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Ajit Singh Asks Airlines to Boycott EU Aviation Emission Rule

Tensions continue to run high over the inclusion of aviation in the EU's Emissions Trading System (ETS), after Indian government officials confirmed last Thursday that New Delhi would be asking its airlines not to participate in the scheme. Meanwhile, the trade group representing the largest US airlines is now calling upon the White House to pursue a case against the Brussels plan at the International Civil Aviation Organization.

"Though the European Union has directed Indian carriers to submit emissions details of their aircraft by March 31, 2012, no Indian carrier is submitting them in view of the position of the government," India civil aviation minister Ajit Singh said. "Hence the imposition of a carbon tax does not arise."

The move makes India the second country to take concrete action against the inclusion of aviation in the Brussels scheme, with China having earlier banned its own airlines from complying with the EU ETS without government approval.

Beijing has also reportedly halted the orders of US\$14 billion worth of jets from Europe's flagship airplane manufacturer, Airbus, in response to the aviation emissions rule. However, this claim has been contested by China's aviation regulator, Li Jiaxiang, who indicated in an interview with Bloomberg that the country's airlines have not been barred from buying Airbus planes.

The US has also warned that it could take "appropriate action" in response to the scheme, but has yet to take any



concrete steps. However, Airlines for America - the trade group that had, together with three US airlines, unsuccessfully challenged the legality of including aviation in the scheme at the European Court of Justice - is now calling on the administration of US President Barack Obama to bring a case through the International Civil Aviation Organization (ICAO), the UN civil aviation body.

The EU rule, which requires airlines to surrender carbon permits for the emissions they produce during all flights taking off or landing in the 27-country bloc, has been criticised by various non-EU governments, which argue that Brussels is exceeding its legal jurisdiction by charging for aviation emissions over an entire flight, rather than just those in EU airspace.

In response to the Brussels plan, over 20 countries - including the US, China, India, and Russia - met in Moscow in February to agree on a basket of possible countermeasures against the inclusion of aviation in the EU scheme. The 22 February announcement on possible countermeasures fed fears that the row could soon escalate into a global trade war.

Under the EU ETS - of which the aviation element entered into force on 1 January - airlines are required to buy permits for 15 percent of the carbon they emit; permits for the remaining 85 percent will be provided to them for free. Carriers will have to surrender permits for 2012 carbon production by 30 April 2013.

EU to Stop Non EU Countries from Govt Contracts Bids

EU officials outlined a plan last week that would allow Brussels to block companies from non-EU countries from bidding for government contracts, should European firms continue to face difficulty in winning public contracts abroad. The move is expected to escalate tensions with EU trading partners, particularly China.

The initiative, announced Wednesday 21 March, would allow European contracting authorities to reject tenders or contracts worth over €5 million, should these contracts also consist of more than 50 percent of goods and services that are not subject to the EU's international procurement commitments, such as the WTO's Government Procurement Agreement (GPA) or bilateral deals.

The rejection of these bids by contracting authorities would be subject to approval from the European Commission.

The European Commission would also be able to conduct investigations into whether a non-EU country is engaging in discriminatory procurement practices against European suppliers.

The Commission would then start consultations with that country; should those consultations not be successful, Brussels would have the option of taking measures to restrict access to the EU's market.

Last week's announcement comes three months after the 27-country EU bloc, together with 15 other WTO members, concluded negotiations for a revised GPA to liberalise US\$100 billion in public contracts, in addition to the US\$500 billion already covered in the original pact.

Public purchases of goods and services makes up 19 percent of EU GDP, or €2 trillion a year, according to European Commission figures.

According to European Commission data, under the original GPA €352 billion of the €420 billion in the EU's public procurement market - or 85 percent - is open to bidders from other countries that are a party to the plurilateral pact.

In comparison, only 32 percent of the US procurement market is open to foreign bidders, with Japan at 28 percent, according to European Commission figures. Both the US and Japan are also parties to the GPA.

EU officials have stressed that Brussels will respect all international agreements to which it is a signatory, including the GPA, noting that there is no conflict between the potential mechanism and the plurilateral pact.

Meanwhile, the Commission noted that only a fraction of the Chinese procurement market is available to EU companies, given that Beijing is not a party to any international procurement agreement.

Dollar Export Up by 4.28% in Feb 2012, 20.65% Gain in Import

Exports (including re-exports)

India's Exports during February, 2012 were valued at US\$ 24618.08 million (Rs.121039.96 crore) which was 4.28 per cent higher in Dollar terms (12.84 per cent higher in Rupee terms) than the level of US\$ 23608.36 million (Rs. 107266.46) during February, 2011. Cumulative value of exports for the period April-February 2011 -12 was US\$ 267409.89 million (Rs. 1274839.70 crore) as against US\$ 220241.12 million (Rs.1003784.83 crore) registering a growth of 21.42 per cent in Dollar terms and 27.00 per cent in Rupee terms over the same period last year.

Imports

India's Imports during February, 2012 were valued at US\$ 39781.68 million (Rs.195595.00 crore) representing a growth of 20.65 per cent in Dollar terms (30.56 per cent in Rupee terms) over the level of imports valued at US\$ 32973.40 million (Rs. 149817.29 crore) in February, 2011. Cumulative value of imports for the period April-February, 2011-12 was US\$ 434159.81 million (Rs.2069642.80 crore) as against US\$ 335502.15 million (Rs. 1529295.07 crore) registering a growth of 29.41 per cent in Dollar terms and 35.33 per cent in Rupee terms over the same period last year.

Crude Oil and Non-Oil Imports

Oil imports during February, 2012 were valued at US\$ 12659.9 million which was 39.45 per cent higher than oil imports valued at US\$ 9078.4 million in the corresponding period last year. Oil imports during April-February, 2011-12 were valued at US\$ 132560.4 million which was 41.00 per cent higher than the oil imports of

US\$ 94011.4 million in the corresponding period last year.

Non-oil imports during February, 2012 were estimated at US\$ 27121.7 million which was 13.50 per cent higher than non-oil imports of US\$ 23895.0 million in February, 2011. Non-oil imports during April - February, 2011-12 were valued at US\$ 301599.4 million which was 24.89 per cent higher than the level of such imports valued at US\$ 241490.7 million in April - February, 2010-11.

Trade Balance

The trade deficit for April-February, 2011-12 was estimated at US\$ 166749.92 million which was higher than the deficit of US\$ 115261.03 million during April-February, 2010-11.

Exports & Imports : (US \$ Million)

	(Provisional)	
	February	April-February
Exports(including re-exports)		
2010-11	23608.36	220241.12
2011-12	24618.08	267409.89
%Growth2011-12/ 2010-2011	4.28	21.42
Imports		
2010-11	32973.40	335502.15
2011-12	39781.68	434159.81
%Growth2011-12/ 2010-2011	20.65	29.41
Trade Balance		
2010-11	-9365.04	-115261.03
2011-12	-15163.60	-166749.92

Indonesia Closes Jakarta Port to Horticulture Imports

A new concern about Indonesia closing its largest port to horticultural imports was among issues raised when WTO members met as the WTO committee dealing with food safety and animal and plant health on 27-28 March 2012.

Jakarta port closure. The US, supported by the EU, Australia, Chile, Canada, New Zealand and South Africa complained about Indonesia's plan to close four ports for imports of fruit and vegetables, including the Port of Jakarta (Tanjung Priok), originally scheduled for 19 March, but postponed until 19 June 2012.

They said the vast majority of horticultural imports (90%, according to the US and New Zealand), enter through Jakarta, and that the use of alternative ports will add several days of transportation, increasing costs and affecting

the shelf life of perishable produce.

Indonesia cited food safety and plant health reasons but did not notify any phytosanitary issues involving American fruit and vegetable exports, the US said. Nor has any scientific justification been produced, it said.

Canada, which does not export much fruit and vegetables to Indonesia, said that it is concerned that the measure could be extended to meat and other animal products.

Indonesia said the closure is needed because the ports to be closed do not have enough laboratory and quarantine facilities to deal with threats found in imported products. Four seaports and one airport will stay open for these imports, and the postponement to 19 June is designed to give trade partners enough time to set up new infrastructure such as warehouses,

US Appeals Origin Labelling at WTO

The US is set to fight another round in its WTO disputes with Canada (DS384) and Mexico (DS386) regarding Washington's country-of-origin labelling requirements for livestock and meat exports, after the US filed an appeal at the global trade arbiter on 23 March. The appeal follows a November panel ruling that had deemed the US requirements to be WTO illegal.

Washington's appeal has been harshly criticised by trade experts as a delaying technique and a political move, with the US filing the appeal despite having only a slim chance at victory.

Canada, Japan to Begin Trade Talks

Japan and Canada have agreed to start negotiations toward a bilateral free trade pact, leaders from both sides announced on Sunday 25 March.

The news follows a recently released joint study estimating that such an agreement could mean gains of up to C\$3.8 billion (US\$3.81 billion) a year in Canadian gross domestic product (GDP), with Canadian exports to Japan increasing by as much as 67 per cent.

The study found that a bilateral trade deal could add billions of dollars to Canada's economy in the areas of agriculture, energy, and aerospace.

While Japan is hoping that such an accord would remove a 6.1 percent tariff on its automobile exports to Canada - a possibility that has prompted concern from Canadian auto producers - Ottawa is looking to achieve increased agricultural market access in Tokyo.

it said.

A group of about 12 countries also complained in the Sanitary and Phytosanitary (SPS) Measures Committee about an increase in the number of food safety and animal and plant health measures obstructing trade illegitimately because they are not based on international standards or science.

Concern about Indonesia's port closure was among the three new and 12 old concerns raised in the Sanitary and Phytosanitary (SPS) Measures Committee.

Members also heard on-going questions and comments, for example about measures taken against mad cow disease, Chinese Taipei's ban on meat from animals fed with the lean-enhancing additive ractopamine, China's methanol content requirement for some alcoholic drinks, and EU regulations for "novel foods" - including products considered traditional particularly in Latin America. The EU reported on the newly-discovered Schmallenberg virus, which has triggered a number of trade restrictions.

Dollar-Rupee Rate at NSE Futures

Trade Date	Open Price	High Price	Low Price	Close Price	Daily Settlement Price	Open Interest	No. of Contracts	Value (Rs. lakhs)	RBI Reference rate
04-Apr-12	51.0500	51.4900	51.0500	51.3625	51.3625	1181070	1960210	1006241	51.0465
03-Apr-12	50.9275	51.0300	50.7625	50.9725	50.9725	1059932	1513195	769890	50.5645
30-Mar-12	51.5825	51.6350	51.1100	51.2225	51.2225	1080259	1855611	952932	51.1565
29-Mar-12	51.4550	51.7200	51.3050	51.6850	51.6850	1181623	1643309	846723	51.1450

[Source: NSE and RBI Website]

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WEEKLY INDEX OF CHANGES

Peak Excise Duty on Petroleum Products Lower to 14% from 14%+Rs. 15 per Litre

22-CE In exercise of the powers
30.03.2012 conferred by sub-section (1) of section 5A of the Central Excise Act, 1944 (1 of 1944), the Central Government, being satisfied that it is necessary in the public interest so to do, hereby makes the following amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 18/2012-Central Excise, dated the 17th March, 2012, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section

(i), *vide* number G.S.R 169 (E), dated the 17th March, 2012, namely:-

In the said notification, in the Table,-

(i) for **serial number 15** and the entries relating thereto, the following shall be substituted, namely:-

(1)	(2)	(3)
"15	2710 12 11 to 2710 12 13, 2710 12 20, 2710 12 90, 2710 20 00	14%"

[F No. 334/4/2012 -TRU]

14% CVD of Excise Applicable on Naptha

21-CE In exercise of the powers
30.03.2012 conferred by sub-section (1) of section 5A of the Central Excise Act, 1944 (1 of 1944), the Central Government, being satisfied that it is necessary in the public interest so to do, hereby makes the following amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 12/2012-Central Excise, dated the 17th March, 2012, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section

(i), *vide* number G.S.R 163 (E), dated the 17th March, 2012, namely:-

In the said notification, in the Table,-

(i) for **serial number 73** and the entries relating thereto, the following shall be substituted, namely:-

(1)	(2)	(3)	(4)	(5)
"73	2710	The following goods, namely :- (a) Food grade hexane (b) Naptha	14%	"

[F No. 334/4/2012 -TRU]

Anti-dumping Duty on Bias Tyres Extended upto 7 October 2012 for Sunset Review

Ntfn 17-ADD Whereas, the designated
30.03.2012 authority *vide* notification No.
(DoR) 15/1/2009-DGAD dated the 3rd
August, 2011, published in

Part I, Section 1 of the Gazette of India, Extraordinary, dated the 3rd August, 2011, had initiated Sunset Review, in terms of sub-section (5) of section 9A of the Customs Tariff Act, 1975 (51 of 1975) and in pursuance of rule 23 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995 (hereinafter referred to as the said rules), in the matter of continuation of anti-dumping duty on 'new/unused pneumatic non radial bias tyres, tubes & flaps with or without tubes and/or flap of rubber, having nominal rim dia code above 16"used in buses and lorries/trucks', falling under tariff items 4011 20 90, 4013 10 20 and 4012 90 49 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, China PR and Thailand imposed *vide* notification of the Government of India, in the Ministry of Finance (Department of Revenue), No. 88/2007-Customs dated 24th July, 2007, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R.502(E), dated the 24th July, 2007, as superseded by notification of the Government of India, in the Ministry of Finance (Department of Revenue), No. 117/2010-Customs dated



the 18th November, 2010, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R.917(E), dated the 18th November, 2010, and has requested for extension of anti-dumping duty upto one more year from the date of initiation of the sunset review, in terms of sub-section (5) of Section 9A of the said Customs Tariff Act;

Now, therefore, in exercise of the powers conferred by sub-sections (1) and (5) of Section 9A of the said Act and in pursuance of rule 23 of the said rules, the Central Government hereby makes the following amendment in the notification of the Government of India, in the Ministry of Finance (Department of Revenue), No. 117/2010-Customs dated the 18th November, 2010, published in the Gazette of

CVD of 1% Applicable on Composite Fertilisers

Ntfn 24 In exercise of the powers
28.03.2012 conferred by sub-section (1)
(DoR) of section 25 of the
Customs Act, 1962 (52 of
1962), the Central Government, on being satisfied that it is necessary in the public interest so to do, hereby makes the following amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 12/2012-Customs, dated the 17th March, 2012 which was published in the Gazette of India, Extraordinary, *vide* G.S.R. 185(E) dated the 17th March, 2012, namely:-

In the said notification, in the Table, in **S. No. 200**, for the entry in column (5), against item (i), the entry "1%" shall be substituted.

