



कार्यालय: प्रधान आयुक्त सीमाशुल्क, मुन्द्रा,  
सीमाशुल्क भवन, मुन्द्रा बंदरगाह, कच्छ, गुजरात-370421  
OFFICE OF THE PRINCIPAL COMMISSIONER OF CUSTOMS  
CUSTOM HOUSE, MUNDRA PORT, KUTCH, GUJARAT- 370 421.  
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F. No. VIII/48-25/AG/CHM/2015-16

Dated: 12.03.2019

**Minutes of Meeting of PTFC, CCFC & PGC meeting held on 27.02.2019 at 11:00 Hrs. at the Office of The Principal Commissioner of Customs, Mundra under the chairmanship of Shri Sanjay Kumar Agarwal, Commissioner of Customs, Custom House, Mundra.**

The following were present during the meeting:-

1. Shri Prashant Kaduskar, Additional Commissioner, CH, Mundra.
2. Shri Amarjeet Singh, Additional Commissioner, CH, Mundra.
3. Shri Swapnil Bawker, Deputy Commissioner, Mundra.
4. Shri Dharamraj Khaik, Deputy Commissioner, Mundra.
5. Shri Anoop Singh, Deputy Commissioner, Mundra.
6. Shri Rajesh Rai, Assistant Commissioner, Mundra.
7. Shri Jogender Singh, Deputy Commissioner, Mundra.
8. Shri Nagendra K. Trivedi, Assistant Commissioner, Mundra.
9. Shri R. R. Rohilla, Assistant Commissioner, Mundra.
10. Shri Mukesh Patel, Deputy Commissioner, Mundra.
11. Shri Dr. Chintan Patel, Deputy Commissioner, Mundra.
12. Shri Ajay Anand Arya, Deputy Commissioner, Mundra.
13. Shri B. Jayant Malayandi, Deputy Commissioner, Mundra.
14. Shri Dr. Shyam Dadwal, Deputy Commissioner, Mundra.
15. Shri K. C. Meena, Superintendent, Mundra.
16. Shri Sandeep Rocky, Superintendent, Mundra.
17. Shri Alok Prakash, Inspector, Mundra.
18. Shri Aman Vahi, Inspector, Mundra.
19. Shri Lakha Ram, Superintendent, Mundra.
20. Shri Sandeep Rajwanshi, Honeycomb CFS Mundra
21. Shri Sachin Garg, DP World Mundra.
22. Shri Sandeep Trehan, Transworld Terminals, Mundra.
23. Shri Manoj Kotak, CB Association, Mundra.
24. Shri Parmod Soneta, CB Association Mundra.
25. Shri Kaushik Joshi, Adani Port & SEZ, Mundra.
26. Shri Girish Joshi, S. Ramadas Pragi Fuel Pvt. Ltd.
27. Shri Iswar Rao, Sriram Sealines.
28. Shri Amit Bhardwas, Saarthee Shipping Co.
29. Shri Pankaj Thakker, Krishna Shipping & Allied Service.
30. Shri R.P. Singh, Rishi Inter Logistics.
31. Shri Jitu Bhawani, Sriram Sealines.
32. Shri Dilip Singh Chawda, Unnati Cargo.
33. Shri Santosh M. Chavan, DP World Mundra.
34. Shri Shailesh Thakker, NFPL.
35. Shri Rajesh Chothani, Custom Broker.
36. Shri Arun Kumar Mishra, AQCS. Inspector.
37. Shri P. C. Agarwal, Shree Shyam Shipping.
38. Shri Bhavin Thakkar, Swayam Shipping.



