

GOVERNMENT OF PAKISTAN  
APPRAISEMENT COLLECTORATE  
CUSTOM HOUSE  
KARACHI

No. CC/01/2002-A  
Reg. SI/Misc/448/2001-VII

①

20th May, 2002

PUBLIC NOTICE NO. 04/2002-APPG

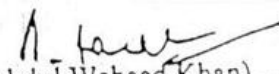
Subject: CLASSIFICATION OF "ELECTRIC SAUNA BATH CABIN"

A classification dispute of equipment namely "Electric Sauna Bath Cabin" came up before Classification Centre for discussion.

2- The perusal of import documents as well as the manufacturer's catalogue showed that the imported equipment i.e. "Beauty Home Sauna Bath Cabin complete with steamer, water mat, chair and herbs" is designed to produce steam through the steamer. The steam is carried into the cabin through flexible pipes. The person sitting in the cabin is exposed to that steam for "steam bath/sauna shower". The whole system is of mobile nature and can be used anywhere in the home. The importers were of the view that the equipment is for general physical exercise, should be classified under PCT heading 9506.9000.

3- The Classification Centre observed as per catalogue that this system is not meant for physical exercise. The body when exposed to the steam, produced through this system, gets the feelings of relief and lightness due to enhanced circulation of blood and sweating. Such steam-generating equipments are appropriately classifiable under PCT heading 8516.7900 as an electro thermic appliance of a kind used for domestic purposes.

4- It is, therefore, circulated for the information of all concerned that goods namely "Electric Sauna Bath Cabin" are classifiable under PCT 8516.7900.

  
(Abdul Waheed Khan)  
Collector

Copy to:-

- 1- The Chief Customs (Tariff),  
Central Board of Revenue,  
Islamabad
- 2- All concerned.

GOVERNMENT OF PAKISTAN  
APPRAISEMENT COLLECTORATE  
CUSTOM HOUSE  
KARACHI

No. C.C. 11/2002(A)  
SI/Misc/41/2002-II

October 1, 2002

PUBLIC NOTICE NO. 07/2002-(APPG)

Subject: - CLASSIFICATION OF "PVC STABILIZER  
SAK-042"

A classification dispute of product "PVC Stabilizer SAK-042" came up before Classification Centre for discussion.

2- The Custom House Laboratory vide Test Report No. 152/2002-II dated 15-01-2002 reported that:

*"Sample on test is found to consist of lead salt of mixture of Fatty Acid mainly of Stearic Acid (lead stearate). It is in the form of white fine powder. Stated to be used as PVC Stabilizer/Lubricant".*

3- The goods were also tested by the HEJ Laboratory, University of Karachi. According to the test report, goods are lead salt of fatty acid with the following percentage composition:-

- |      |                        |
|------|------------------------|
| i-   | Palmetic Acid 26.2%    |
| ii-  | Stearic Acid 24.4%     |
| iii- | Other Fatty Acid 15.9% |

4- In view of the above, following PCT headings were considered for classification of the subject product:-

- |      |           |
|------|-----------|
| i-   | 2915.9000 |
| ii-  | 3812.3000 |
| iii- | 3824.9099 |

5- The PCT heading 2915 covers, the Stearic Acid, its salts and Esters. According to Chapter Notes 5(c)(1) of Chapter 29, inorganic salts of organic

P.T.O

compounds are to be classified in the heading appropriate to the organic compound. Accordingly, the goods SAK-042, which are lead salt of stearic acid (organic acid), they are to be classified alongwith the organic compound i.e. Stearic Acid. However, the percentage of fatty matter is less than 90%, therefore, in terms of exclusion (d), such goods are excluded from the purview of PCT heading 29.15. Thus, the classification of the product under PCT heading 29.15 was ruled out.

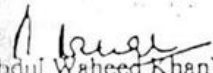
6- The PCT heading 3812.3000 covers compound stabilizer for rubber and plastic. The word "*compound*" as per Explanatory Notes to Chapter 38.12 is defined as under:-

- i- Deliberate mixtures and blends
- ii- Reaction mixtures including products produced from a homologous series such as fatty acid or fatty alcohols of heading 38.23

7- Since, the goods are neither deliberate mixtures and blend nor reaction mixture, therefore, the goods do not fall under the definition of "*compound*"; hence classification under PCT heading 3812.3000 was also ruled out.