[F. No. 334/1/2012-TRU]

Corrigendum dated 28 March '12 to 12/17.03.2012

[Corrigendum dated 28th March 2012]

In the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 12/2012-Customs, dated the 17th March, 2012 published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R. 185 (E), dated the 17th March, 2012,-

(A) in the Table,

(i) in **S. No. 236**, in column (2), for "except 3908" read "except 3903 & 3908";

(ii) in **S. No. 516**, against item (b), in column (6), for "8" read "10";

(B) in **Condition No. 74**,

(i) in clause (ii), for "item (ii)" read "item (b)";

(ii) in clause (iii), for "item (iii)" read "item (c)".

[F.No.334/1/2012-TRU]

India, Extraordinary, Part II, Section 3, Sub-section (i) *vide* number G.S.R.917(E), dated the 18th November, 2010, namely: -

In the said notification, at the end, the following shall be added, namely: -

"This notification shall remain in force up to and inclusive of the 07th October, 2012, unless the notification is revoked earlier".

[F.No. 354/107/2006-TRU (Pt.II)]

Refrigerator – Local Value Add 40% and Substantial Transformation Must for Thai Preferential Duty

29-Cus(NT) In exercise of the powers
30.03.2012 conferred by sub-section (1)
(DoR) of section 5 of the Customs
Tariff Act, 1975 (51 of 1975),

the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 101/2004-Customs (N.T.), dated the 31st August, 2004,

published in the Gazette of India, Extraordinary, Part-II, Section-3, Sub-section (ii), *vide* number S. O. 970 (E), dated the 31st August, 2004, namely:-

In the said notification,-

(a) in Annexure-A, after serial number 13 and the entries relating thereto, the following serial number and entries shall be inserted, namely:-

Tariff item (HS 2002)	Description of products	Applicable Rule
"13A 841810	- Compression-type combined refrigerator-freezers, fitted with separator external doors, household type	Change at 6-digit H.S. level (Change to subheading 854810 from any other subheadings), provided that there is a Local Value Added Content not less than 40%"

(b) in Annexure-B, after Rule 19, the following shall be inserted, namely:-

"Rule 19A.- (a) The customs authority in the importing party shall accept a certificate of origin in cases where the sales invoice is issued by a business entity located in a third country or by an exporter for the account of the said business entity, provided that the product meets

the requirements of these rules.

(b) The exporter of the product shall indicate third country invoicing as well as such information as name, address, and country of the business entity issuing the invoice in box 7 of the certificate of origin."

[F. No. 456/14/2010-Cus.V]

SAD Paid through DEPB will be Refunded only Till 30 April

No Refund on Reward Scrip thereafter

Sub: Refund of 4% CVD (SAD)-Extension of time upto 30th June 2012, for using re-credited 4% CVD (SAD) amount in DEPB.

10-CBEC 29.03.2012 (DoR) Your kind attention is invited to the Circular No.02/2012-Customs, dated 16-02-2012, regarding procedure on refund of 4% CVD (SAD). The above Circular provides the facility of manual filing of Bill of Entry for utilizing the amount of re-credited 4% CVD refunds (SAD) for payment of duty in case of re-credited DEPB/ Reward Scheme scrips upto 31-03-2012.

2. The matter has been examined in consultation with Director General of Foreign Trade (DGFT) and it has been decided to extend time limit for using re-credited DEPB scrips/ Reward Scheme scrips in case of 4% CVD (SAD) upto **30-06-2012**.

3. Board also directs all Chief Commissioner of Customs to ensure that all pending application for refund of 4% SAD paid through DEPB/

reward scrips are disposed of by 30-04-2012. The Chief Commissioner may constitute a special team to liquidate these refund claims. The report in this regard should be sent to Board by **04-05-2012**.

4. Board also reiterates Para 8 of Board's Circular No. 27/2010-Customs, dated 13-08-2010 wherein it was mentioned that in the interest of ensuring expeditious grant of refund of 4% SAD, the importers may be advised to make the initial payment of 4% CVD in cash. DGFT has also informed that no re-crediting shall be done if such payment is made by means of scrips. In other words, in future exporters should pay SAD component in cash if they want a refund.

5. A suitable Public Notice and Standing Order may be issued for the guidance of the trade and staff.

F.No.401/16/2012-Cus.III

Revalidation of Reward Scrips for Re-credit of 4% CVD

Subject: Procedure for refund / revalidation of DEPBs/Reward Scrips for re-credit of 4% CVD (SAD).

105-PN(RE) 27.03.2012 (DGFT) In exercise of powers conferred under Para 2.4 of the Foreign Trade Policy, 2009-14, the Director General of Foreign Trade hereby replaces Paragraph 2.13.2A of the Handbook of Procedures (Vol.1), 2009-14 by the following:-

"Only for the purpose of utilisation of re-credit of 4% Special Additional Duty (SAD) of customs, the freely transferable duty credit scrips (including DEPB), shall be deemed to have been revalidated till 30.6.2012. No further endorsement of such scrips by the respective RA shall be required under the following circum-

stances:-

(i) if the endorsement has been made by Regional Authority on or before 15.9.2011 but the re-credit remains unutilised; Or

(ii) if the consolidated certificate (Credit Note) have been issued by Customs between 1.9.2011 to 30.4.2012. In such scrips, the amount indicated in the consolidated certificate by customs shall be deemed to have been recredited."

Effect of Public Notice

This will reduce the transaction cost and procedural burden as it will facilitate utilisation of re-credit without requiring it to be presented to RA of DGFT for an endorsement of revalidation.

Import of Filter Rods for Pharmaceutical Products of Chapter 30

27-Cus(NT) 28.03.2012 (DoR) In exercise of the powers conferred by section 11 of the Customs Act, 1962 (52 of 1962), the Central Government

on being satisfied that it is necessary in the public interest so to do, hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 16/2011-Cus (N. T.), dated, the 1st March,2011, pub-

lished in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), vide number G.S.R. 155 (E), dated the 1st March,2011, namely:-

In the said notification, in the Table, against S.No.2, for the entry in column (4), the following shall be substituted, namely:-

"Filter cigarettes, bidis or Pharmaceutical products of Chapter 30".

[F.No. 334/1/2012-TRU]

CBEC Clarification for Clearance of Goods for Mega Power Projects

Sub: Clarification Regarding Mega Power Project (MPP) exemption.

963-CBEC 29.03.2012 (DoR) Representations have been received seeking clarification regarding the entry at SNo.91B of Notification No.6/2006-CE

dated 1.3.2006 (present entry no. 338 of Notification No. 12/2012-CE dated 17.3.2012). Sl.No.91B of Notification No.6/2006-CE dated 1.3.2006 prescribes exemption to specified goods when supplied to Mega Power Projects. The exemption is available subject to condition No.28 which, inter alia, prescribes that in case the certificate issued by the Joint Secretary in the Ministry of Power regarding the project having the status of Mega Power Project is provisional, the Chief Executive Officer of the Project has to furnish a Fixed Deposit Receipt (FDR) for an amount equal to the Central Excise duty payable for a term of thirty six months or more to the Deputy Commissioner or the Assistant Commissioner of Central Excise having jurisdiction.

2. Representations have been received in the Board seeking clarification on certain issues relating to clearances of goods for Mega Power Projects under the aforesaid Notification. These have been examined by the Board and the following issues are clarified for guidance of the field formations and the trade:

a) Whether the FDR is required to be submitted to the jurisdictional officer in-charge of the Mega Power Project or to the jurisdictional officer in-charge of the factory from where the goods are cleared for supply to such project: It is clarified that the FDR is required to be submitted to the jurisdictional Deputy Commissioner or Assistant Commissioner, in-charge of the factory from where the goods are cleared in terms of this notification and not to the jurisdictional officer, in-charge of the Project.

b) Whether only one FDR is required to be submitted in respect of the clearances which are likely to take place over a period of time or the fixed deposits can be submitted at regular intervals: It is clarified that the notification do not provide for submission of a single FDR. The FDRs can be submitted by the Project Director at regular intervals as and when the clearances take place. However, each FDR has to be for a period of thirty six months or as stipulated in the notification.

c) Clarification has also been sought as to whether the provisions of Central Excise (Removal of Goods at Concessional Rate of Duty for Manufacture of Excisable Goods) Rules, 2001 are applicable to such clearances: These rules are applicable in case the inputs are removed for further use by a manufacturer and not for use in a project. In fact neither entry no.91B of Notification No.6/2006-CE dated 1.3.2006, as amended, nor condition no.28 corresponding to the said entry prescribes that to avail the exemption, the procedures prescribed under the above mentioned Rules have to be followed. Therefore, it is clarified that the provisions of Central Excise (Removal of Goods at Concessional Rate of Duty for Manufacture of Excisable Goods) Rules, 2001 are not applicable in case of such removals.

F.No.101/9/2011-CX.3

Clarification on Point of Taxation Rules

154-ST Notification No.4/2012 –
28.03.2012 Service Tax dated the 17th
(DoR) March 2012 has amended the
Point of Taxation Rules 2011
w.e.f. 1st April 2012, inter- alia, amending Rule
7 which applied to individuals or proprietary
firms or partnership firms providing taxable ser-
vices referred to in sub-clauses (g), (p), (q), (s),
(t), (u), (za) and (zzzzm) of clause (105) of
section 65 of the Finance Act, 1994. Rule 7
determined the point of taxation in such cases
as the date of receipt of payment. The provi-
sions have been amended both in the Point of
Taxation Rules 2011 and the Service Tax Rules
1994 such that from 1st April 2012 the payment
of tax shall be allowed to be deferred till the
receipt of payment upto a value of Rs 50 lakhs
of taxable services. The facility has been granted
to all individuals and partnership firms, irre-

spective of the description of service, whose
turnover of taxable services is fifty lakh rupees
or less in the previous financial year.

2. Representations have been received, in
respect of the specified eight services, request-
ing clarification on determination of point of
taxation in respect of invoices issued on or
before 31st March 2012 where the payment has
not been received before 1st April 2012.

3. The issue has been examined. For invoices
issued on or before 31st March 2012, the point of
taxation shall continue to be governed by the
Rule 7 as it stands till the said date. Thus in
respect of invoices issued on or before 31st
March 2012 the point of taxation shall be the
date of payment.

4. Trade Notice/Public Notice may be issued
to the field formations accordingly.

FNo. 334/1/2012-TRU

Pulses Export Ban Extended for One More Year

Subject: Extension of prohibition on export of Pulses (except Kabuli Chana and 10,000 tonnes of organic pulses) upto 31.03.2013.

109-Ntnf(RE) In exercise of the powers
27.03.2012 conferred by Section 5 of the
(DGFT) Foreign Trade (Development &
Regulation) Act, 1992 (No.22
of 1992) read with Para 2.1 of the Foreign Trade
Policy, 2009-2014 (as amended from time to
time), the Central Government hereby amends,
with immediate effect, Para 3 of Notification
No.15 (RE-2006)/2004-2009 dated 27.6.2006,
as amended from time to time.

2. Export of pulses was initially prohibited for
a period of six months vide Notification No.15
(RE-2006)/2004-2009 dated 27.6.2006 which
was extended from time to time. This extension
is upto 31.03.2012 in terms of Notification No.
35(RE-2010)/2009-2014 dated 23.03.2011.
Now, the prohibition on export of pulses is being
extended upto 31.03.2013. This prohibition will
not apply to Kabuli Chana.

