

**OFFICE OF THE COMMISSIONER OF CUSTOMS (EXPORT)
JAWAHARLAL NEHRU CUSTOM HOUSE, NHAVA SHEVA,
TAL.URAN, DIST. RAIGAD, MAHARASHTRA 400 707.**

F.NO.S/12-Gen-139/2011-12 AM(X)

Date: 25 .10.2011

PUBLIC NOTICE NO. 132 /2011

Subject : Reports of illegal imports of pesticides by some traders reg.

Attention of traders, CHAs and all concerned is invited to the [Board Circular No.35/2011](#)-Customs dtd.09/08/2011 on the above subject.

It has been observed by the Board that some unscrupulous importers are illegally importing pesticides under various headings of harmonized tariff by declaring their chemical names instead of both common and chemical names.

2. Section 46 of the Customs Act, 1962 makes it mandatory for an importer / CHAs to declare full, correct and accurate information concerning the goods being imported in the appropriate columns while filing the Bill of Entry. The accuracy of this information is vital to correct classification and assessment of duty including application of import restrictions, if any. Thus especially in case of imported items like chemicals, pesticides and insecticides it is necessary to properly declare basic information like complete description of goods, common name and chemical name, grade, specification, etc. If an importer / CHA fails to furnish the complete details then penal action may be warranted in terms of the provisions of the Customs Act, 1962 and other Acts and Rules for time being in force. Incorrect/incomplete declaration may

impact assessment of goods, a composite function of classification, valuation, levy of correct duty and application of restrictions / prohibitions imposed under various allied laws.

3. All the concerned are hereby directed to adhere to the above mentioned guidelines.

4. Further, Rule 9(1) of the Insecticide Act, 1968 requires importers of insecticide to apply to the Registration Committee, Ministry of Agriculture for the registration of such goods. In case of pesticides in the Schedule to the said Act, registration and permit from Secretariat of CIB & RC is required. The certificate of registration and / import permit for import issued by the CIB & RC should also be properly checked at the time of import.

Any difficulty, faced in implementation of this Public Notice may be brought to the notice of the undersigned.

(RAKESH MISRA)
COMMISSIONER OF CUSTOMS
(EXPORT)

Copy to:

1. Member (Customs), CBEC, New Delhi,
- 2 JS(Customs), CBEC, New Delhi,
3. The Chief Commissioner of Customs, Mumbai Zone II
4. The Commissioners of Customs(Import),, JNCH
5. All the Addl./Jt. Commissioners of Customs, JNCH,
6. The System Manager, EDI, JNCH Website for uploading
7. Notice Board
8. All the concerned