



GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF CUSTOMS VALUATION
CUSTOM HOUSE KARACHI

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 Refrigeration Gases R-22,R-134a and R-141b
Under Section 25-A Of The Customs Act, 1969

(VALUATION RULING NO.790 / 2016)

No. Misc/09/2012-II

17656

Dated: 08-01-2016

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, Customs values of Refrigeration Gases R-22,R-134a and R-141b_ are determined as follows :-

2. Background of the valuation issue: References were received from different importers/stakeholders of refrigeration Gases for revision of valuation ruling vide No.570/2013 dated 17-07-2013, as per current declining international prices of Refrigeration Gases. Accordingly to ascertain the current prices prevailing in the international market, an exercise to determine the Customs value of subject goods was undertaken by this Directorate General.

3. Stakeholders' participation in determination of Customs values: Meeting with stakeholders including importers, and representatives of trade bodies was held on 08-01-2016 to discuss the current international prices of the subject goods. The view point of all participants was heard in detail and considered to arrive at fair value.

4. Method adopted to determine Customs values: Valuation methods given in Section 25 of the Customs Act, 1969 were applied sequentially to address the valuation issue at hand. Transaction Value Method under Sub-Section (1) of Section 25 of the Act 1969, was found inapplicable because required information under the law was not available due to multiple sources and difference in quality of the goods depending upon the source country and status of the Gases. Identical and Similar Goods valuation methods provided in Sub-Sections (5) and (6) of Section 25 ibid, which provided some reference but total reliance could not be made on this data. Extensive market enquiries were conducted and Deductive Value Method under Sub-Section (7) of 25 of the Customs Act, 1969, was studied to arrive at assessable Customs values of these Refrigeration Gases, which revealed that, being quota based and seasonal items, the local selling prices varied on account of demand/supply in the market in different seasons. Computed value method as provided in Section 25(8) of the Customs Act, 1969, could not be applied as conversion cost from constituent material in the country of export was not available. Online value of the subject goods were also examined. All the information so gathered was evaluated and analyzed for the purpose of determination of



Customs value. Consequently, the Customs value of R-22,R-134a and R-141b have been determined under Section 25(9) of the Customs Act, 1969.

5. Customs values for Refrigeration Gases : Customs Values for Refrigeration Gases *hereinafter specified* shall be assessed R-22,R-134a and R-141b to duty/taxes at the following Customs Values :-

S. No	Description of goods	Retail Packing/ ISO Bulk Tank Packing	PCT Code	Proposed PCT for WEOC	Origin	Custom values (C&F) US\$/KG
(1)	(2)	(3)	(4)	(4)	(5)	(6)
1	<u>R-22</u>	Retail Packing	2903.7100 2903.7910	2903.7100.1000 2903.7910.1000	China	1.75 1.45
2	<u>R-134a</u>	Retail Packing	2903.3930	2903.3930.1000	China	3.1 2.7
3	<u>R-141b</u>	Retail Packing	2903.7300 2903.7920	2903.7300.1000 2903.7920.1000	China	2.20

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.

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 or section 25-D of the Customs Act, 1969.

8. **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 issuance of this Ruling, before the Director General, Directorate General of Customs Valuation, 7th 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 this Directorate General immediately for redressal.

10. ***This Ruling supersedes Valuation Ruling No. 570/2013 dated 17-07-2013.***


(Manzoor Hussain Memon)
Director

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