3. In addition, the prohibition on export of
pulses upto 31.03.2013 will not apply to export
of 10,000 MTs of organic pulses and lentils per
annum as permitted through Notification No.
51(RE-2010)/2009-2014 dated 03.06.2011.
Accordingly, the amended Para 3 (i) of Notifica-
tion No. 35(RE-2010)/2009-2014 dated

23.03.2011 will read as under:

"3 (i) The period of validity of prohibition on
exports of Pulses is extended upto 31.3.2013.
This prohibition will not apply to export of (1)
Kabuli Chana and (2) 10,000 MTs of organic
pulses and lentils per annum. Export of organic
pulses and lentils shall be subject to following
conditions:

(a) Quantity limit shall be 10,000 MTs per
annum;

(b) It should be duly certified by APEDA as
being organic pulses and lentils;

(c) Export contracts should be registered
with APEDA, New Delhi prior to shipment;

(d) Exports shall be allowed only from Cus-
toms EDI Ports."

4. Effect of this notification

Prohibition on export of pulses has been ex-
tended by one more year; from 31.03.2012 to
31.03.2013. But, there are two exceptions to
this. One is export of Kabuli Chana. Second is
export of Organic Pulses and lentils; but with a
ceiling of 10,000 MTs per annum and subject to
certain conditions mentioned above.

Procedure for Revalidation of RCs for Cotton Export

Subject: Procedure for scrutiny and revalidation of Registration Certificate for export of cotton [ITC(HS) code 5201 & 5203]

102-PN(RE) In exercise of the powers
16.03.2012 conferred under Paragraph 2.4
(DGFT) of the Foreign Trade Policy,
2004-2009, as amended from
time to time, Director General of Foreign Trade,
in pursuance of Notification No. 106 (RE-2010)/
2009-14 dated 12.03.2012, notifies the proce-
dure/guidelines for scrutiny and revalidation of
Registration Certificate(RCs) for export of cot-
ton [ITC(HS) code 5201 & 5203].

2. The procedure/guidelines shall be as be-
low:

i) Applications for scrutiny and revalidation
shall be submitted only for the RCs that
were valid as on 05.03.2012.

ii) Applications be submitted to concerned
RA, where RC was obtained.

iii) Separate application shall be made for each
valid RC.

iv) Last date for submission of application:
Thursday 22nd March, 2012.

v) The applicant would specify in respect of
each RC that it seeks revalidation:



Cotton Export Permitted only after Revalidation of RCs

Subject: Scrutiny and revalidation of Registration Certificates(RCs) for export of cotton.

24-TN Through Public Notice No.
20.03.2012 102 dated 16.03.2012
(DGFT) procedure for scrutiny and
revalidation of Registration

Certificates(RCs) for export of cotton were
notified. Last date stipulated in this Public
Notice for submission of applications for
revalidation of RCs with the concerned RAs
is Thursday, 22nd March, 2012. It is expected
that the trade would have taken expeditious
action for submitting the applications.

2. Government has decided that priority in
scrutiny and revalidation should be accorded
to the cotton consignments that were handed
over to customs till 2400 hours on Sunday,
04 March, 2012, when the prohibition had
come into force. Greater priority will be
accorded to cases pertaining to Land Cus-
tom Stations (LCS) on Indo-Pakistan, Indo-
Bangladesh and Indo-Nepal border to ease
congestion there.

3. Exporters covered in the cases described
above may communicate as such to the RAs
concerned. Such RC holders are encour-
aged to mark a copy of their application
made to the RAs also to the DGFT (HQ), by
e-mail [addressed to hardeep.singh@nic.in
and daya.shankar@nic.in with the subject
header "Consignments handed over to the
customs or Consignments for export through
LCS—" as the case may be].

4. It is reiterated that export would be per-
mitted only after revalidation of RCs.

(a) the quantum that it has already exported
against that RC, with details of date of export,
invoice amount and details of importer. Copy of
shipping bill(s) be provided.

(b) the quantum that has been handed over
to the Customs against that RC, if any, with date
wise details;

(c) the quantum yet to be handed over to the
Customs. Please enclose copy /copies of the
respective contract(s) in respect of this quan-
tity.

vi) In respect of any previous RC obtained for
which 30 day time has been over as on 5th
March, details of exports made be submit-
ted

vii) Scrutiny shall be undertaken at the head-
quarters office of DGFT at New Delhi.

viii) After scrutiny of documents, respective RAs
would revalidate the RCs as per DGFT's
instructions.

3. RCs shall not be revalidated except as
provided above. Accordingly, provision of re-
validation of RCs by RAs as contained in Policy
Circular No. 51(RE-2010)/2009-14 dated
28.12.2011, stands withdrawn.

Export Period for Wheat Flour Quota Extended to 31 March 2013

Subject: Validity of extension for export of 6,50,000 tons of wheat products upto 31.03.2013.

110-Ntfn(RE) In exercise of the powers conferred by Section 5 of the Foreign Trade (Development & Regulation) Act, 1992 (No.22 of 1992) read with Para 2.1 of the Foreign Trade Policy, 2009-2014, the Central Government hereby makes the following amendment, with immediate effect, in Notification No. 61(RE-2010)/2009-14 dated 20.07.2011.

2. Export of wheat products subject to a limit of 6,50,000 tons upto 31.03.2010 was initially

permitted on 03.07.2009. The validity period for this permission was extended from time to time. Extension of this validity has expired on 31.03.2012. Now, the validity period is being **extended till 31.03.2013**. All other conditions remain unchanged.

3. Accordingly in column 6 of the table in para 2 of Notification No. 61(RE-2010)/2009-14 dated 20.07.2011 the phrase "31st March, 2012" would be **substituted by the phrase "31st March, 2013"**. The revised table would be as under:

"SNo.	Tariff Item HS Code	Unit	Item Description	Export Policy	Nature of Restriction
46A	1101	Kg	Wheat Flour (Maida), Samolina (Rava/Sirgi), Wholemeal atta and resultant atta	Free	(i) The export is permitted subject to a limit of 6,50,000 tons during the period from 3 rd July, 2009 to 31st March, 2013 ; (ii) Exports shall be allowed only from Customs EDI Ports."

4. Effect of this notification:

Validity of Notification No. 116 (RE-2008)/2004-09 dated 03.07.2009 as amended from time to

time permitting export of 6,50,000 tons of wheat products through EDI ports has now been extended upto 31.03.2013.

Online Filing of Application for SCOMET Licence will be Mandatory from 1 July 2012

Subject: *Aayat Niryat Form 2E(ANF 2E)-Application for Special Chemicals, Organisms, Materials, Equipment and Technologies (SCOMET) Export Licence- Introduction of Provision for On-line filing.*

25-TN Facility for online filing of Aayat Niryat Form 2E (application form for SCOMET Licence) is being introduced by DGFT to reduce time and transaction cost for the exporters and facilitate faster processing of SCOMET applications. Online SCOMET application can be accessed on the DGFT website under the icon 'ECOM Application'.

[Guidelines for filling the online application are given at the end of this Trade Notice. These are also available on DGFT website under the icon 'SCOMET Items'.]

2. A detailed step by step guide for filling the online SCOMET application is available on the DGFT website (dgft.gov.in) under the 'Help' option. A link for 'SCOMET Help' guide has also been provided at the end of the 'Guidelines' given below. Exporters are encouraged to fill ANF 2E applications online.

3. Exporters will have the option to apply for SCOMET licence either by submitting a paper application to the DGFT (Hqrs.), Udyog Bhawan, New Delhi or by filing application online. This facility of applying either by a hard copy or online will cease on 30.06.2012. **With effect from 1.7.2012, online filing of ANF 2E will be mandatory.**

4. For any clarification, query or difficulty faced during online submission, exporters are welcome to contact (i) Smt. Jean G.V. Zingkhai, Dy. DGFT (SCOMET Cell) [jgv.zingkhai@nic.in, Telephone 011-23061562, Extension 253] or (ii) Shri B.D. Panwar, FTDO (SCOMET Cell) [bd.panwar@nic.in, Telephone 01123061562, Extension 271].

5. Feed back and suggestions shall be appreciated. E-mail may be sent to the undersigned with subject header 'Online filing of ANF 2E'.

Guidelines for Online Filing of Application (ANF 2E) For Export of SCOMET Items

1. A detailed step by step guide for filling the online SCOMET application is available on the DGFT website (dgft.gov.in) under the 'Help' option which can be accessed as follows:-

Go to DGFT website.

Click on 'Help'.

Click on option 'SCOMET Help'.

Screen by screen help will open.

Go through this entire guide before proceeding to fill in the application.

(A link to the 'Help' guide has also been provided at the end of these guidelines).

2. On the DGFT website, application form ANF 2E is available under the icon '**ECOM Application**' and can be accessed as follows: Click on 'ECOM Application'.

Sign in with IEC and Digital Signature.

Click on 'SCOMET Online'.

Main screen 'SCOMET' will open.

Click on option 'File'.

Click on option 'Create'.

ANF 2E will open. Fill in the information as directed.

3. While filling the online application, following

need to be kept in mind:-

- (i) All columns must be filled correctly and completely. No column is to be left blank. If information is not applicable, 'Not Applicable' may be filled in the space provided.
- (ii) Where FOB value has to be filled, if the export does not have a commercial value, '00.00' may be filled.
- (iii) Drop down lists have been provided wherever possible. Where no drop down list has been provided, requisite details must be filled in correctly in the space provided.
- (iv) Documents as per list in Para 4 below need to be uploaded. A check list for 'Uploaded documents' has been provided at the end of the application. Please tick whichever document has been uploaded.

'Master' screen:

- (v) Port of Loading/Shipment must be selected from the drop-down list provided. Correct port must be selected. No change of route/mode of transport will be allowed after export licence has been issued. Port of discharge must be filled in the space provided (No drop-down menu provided for this).
- (vi) FOB in Rupees and in relevant currency need not be filled in the 'Master' screen. This detail in 'Master' screen will get automatically populated once the same is filled in the 'Item of Export' screen.
- (vii) Fill in details in all columns on this screen. Then click on buttons/options given on the right side of this screen. Relevant screens will open. Proceed to fill each one.

'Item of Export' screen:

- (viii) SCOMET Categories have been provided as a drop-down list. Correct category must be selected. SCOMET item number must be filled in correctly in the space provided.
- (ix) Space has been provided to fill in the details of maximum of six (6) items of export. If items are more than six (6), details must be uploaded as extra sheet in the same format as on this screen.

'Previous Export' screen:

- (x) For Previous Exports, drop-down menu for year has been provided. Select the respective year and fill in details.

'Foreign Buyer/Consignee/End-User' screen:

- (xi) A drop down list has been provided for Foreign Buyer/Consignee/End-User. Choose each one from the drop-down list and fill details of each separately.
- (xii) Complete address should be given in respect of the Foreign Buyer, the Consignee and the End User. Only P.O. Box No. will not be accepted.

'Bank Details' screen:

- (xiii) Filling 'Bank details' is mandatory. For applications where the consignment has no commercial value (e.g. blood samples etc..) 'Not Applicable' must be filled in all columns under 'Bank Details'.
- (xiv) Giving details of IBAN, SWIFT Code and IFSC Code is mandatory. If IBAN is not used in the country to which item is to be exported i.e. IBAN is not available, this may be mentioned. For example, if items are to be exported to South Korea and

IBAN is not used in that country 'IBAN not used in South Korea' must be filled.

4. Following documents are to be uploaded with the online application :

- (i) **Purchase Order(s)** from the Foreign Buyer, the Consignee, and the End-User and in respect of all items to be exported as mentioned in the application.
 - (ii) **End User Certificate(s)** from all end-users. (Also see Paras 5&6 below).
 - (iii) **Technical Specifications** (not exceeding one page for each item) for the items to be exported.
 - (iv) **Copy of contract or agreement** if a third party or contractor is involved (provision has been made to allow uploading of multi-page document).
 - (v) **List of exports** made during the last three (3) licensing years in the same format as in 'Previous Export' screen, if number of export items are more than six(6). (See note at the bottom of the screen).
 - (vi) **Details of Bills of Entry** for the preceding one (1) year (to be uploaded only with the 1st application in a financial year).
 - (vii) **Copy of 1st page of 1st application** filed in the financial year vide which BEs for SCOMET items exported during the last one year were physically forwarded to DGFT.
5. After submitting the application online, hard copies of following documents must be sent to the DGFT(HQRS), Udyog Bhawan, New Delhi by post:
- (i) **Original End User Certificate(s)** (see para 6 below).
 - (ii) **Copies of Bills of Entry (BEs)** into the destination country for SCOMET items exported during the preceding one(1) year. This is to be filed only with the 1st application filed in a financial year. Copy of the

forwarding letter of 1st application to be uploaded with every subsequent online application.

ECOM No. & date of application submitted online must be mentioned in the forwarding letter.

