GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF CUSTOMS VALUATION
CUSTOM HOUSE KARACHI
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The Collectors of Customs, Model Customs Collectorates, Appraisement (East / West)/ Port Qasim / Preventive, Karachi / Lahore (Appraisement / Preventive) / Sambrial (Sialkot) / Faisalabad / Multan / Islamabad /Hyderabad/ Quetta / Peshawar/ Gawadar/ Gilgit-Baltistan.

Determination of Customs Values of Load Cell Under Section 25-A of the Customs Act, 1969

(VALUATION RULING NO.861/ 2016)

No. Misc/07/2013-IX/19340 Dated: June 01, 2016

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, Customs values of different types of Load Cells are determined as follows : -

2. **Background of the valuation issue:** A number of complaints have been received, recently, regarding under-invoicing in import of different types of Load cells. The Director, Directorate General of Intelligence & Investigation (Enforcement), Karachi also forwarded some evidences including catalogues of a few suppliers, requesting this Directorate to re-determine Customs values of load cells. Thus, an exercise to determine the Customs values of the subject goods afresh was initiated.

3. **Stakeholders' participation in determination of Customs values:** Meeting was held on 12-04-2016 with stakeholders including the representatives of importers for their input on the subject issue. All the participants were requested to submit the following documents so that correct customs values could be determined: -

i) Invoices of imports during last three months showing factual value.
ii) Websites, names and E-mail addresses of known foreign manufacturers of the item in question through which the actual current value can be ascertained.
iii) Copies of Contracts made / LCs opened during the last three months showing the value of item in question.
iv) Copies of Sales Tax Invoices issued during last four months showing the difference in price (excluding duty and taxes) to substantiate that the benefit of difference in price is passed on to the local buyers.

4. However the importers did not bring any substantial evidence. They were given opportunity to submit the requisite documents in next four to six weeks to substantiate their claims. Few of the importers submitted some documents including import invoices, but none submitted substantive evidences which could corroborate their claims. However, the Director Directorate General of Intelligence & Investigation (Enforcement), Karachi vide his letter dated 03-05-2016, provided his feedback/input along-with catalogues of different international companies.

5. **Method adopted to determine Customs values:** Valuation methods given in Section 25 of the Customs Act, 1969 were followed to arrive at fair value of Load Cells. Transaction

value method provided in Section 25 (1) was found inapplicable due declarations at substantially suppressed values. Identical / similar goods value methods provided in Section 25(5) & (6) were examined for applicability to the valuation issue in the instant case which provided some reference values of the subject goods but the same could not be exclusively relied on due to wide variation and suppressed in declarations regarding values. Thereafter, market enquiries as envisaged under Section 25 (7) of the Customs Act, 1969, were conducted. As the stakeholders were not forthcoming with the values of the subject items as being traded in the international market, therefore different markets were surveyed repeatedly for this purpose. Online prices were also obtained to corroborate the findings of the market surveys. Computed Value Method as provided in Section 25 (8) could not be applied for valuation of the aforementioned goods as the cost of raw material and fabrication charges under clause (a) and amount of profit and general expenses under clause (b) of Section 25 (8) of the Act, in the country of export, could not be ascertained. All the information so gathered was evaluated and analyzed for the purpose of determination of customs values. Consequently, the Customs values of different types of Load Cell have been determined under Section 25(9) of the Customs Act, 1969.

6. **Customs values for Load Cell:** Load Cell ***hereinafter specified*** shall be assessed to duty / taxes at the following Customs Values :-

S. No	Description	Load Capacity (Kg)	PCT	Proposed PCT for WeBOC	Origin	Customs Value (C&F) US$/Pc
(1)	(2)	(3)	(4)	(5)	(6)	(7)
1	**Platform / Single Point Load Cell**	Upto 20 Kgs	9031.8000	9031.8000.1000	All Origins	3.5
2		21-40	9031.8000	9031.8000.1100	All Origins	6.5
3		41 – 100	9031.8000	9031.8000.1200	All Origins	8
4		101 – 300	9031.8000	9031.8000.1300	All Origins	22
5		301 – 500	9031.8000	9031.8000.1400	All Origins	40
6		501 – 1000	9031.8000	9031.8000.1500	All Origins	81
7		1001 –5000	9031.8000	9031.8000.1600	All Origins	162
8		5000 – 10000	9031.8000	9031.8000.1700	All Origins	405
9	**Beam Type Load Cell**	Upto 20 Kgs	9031.8000	9031.8000.1800	All Origins	27
10		21-40	9031.8000	9031.8000.1900	All Origins	72
11		41 – 100	9031.8000	9031.8000.2000	All Origins	141
12		101 – 300	9031.8000	9031.8000.2100	All Origins	202
13		301 – 500	9031.8000	9031.8000.2200	All Origins	303
14		501 – 1000	9031.8000	9031.8000.2300	All Origins	344
15		1001 –5000	9031.8000	9031.8000.2400	All Origins	486
16		5000 –10000	9031.8000	9031.8000.2500	All Origins	693