8- The Classification Centre observed that goods are salt of stearic acid in which the percentage of fatty matter is less than 90%, such type of acid are called crude fatty acid. Therefore, by virtue of exclusion (b) at page 385 of the Explanatory Notes, the goods are classified under PCT heading 3824.9090, which states that "*Salts and esters of crude Stearic Acid (generally heading 34.01, 34.04 and 38.24)*".

9- In view of the Classification Centre unanimous observation it is, therefore, ruled that the correct PCT heading of "*PVC Stabilizer SAK-042*" is "*3824.9099*".

  
(Abdul Waheed Khan)  
Collector

Copy to:-

All concerned,



SUMMARY OF THE CASE

Abdul Jalil and Brothers, had imported a consignment of chemical namely SAK-042-PVC Stabilizer from Singapore. The declared value of US\$ 550/MT and filed the bill of entry for release thereof under PCT heading 3812.3000.

There was a complaint regarding the misdeclaration of the value and classification of the goods. According to the complaint the goods are Lead Sterate and not PVC Stabilizer and should be assessed at US\$ 850/MT (as per the value of Lead Sterate).

2. The representative sample was sent to Customs House Laboratory who vide test report No. 152/2002 dated 17.02.2002 reported as under:

"Lit putup consulted: The sample on test is found to be a mixture of fatty acids mainly in the form of Lead Sterate. It is in the form of white powder stated to be used as PVC stabilizer. According to the test report the goods were found to be Lead salt of mixture of Fatty acid mainly of Stearic acid (Lead sterate) having use as PVC Stabilizer. Lubricant. Importers were asked to pay the duty and taxes under PCT heading 3823.00 they requested for re-testing of the sample through HEJ Research Institute.

3. HEJ vide test report dated 12.02.2002 reported as under:

State	White powder
Specific Gravity	1.28
Melting Point	106 C
Lead content	27.2%
Fatty acids	26.2%
Palmitic acid	24.4%
Stearic Acid	15.9%
Other fatty acids	0.9%
Moisture	5.4%
Other impurities	

also in conformity with the test



QUESTIONS ARISED

- i) whether the goods are single specified chemical under chapter 29.12.
- ii) whether the goods are to be classifiable in FCT heading 38.12 as a PVC stabiliser.
- iii) whether the goods fall under FCT heading 38.23 or exclusive (d) to chapter 29 of tariff page 385.
- iv) whether the goods are classifiable under FCT heading 3824.9090, as a mixture of fatty acid.

5. CUSTOMS GROUP-II VIEWS.

- i) In terms of chapter note 5(c) (1) inorganic salt or organic compound are to be classified in the heading appropriate to the organic compound, since the reference goods are lead salt of organic acid (stearic Acid), it should be classified appropriately as organic compound.

In terms of exclusive (d) to chapter 29, the fatty acid of purity less than 90% are to be classified in chapter 38.23. Since the goods are inorganic salt of fatty acid, therefore, it should be appropriately classifiable with the organic acid, 38.23. The goods hence falls outside the scope of chapter 29.

- (ii) The FCT heading 38.12 covers the compound stabilisers for rubber or plastic.
- As per explanatory notes to chapter 38.12, the words "compound", "prepared", and "preparation" includes:
  - i) deliberate mixtures and blend.
  - ii) reaction mixtures, including product produced from a homologous series such as fatty acid or fatty acid compounds of heading 38.23.



Since, the goods are neither deliberately mixture and  
blend nor, reaction mixture therefore, the PCT heading 38.12 is  
ruled out.

(iii) The PCT heading 3824 is applicable when there is no  
specific heading else where in the Nomenclature, since  
the goods are inorganic salt of organic compound, it  
has to classify along with the organic compound  
"stearic acid" under PCT heading 3823.1100. Therefore  
the PCT heading 3824.9090 is also ruled out.

6. However, the importers are of the view that in 2015  
past CBR has issued the ruling for the product, Zinc Stearate  
under PCT heading 2915, therefore, Lead Stearate should also be  
classified under PCT heading 29.15.