6. End User Certificate:

- (i) In addition to uploading scanned copies, **original End User Certificate(s)** (in the format as in Appendix 36 on the Letter Head of the End User) indicating complete details of the export product, end product, end purpose for which the item of export will be used by end user must be furnished, by post to DGFT. Letter Head of the end-user must carry complete address and telephone number of end user.
- (ii) End User Certificates from the following must also be submitted.
 - (a) From the Foreign Buyer if it is different than the End User.
 - (b) From the Consignee, if it is different than the Foreign Buyer & End User.
 - (c) From any other intermediary, if there is any.
- (iii) End User Certificates from Foreign Buyer, Consignee and End User must reflect the logical flow of items.
- (iv) Each EUC must mention all the items given in the Purchase Order(s) and in the list of items to be exported as given in the application. Each EUC must mention the Purchase Order No. and date.
- (v) EUCs submitted in parts and pieces will not be accepted. 1(one) original End User Certificate only from each of the customers i.e., Foreign Buyer, Consignee and End User is to be filed.

7. Details of export items given in the online application (ANF 2E), End User Certificates and Purchase Orders must match completely.

Port of Registration for Duty Credit Scrips

08-TN Trade has pointed out to the
27.03.2012 Additional DGFT, Mumbai that
(DGFT) different licencing authorities in
the Western Zone are

operationalising the provision of Para 3.11.3 of HBP Vol.I 2009-14 differently. The said provisions is in regard to "port of registration" for duty credit scrips of Chapter 3 in the FTP 2009-014, and reads as under:-

"Duty Credit Scrip (including splits) shall be issued with a single port of registration which shall be the port of export. After issue of Duty Credit Scrip, but before registration with Customs, the Applicant can change the port of registration from RA concerned. Before registration, authorities shall verify genuineness of Duty Credit Scrip, from RA concerned, until EDI system of message exchange is put in place.

However, applicant may use Duty Credit Scrip for imports from any other port (that includes ICD/LCS) after obtaining TRA from authorities at port of registration. The above procedure shall be applicable only in respect of EDI enabled ports. In case of exports through non-EDI ports, the port of registration shall be the port of exports."

It is herein clarified to the Trade that the RAs/licensing authorities are herewith instructed to accept the request for change in port of registration in terms of Para 3.11.3 of HBP Vol.1 as above, subject to the following conditions:-

- 1) The scrip should have been issued against shipment from EDI enabled ports.
 - 2) The said Duty Credit Scrip (under Chapter 3 of FTP 2009-14) should not have been registered with the Customs Authorities before making request to the RA/licensing authorities for changing the port of registration.
- Trade is requested to take note of the above.

Check List for Application of Advance Authorisation

09-TN In order to bring transparency and uniformity in the
28.03.2012 office working, a Check-list for submission of
(DGFT) application in regard to Advance Authorisation has
been formulated. This check-list is as per Chapter 4 of
the Foreign Trade Policy 2009-14 (Paras 4.1.3, 4.1.6, 4.1.13 etc.),
Chapter 4 of the Hand Book of Procedures 2009-12 (Vol. I) (Paras 4.2,
4.3, 4.4, 4.7, 4.7.1, 4.7.3, 4.7.4, 4.8, 4.16, etc.), and ANF-4A as given
Handbook of Procedures 2009-14 (Vol.II) (Appendices and Aayat Nirayat
Forms), and as per Standard Input Output Norms (SION) given in
Handbook of Procedures Vol.II. ITCHS classifications may also kindly be
referred.

The Check-list has three sections as follows:

- 1. **Documents Section:** giving the list of documents which are required to be submitted by the applicant,
- 2. **Additional Documents Section:** these documents are required to be submitted by some of the applicants as is relevant,
- 3. **Information Section:** in this, certain specific information has been sought for.

The check-list would facilitate exporters to carryout due diligence before submitting her/his application so that the applications which are complete in all respects are available for smooth processing in the Department within the specified timelines. The check-list would also ensure that the processing of the case is not delayed for want of certain documents/additional documents/information on which the office may have to issue deficiency letters.

Check List for Application of Advance Authorization

Whether following documents have been submitted	Total number of pages in the relevant document
I Documents	
1 Check List duly filled in and signed by the applicant	
2 Covering letter duly signed by authorised signatory	
3 Two copies of ANF 4A duly filled in, clearly striking off inapplicable options and tick-marking applicable options and each page duly signed by the applicant * (Note 1) ¹¹	
4 Declaration/Undertaking attached to ANF 4A, duly filled in and signed by applicant and exercising clear option in point 3 and 4 of the said declaration	
5 In case of authorised signatory, copy of Power of Attorney / Board's Resolution furnished in his/her favour	
6 Self certified copy of valid RCMC (if RCMC details are not already updated in the IEC)	
II Additional Documents	
1 In case of export product being SCOMET item, copy of requisite authorization/information given to relevant authorities.	
2 In case of export item requiring export authorisation/ permission, copy of export authorisation/permission letter	
3 If Manufacturer Exporter, copy of SSI/IEM/Industrial Licence	
4 If Merchant Exporter, consent letter of supporting manufacturer signed by authorised person with name and designation	

- 5 If Merchant Exporter, copy of SSI/IEM/Industrial Licence of supporting manufacturer
- 6 **In case of import of bulk drug,**
 (i) Drug Manufacturing Licence of manufacturer exporter/ supporting manufacturer submitted
 (ii) In case of import of bulk drug, Declaration regarding import from registered or unregistered sources as per Trade Notice No.5/AM03 of Mumbai office
 (iii) In case of import of bulk drug, copy of export order furnished as per Policy Circular No.9(RE-03)
- 7 **In case of application for import of fuel,**
 (i) self certified copy of permission from concerned State Electricity Board or Power Corporation for installation of captive power plant or letter from State Electricity Board waiving the requirement of such permission submitted
 (ii) self certified copy of letter intimating the date of commissioning of captive power plant from concerned authority submitted
 (iii) In case of application for import of fuel, name of fuel sought for import has been specified in the permission letter
- 8 In case of Advance Authorization for Annual Requirements, statement of exports made in the preceding licensing year duly certified by a Chartered Accountant / Cost and Works Accountant in the format given in Appendix 26
- 9 In case of intermediate supplies to an Advance Authorisation holder, Invalidation letter (in original)
- 10 In case of other categories of deemed exports, (for supplies to projects), whether Project Authority Certificate furnished ** (note 2)^[2]
- 11 For supply to EOU/EHTP/STP/BTP, copy of Green Card showing validity of EOU/ EHTP/STP/BTP and Legal Undertaking of EOU with Development Commissioner indicating the item to be supplied as one of the inputs
- 12 In case of Advance Authorisation under Para 4.7. of HBP Vol.I (No Norms category), Appendix-11A
- 13 In case of Advance Authorisation under Para 4.7. of HBP Vol.I (No Norms category) on repeat basis, copy of ad-hoc norms

- 14 In case of application under para 4.7 of HBP Vol.I (No Norms Category), declaration/undertaking in terms of Trade Notice No.4/AM-06 dated 6.7.2005 issued by Mumbai office has been furnished.
- 15 Declaration as per Trade Notice No.12/AM-05 dated 10.3.2005 relating to items reserved for imports by State Trading enterprises have been furnished.
- 16 Declaration regarding Ozone Depleting Substance (ODS) as per Trade Notice No. 3/AM.11 read with 4/AM.11 issued by Mumbai office has been furnished.

III Information

- 1 Applicable fee in terms of Appendix 21 B (Amount in Rs.)
- 2 Amount of application fee deposited through EFT
- 3 If Manufacturer Exporter, which of the export items are covered under SSI/IEM/Industrial licence submitted
- 4 If Merchant Exporter, which of the export items are covered under SSI/IEM/ Industrial Licence of supporting manufacturer submitted

Signature of the applicant:

Name:

Designation:

E-mail:

The applicants are requested to kindly adhere to the check-list fully while submitting their applications for advance authorisations in order to enable the office to process their applications expeditiously.

For any queries/clarifications regarding the case, the exporters are requested to come directly to the office and not through their agents/ consultants.

PS: The above said check list is also attached in PDF format as a downloadable document which should be submitted along with the covering letter of the application. [Download PDF]

^[1] * **Note 1:** (i) Item description in Sr.No.13 of ANF 4A contains the list of all the items to be exported/ supplied alongwith net content of inputs as per SION, wherever required (The net content of inputs clearly indicated in bracket against each export item)

(ii) The application is in conformity with the foot note of SION, if any

^[2] ** **Note 2:** If application is by a sub contractor, applicant should check that her/his name has been included in the main contract

Addl. DGFT, Mumbai Receives 68 Applications for Revalidation of RC for Cotton Export

Sub: Revalidation of Registration Certificates for export of Cotton.

06-TN This office has received 68 applications for revalidation of Registration Certificate for export of Cotton between 12th and 16th March 2012 from the applicants as listed below. Now, in view of the Public Notice No. 102 dated 16th March 2012, the applications for revalidations shall be submitted with the prescribed documents.

Those who have submitted the application for revalidation earlier, may kindly withdraw their applications and resubmit the same with the prescribed documents as per Public Notice No.102 dated 16th March 2012. Needless to say, you would be required to submit your RCs in original along with other documents.

The application of revalidation of RC for Cotton can be submitted upto 22.3.2012 (Thursday) upto 6.00 PM every day.

SNo.	Firm Name	RC No.	Received Date
1	ICT Cotton Pvt. Ltd.	1658/1.3.12	12.03.12
2	ICT Cotton Pvt. Ltd.	1659/1.3.12	12.03.12
3	Kotak Ginnng & Pressing Inds.	1603/29.2.12	12.03.12
		1685/02.03.12	

		1588/27.2.12	
		1604/29.2.12	
4	kalpvprakash Impex P. Ltd.	1648/1.3.12	12.03.12
5	Kotak Ginnng & Pressing Inds.	1667/1.3.12	
		1605/29.2.12	
		16.06/29.2.12	
6	K.N. Resources P. Ltd.	1381/3.2.12	12.3.12
7	P.D. Sekhsaria Trd. Co. P. Ltd.	1383/3.2.12	12.3.12
8	Ruchi Cotton Co.	1628/1.3.12	13.3.12
9	GILL & Co.	1335/30.1.12	13.3.12
10	Pradeep Fibres Pvt. Ltd.	1695/2.3.12	13.3.12
11	Dhanya Agro-industrial p. Ltd.	1045/10.1.12	13.3.12
12	Ruchi Worldwide Ltd.	1607/29.2.12	
		1622/2.3.12	
13	Pradeep Fibres Pvt. Ltd.	1696/2.3.12	13.3.12
14	Meghji Thobhan & Co.	1514/17.2.12	13.3.12
15	GILL & Co.	1513/17.2.12	13.3.12
16	GILL & Co.	1612/29.2.12	13.3.12
17	GILL & Co.	1444/10.2.12	13.3.12
18	Kotak Ginnng & Pressing Inds.	1586/27.2.12	13.3.12
19	K.N. Resources P. Ltd.	1692/2.3.12	13.3.12

20	K.N. Resources P. Ltd.	1687/2.3.12	13.3.12
21	K.N. Resources P. Ltd.	1688/2.3.12	13.3.12
22	ICT Cotton Pvt. Ltd.	1591/27.2.12	13.3.12
23	Souchetan Exports P. Ltd.	1374/3.2.12	13.3.12
24	Mahavir Cotton P. Ltd.	1684/1.3.12	13.3.12
25	P.D. Sekhsaria Trd. Co. P. Ltd.	1610/29.2.12	13.3.12
26	Ruchi Worldwide Ltd.	1646/2.3.12	13.3.12
		1590/27.2.12	
27	Shreedhar Cotsyn Pvt. Ltd.	1565/23.2.12	13.3.12
		1566/23.2.12	
		1693/2.3.12	
28	PCK Cotton P. Ltd.	1665/1.3.12	13.2.12
29	Navjyot Int. Trd. (p) Ltd.	1690/2.3.12	13.3.12
30	Manjeet Cotton P. Ltd.	1536/20.2.12	13.3.12
31	Dhanya Agro-industrial p. Ltd.	1416/8.2.12	13.3.12
		1355/1.2.12	
		1518/17.2.12	
32	Manjeet Cotton P. Ltd.	1629/1.3.12	13.3.12
33	Khimji Visram & Sons (comm).	1656/1.3.12	13.3.12
34	Khimji Visram & Sons (comm).	1602/27.2.12	13.3.12
35	Khimji Visram & Sons (comm).	1657/1.3.12	13.3.12