At the outset, the chairman welcomed all the members of Mundra Customs Broker Association, the representatives of various CFSs operating at Mundra Port, the representatives of Mundra Port Shipping Agent Association, present in the meeting. The attention was invited to letter dated 25.02.2019 of Container Freight Station Association, Mundra and letter dated 22.02.2019 of Custom Broker Association, Mundra. After that the Agenda Points were discussed in detail and the point-wise minutes of the meeting are as under:

1. Agenda points submitted by Container Freight Station Association Mundra vide letter dated 25.02.2019:

Sr. No	Agenda Points	Reply from the Chairman
1.	Request to provide proper guidance for procedure in case of ICE - Gate is not working and printout of Custodian Out of Charge is not generated.	In case of ICE-Gate not working and printout of custodian Out of Charge is not generated, detailed guidelines have been issued for granting Out of Charge vide Public Notice No: 27/2015 dated 28.09.2015. Also, Facility Notice No:7 dated 23.08.2018 has been issued for manual Out of Charge in case of System not working. In Para No.5 of Facility Note, the procedure to be followed for manual Out of charge is mentioned. Further, reference of advisory is made available on ICEGATE Web-Site.
2.	Kindly give your suggestion to CHA/ CBR agencies so they can issue H-Card / G- Card / or any other sort of identity card to their representative during visiting CFS area.	Principal Commissioner informed that this issue is already in discussion with CB Association and modalities are being worked out.
3.	It is humble request to allow the auction of restricted cargo by CFS itself.	The restricted cargo is confiscated by customs. Thereafter, CFS can be permitted to put it for auction subject to condition that auction proceeds minus auction expenses are transferred to customs Treasury.
4.	We would request your advice/ instructions that UCC be used by all agencies improve the Auction process further.	Custodian have already been directed to update the UCC/hold/seized cargo in UCC Software and as per the Public Notice 35/2018 dated 26.11.2018 issued by CH Mundra direction for updation of UCC Software by the concerned Section of the Custom House have already been given. All AC/DC (Import Group) and DE have been given User ID and Password for UCC Software. They are also Super-user and can generate the User ID and Password for their subordinate officers.
5.	It is our request that Recommendations to be send by Principal Commissioner to board to amend the Auction Process Circular as trade is facing difficulties in auction which is conducted by MSTC.	The CFS association were asked to provide specific difficulties faced by them in Auction process, so that reference can be made to Board or MSTC for further action.
6.	Scanning containers list should be promptly advised to CFS. It is often encountered files are being missed or not send in some cases. Require your intervention to	The list of containers to be scanned is sent by RMCC, Mumbai to the EDI section, Custom House Mundra which is further automatically distributed to the CSD section, all CFSs and Terminals. There is no manual intervention in this system. No such



improve this process.	issue of delay has been observed recently. However, any difficulty faced in this regard in future, EDI section can be contacted on <a href="mailto:edimundra@gmail.com">edimundra@gmail.com</a> or CSD section.
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2. Agenda points submitted by Mundra Custom Broker Association Mundra vide letter dated 22.02.2019:

Sr. No.	Agenda Points	Reply from the Chairman
1	Time bound Customs Clearance should also be adopted by CFS as well as Shipping Liners as the Custom Authorities are doing. A Public Notice should be issued as per Nhava Shva Customs P. N. No. 16/2011 dtd. 20.01.2011	The Chairman replied that this commissionerate will issue Public Notice on lines of Nhava Sheva Customs shortly.
2	The introduction of DPD facilitation to reduce the transaction cost dwell time but the terminal authorities are charging the importers Rs. 2500/- (per 20' Container and Rs. 4000/- (per 40' Container) which are already charged by way of Terminal Handling Charges received by the shipping companies. It is nothing but dual charges. If the same is brought to the notice of Competent Authorities the same can be reviewed and if the same is under your jurisdiction and also bring to the notice of the Tariff Authority of Major Ports.	Tariff Authority of major part (TAMP) does not have jurisdiction over Private Port. Chairman, however urged the Terminal Operators to look into the matter.
3	Requirement of CRCL Lab at Mundra Port shall be considered at the earliest since your kind good self may well aware that the dwell time and transaction cost consumed is higher.	The Chairman informed that the matter is already under active consideration of Director CRCL, New Delhi.
4	While gate in of E-Sealed Export Containers sometimes the vehicle no. differ and due to which the containers are hold by the gate officer insisting for permission from the AC/DC Dock Preventive Section resulting delay in clearance. The same may be revised and the officer posted in gate should allow entry of the said vehicle on the basis of E-Seal which is found intact on the container.	<p>(i) Export procedure and sealing of containerised cargo is elaborated in various CBIC circulars issued from time to time. In Circular No. 26/2017- Customs dated 1st July, 2017, in para 9 (vi) of the circular, it is required that transport document for movement of sealed container by an exporter from factory or warehouse shall be same as the transport prescribed under the GST laws.</p> <p>(ii) As shown in FAQ regarding Electronic sealing for containers under self-sealing procedure, it is mandatorily required that Trailer- Truck number is also uploaded. For any mismatch in data, such vehicles are stopped. On receipt of clarification about such mismatch data by the exporter either by gate officers or Docks Superintendent, such containers are allowed to gate in.</p> <p>(iii) Association Member needs to guide exporters in the matter for proper uploading of data.</p> <p>(iv) Dock Preventive staff who are available on Saturday, Sunday &amp; holidays have been asked to ensure immediate action and to resolve immediately in Minor mistake. In case of gross mistake, on Saturday, Sunday &amp; Holiday, only Superintendent can</p>



		allow Gate-in and post-facto approval will be taken from the DC/AC (DP). (v) Further, Telephone numbers of Superintendents will be displayed at both Gates, so that transporter or stake holders may contact Dock Preventive easily.
5	Re-Consideration of Corrigendum issued to Public Notice No. 09/2015 vide Public Notice No. 41/2015 is required to be briefly studied in terms of this office letter dtd. 04.02.2019.	Matter will be examined.
6	The practice adopted in terms of examination for the Clients under AEO Category which are selected by system for examination is required to be discontinued as per the CBIC Circular No. 41/2017 Para 5.1 shall be adopted. The reason for review is submitted to your kind honor to bring forward the facts that the dwell time and transaction cost increases due to examination procedure. The cargo gets spoilt during the course of de-stuffing/re-stuffing leaving a bad name of the exporters in the international trade.	The chairman replied that blanket exemption cannot be given to anyone. Examination of the RMS cargo selected is done through Scanning and examination as quality of cargo cannot be determined during scanning. Further, the CHA association was requested to provide the name of vendors working at JNCH, Mumbai to MICT and Exim yard, who are expert in specific packing of export Goods for proper packing after examination.
7	Since last 2 PGC we have been assured by your kind offices that the printing quality of Shipping Bills and Bills of Entry will be taken into consideration but till date the response from the CFS Association is awaited.	The Chairman replied that CFS would be allowed to make their own arrangements for printing without help of CMC staff. However, printing facility at PUB will be manned by CMC only.
8	The Clients/Custom Broker registered under AEO category shall be granted priority clearance for both import and exports for which a letter was submitted to your kind offices on dt. 12.02.2019.	Benefits of AEO have already been notified by Board by issuing various Circulars. In respect of AEO-LO, the benefits do not include priority clearance.
9	All the CFS Authorities (Custodian) directed to grant proper seating arrangement, Safe Drinking Water, Canteen Facilities to all stakeholders / Custom Brokers working in their Container Freight Station (CFS) as per rules Handling of Cargo in Customs Areas Regulations, 2009 and to the EXIM Trade, accordingly, a suitable Trade Notice / Public Notice / Instructions be issued.	The Chairman directed all the CFSs to augment the sitting facility, water dispenser etc. to meet the requirements.
10	The samples which are sent for Testing at CRCL/Kandla are delayed for clearance of the consignment till report is pending and the most of time there is no	The Chairman replied that goods are normally allowed clearance on the basis of Test Bonds. In some cases where goods are tested to determine whether restricted or not, goods can only be released only on receipt of test reports.



