



दि प्लास्टिक एक्स्पोर्ट प्रमोशन कौन्सिल
(भारत सरकार, वाणिज्य एवं उद्योग मंत्रालय, वाणिज्य विभाग द्वारा प्रायोजित)

THE PLASTICS EXPORT PROMOTION COUNCIL
(Sponsored By The Ministry Of Commerce & Industry, Deptt. Of Commerce, Government Of India)

Plexconcil circular dated 07.05.2020

To

ALL THE MEMBERS OF THE COUNCIL

Dear Members,

Subject: Regarding Provisional Clearance of Goods under India's Trade Agreements

Ref. No : Instruction No. 04/2020 – Customs dated 04 May, 2020

We would like to draw your kind attention to the Circular 18/2020-Customs, dated 11.04.2020, which provides an option to clear goods under preferential tariff claim, in terms of section 18 of the Customs Act, 1962, where a Certificate of Origin (CoO) is not available at the time of filing customs documents.

This measure has been taken, keeping in view the restrictions imposed globally, which may lead to a situation wherein an exporter is unable to communicate original CoO to the importer or submits a CoO which is not as per the prescribed format (digitally signed/unsigned).

Central Board of Indirect Taxes and Customs has also issued necessary guidelines vide Circular 38/2016-Customs, dated 22.08.2016, prescribing the manner and amount of security based upon class of importer and nature of import. The Circular covers FTAs/PTAs imports under three categories at S.no 5(a), 5(b) and 5(c).

In this regard, it is informed that where the original hard copy of CoO has not been submitted or only digitally signed copy or unsigned copy of CoO is submitted, the same may be treated at par with the category as listed at serial no. 5(c) of the Circular 38/2016-Customs, provided

that the matter is not covered under 5(a), wherein there is reasonable belief that it involves mis-declaration of origin/value addition.

For Instruction No. 04/2020 – Customs dated 04 May, 2020, please click on below link

<https://www.cbic.gov.in/resources/htdocs-cbec/customs/cs-instructions/cs-instructions-2020/cs-ins-04.pdf>

For Circular 18/2020-Customs, dated 11.04.2020, please click on below link

<https://www.cbic.gov.in/resources/htdocs-cbec/customs/cs-circulars/cs-circulars-2020/Circular-No-18-2020.pdf>

For Circular 38/2016-Customs, dated 22.08.2016, please click on below link

<https://www.cbic.gov.in/resources/htdocs-cbec/customs/cs-circulars/cs-circulars-2016/circ38-2016cs.pdf>

Members are requested to take note of this circular.

This is for your information.

Best regards

Plexconcil Team