36	Khimji Visram & Sons (comm).	1552/22.2.12	13.3.12	53	K.N. Resources P. Ltd.	1429/9.2.12	14.3.12	39	Manjeet Cotton P. Ltd.	1536/20.2.12	13.3.12
37	Khimji Visram & Sons (comm).	1425/9.2.12	13.3.12	54	Puneet Enterprises	1694/2.3.12	14.3.12	40	Dhanya Agro-industrial p. Ltd.	1416/8.2.12	13.3.12
38	Provogue (i) Ltd.	1661/1.3.12	13.3.12	55	Sri Salasar Balaji Agro Tech	1649/1.3.12	14.3.12	41	Dhanya Agro-industrial p. Ltd.	1355/1.2.12	13.3.12
39	Provogue (i) Ltd.	1662/1.3.12	13.03.12	56	Sri Salasar Balaji Agro Tech	1635/1.3.12		42	Dhanya Agro-industrial p. Ltd.	1518/17.2.12	13.3.12
40	Provogue (i) Ltd.	1663/1.3.12	13.3.12	57	Sri Salasar Balaji Agro Tech	1653/1.3.12		43	Manjeet Cotton P. Ltd.	1629/1.3.12	13.3.12
41	Mahima Purespun	1625/29.2.12	13.03.12	58	Sri Salasar Balaji Agro Tech	1674/1.3.12		44	Khimji Visram & Sons (comm).	1656/1.3.12	13.3.12
42	Mahima Purespun	1643/1.3.12	13.3.12	59	Sri Salasar Balaji Agro Tech	1650/1.3.12		45	Khimji Visram & Sons (comm).	1602/27.2.12	13.3.12
43	Bafna Ginning and Pressing P. Ltd.	1664/1.3.12	13.3.12	60	Sri Salasar Balaji Agro Tech	1515/17.2.12		46	Khimji Visram & Sons (comm).	1657/1.3.12	13.3.12
44	Sri Salasar Balaji Agro Tech P. Ltd.	1485/14.2.12 1846/14.2.12 1673/1.3.12 1651/1.3.12 1632/1.3.12	13.3.12	61	Sri Salasar Balaji Agro Tech	1516/17.2.12		47	Khimji Visram & Sons (comm).	1552/22.2.12	13.3.12
45	Mahima Purespun	1585/27.2.12	13.3.12	62	Sri Salasar Balaji Agro Tech	1484/14.2.12		48	Khimji Visram & Sons (comm).	1425/9.2.12	13.3.12
46	Mahima Purespun	1544/20.2.12	13.3.12	63	D.D. Cotton P. Ltd.	1589/27.2.12	14.3.12	49	Provogue (i) Ltd.	1661/1.3.12	13.3.12
47	Mahima Purespun	1431/9.2.12	13.3.12	64	D.D. Cotton P. Ltd.	1564/23.2.12	14.3.12	50	Provogue (i) Ltd.	1662/1.3.12	13.03.12
48	D.D. Cotton P. Ltd.	1549/22.2.12	13.3.12	65	Vijay Cotton & Fibre Co.	1594/27.2.12	14.3.12	51	Provogue (i) Ltd.	1663/1.3.12	13.3.12
49	D.D. Cotton P. Ltd.	1596/27.2.12	13.3.12	66	Vijay Cotton & Fibre Co.	1583/27.2.12	14.3.12	52	Mahima Purespun	1625/29.2.12	13.03.12
50	Vijay Cotton & Fibre Co.	1655/1.3.12	13.03.12	67	Ruchi Worldwide Ltd.	322/17.10.11	16.03.12	53	Mahima Purespun	1643/1.3.12	13.3.12
51	Puneet Enterprises	1672/1.3.12	14.3.12	68	Ruhatiya Cotton & Metal P. Ltd.	1114/13.01.12	13.03.12	54	Bafna Ginning and Pressing P. Ltd.	1664/1.3.12	13.3.12
52	K.N. Resources P. Ltd.	1526/20.2.12	14.3.12					55	Sri Salasar Balaji Agro Tech P. Ltd.	1485/14.2.12	13.3.12

Corrigendum to Trade Notice No. 6/AM12 dated 19.03.2012

Sub: Corrigendum to Trade Notice No. 6/AM12 dated 19.03.2012

07-TN This has reference to the
21.03.2012 Trade Notice No.06/AM12
(DGFT) dated 19.03.2012 issued by
this office. In the said Trade

Notice the list of applicants for revalidation has also been included. In the said list at Sr.No.68 the name of the applicant was wrongly mentioned as "Ruhatiya Cotton & Metal P. Ltd.(RC No. 1114/13.01.2012)" instead of "Ruhatiya Spinners Pvt. Ltd.(RC No.1555/22.02.2012). It is, therefore, clarified that the name of the applicant at Sr. No. 68 be read as "Ruhatiya Spinners Pvt. Ltd. (RC No.1555/22.02.2012).

2. The serial numbers mentioned in the list may also be corrected as in the list given below:

SNo.	Firm Name	RC No.	Received Date
1	ICT Cotton Pvt. Ltd.	1658/1.3.12	12.03.12
2	ICT Cotton Pvt. Ltd.	1659/1.3.12	12.03.12
3	Kotak Ginning & Pressing Inds.	1603/29.2.12	12.03.12
4	Kotak Ginning & Pressing Inds.	1685/02.03.12	12.03.12
5	Kotak Ginning & Pressing Inds.	1588/27.2.12	12.03.12
6	Kotak Ginning & Pressing Inds.	1604/29.2.12	12.03.12
7	kalpvraksh Impex P. Ltd.	1648/1.3.12	12.03.12
8	Kotak Ginning & Pressing Inds.	1667/1.3.12	12.03.12
9	Kotak Ginning & Pressing Inds.	1605/29.2.12	12.03.12
10	Kotak Ginning & Pressing Inds.	16.06/29.2.12	12.03.12
11	K.N. Resources P. Ltd.	1381/3.2.12	12.3.12
12	P.D. Sekhsaria Trd. Co. P. Ltd.	1383/3.2.12	12.3.12
13	Ruchi Cotton Co.	1628/1.3.12	13.3.12
14	GILL & Co.	1335/30.1.12	13.3.12

15	Pradeep Fibres Pvt. Ltd.	1695/2.3.12	13.3.12	69	Puneet Enterprises	1694/2.3.12	14.3.12
16	Dhanya Agro-industrial p. Ltd.	1045/10.1.12	13.3.12	70	Sri Salasar Balaji Agro Tech	1649/1.3.12	14.3.12
17	Ruchi Worldwide Ltd.	1607/29.2.12	13.3.12	71	Sri Salasar Balaji Agro Tech	1635/1.3.12	14.3.12
18	Ruchi Worldwide Ltd.	1622/2.3.12	13.3.12	72	Sri Salasar Balaji Agro Tech	1653/1.3.12	14.3.12
19	Pradeep Fibres Pvt. Ltd.	1696/2.3.12	13.3.12	73	Sri Salasar Balaji Agro Tech	1674/1.3.12	14.3.12
20	Meghiji Thobhan & Co.	1514/17.2.12	13.3.12	74	Sri Salasar Balaji Agro Tech	1650/1.3.12	14.3.12
21	GILL & Co.	1513/17.2.12	13.3.12	75	Sri Salasar Balaji Agro Tech	1515/17.2.12	14.3.12
22	GILL & Co.	1612/29.2.12	13.3.12	76	Sri Salasar Balaji Agro Tech	1516/17.2.12	14.3.12
23	GILL & Co.	1444/10.2.12	13.3.12	77	Sri Salasar Balaji Agro Tech	1484/14.2.12	14.3.12
24	Kotak Ginning & Pressing Inds.	1586/27.2.12	13.3.12	78	D.D. Cotton P. Ltd.	1589/27.2.12	14.3.12
25	K.N. Resources P. Ltd.	1692/2.3.12	13.3.12	79	D.D. Cotton P. Ltd.	1564/23.2.12	14.3.12
26	K.N. Resources P. Ltd.	1687/2.3.12	13.3.12	80	Vijay Cotton & Fibre Co.	1594/27.2.12	14.3.12
27	K.N. Resources P. Ltd.	1688/2.3.12	13.3.12	81	Vijay Cotton & Fibre Co.	1583/27.2.12	14.3.12
28	ICT Cotton Pvt. Ltd.	1591/27.2.12	13.3.12	82	Ruchi Worldwide Ltd.	322/17.10.11	16.03.12
29	Souchetan Exports P. Ltd.	1374/3.2.12	13.3.12	83	Ruhatiya Spinners Pvt. Ltd.	1114/13.01.22	13.03.12
30	Mahavir Cotton P. Ltd.	1684/1.3.12	13.3.12				
31	P.D. Sekhsaria Trd. Co. P. Ltd.	1610/29.2.12	13.3.12				
32	Ruchi Worldwide Ltd.	1646/2.3.12	13.3.12				
33	Ruchi Worldwide Ltd.	1590/27.2.12	13.3.12				
34	Shreedhar Cotsyn Pvt. Ltd.	1565/23.2.12	13.3.12				
35	Shreedhar Cotsyn Pvt. Ltd.	1566/23.2.12	13.3.12				
36	Shreedhar Cotsyn Pvt. Ltd.	1693/2.3.12	13.3.12				
37	PCK Cotton P. Ltd.	1665/1.3.12	13.2.12				
38	Navjyot Int. Trd. (p) Ltd.	1690/2.3.12	13.3.12				

Colour Toners for Laser Printers and Photocopier SION Notified

Subject: Amendment in SION A-1778.

103-PN(RE) In exercise of the powers conferred under Paragraph 2.4
22.03.2012 of the Foreign Trade Policy, 2009-14 and Paragraph 1.1 of
(DGFT) the Handbook of Procedures (Vol.1), the Directorate General
of Foreign Trade hereby amends SION-A1778, as under:-

SION No	Export items	Qty	SNo.	Import item	Qty
A 1778	Compatible Black and Color Toners for Laser Printers & Photocopiers (other than Bueno toner and Xerox 1025)	100 kg	1.	Styrene Acrylic Copolymers (other than ABS/SAN Resins)/Polyester Resins for Toners	72.00 kg.
2.			Waxes (PP Wax/PE Wax/Carnauba Wax/ParaffinWax/PolyolefinWa/Easter Wax/Amide Wax/Rice Wax	3.00 Kg.	
3.			Fumed Silica / Aerosils/Colidal Silica/ AeroxideTiO2/Spherical Silica	1.00 Kg.	
4.			Magnetite/Iron Oxide	30.00 kg.	
5.			Carbon Black	0.12 kg.	
6.			(a) Additives/Charge ControlAgents/Pigments for black and color toners/ Aluminium Oxides/Titanium Dioxides/ Tin Di-Oxides/Inorganic Oxides, Blue Pigments – Milori Blue/ Polishing Agents/StrontiumTitanate/ Ceridust (For Black Toners) OR (b) Dyes & Pigments – Megenta, Yellow, Cyan & Black (For Color Toners)	1.00 Kg.	
7.			Relevant Empty Cartridges and Bottle (for Packing)	Net content + 1% number	



2. Effect of Public Notice:

Earlier the export product was Black Toner. The description of the export product has been widened to include Color Toner also, with attendant modification in the number and quantity of inputs.

Only Cenvat Credit Balance can be used for Payment of Arrears

Subject: Payment of arrears from Cenvat Credit earned at a later date

962-CBEC Reference was received from
28.03.2012 the field formation seeking
(DoR) clarification on the issue as to whether the arrears of duty can be paid by utilizing the cenvat credit which has accrued subsequent to the period to which the arrears pertained. Such clarification has been sought in view of first proviso to rule 3(4) of the Cenvat Credit Rules, 2004. As per this proviso, "while paying duty of excise or service tax, as the case may be, the cenvat credit shall be utilized only to the extent such credit is available on the last day of the month or quarter, as the case may be, for payment of duty or tax relating to that month or the quarter, as the case may be."

2. Doubts have been raised whether these restrictions will be applicable to duty payable in terms of Section 11A or duty paid after due date in terms of rule 8 of the Central Excise Rules, 2002.

3. The matter has been examined in the Board. Practice ascertained from field formations points out that in majority of cases the payment of demands confirmed under Section 11A are being permitted to be paid by utilizing cenvat credit without linking the same to the period to which these demand pertain.

4. A harmonious reading of rule 8 of Central Excise Rules' 2002 and first proviso to rule 3 (4) of the Cenvat Credit Rules, 2004 indicates that the restriction with regard to the utilization of cenvat credit is relating to the normal payment

of duty in terms of rule 8 of the Central Excise Rules, 2002, where duty for a particular month or quarter is to be discharged by the 5th of the next month. For this proviso, the cenvat credit allowed to be used is what was in balance on the last date of that month or quarter and not what accrued thereafter. Even in case of duty paid late in terms of rule 8, the credit available for utilization will remain same i.e. the credit in balance on the last date of month or quarter, as the case may be.

5. Further duty payable under rule 8 is on a different footing from duty payable under Section 11A. Duty under Rule 8 is paid after self determination by the assessee unlike Duty payable under Section 11A where generally the duty is determined by the Central Excise officer and the payment is mandated after such determination. There is no time limit prescribed under Section 11A i.e., monthly or quarterly unlike the date prescribed under Rule 8 (i.e., 5th of the next month). Therefore, the restriction on the utilization of the cenvat credit accruing subsequent to the last date of the month or quarter in which the arrears arise, is not applicable to the demands confirmed under Section 11A of the Central Excise Act, 1944.