7. The case being forwarded to classification centre for the  
correct classification of the product, namely, "SAF-042 PVC  
stabiliser".

(SH. SHAKEEL AHMED)  
PRINCIPAL APPRAISER  
CUSTOMS GROUP-1





AL-SAYID CORPORATION

2002 21 24 4953

P-81

## INDUSTRIAL ANALYTICAL CENTER

(A Project of the Ministry of Science and Technology, Pakistan)

at  
I.C.T. RESEARCH INSTITUTE OF CHEMISTRY

(International Center for Chemical Sciences and  
WHO Collaborating Centre for Pesticide Analysis)  
University of Karachi, Karachi-75200, Pakistan



Prof. Dr. M. Iqbal Choudhary  
Sister-e-Imam, Taniguchi-Imam  
Ph.D. Chem., M.Sc.

Principal Director

Tel. 021-2243224, 2243225  
Telefax: 02-21-0243190-9115  
E-Mail: [iccyber.net](mailto:iccyber.net)  
iccyber@iccyber.net

February 12, 2002

Assistant Collector of Customs  
Appraisal Group-II  
Custom House  
Karachi

Subject: Analysis of SAK-042 PVC Stabilizer

Letter No. SP/MS/41/2002-II, Sample Code: IGM No. 04/2002, Dated 02-01-2002

Index No. 77

Dear Sir,

Please find enclosed Test Report of the sample of "SAK-042 PVC Stabilizer" submitted  
by your office for the confirmation of purity as per given specification, along with the  
letter dated February 04, 2002.

With best personal regards

Sincerely yours

  
Prof. Dr. M. Iqbal Choudhary S.I.T.





# INDUSTRIAL ANALYTICAL CENTER

(A Project of the Ministry of Science and Technology, Pakistan)

HEJ. RESEARCH INSTITUTE OF CHEMISTRY

(International Center for Chemical Sciences and

W.H.O. Collaborating Centre for Pesticide Analysis)

University of Karachi, Karachi-75270, Pakistan



Prof. Dr. M. Iqbal Choudhary

Ph.D., C.Chem., M.Sc.

Project Director

Tel. Off: 02-21-2243276, 22-3211

Tel. Fax: 02-21-0243100/1

E-Mail: hcj@cybernet.net

Internet: @dic.com.net.pk

February 12, 2002



## TEST REPORT OF BAK-042 PVC STABILIZER

Letter No. SIMISC/41/2002-41, Sample Code: IGM No. 64/2002, Dated 02-01-2002

Index No. 77

The given sample of "BAK-042 PVC Stabilizer" was analyzed by chemical and physical methods.

State	White Powder
Specific Gravity	1.28
Melting Point	106 °C
Lead Content	27.2%
Fatty acids	
Palmitic acid	26.2%
Stearic acid	24.4%
Other fatty acids	15.9%
Moisture	0.9%
Other impurities	5.4%

Nature: The given sample of "BAK-042 PVC Stabilizer" is a compound of lead salt of fatty acids. This sample is excellent in fabricity, which imparts smooth and glossy surface for PVC product. It is also used as a stabilizer for transparent PVC products.

Supervised by

Analyzed by

Prof. Dr. M. Iqbal Choudhary

Dr. Shakil Ahmad

Project Director

Senior Research Officer





84/Misc/41/2002

# INDUSTRIAL ANALYTICAL CENTER

(A Project of the Ministry of Science and Technology, Pakistan)

at  
H.E.J. RESEARCH INSTITUTE OF CHEMISTRY  
(International Center for Chemical Sciences and  
W.H.O. Collaborating Centre for Pesticide Analysis)  
University of Karachi, Karachi-75270, Pakistan



Prof. Dr. M. Iqbal Choudhary  
Sitara-e-Imtiaz, Tamgha-e-Imtiaz  
Ph.D., C.Chem., MRSC

Project Director

Tel. Off: 92-21-9243224, 9243211  
Telefax: 92-21-9243190-91  
E-Mail: hej@cyber.net.pk  
zainraa@digicom.net.pk

February 12, 2002

Assistant Collector of Custom  
Appraisalment Group-II  
Custom House  
Karachi.

