



GOVERNMENT OF PAKISTAN

DIRECTORATE GENERAL OF CUSTOMS VALUATION
CUSTOM HOUSE KARACHI

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

**DETERMINATION OF CUSTOMS VALUES OF VARIOUS TYPES OF EURO
CAKE (HS CODE 1905.9000) UNDER SECTION 25-A OF THE
CUSTOMS ACT, 1969**

(VALUATION RULING NO. ¹²¹⁰ / 2017)

No. Misc/06/2009-I

Dated: 19-09-2017

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, Customs values of **Various types of Euro Cake** are determined as follows : -

2. **Background of the valuation issue:** Customs values of various types of Euro Cake were earlier determined and notified vide Valuation Ruling No.946/2016, dated 05-10-2016 and Order-in-Revision No.288/2017 dated.12-01-2017. It was deemed expedient to initiate an exercise to re-determine the customs value of subject goods with a view to made them reflective of the current prices prevailing in the international market.

3. **Stakeholders' participation in determination of Customs values:** Meetings with stakeholders were scheduled on 27-07-2017 and 16-08-2017. The importers were requested to submit the following documents so that correct customs values could be determined:

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

No one appeared for the meetings nor were any documents submitted in this Directorate General on or after the said scheduled meetings.

5. **Method adopted to determine Customs values:** Valuation methods provided in Section 25 of the Customs Act, 1969 were duly followed and applied sequentially to address the valuation issue at hand. Transaction value method provided in Sub-Section (1) of Section 25 was found inapplicable as the requisite information was not available as per law. Identical /Similar goods value methods provided in Sub-Sections (5) and (6) of Section 25 ibid were examined for applicability to determine customs values of the subject goods. This date



provided some reference, however, it was found that the same cannot be solely relied upon due to variation in the same. In line with the statutory sequential order of Section 25, this office then conduct market inquiries using deductive value under Sub-Section (7) of Section 25 of the Customs Act, 1969. Most of the reference values were obtained from this method. Computed value method as provided in section 25 (8) could not be applied for valuation of the aforementioned goods as the cost of raw material and fabrication charges under clause (a) and amount of profit and general expenses under clause(b) of Section 25(8) of the Act, in the country of export, could not be ascertained. Finally clearance data, market information and international prices through the internet were examined thoroughly and the information so gathered was utilized and analyzed for determination of Customs Values of various types of Euro Cake are determined under Sub-Section (9) of Section 25 of the Customs Act, 1969.

6. **Customs values for: various types of Euro Cake hereinafter specified** shall be assessed to duty / taxes at the following Customs Values :-

S.No	Description of goods	H.S Code	PCT WEBOC	Origin	Customs Values (C&F) USS/KG.
1	2	3	4	5	6
1	Euro Cake Pound Cake 3233 gram	1905.9000	1905.9000.1000	All origin	2.00
2	Euro Cake Swiss 2/piece mini Roll 20/28/30 gram	1905.9000	1905.9000.1100	All origin	1.80
3	Euro CakeJumbo Crossant 50 gram	1905.9000	1905.9000.1200	All origin	2.05
4	Euro CakeMuffin 40 gram	1905.9000	1905.9000.1300	All origin	2.50
5	Euro Cake Snack Cakeš Sugar Free 176 gram	1905.9000	1905.9000.14000	All origin	4.83
6	Euro Cake Banana Pudding Cake 210 gram	1905.9000	1905.9000.1500	All origin	3.20
7	Euro Cake Swiss Roll 300 gram	1905.9000	1905.9000.1600	All origin	2.54
8	Euro Cake Twin Cake 360 gram	1905.9000	1905.9000.1700	All origin	1.55

7. In cases where declared/ transaction values are higher than the Customs values determined in this Ruling, the assessing officers shall apply those values in terms of Sub-Section (1) of Section 25 of the Customs Act, 1969 and the same may be communicated to this Directorate General forthwith. In case of consignments imported by air, the assessing officer shall take into account the air freight while applying the Customs values determined in this Ruling.

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

9. **Revision of the value determined vide this Valuation Ruling:** A revision petition may be filed against this Ruling, as provided under Section 25-D of the Customs Act, 1969,



within 30 days from the date of issue of this ruling, before the Director General, Directorate General of Customs Valuation, 7th Floor, Custom House, Karachi.

10. The Collectors of Customs may kindly ensure that the values given in 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. Customs values determined in the ruling are for the description and specification as mentioned herein. PCT Codes are mentioned for illustrative purpose so that valuation ruling values are made accessible to the assessing officer. The assessment shall be finalized on the basis of correct classification after fulfilling requisite formalities related to importability or any other certification required thereon. In addition to this, it is further necessary to verify that there is no mis-declaration of any sort or violation of Import Policy Order or Section 15 of the Customs Act, 1969 or any other law in vogue therein.

11. ***This ruling supersedes Valuation Ruling No. 946/2016, dated 05-10-2016.***

(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.
6. Chief Collector of Customs (North), Islamabad.
7. Director General, Intelligence and Investigation-FBR, Islamabad.
8. Director General, Audit (Customs & Petroleum), 1st Floor, PT&T Audit Building, Mauj-e-Darya Road, Lahore.
09. Director General, Post Clearance Audit (PCA), Islamabad.
10. Director General, Internal Audit (Customs), Karachi.
11. Directors, Intelligence & Investigation, Karachi / Lahore / Islamabad/ Quetta Peshawar/ Faisalabad.
12. Director, Directorate of Customs Valuation (Camp Office), Lahore.
13. Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WeBOC database system and deleting Valuation Ruling No. 946/2016, dated 05-10-2016 from the system on the date of issue of this ruling.
14. Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
15. Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
16. Law Section, Customs Valuation, 7th Floor, Custom House, Karachi.
17. Review Section, Customs Valuation, 7th Floor, Custom House, Karachi.
18. Karachi Customs Agents Group, Bohri Road, Karachi.
19. CHO, Customs Valuation, Custom House, Karachi.
20. Notice Board, Customs Valuation 7th Floor, Custom House, Karachi / MCC, Appraisalment, 1st Floor, Custom House, Karachi.
21. Webmaster, Federal Board of Revenue, Islamabad.
22. Guard File.