6. Trade & Industry as well as field formations may be suitably informed.

7. Receipt of this circular may kindly be acknowledged.

F.No.267/96/2009-CX8

Structural Components used as a Part of Boiler System Classifiable as Parts of Boiler under Heading 8402

Subject: Clarification regarding classification of structural components of Boiler and admissibility of CENVAT credit on these structural components.

964-CBEC Reference has been received
02.04.2012 from Trade seeking
(DoR) clarification regarding classification of structural

parts/components of Boiler and admissibility of CENVAT credit on these parts/components to the buyers of the Boilers. It has been represented that CENVAT credit is being denied to the supporting structural parts of the Boilers at the buyers' end by classifying the same under Chapter 73 as structural parts and not as a part of Boiler. These are not being covered under the definition of inputs under the CENVAT Credit Rules, 2004, on account of exclusion given in rule 2 (k)(iv)(B)(b). This denial is on the ground that these are used for structures for support of Capital goods, without which the Capital goods can function.

2 The matter has been examined in the Board. The Boilers are a combination of various systems such as Coal Handling System, Coal Feeding System, Draft Air System, Demineralization Plant, Boiler Feed Water System, Boiler Tubes, Boiler Drums, Super Heat System, Flue Gases Treatment System and Ash Handling System etc. All these Systems work in tandem to make a modern Boiler. These Systems comprise of many parts including structural components which are essentially the part of Boiler by way of technical specifications. As per Section Note 4 to the Section XVI of the First Schedule to the Central Excise Tariff Act, 1985, "Where a machine (including a combination of machines) consists of individual components (whether separate or interconnected by piping, by transmission devices, by electric cables or by other devices) intended to contribute together to a clearly defined function covered by one of the headings in Chapter 84 or Chapter 85, then the whole falls to be classified in the heading appropriate to that function."

3. Accordingly it is clarified that those structural components which are to be used essentially as a part of Boiler System would be classifiable as parts of Boiler only under Heading 8402 of the Tariff. It is further clarified that since these structural components are nothing but the parts and accessories of the Boiler, they would be covered by the definition of inputs under Rule 2(k)(iii) of the CENVAT Credit rules, 2004 (i.e. all goods for generation of electricity & steam). Further these structural components shall not be hit by the exclusion clause to the said definition of inputs, as these are not used for laying of foundation or making of structures for support of capital goods, but are essentially the part of said Boilers.

4. Trade, industry and field formations may be suitably informed.

F. No. 84/1/2011-CX-1

Duty Refund Procedure in India and Nepal Trade to Continue on Past Exports

Sub: Revised Treaty of Trade between India and Nepal.

961-CBEC As you are aware, Duty refund
26.03.2012 procedure (DRP) prescribed by
(DoR) Notification No. 20/2004-
CE(NT) dated 6.9.2004 has

been rescinded vide Notification No. 25/2011-CE(NT) dated 5.12.2011 w.e.f 1st March, 2012. Export to Nepal under claim of rebate is permissible under Notification No. 19/2004-CE(NT) dated 6.9.2004 as amended by Notification No. 24/2011-CE(NT) dated 5.12.2011 issued under rule 18 of Central Excise Rules, 2002 and under bond/LUT vide Notification No. 42/2001-CE(NT) dated 26.6.2001 [as amended by Notification No. 26/2011-CE(NT) dated 5.12.2011] in terms of Rule 19 of Central Excise Rules, 2002.

2. Clarifications have been sought as to whether in view of rescinding of Notification No. 20/2004-CE(NT) dated 6.9.2004, goods cleared under DRP invoices by Indian exporters from their factories etc. prior to 1st March, 2012 but yet to be exported to Nepal within the time limit of six months prescribed in Notification No. 20/2004-CE(NT) are to be treated as exports under DRP procedure or as normal export in terms of Notification No. 19/2004-CE(NT) dated 6.9.2004 as amended. It is clarified that such exports shall be treated as exports under the DRP

procedure and duty refund will accordingly be credited to the Govt. of Nepal as per the procedure laid down under the DRP. The rebate element will not be admissible to Indian exporters in respect of such goods.

3. Further, Board has also been requested to clarify whether exports under claim of rebate under amended Notifications No. 19/2004-CE(NT) dated 6.9.2004 or under bond in terms of amended Notification No. 42/2001-CE(NT) dated 26.6.2001 are to be permitted even when the export proceeds are paid in Indian Rupees. It is clarified that neither Rule 18 or Rule 19 of Central Excise Rules, 2002, nor the above mentioned notifications make any distinction on the basis of mode of payment of currency for exports. It is therefore clarified that exports to Nepal will continue to be permissible irrespective of whether the payments are made in Indian currency or foreign convertible currency as long as they are in accordance with applicable RBI guidelines.

4. Difficulties, if any, faced in this regard may be brought to the notice of Board immediately.

5. Field formations and Trade may also be suitably informed.

F.No.201/03/2010-CX.6

Audit Party Entry for CENVAT Check

22-CE(NT) In exercise of the powers
30.03.2012 conferred by section 37 of the
(DoR) Central Excise Act, 1944 (1 of
1944), the Central Government

hereby makes the following rules further to amend the Central Excise Rules, 2002, namely:-

1. Short title and commencement.- (1) These rules may be called the Central Excise (Third Amendment) Rules, 2012.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Central Excise Rules, 2002 (hereinafter referred to as the principal rules),-

(i) in rule 7, in sub-rule (4), words, figures and letters 'or section 11 AB' shall be omitted.

(ii) in rule 11 of the principal rules, in the Explanation, for "CENVAT Credit Rules, 2002", "CENVAT Credit Rules, 2004" shall be substituted.

(iii) in rule 22 of the principal rules, for sub-rule (3), the following sub-rule shall be substituted, namely:-

"(3) Every assessee, and first stage and second stage dealer shall, on demand make available to the officer empowered under sub-rule (1) or the audit party deputed by the Commissioner or the Comptroller and Auditor-General of India, or a cost accountant or chartered accountant nominated under section 14 A or section 14 AA of the Act,-

(i) the records maintained or prepared by him in terms of sub-rule (2);

(ii) the cost audit reports, if any, under section 233B of the Companies Act, 1956(1 of 1956); and

(iii) the income-tax audit report, if any, under section 44 AB of the Income-tax Act, 1961 (43 of 1961),

for the scrutiny of the officer or the audit party or the cost accountant or chartered accountant, within the time limit specified by the said officer or the audit party or the cost accountant or chartered accountant, as the case may be".

F No.267/21/2012-CX-8

New Guidelines for Power Generation in SEZs

[Ref: No. P.6/3/2006-SEZ dated 21st March 2012]

Subject: Guidelines for Power Generation in Special Economic Zones.

In supersession of this Ministry's letter of even number dated 27th February, 2009 laying down guidelines for power generation, transmission and distribution in Special Economic Zone, the following guidelines are hereby prescribed:

1. Generation of Power in SEZ

(i) A power plant can be set up by developer(s)/co-developer(s) in a SEZ, as part of infrastruc-

ture facility in the processing area or non-processing area of SEZ. Such a power plant setup in the processing area will be entitled to all benefits available to developers/co-developers, including fiscal benefits under Section 26 of the SEZ Act, 2005 including benefits for initial setting up, duty free imports of raw materials, components and consumables for operation

No Cenvat on 1/2011 (2% Excise) Allowed, Coal and Fertilisers (1% Excise)

21-CE(NT) In exercise of the powers
27.03.2012 conferred by section 37 of
(DoR) the Central Excise Act,
1944 (1 of 1944) and

section 94 of the Finance Act, 1994 (32 of 1994), the Central Government hereby makes the following rules further to amend the CENVAT Credit Rules, 2004, namely: -

1. (1) These rules may be called the CENVAT Credit (Fourth Amendment) Rules, 2012.

(2) Save as otherwise provided in these rules, they shall come into force on the date of their publication in the Official Gazette.

2. In the CENVAT Credit Rules, 2004,-

(i) in rule 2,- in clause (d), for the words "and goods in respect of which the benefit of an exemption under notification No. 1/2011-CE, dated the 1st March, 2011 is availed", the words, "goods in respect of which the benefit of an exemption under Notification No. 1/2011-CE, dated the 1st March, 2011 or under entries at serial numbers 67 and 128 of Notification No. 12/2012-CE, dated the 17th March, 2012 is availed" shall be substituted;

(ii) in rule 2, in clause (l), in sub-clause (BA), for the words "specified in sub-clauses (d) and (zo) of clause (105) of section 65 of the Finance Act," the words "specified in sub-clauses (d) and (zo) of clause (105) of section 65 of the Finance Act, in so far as they relate to a motor vehicle which is not a capital goods," shall be substituted with effect from the first day of April, 2012.

(iii) in rule 3, in sub-rule (1), in clause (i), for the proviso, the following shall be substituted, namely:-

"Provided that CENVAT credit of such duty of excise shall not be allowed to be taken when paid on any goods -

(a) in respect of which the benefit of an exemption under notification No.1/2011-CE, dated the 1st March, 2011 is availed; or

(b) specified in serial numbers 67 and 128 in respect of which the benefit of an exemption under Notification No. 12/2012-CE, dated the 17th March, 2012 is availed".

[F. No. 334/B1/2012-TRU]

and maintenance of power plant and generation of power. Similarly all obligations and responsibilities of a developer/co-developer under the Act and Rules etc shall be applicable. There will be no obligation to achieve positive Net Foreign Exchange Earning (NFE) for such power plants. However, a power plant to be set up by developer/ co-developer in an SEZ as part of infrastructure facility in the non processing area of SEZ will be entitled to fiscal benefits only for its initial setting up and no fiscal benefit would be admissible for its operation and maintenance in terms of Rule 27(3) of the SEZ Rules. There will be no obligation to achieve positive Net Foreign

Exchange Earning (NFE) for such power plants.

(ii) As a unit set up within the SEZ

(a) A unit can be set up within the SEZ to generate power as a product or have a captive power plant and will be located in the processing area. Such a power plant will be entitled to all benefits available to unit, including the fiscal benefits covered under Section 26 of the SEZ Act including the benefits for initial setting up, maintenance and the duty free imports of raw materials and consumables for the generation of the power in such plants.

(b) The duty free import of capital goods, raw material and consumable etc. would be counted towards the NFE obligations of the unit as applicable to such units under Rule 53 of the SEZ Rules, 2006.

(c) All obligations and responsibilities of a unit under the Act and Rules etc shall be applicable.

(iii) A single power plant in an SEZ

(a) A single stand alone power plant can be set up in an SEZ in which there would be no other units. Such a power plant will be treated as a unit in the processing area and will be entitled to all benefits available to a unit, including the fiscal benefits covered under Section 26 of the SEZ Act including benefits for initial setting up, maintenance and the duty free imports of raw material and consumables for generation of power in such a plant.

(b) The duty free imports of capital goods, raw material and consumables etc. would be counted towards the NFE obligation of the unit as applicable to such units under Rule 53 of the SEZ Rules 2006.

(c) All obligations and responsibilities of a unit under the Act and Rules etc shall be applicable.

2. Transfer of surplus power to DTA etc.

The developer/co-developer/SEZ unit as the case may be, can transfer the surplus of the power generated in their power generation plants stand alone or captive plants, in excess of the requirement of the SEZ, to DTA. However, such a developer/co-developer/SEZ unit power plant shall have to make an application for sale of surplus power to DTA to the Development Commissioner and will have to pay duty as applicable on import of such power. The Development Commissioner concerned may examine the request for sale of surplus power to DTA in consultation with the appropriate agencies as may be required under the Electricity Act, 2003 and rules made there under wherever considered necessary.

3. Constituents to whom power may be supplied:

Such a power generation infrastructure facility I unit can supply power to:

(a) SEZ Units located in the processing area of the same SEZ

(b) SEZ units located in the processing area of other SEZs,

(c) Facilities located in the non processing area of the same SEZ

(d) Facilities located in the non processing area of other SEZs

(e) Facilities located in the processing area of the same SEZ

(f) Facilities located in the processing area of other SEZs and

(g) Domestic Tariff Area.

4. Distribution of Power

3.1 While a generating station may be established, operated and maintained without obtaining a license under Electricity Act, 2003 subject to compliance of the technical standards as specified in the said Act and conforming to the definition of the generating company under the provisions of the said Act, distribution of power is a licensed activity except as otherwise specified in Section 14 (read with Section 13) of the Electricity Act, 2003.

3.2 In terms of 5.0. 528(E) dated 3rd 2010, the Developer of a Special Economic Zone notified under Sec 4(1) of the SEZ Act, 2005 shall be deemed to be a licensee for the purpose of clause (b) of Sec 14 of the Electricity Act, 2003 i.e. to distribute electricity as a distribution licensee.

5. Supply of Power and duties thereon:

In respect of power supplied from processing

area to constituents in non-processing area or from processing area/non processing area to DTA, it should be at such a price as agreed to between the relevant regulator and the power supplier (developer/co-developer/unit). For such clearance, the quantum of duty shall be leviable at such rate as may be notified as customs tariff by the Department of Revenue in consultation with the Ministry of Power/prescribed power sector regulatory agencies and the Ministry of Commerce, as prescribed in Section 30 of SEZ Act, 2005. Such power plants would ensure maintenance of a separate meter for supply of power from processing area to constituents in non-processing area or from processing area/non processing area to DTA and details of power so supplied should be submitted to the Development Commissioner on a quarterly basis.

