

**OFFICE OF THE COMMISSIONER OF CUSTOMS, NS-III
MUMBAI CUSTOMS ZONE-II
JAWAHARLAL NEHRU CUSTOM HOUSE, NHAVA SHEVA,
TAL:- URAN, DIST : RAIGAD. PIN – 400 707.**

F. No. S/22-Gen-402/2017-18/ AM (I)/JNCH

Dated 04.10.2017

PUBLIC NOTICE NO. 125/2017

Subject: - Procedure for clearance of Fertilizer consignments under Direct Port Delivery (DPD) -Reg.

Attention of the Importers, Exporters, General Trade, Port Terminal Operator, Shipping Lines / Shipping Agents, CFSs coming under the jurisdiction of JNCH, Nhava Sheva and all other stakeholders is invited to the Public Notice No 182/2016, dated 23.12.2016, 23/2017, dated 01.03.2017, 41/2017, dated 24.03.2017, 111/2017 dated 29.08.2017 and various other decisions communicated through Standing Orders / Public Notices issued from time in relation to Direct Port Delivery.

2. At present clearance of fertilizer consignments are subjected to provisions of sampling by Regional Fertiliser Control Laboratory (RFCL) for test at their end. The fertilizers are required to meet with certain criterion decided by the RFCL. At present, bills of entry are assessed provisionally against Test Bond, pending report from RFCL.

3. Fertilizers Importers are willing to avail DPD facility however, they have raised certain apprehensions which may arise in clearance of consignments under DPD viz. assessment, examination order, drawal of samples by RFCL at Docks level, permission for repacking of goods before issuance of NOC by RFCL etc.

4. These issues have been examined and following procedure is prescribed for clearance of Fertilizers under DPD :-

• For Assessing Officer:-

- (i) The Group Officer shall continue with present practice of provisional assessment. Importer will also be required to submit “No use Bond” to Group wherein the Importer will undertake not to use the goods till NOC is received from RFCL. However, they are permitted /allowed “**repacking of the goods, if required**” during the pendency of NOC from RFCL.
- (ii) The Group officer shall follow the procedure of “No Use Bond” as prescribed in Public Notice 111/2017, dated 29.08.2017 and follow Standing Order No 65/2016, dated 15.11.2016 in regard to issue of examination order. Assessing Officer will invariably add in the examination order that the samples are required to be drawn by RFCL officer before clearance of the goods from CFS.
- (iii) Fertilizer Control Order (FCO) may be verified by Assessing Officer (Group) and OOC officer (RMS Facilitation Centre).

• For Importer/Customs Broker

- (i) The Importers of Fertilizers are required to clear the consignment in CFS-DPD mode only till facility for “on wheel examination” is created by Terminal

Operator. Accordingly, they have to send Advance intimation to their shipping line as per Public Notice 110/2017 dated 29.08.2017 by indicating “stacking code” as “CFS Code”.

- (ii) Importers are required to submit “No use Bond” to the concerned Group as prescribed in Public Notice 182/2016 dated 23.12.2016 and 111/2017 dated 29.08.2017. They have the option to submit separate “No Use Bond” for each Bills of Entry or “Continuity ‘No Use Bond’ ”. After assessment, but before movement of the containers from Terminal to CFS, the Importer/Customs Broker shall obtain OOC from ‘RMS Facilitation Centre’.

• **For OOC Officer at RMS Facilitation Centre**

OOC Officer deployed at RMS facilitation Centre shall give out of charge based on the “No Use Bond” submitted by the Importer to the Group and valid FCO certificate.

• **For Gate Officer at respective CFS**

The gate officer at the respective CFS shall ensure the “endorsement / certificate by RFCL” to that effect that samples are drawn from the consignment.

5. In case of any difficulty, the specific issue may be brought to the notice of Deputy/Assistant Commissioner in charge of DPD Cell, NS-III (email address: dpd.amijnch@gmail.com)

6. Action to be taken in terms of decisions taken in this Public Notice should be considered as standing order for the purpose of officers and staff.

Sd/-
(SUBHASH AGRAWAL)
Commissioner of Customs (NS-III).

Copy to:

1. The Chief Commissioner of Customs, Mumbai Zone-II, JNCH.
2. The Commissioner of Customs, NS-G/ NS-I/ NS-II / NS-IV / NS-V, JNCH.
3. All Additional / Joint Commissioners of Customs, JNCH.
4. All Deputy / Assistant Commissioner of Customs, JNCH.
5. All Sections / Groups of NS-G, NS-I, NS-II / NS-III/ NS-IV / NS-V, JNCH.
6. Representative of BCBA / FIEO for information and circulation among their members for information.
7. AC/DC, EDI for uploading on JNCH website immediately