



GOVERNMENT OF PAKISTAN  
DIRECTORATE GENERAL OF CUSTOMS VALUATION  
CUSTOM HOUSE KARACHI

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The Collectors of Customs, Model Customs Collectorates, Appraisement (East / West) / Port Qasim / Preventive, Karachi / Lahore ( Appraisement / Preventive) / Sambrial (Sialkot) / Faisalabad / Multan / Islamabad /Hyderabad/ Quetta / Peshawar/ Gawadar/ Gilgit-Baltistan.

**Determination of Customs Values of Vinyl Acetate Monomer, Oxalic Acid, and Potassium Chlorate.under Section 25-A of the Customs Act, 1969**

No. Misc/ 08 /2017-II

1198

Dated: 11.05.2017

(VALUATION RULING NO.1159/2017)

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, Customs values of Vinyl Acetate Monomer, Oxalic Acid and Potassium Chlorate are determined as follows:-

**2. Background of the valuation issue:** The customs values of Vinyl Acetate Monomer, Oxalic Acid and Potassium Chlorate were earlier determined vide VDB No.67/2016 dated, 21-10-2016, No.131/2016 dated, 20-12-2016 and No.65/2016 dated, 21-10-2016 respectively. Representations were received from commercial importers and Pakistan Chemical and Dyes Merchant Association (PCDMA) that the value of the subject chemicals are showing downward trend therefore they requested for determination of customs value of Vinyl Acetate Monomer, Oxalic Acid and Potassium Chlorate, afresh.

**3. Stakeholders' participation in determination of Customs values:** Meeting with all the stakeholders including importers, Pakistan Chemical and Dyes Merchant Association (PCDMA) and representatives from clearance Collectorates, was held on 02-03-2017 & 09-03-2017, to discuss the current international prices of the subject items. The commercial importers stated that the prices of subject items are showing down ward trend in the international markets which was duly supported by the (PCDMA). The view point of all participants was heard in detail and considered to arrive at Customs value of Vinyl Acetate Monomer, Oxalic Acid and Potassium Chlorate.

**4. Method adopted to determine Customs values:** Valuation methods provided in Section 25 of the Customs Act, 1969 were duly applied in their regular sequential order to address the particular valuation issue at hand. The transaction value method as provided in Sub-Section (1) of Section 25, found inapplicable in light of the wide variety of invoices submitted at import stage the veracity of which could not be ascertained fully, hence requisite information required



under law was not available to arrive at the correct transaction value. Identical / similar goods value method provided vide Sub-Sections (5) & (6) of Section 25 ibid were examined for applicability to determine Customs value of subject goods, this data provided some references, however, it was found that the same cannot be solely relied upon due to the absence of absolute demonstrable evidence of qualities, and quantities of commercial level etc., and also it was observed that importers usually provided misleading description while declaring goods, as other types and varieties of similar goods to avoid the application of valuation ruling. Information available was, hence, found inappropriate. In line with the statutory sequential order of Section 25, this office then conducted a market inquiry using Deductive Value Method under Sub-Section (7) of the Section 25 of the Customs Act, 1969, however, since the subject goods are not readily available in local market it was found that the determination of Customs value could not be based solely upon this method either. Therefore, valuation method provided vide Section 25 (8) of Customs Act 1969, could not be applied as the conversion cost from constituent materials and allied expenses, at country of export were are not available. Finally, PRAL database, market information and international prices through Web were examined thoroughly. All the information so gathered was analyzed for determination of Customs Value of the subject items. Consequently, the Fall Back Method as provided under section 25(9) of the Customs Act, 1969 was applied to arrive assessable customs values of the Vinyl Acetate Monomer, Oxalic Acid and Potassium Chlorate. .

5. **Customs values for Vinyl Acetate Monomer, Oxalic Acid and Potassium Chlorate:** Vinyl Acetate Monomer, Oxalic Acid and Potassium Chlorate, *hereinafter specified* shall be assessed to duty/taxes at the following Customs Values :-

S. No	Description of goods	PCT Code	Proposed PCT for WeBOC	Origin	Customs Values (C&F) USS/KG
1.	Vinyl Acetate Monomer	2915.3200	2915.3200.1000	All origin	0.90
2	Oxalic Acid	2917.1110	2917.1110.1000	China/India	0.543
3	Potassium Chlorate	2829.1910	2829.1910.1000	China	0.840
4	<i>Note: - The Customs Values determined above are for imports in drum/bag packing. In case the goods are imported in Iso tanks then US\$100/ M.Ton and for bulk imports US\$200/ M. Ton may be deducted for assessment purpose from above mentioned Customs Values.</i>				




6. In cases where declared/ transaction values are higher than the Customs values determined in this Ruling, the assessing officers shall apply those values in terms of Sub-Section (1) of Section 25 of the Customs Act, 1969. In case of consignments imported by air, the assessing officer shall take into account the differential between air freight and sea freight while applying the Customs values determined in this Ruling. The Custom values determined in the Valuation Ruling are for the descriptions and specifications as mentioned herein, HS Codes are mentioned for illustrative purposes so that Valuation Ruling values are made accessible to the assessing officers. The assessment shall be finalized in the correct classifications after fulfilling requisite formalities relating to importability or other certifications required thereon.

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

8. **Revision of the value determined vide this Valuation Ruling:** This Valuation Ruling is appealable under the law and a revision petition may be filed against this Ruling, under Section 25-D of the Customs Act, 1969, within 30 days from the date of issue of this ruling before the Director General, Directorate General of Customs Valuation, 7<sup>th</sup> Floor, Custom House, Karachi.

9. The Collectors of Customs may kindly ensure that the values given in the Ruling for the given description of goods are applied by the concerned staff without fail. Any anomaly observed may kindly be brought to the notice of Directorate General immediately.

10. *This Ruling supersedes Valuation data base No. 67/2016 dated, 21-10-2016, No131/2016 dated, 20-12-2016 and No 65/2016 dated, 21-10-2016.*

  
(Dr. Wasif Ali Memon)

Director

Copy for information to: -

1. Member (Customs), F.B.R., Islamabad.
2. Director General, Customs Valuation, Custom House, Karachi.
3. Chief Collector of Customs, South (Appraisalment), Custom House, Karachi.
4. Chief Collector of Customs, South (Enforcement), Custom House, Karachi.
5. Chief Collector of Customs (Central), Lahore.