of containers which could not be cleared due to reasons attributable to nation-wide lock down.

3. In this regard your attention is drawn to this office letter No. S/5-Gen/45/2019-20/CCSP Cell/JNCH dated 27.03.2020 inter-alia advising that CFSs sensitively consider the request for waiver from their clients. Now your attention has also been drawn to the Orders dated 31.03.2020 of the Ministry of Shipping.

4. As laid down in GOI, CBIC Circular No. 133/95-Cus dated 22.12.95, a CFS is taken to be an extended arm of the Port and it functions as the Docks. Hence you are requested to follow the lawful position that is in public domain and is specifically brought to your notice as well.

Yours faithfully,


(Sanjay Mahendru)
Commissioner of Customs
NS (General)