6. Applicability of Electricity Act, 2003 and Electricity Rules made thereunder

All the provisions of the Electricity Act, 2003 and Electricity Rules, 2005, as amended from time to time by the Ministry of Power along with various power resolutions issue by Ministry of Power will be applicable to generation, transmission and distribution of Power whether stand alone or captive power.

This has the approval of Hon'ble CITM.

Tariff Value of Poppy Seeds Up by US\$414 MTs

30-Cus(NT) In exercise of the powers conferred by sub-section (2) of section 14 of the Customs Act, 1962 (52 of 1962), the Central Board of Excise & Customs, being satisfied that it is necessary and expedient so to do, hereby makes the following amendment in the notification of the Government of India in the Ministry of Finance (Department of Rev-

enue), No. 36/2001-Customs (N.T.) dated, the 3rd August, 2001, published in the Gazette of India, Extraordinary, Part-II, Section-3, Sub-section (ii) vide number S. O. 748 (E), dated the 3rd August, 2001, namely:-

In the said notification, for **TABLE-1** and **TABLE-2**, the following Tables shall be substituted namely:-

“Table-1

SNo.	Chapter/ heading/sub-heading/tariff item	Description of goods	Tariff value US \$ (Per Metric Tonne)
(1)	(2)	(3)	(4)
1	1511 10 00	Crude Palm Oil	447 (i.e. no change)
2	1511 90 10	RBD Palm Oil	476 (i.e. no change)
3	1511 90 90	Others – Palm Oil	462 (i.e. no change)
4	1511 10 00	Crude Palmolein	481 (i.e. no change)
5	1511 90 20	RBD Palmolein	484 (i.e. no change)
6	1511 90 90	Others – Palmolein	483 (i.e. no change)
7	1507 10 00	Crude Soyabean Oil	580 (i.e. no change)
8	7404 00 22	Brass Scrap (all grades)	4237 (i.e. no change)
9	1207 91 00	Poppy seeds	2853 (i.e. no change)

Table-2

SNo.	Chapter/heading/ sub-heading/ tariff item	Description of goods	Tariff value (US \$)
(1)	(2)	(3)	(4)
1	71	Gold, in any form in respect of which the benefit of Notification No. 3/2012-Customs dated 16.01.2012 is availed	539 per 10 grams
2	71	Silver, in any form in respect of which the benefit of Notification No. 3/2012-Customs dated 16.01.2012 is availed	1032 per kilogram”

[F. No. 467/01/2012-Cus.V]

Amendments in Chewing Tobacco and Un-manufactured Tobacco Packing Machines Rules, 2010

20-CE(NT) In exercise of the powers conferred by sub-sections (2) and (3) of section 3A of the Central Excise Act, 1944 (1 of 1944), the Central Government hereby makes the following rules further to amend the Chewing Tobacco and Un-manufactured Tobacco Packing Machines (Capacity Determination and Collection of Duty) Rules, 2010, namely:-

1. (1) These rules may be called the Chewing Tobacco and Un-manufactured Tobacco Packing Machines (Capacity Determination and Collection of Duty) Second Amendment Rules, 2012.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Chewing Tobacco and Un-manufactured Tobacco Packing Machines (Capacity Determination and Collection of Duty) Rules, 2010, (i) in rule 5, for the Table, the following shall be substituted, namely:-

"Table

SNo.	Retail sale price (per pouch)	Capacity of production per packing machine per month for chewing tobacco (including Filter Khaini), unmanufactured tobacco and jarda scented tobacco (number of pouches)	Without lime tube/ lime pouch	With lime tube/lime pouches	Filter Khaini
(1)	(2)	(3)	(4)	(5)	(5)
1.	Up to Re.1.00	33,69,600	32,19,840	22,46,400	
2.	Exceeding Re. 1.00 but not exceeding Rs. 1.50	33,69,600	32,19,840	22,46,400	
3.	Exceeding Rs. 1.50 but not exceeding Rs. 2.00	30,32,640	28,82,880	21,46,560	
4.	Exceeding Rs.2.00 but not exceeding Rs.3.00	30,32,640	28,82,880	20,21,760	
5.	Exceeding Rs.3.00 but not exceeding Rs.4.00	28,45,440	26,58,240	19,21,920	
6.	Exceeding Rs.4.00 but not exceeding Rs.5.00	28,45,440	26,58,240	17,97,120	
7.	Exceeding Rs.5.00 but not exceeding Rs.6.00	28,45,440	26,58,240	17,22,240	
8.	Exceeding Rs.6.00 but not exceeding Rs.7.00	26,95,680	25,45,920	16,47,360	
9.	Exceeding Rs.7.00 but not exceeding Rs.8.00	26,95,680	25,45,920	15,72,480	
10.	Exceeding Rs.8.00 but not exceeding Rs.9.00	26,95,680	25,45,920	14,97,600	
11.	Exceeding Rs.9.00 but not exceeding Rs.10.00	26,95,680	25,45,920	14,22,720	
12.	Exceeding Rs. 10.00 but not exceeding Rs.15.00	25,45,92,0	23,96,160	14,22,720	
13.	Exceeding Rs. 15.00 but not exceeding Rs.20.00	23,96,160	22,83,840	-	
14.	Exceeding Rs.20.00 but not exceeding Rs.25.00	22,46,400	21,34,080	-	
15.	Exceeding Rs. 25.00 but not exceeding Rs.30.00	21,34,080	20,21,760	-	
16.	Exceeding Rs.30.00 but not exceeding Rs.35.00	19,84,320	18,72,000	-	
17.	Exceeding Rs.35.00 but not exceeding Rs.40.00	18,72,000	17,59,680	-	
18.	Exceeding Rs. 40.00 but not exceeding Rs.45.00	17,59,680	16,84,800	-	
19.	Exceeding Rs.45.00 but not exceeding Rs.50.00	16,84,800	16,09,920	-	
20.	Above Rs.50.00	16,84,800	16,09,920	-"	

(ii) in rule 6, in sub-rule 3, after the second proviso, following shall be inserted, namely:-

"Provided also that annual capacity of production for the period from the 17th day of March, 2012 to the 31st day of March, 2012 shall be

calculated on pro-rata basis for the total number of days in the month of March, 2012 and the number of days remaining in the month starting from and including 17th day of March, 2012."

[F.No. 334/1/2012-TRU]

Amendments in Pan Masala Packing Machines (Capacity Determination and Collection of Duty) Rules 2008

19-CE(NT) In exercise of the powers conferred by sub-sections (2) and (3) of section 3A of the Central Excise Act, 1944 (1 of 1944), the Central Government hereby makes the following rules further to amend the Pan Masala Packing Machines (Capacity Determination and Collection of Duty) Rules, 2008, namely :-

1. (1) These rules may be called the Pan Masala Packing Machines (Capacity Determination and Collection of Duty) Second Amendment Rules, 2012.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Pan Masala Packing Machines (Capacity Determination and Collection of Duty) Rules, 2008,-

(i) in rule 5, for the Table, the following shall be substituted, namely:-

"Table

SNo.	Retail sale price (per pouch)	Number of pouches per operating packing machine per month
1.	Up to Re. 1.00	56,16,000
2.	Exceeding Re. 1.00 but not exceeding Rs. 1.50	56,16,000
3.	Exceeding Rs. 1.50 but not exceeding Rs. 2.00	53,35,200
4.	Exceeding Rs. 2.00 but not exceeding Rs. 3.00	53,35,200
5.	Exceeding Rs. 3.00 but not exceeding Rs. 4.00	51,66,720
6.	Exceeding Rs. 4.00 but not exceeding Rs. 5.00	51,66,720
7.	Exceeding Rs. 5.00 but not exceeding Rs. 6.00	51,66,720
8.	Above Rs. 6.00	50,54,400"

(ii) in rule 6, in sub-rule 3, after the proviso, following shall be inserted, namely:-

"Provided also that annual capacity of production for the period from the 17th day of March, 2012 to the 31st day of March, 2012 shall be calculated on pro-rata basis for the total number of days in the month of March, 2012 and the number of days remaining in the month starting from and including 17th day of March, 2012."

[F No.334/1/2012-TRU]

Repayment of Loans to NRE/NCNR(B) Account Extended by way of Inward Remittance in Forex through Normal Banking Channels

Sub: Foreign Exchange Management (Deposit) Regulations, 2000 - Credit to Non Resident (External) Rupee Accounts

AP(DIR Srs) Attention of Authorised Dealer Category - I (AD Category-I) banks is invited to Regulation 5(6) of 21.03.2012 Foreign Exchange Management (Borrowing or Lending in Foreign Exchange) Regulations, 2000 notified vide Notification No. FEMA 3/2000-RB dated May 3, 2000,

as amended from time to time, in terms of which, an individual resident in India may borrow a sum not exceeding USD 250,000/- or its equivalent from her / his close relatives outside India, subject to the conditions mentioned therein.

2. The Reserve Bank has received representations that the repayment of such loans may be allowed to be credited to the Non Resident (External) Rupee (NRE) Accounts. On review, it has been decided that AD Category-I banks may allow repayment of such loans to NRE / Foreign

Currency Non-Resident (Bank) [FCNR(B)] account of the lender concerned subject to the condition that the loan to the resident individual was extended by way of inward remittance in foreign exchange through normal banking channels or by debit to the NRE/ FCNR(B) account of the lender and the lender is eligible to open NRE / FCNR(B) account within meaning of the Foreign Exchange Management (Deposit) Regulations, 2000 notified vide Notification No. FEMA 5/2000-RB dated May 3, 2000, as amended from time to time. Such credit shall be treated as an eligible credit to the NRE/ FCNR(B) account

in terms of Para 3(j) of Schedule-1 read with Para 5 of Schedule-2 of Notification No. FEMA 5/2000-RB, *ibid*.

3. Authorized Dealer banks may please bring the contents of this circular to the notice of their constituents concerned.

4. The directions contained in this circular have been issued under Section 10(4) and 11(1) of the Foreign Exchange Management Act, 1999 (42 of 1999) and are without prejudice to permissions / approvals, if any, required under any other law.

AD Banks should Submit Quarterly Reports of Diamond Dollar Accounts w.e.f. March 2012

Sub: Opening of Diamond Dollar Accounts (DDAs) – Change in periodicity of the reporting

AP(DIR Srs) Attention of Authorized Dealer
Cir.92 Category – I (AD Category-I)
13.03.2012 banks is invited to para 4 of
(RBI) A.P. (DIR Series) Circular No.

51 dated February 13, 2009 in terms of which AD Category - I banks are required to submit a monthly report to the Reserve Bank of India, giving details of the name and address of the firm / company in whose name the Diamond Dollar Account is opened, along with the date of opening / closing the Diamond Dollar Account, by the 10th of the following month to which it relates.

2. With a view to further rationalizing the reporting mechanism, it has now been decided that AD Category-I banks should submit **quarterly reports instead of monthly reports** to the Chief General Manager-in-Charge, Foreign Exchange Department, Reserve Bank of India,

Trade Division, Amar Building, Mumbai – 400 001, giving details of the name and address of the firm / company in whose name the Diamond Dollar Account is opened, along with the date of opening / closing the Diamond Dollar Account with effect from the quarter ended March 2012, by the 10th of the month following the quarter to which it relates.

3. The other terms and conditions mentioned in the A.P. (DIR Series) Circular No. 51 dated February 13, 2009 and A.P. (DIR Series) Circular No.13 dated October 29, 2009 shall remain unchanged.

4. The directions contained in this circular have been issued under sections 10(4) and 11(2) of the Foreign Exchange Management Act, 1999 (42 of 1999) and are without prejudice to permissions / approvals, if any, required under any other law.

Ceiling Rates on Export Credit in Foreign Currency will Continue Till September 30, 2012

[Ref: RBI/2011-12/480 - DBOD.DIR.No.91/04.02.001/2011-12 dated 30.03.2012]

Sub: Interest Rates on Export Credit in Foreign Currency

Please refer to our circular DBOD.DIR.No.52/04.02.001/2011-12 dated November 15, 2011 relating to export credit in foreign currency.

2. It has been decided that the prescriptions regarding ceiling rates on export credit in foreign currency and overseas line of credit as

mentioned in the circular referred to above, will continue till September 30, 2012, subject to the same terms and conditions mentioned therein.

3. A directive DBOD.DIR.No.90/04.02.001/2011-12 dated March 30, 2012 issued in this regard is enclosed.

Import Credit Ceiling Rate Continues at 350 bps Libor Plus for Another Six Months

Sub: Trade Credits for Imports into India – Review of all-in-cost ceiling

AP(DIR Srs) Attention of Authorized Dealer
Cir.100 Category-I (AD Category-I)
30.03.2012 banks is invited to A.P. (DIR
(RBI) Series) Circular No. 44 dated
November 15, 2011 relating to
the all-in-cost ceiling of Trade Credits for imports into India.