Subject: Analysis of SAK-042 PVC Stabilizer

13/12

Letter No. SI/MISC/41/2002-II, Sample Code: IGM No. 04/2002, Dated 02-01-2002  
Index No: 77.

ADD

Dear Sir,

Please find enclosed Test Report of the sample of "SAK-042 PVC Stabilizer", submitted  
by your office for the confirmation of purity as per given specification, along with the  
letter dated February-04, 2002.

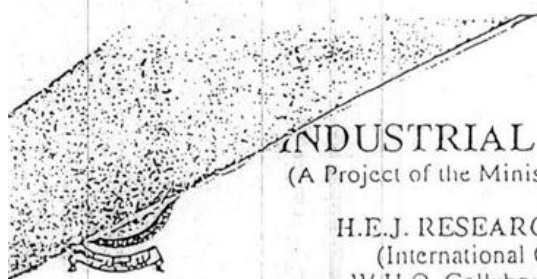
With best personal regards

Sincerely yours

for Faizma Shabeer

Prof. Dr. M. Iqbal Choudhary S.I.T.I.





SI/MISC/41/2002-II

## INDUSTRIAL ANALYTICAL CENTER

(A Project of the Ministry of Science and Technology, Pakistan)

at

H.E.J. RESEARCH INSTITUTE OF CHEMISTRY

(International Center for Chemical Sciences and

W.H.O. Collaborating Centre for Pesticide Analysis)

University of Karachi, Karachi-75270, Pakistan



Prof. Dr. M. Iqbal Choudhary

Sitara-e-Intiaz, Tamgha-e-Intiaz

Ph.D., C.Chem., MRSC

Project Director

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Telefax: 92-21-9243180-81

E-Mail: hej@cyber.net.pk

zainraa@digicom.net.pk

February 12, 2002

### TEST REPORT OF SAK-042 PVC STABILIZER

Letter No. SI/MISC/41/2002-II, Sample Code: IGM No. 04/2002, Dated 02- 01-2002

Index No. 77.

The given sample of "SAK-042 PVC Stabilizer" was analyzed by chemical and physical methods.

State	White Powder
Specific Gravity	1.28
Melting Point	106 °C
Lead Content	27.2%
Fatty acids	
Palmitic acid	26.2%
Stearic acid	24.4%
Other fatty acids	15.9%
Moisture	0.9%
Other impurities	5.4%

110 - 115

Nature: The given sample of "SAK-042 PVC Stabilizer" is a compound of lead salt of fatty acids. This sample is excellent in lubricity, which imparts smooth and glossy surface for PVC products, it is also used as a stabilizers for transparent PVC products.

Supervised by

*for signature*

Prof. Dr. M. Iqbal Choudhary S.I.T.I.

Project Director

Analysed by

*for signature*

Dr. Shakil Ahmad

Senior Research Officer



Ice Rs. 2000/-

# TEST MEMO

PART-I (TO BE FILLED IN BY IMPORTER/EXPORTER/CLEARING AGENT) 3628

- Name & Address of M/s. ABDUL JALIL AND BROTHERS.,
- Importer/Exporter: HOUSE NO. 3, KAMAL GUNJ, LAHORE.
- I.G.M. No. 04/2002 Date: 02.01.2002 3. Index No. 77
- Vessel's Name: "MOL SINCERITY"
- B/E Machine No. HC-64158 Date: 03.01.2002 6. C.H.A.L. No. 364
- Description: "SAK-042 PVC STABILIZER"
- Generic Name \_\_\_\_\_ 9. Code No. 5208
- H.S. No. 3812.3000 11. Country of Origin. SINGAPORE.
- Name of Manufacturer M/s. CONTAINER BRIDGE (S) PTE LTD.,
- (with complete address) SINGAPORE.
- Previous T.R. No. \_\_\_\_\_ Date: \_\_\_\_\_ 14. Literature attached: \_\_\_\_\_  
(duly attested)