DIRECTOR CUSTOMS VALUATION KARACHI

17	**Miniature Load Cells**	Upto 20 Kgs	9031.8000	9031.8000.2600	All Origins	135
18		21-40	9031.8000	9031.8000.2700	All Origins	469
19		41 – 100	9031.8000	9031.8000.2800	All Origins	486
20		101 – 300	9031.8000	9031.8000.2900	All Origins	502
21		301 – 500	9031.8000	9031.8000.3000	All Origins	518
22		501 – 1000	9031.8000	9031.8000.3100	All Origins	550
23		1001 – 5000	9031.8000	9031.8000.3200	All Origins	567
24		5000 – 10000	9031.8000	9031.8000.3300	All Origins	594
25	**Tension/ Compression Load Cells**	Upto 20 Kgs	9031.8000	9031.8000.3400	All Origins	90
26		21- 40	9031.8000	9031.8000.3500	All Origins	243
27		41 – 100	9031.8000	9031.8000.3600	All Origins	307
28		101 – 300	9031.8000	9031.8000.3700	All Origins	356
29		301 – 500	9031.8000	9031.8000.3800	All Origins	405
30		501 – 1000	9031.8000	9031.8000.3900	All Origins	486
31		1001 – 5000	9031.8000	9031.8000.4000	All Origins	648
32		5000 –10000	9031.8000	9031.8000.4100	All Origins	700
33		10000 – 45000	9031.8000	9031.8000.4200	All Origins	780
34	**Canister Type Load Cells**	Upto 20 Kgs	9031.8000	9031.8000.4300	All Origins	40
35		21-40	9031.8000	9031.8000.4400	All Origins	81
36		41 – 100	9031.8000	9031.8000.4500	All Origins	145
37		101 – 300	9031.8000	9031.8000.4600	All Origins	243
38		301 – 500	9031.8000	9031.8000.4700	All Origins	810
39		501 – 1000	9031.8000	9031.8000.4800	All Origins	1320
40		1001 – 5000	9031.8000	9031.8000.4900	All Origins	1620
41		5000–10000	9031.8000	9031.8000.5000	All Origins	1818
42		10000–250000	9031.8000	9031.8000.5100	All Origins	2400

7. In cases where declared/transaction values are higher than the Customs values determined in this Ruling, the assessing officers shall apply those values in terms of Sub-Section (1) of Section 25 of the Customs Act, 1969. In case of consignments imported by air, the assessing officer shall take into account the differential between air freight and sea freight or in case of import through Land Customs Stations, the differential amount between the Sea freight and land transport charges while applying the Customs values determined in this Ruling.

8. **Validity of this Valuation Ruling:** The values determined vide this Ruling shall be the applicable Customs value for assessment of subject imported goods until and unless it is rescinded or revised by the competent authority in terms of Sub-Sections (1) or (3) of Section 25-A of the Customs Act, 1969.

9. **Revision of the value determined vide this Valuation Ruling:** A revision petition may be filed against this Ruling, as provided under Section 25-D of the Customs Act, 1969, within 30 days from the date of issue of this ruling, before the Director General, Directorate General of Customs Valuation, 7th Floor, Custom House, Karachi.

10. The Collectors of Customs may kindly ensure that the values given in this Valuation Ruling for the given description of goods are applied by the concerned staff without fail. Any

anomaly observed may kindly be brought to the notice of this Directorate General immediately. Customs values determined in the ruling are for the description and specification as mentioned herein. HS Codes are mentioned for illustrative purpose so that valuation ruling values are made accessible to the assessing officer. The assessment shall be finalized on the basis of correct classification after fulfilling requisite formalities related to importability or any other certification/ documentation required thereon

11. ***This ruling supersedes Valuation Ruling No.591 / 2013, dated 01-10-2013.***

(Dr.Wasif Ali Memon)
Director

Copy for information to : -

1. Member (Customs), F.B.R., Islamabad.
2. Director General, Customs Valuation, Custom House, Karachi.
3. Chief Collector of Customs, South (Appraisement), Custom House, Karachi.
4. Chief Collector of Customs, South (Enforcement), Custom House, Karachi.
5. Chief Collector of Customs (Central), Lahore.
6. Chief Collector of Customs (North), Islamabad.
7. Director General, Intelligence and Investigation-FBR, Islamabad.
8. Director General, Audit (Customs & Petroleum), 1st Floor, PT&T Audit Building, Mauj-e-Darya Road, Lahore.
09. Director General, Post Clearance Audit (PCA), Islamabad.
10. Director General, Internal Audit (Customs), Karachi.
11. Directors, Intelligence & Investigation, Karachi / Lahore / Islamabad/ Quetta Peshawar/ Faisalabad.
12. Director, Directorate of Customs Valuation (Camp Office), Lahore.
13. Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WeBOC database system and deleting Valuation Ruling No.591/2013, dated 01-10-2013 from the system.
14. Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
15. Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
16. Law Section, Customs Valuation, 7th Floor, Custom House, Karachi.
17. Review Section, Customs Valuation, 7th Floor, Custom House, Karachi.
18. Karachi Customs Agents Group, Bohri Road, Karachi.
19. CHO, Customs Valuation, Custom House, Karachi.
20. Notice Board, Customs Valuation 7th Floor, Custom House, Karachi / MCC, Appraisement, 1st Floor, Custom House, Karachi.
21. Guard File.