

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

F. No. S/22-Gen-04/2017-18/AM(I)/JNCH.

Dated 12.01.2018

**PUBLIC NOTICE NO. 09 /2018**

**Subject:** List of “Out of Scope” items as received from FSSAI-reg.

Attention of the Importers, Exporters, General Trade and all other stakeholders is invited to discussions held during “Customs Clearance Facilitation Committee (CCFC)” meeting held on 10<sup>TH</sup> January 2017.

2. During the meeting, representatives from importers specially those dealing in goods falling under chapters 29 & 34 of the Customs Tariff raised the issue that number of bills of entry are being referred to FSSAI, which are being certified as “out of scope” by FSSAI. As per the present practice, in such cases, importers / Customs Brokers are required to approach FSSAI office to obtain “out of scope” endorsement / certificates for such items, which results in considerable delay beside costs.

3. After discussion with FSSAI officers, it was decided during the meeting that list of such “out of scope” items should be obtained from FSSAI and circulated to trade through Public Notice. It was also decided that in such cases, where goods imported are “out of scope” items, then, it would not be mandatory to obtain “out of scope” endorsement / certificate from FSSAI, even if such bills of entry are routed to FSSAI / or status of bill of entry shows “FSSAI pending”. It was decided that in such cases, Out of Charge (OOC) officer shall not insist for FSSAI “out of scope” endorsement and shall give OOC, subject to other regulatory compliance.

4. In this regard, the list of HS CODE of Non Food Items for which out of scope certification has been given in the past has been received from FSSAI [Authorized Officer] and enclosed as **Annexure-I**. FSSAI has also suggested that Non Food items appearing in the list should not be referred to them for clearance henceforth. They have also requested to share this list with Risk Management Centre for Customs (RMCC).

5. In view of the above, it has been decided that if the goods as described in the list enclosed (description and CTH) are imported but status of bill of entry shows “FSSAI pending”, there is no need to obtain “out of scope” endorsement / certificate from FSSAI. OOC in such cases may be given subject to other regulatory compliance.

6. In case of any difficulty, the specific issue may be brought to the notice of Deputy/Asstt Commissioner in charge Group-I, NS-I, Group-II A-F, NS-V or Appraising Main (Import), NS-III (email address: [appraisingmain.jnch@gov.in](mailto:appraisingmain.jnch@gov.in)) .

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.