2. Considering the developments in the global financial markets and the fact that domestic importers were experiencing difficulties in raising trade credit within the existing all-in-cost ceiling, the all-in-cost ceiling for trade credit was enhanced to 6 months Libor + 350 bps with

effect from November 15, 2011 and was subject to review on March 31, 2012. On a review, it has been decided to continue with the enhanced all-in-cost ceiling for Trade Credits for a further period of six months as under:

Maturity Period	All-in-cost over 6 month LIBOR*
Upto one year	350 bps
More than one year and upto three years	

*for the respective currency of credit or applicable benchmark

Rupee Value under Indo-USSR Deferred Payment Protocol Revised to Rs. 68.838139 from 9 Feb '2012

Sub: Deferred Payment Protocols dated April 30, 1981 and December 23, 1985 between Government of India and erstwhile USSR

AP(DIR Srs) Attention of Authorised
Cir.91 Dealer Category-I (AD
13.03.2012 Category-I) banks is invited
(RBI) to A.P. (DIR Series) Circular
No. 74 dated February 01,

2012, wherein the Rupee value of the Special Currency Basket was indicated as Rs. 71.456679 effective from January 20, 2012.

2. AD Category-I banks are advised that a further revision has taken place on February 6, 2012 and accordingly, the Rupee value of the Special Currency Basket has been fixed at Rs.68.838139 with effect from February 9, 2012.

3. AD Category-I banks may bring the contents of this Circular to the notice of their constituents concerned.

4. The directions contained in this circular have been issued under sections 10(4) and 11(1) of the Foreign Exchange Management Act (FEMA), 1999 (42 of 1999) and are without prejudice to permissions / approvals, if any, required under any other law.

DBOD.DIR.BC.No.90/04.02.001/2011-12

Sub: Interest Rates on Export Credit in Foreign Currency

In exercise of the powers conferred by Sections 21 and 35A of the Banking Regulation Act, 1949, the Reserve Bank of India being satisfied that it is necessary and expedient in the public interest so to do hereby directs that, in continuation of directive DBOD.DIR.BC.No.51/04.02.001/2011-12 dated November 15, 2011, the prescriptions regarding the ceiling rates on export credit in foreign currency and on overseas line of credit may be continued for a further period of six months i.e. from April 01, 2012 to September 30, 2012 on the same terms and conditions.

The all-in-cost ceiling will include arranger fee, upfront fee, management fee, handling/ processing charges, out of pocket and legal expenses, if any.

3. The all-in-cost ceiling is applicable up to September 30, 2012 and subject to review thereafter. All other aspects of Trade Credit policy remain unchanged.

4. AD Category - I banks may bring the contents of this circular to the notice of their constituents and customers.

5. The directions contained in this circular have been issued under sections 10(4) and 11(1) of the Foreign Exchange Management Act, 1999 (42 of 1999) and are without prejudice to permissions / approvals, if any, required under any other law.

Exchange Rates for Customs Valuation

The current notification No. 26-Customs(NT) dated 28th March 2012 supersedes notification 14-Customs(NT) dated 27th February 2012.

26-Cus(NT) In exercise of the powers conferred by section 14 of the Customs Act, 1962 (52 of 1962), and in supersession of the notification of the Government of India in the Ministry of Finance (Department of

Revenue) **No. 14/2012-Customs(NT) dated 27th February 2012** vide number S.O. 338(E), dated the 27th February, 2012, except as respects things done or omitted to be done before such supersession, the Central Board of Excise and Customs hereby determines that the rate of exchange of conversion of each of the foreign currency specified in column (2) of each of Schedule I and Schedule II annexed hereto into Indian currency or vice versa shall, **with effect from 1st April, 2012** be the rate mentioned against it in the corresponding entry in column (3) thereof, for the purpose of the said section, relating to imported and export goods.

S.No.	Currency	Imported Goods		Exported Goods	
		Current	Previous	Current	Previous
Schedule I – Rate of exchange of one unit of foreign currency equivalent to Indian rupees					
1	Australian Dollar	54.30	53.25	53.05	52.00
2	Canadian Dollar	52.15	49.80	50.90	48.50
3	Danish Kroner	9.30	8.95	9.05	8.70
4	EURO	69.00	66.35	67.40	64.75
5	Hong Kong Dollar	6.65	6.40	6.50	6.25
6	Norwegian Kroner	9.15	8.85	8.85	8.60
7	Pound Sterling	82.50	78.05	80.70	76.30
8	Swedish Kroner	7.80	7.50	7.55	7.30
9	Swiss Franc	57.20	55.05	55.80	53.70
10	Singapore Dollar	41.00	39.55	40.15	38.65
11	US Dollar	51.50	49.40	50.65	48.60

Schedule II – Rate of exchange of 100 units of foreign currency equivalent to Indian rupees

1	Japanese Yen	62.45	61.85	60.80	60.25
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[F.No.468/06/2012-Cus. V]

Libor Plus Ceiling at 350 bps for ECB Extended for Six More Months

Sub: External Commercial Borrowings (ECB) Policy – Review of all-in-cost ceiling

AP(DIR Srs) Attention of Authorized Dealer Category-I (AD Cir.99 Category-I) banks is invited to A.P. (DIR Series) 30.03.2012 Circular No. 51 dated November 23, 2011 relating to (RBI) External Commercial Borrowings.

2. Considering the developments in the global financial markets and the fact that borrowers were experiencing difficulties in raising ECBs within the existing all-in-cost ceiling, the all-in-cost ceiling for ECBs with average maturity of three and up to five years was enhanced to 6 months Libor + 350 bps with effect from November 23, 2011 and was subject to review on March 31, 2012. On a review, it has been decided to continue with the enhanced all-in-cost ceiling for a further period of six months in respect of ECBs as under:

Average Maturity Period	All-in-cost over 6 month LIBOR*
Three years and up to five years	350 bps
More than five years	500 bps

*for the respective currency of borrowing or applicable benchmark

3. The all-in-cost ceiling is applicable up to September 30, 2012 and subject to review thereafter. All other aspects of ECB policy remain unchanged.

4. AD Category - I banks may bring the contents of this circular to the notice of their constituents and customers.

5. The directions contained in this circular have been issued under sections 10(4) and 11(1) of the Foreign Exchange Management Act, 1999 (42 of 1999) and are without prejudice to permissions / approvals, if any, required under any other law.

Commodity Spot Prices in India – 02 – 04 April 2012

These commodity prices are taken from Multi Commodity Exchange of India (Mumbai) at 6 pm every day.

Commodity	Unit	Market	(Rs.)		
			02-Apr	03-Apr	04-Apr
CER (Carbon Trading)	1 MT	Mumbai	NA	NA	NA
Chana	100 KGS	Delhi	3485	3498	3471
Masur	100 KGS	Indore	3103	3142	3148
Potato	100 KGS	Agra	910.8	937	932.2
Potato TKR	100 KGS	Tarkeshwar	1009.3	1030.4	1032.3
Areca nut	100 KGS	Mangalore	NA	NA	NA
Cashewkern	1 KGS	Quilon	NA	NA	NA
Cardamom	1 KGS	Vandanmedu	988.7	983	975.4
Coffee ROB	100 KGS	Kushalnagar	NA	NA	NA
Jeera	100 KGS	Unjha	NA	NA	NA
Pepper	100 KGS	Kochi	NA	NA	NA
Red Chili	100 KGS	Guntur	NA	NA	NA
Turmeric	100 KGS	Nzmbad	3763	3758	3699
Guar Gum	100 KGS	Jodhpur	NA	NA	NA
Maize	100 KGS	Nzmbad	1158.5	1161.5	1163
Wheat	100 KGS	Delhi	1306.5	1307.7	1302.3
Mentha Oil	1 KGS	Chandausi	2626.5	2574.2	2597.3
Cotton Seed	100 KGS	Akola	NA	NA	NA
Castorsd RJK	100 KGS	Rajkot	3498.5	3495.5	3495.5
Guar Seed	100 KGS	Bikaner	30170	28179	27999
Soya Bean	100 KGS	Indore	3002	3036.5	3060.5
Mustrdsd JPR	20 KGS	Jaipur	777.8	779.2	774.1
Sesame Seed	100 KGS	Rajkot	6483	6425	6431
Coconut Oil Cake	100 KGS	Kochi	NA	NA	NA
RCBR Oil Cake	1 MT	Raipur	NA	NA	NA
Kapaskhali	50 KGS	Akola	1321.7	1324.3	1315
Coconut Oil	100 KGS	Kochi	6604	6656	6656
Refsoy Oil	10 KGS	Indore	749.8	749.55	750.1
CPO	10 KGS	Kandla	609	608.6	609.3
Mustard Oil	10 KGS	Jaipur	834.9	836.9	837.2
Gnutoilexp	10 KGS	Rajkot	1250	1250	1275
Castor Oil	10 KGS	Kandla	NA	NA	NA
Crude Oil	1 BBL	Mumbai	5270	5383	5259
Furnace Oil	1000 KGS	Mumbai	NA	NA	NA
Sourcrd Oil	1 BBL	Mumbai	NA	NA	NA
Brent Crude	1 BBL	Mumbai	6286	6417	6313
Gur	40 KGS	Muzngr	NA	NA	NA
Sugars	100 KGS	Kolhapur	2760	2762	2765
Sugarm	100 KGS	Delhi	2993	2993	3001
Natural Gas	1 mmBtu	Hazirabad	108.8	110.1	110.6
Rubber	100 KGS	Kochi	20154	20028	19930
Cotton	1 Bales	Rajkot	16650	16670	16720
Cotton Med	1 Maund	Sriganganagar	NA	NA	NA
Jute	100 KGS	Kolkata	2568	2577.5	2563.5
Gold	10 GRMS	Ahmd	27975	28018	27776
Gold Guinea	8 GRMS	Ahmd	22470	22505	22310
Silver	1 KGS	Ahmd	56067	56783	56065
Sponge Iron	1 MT	Raipur	NA	NA	NA
Steel Flat	1000 KGS	Mumbai	NA	NA	NA
Steel Long	1 MT	Gobindgarh	NA	NA	NA
Copper	1 KGS	Mumbai	431.4	442.2	436.85
Nickel	1 KGS	Mumbai	909.4	926.5	920.5
Aluminium	1 KGS	Mumbai	106.45	105.7	105.1
Lead	1 KGS	Mumbai	102.65	103.4	102.8
Zinc	1 KGS	Mumbai	100.85	100.8	101.4
Tin	1 KGS	Mumbai	1163.25	1167.5	1149.75

(Source: MCX Spot Prices)

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Discounting of Bill under LCs by Urban Co-operative Banks

[Ref: RBI/2011-12/476 UBD.BPD.(PCB). Cir.No. 29/13.05.000/2011-12 dated 30th March 2012]

Sub: Discounting of Bills by UCBs – Restricted Letters of Credit (LC)

Please refer to our Circular UBD.No.BPD.PCB. Cir.37/13.05.00/2003-2004 dated March 16, 2004 wherein UCBs were advised, inter alia, that they should purchase / discount / negotiate bills under LCs only for their borrower constituents who have been sanctioned regular credit facilities.

2. The above instructions have been reviewed and it has been decided that in case of bills drawn under LCs restricted to a particular UCB, and the beneficiary of the LC is not a borrower who has been granted regular credit facility by that UCB, the UCB concerned may, as per their discretion and based on their perception about the credit worthiness of the LC issuing bank, negotiate such LCs, subject to the condition that the proceeds will be remitted to the regular banker of the beneficiary of the LC. However, the prohibition regarding negotiation of unrestricted LCs for borrowers who have not been sanctioned regular credit facilities will continue to be in force.

3. UCBs negotiating bills as above, under restricted LCs, would have to adhere to the instructions of the Reserve Bank / RCS or CRCS regarding sharelinking to borrowing and provisions of Co-operative Societies Act on membership.

4. The guidelines mentioned in para 2 above would be applicable from the date of this circular. All other instructions on discounting of bills under LC will remain unchanged.

5. Please acknowledge receipt of the circular to the Regional Office concerned.

Euro Trades Near 3-Week Low Before German Industrial Data

The euro declined toward a three-week low against the yen as France prepared to sell bonds on 5 April amid speculation the region is struggling to overcome its sovereign-debt crisis.

The 17-nation currency headed for its first weekly drop in a month versus the dollar after European Central Bank President Mario Draghi said on 4 April the economic outlook remained subject to "downside risks." The Swiss franc reached a six-month high against the euro, within one centime of the central bank's limit, as investors sought alternatives to the shared currency. The pound was poised for a weekly decline against the dollar before the Bank of England meets on 5 April.

The euro fell 0.2 percent to 108.11 yen after dropping to 107.91 on 4 April, the lowest since March 13. The shared currency was little changed at \$1.3137. It declined to \$1.3107 on 4 April, the weakest since March 16. The dollar dropped 0.2 percent to 82.29 yen.