	option for Provisional Assessment of the Bill of Entry under Section 18 of the Customs Act., 1962. The same may be consider/ available to the importer as well as Customs Broker is working in your Jurisdiction to avoid detention / demurrage charges, requested to issue a suitable Trade Notice / Public Notice.	
11	The Adjudication procedure shall be simplified and the cases are required to be done on merit basis. Most of the time the Fine Penalty imposed is less than the detention/demurrage charges levied. Hence spot adjudication is required to be taken into consideration.	The Adjudication is a Quasi-judicial process and needs to be done with the circumspection. However, in case of excess goods where no detail investigation is required, the importer may request for waiver of SCN and the matter will be decided expeditiously. In case of any difficulty, the matter may be brought to the notice to the respective ADC.
12	The charges levied by the CFS/Terminals towards the Container Scanning are required to be re-examined. The time consumed for Scanning is required to be reduced and also look in the another matter that the CFS authorities charging of Rs. 1500/- per 20' container & 2500/- per 40' container for scanning to and fro i.e from Container Freight Station to Container Scanning Department and bring back to CFS may be reduced.	The representatives of CFS Association informed that they are required to deploy additional Manpower & hence these costs need to be recovered. They also assured to consider the request to examine the feasibility of reduction of costs.
13	A suitable guidelines may be issued in the favor of trade wherein the system is failed due to connectivity (ICEGATE) and the print is not available to hand over to the shipping lines and the officer in charge is granted manual LEO/OOC on the front of the Checklist the such endorsement given by the Appraiser/Superintendent is not considered by Shipping Line, accordingly that the suitable Instruction to be issue to the Shipping Line / Container Freight Station for loading of the consignments.	In case of Breakdown of the System, a list of manual LEO given will be mailed to all concern Shipping lines through official e-mail ID of Customs to enable them to check the authenticity of manual LEO for hassle free release of cargo in time.
14	The operation pertaining to 24X7 clearance of S-Sealed Factory Sealed Containers and RMS Facilitated Bills of Entry shall be implemented and round the clock officers shall be posted for day to day work.	A clear guideline has already been issued for officers posted in RMS/DPD facilitation centre that will be followed strictly.



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| <p>15 The Bill of Entry of goods on importation and clearance of goods for home consumption and difficulties related to recent amendment in Customs Section 46 and 47. Instruction No 12/2017-Cus dated 31.08.2017 due to instability of ICEGATE / certain technical problems related to ICEGATE connectivity, server, etc <b>issue suitable standing orders</b> so that proper officers can exercise powers in the interest of ease of doing business and avoid late filing fee / charges automatically generated by system.</p> | <p>The CHA association were asked to represent with some specific/particular instances so that a reference can be made to the Directorate of System.</p>                  |
| <p>16 The request to deployment of CISF Security at Mundra Port in light of recent terrorist attack at Pulwama in Jammu and Kashmir</p>   | <p>The chairman replied that it is for the Custodian to decide the security agency. If any serious lapses are noticed, then only the Customs Department can intervene</p> |

The meeting ended with vote of thanks to Chair

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(Prashant Kaduskar) 12/3/2019  
Additional Commissioner of Customs  
Custom Commissionerate, Mundra.

F. No. VIII/48-25/AG/CHM/2015-16

Date: 12.03.2019

Copy to:-

1. The Chief Commissioner of Customs, Gujarat Zone, Ahmedabad.
2. PA to the Commissioner of Customs, Custom House, Mundra.
3. Additional Commissioner of Customs, Custom House, Mundra.
4. All Deputy/Assistant Commissioners of Customs, Custom House, Mundra.
5. Mundra Customs House Broker's Association, Mundra.
6. Kandla Customs House Broker's Association, Gandhidham.
7. Mundra Shipping Agent Association.
8. M/s Adani Logistics Ltd. APSEZ, Mundra.
9. Container Freight Station Association, Mundra.
10. Notice Board.