Signature With Seal of Importer / Exporter / Clearing Agents

## PART-II (TO BE FILLED IN BY THE APPRAISING GROUP)

- Test Report No. TS-2002-11 Date: 02.01.2002 Alternative H.S. No. \_\_\_\_\_
- Previous T.R. No. \_\_\_\_\_ Date: \_\_\_\_\_ Literature attached: \_\_\_\_\_
- Tests Required:   
i) Composition. Confirm Lead Storage   
ii) \_\_\_\_\_   
iii) \_\_\_\_\_   
iv) \_\_\_\_\_

Signature With Seal of Principal Appraiser

## PART - III (TO BE FILLED IN BY SHED STAFF)

- Seal No. \_\_\_\_\_ Despatch No. \_\_\_\_\_ Date: \_\_\_\_\_
- Description on Packages: KAMAL GUNJ, LAHORE.   
YOUSUF HANZIL   
KARIA LANE, JUDIA QARAH   
LAHORE.
- Package/Container No. \_\_\_\_\_   
(from which sample drawn)

Signature and Seal of  
Importer/Exporter/Clearing Agents

Signature and Seal of  
Drawing Officer/Clearing Officer

Signature and Seal of  
Despatcher



PART-IV (TO BE FILLED IN BY LABORATORY STAFF)

Receipt No. \_\_\_\_\_ Date: 12/01/02

PART-V (TO BE FILLED IN BY CHEMIST)

Name of Chemist: \_\_\_\_\_ Sequence No. 792

Literature provided consulted/not consulted: \_\_\_\_\_

Test Method/Reference Book: \_\_\_\_\_

Composition: \_\_\_\_\_

Report: \_\_\_\_\_

Lit. put up consulted: \_\_\_\_\_

The sample on test is found to consists of lead salt of mixture of fatty acids mainly of stearic acid (lead stearate). It is in the form of white fine powder stated to be used as pvc stabilizer/lubricant.

Description Found: \_\_\_\_\_

Suggested H.S. No. \_\_\_\_\_

Deputy Director of Customs and Excise  
Signature and Seal of Testing Officer

Signature and Seal of Country  
**SCHRI HASHIM**  
Examination Examined  
Custom House Karachi

PART-VI (DESPATCH PARTICULARS)

Despatch No. \_\_\_\_\_ Receipt No. \_\_\_\_\_

Date: \_\_\_\_\_ Date: \_\_\_\_\_

Signature and Seal of Despatcher

Signature and Seal of Group Clerk



CC - 32 / 224 /  
GOVERNMENT OF PAKISTAN  
(REVENUE DIVISION)  
CENTRAL BOARD OF REVENUE

<http://cbr.gov.pk>

\*\*\*

C.No.1(2)Tar-I/89

Islamabad, the 20<sup>th</sup> November, 2002

From

S. Shahanshah Hasnain,  
Secretary (Customs Tariff-I)



The Collector of Customs  
(Appraisal),  
Custom House, Karachi

Collect (KDFE)  
D-11 / Classification  
3/12



Subject:-

ANOMALY OF RAW MATERIALS AND ITS FINISHED PRODUCTS

I am directed to refer to Board's letter of even number dated 19<sup>th</sup> October, 2002 on the subject cited above enclosed with M/s Oxyplast Pakistan (Pvt) Ltd. letter dated 30.10.2002 (copy enclosed).

2. It has been stated in the above letter that Thermosetting Powder Coatings of PCT heading 3907.3010 and 3907.9900 are being manufactured by M/s Oxyplast Pakistan (Pvt) Ltd. It has further been stated that they are importing raw materials i.e. Epoxy Resin and Polyester Resin under the same PCT headings as i.e. 3907.3010 and 3907.9900 respectively. The manufacturer has requested for separate classification for finished goods and its raw materials.

3. You are requested to inform the Board about correct classification of the finished goods "Thermosetting Powder Coatings (Epoxide Resins of a kind used as Electrostatic Coatings) & Thermosetting Powder Coatings (Other Polyesters)" and its raw materials Epoxy Resin and Polyester Resin. You are also requested to inform as to under which PCT headings the aforesaid finished goods and raw materials are being cleared.

(S. Shahanshah Hasnain)  
Secretary (Customs Tariff-I)