

The Collectors of Customs, Model Customs Collectorates, Appraisement & Facilitation (East / West) / Port Muhammad Bin Qasim / JIAP, Karachi (Appraisement & Facilitation / Enforcement & Compliance), AIIA Lahore / Sambrial (Sialkot) / Faisalabad / Multan / Islamabad / Hyderabad / Quetta (Appraisement / Preventive) / Peshawar (Appraisement & Facilitation/ Enforcement & Compliance) / Gawadar / Gilgit-Baltistan / Export (Karachi / Port Qasim)

DETERMINATION OF CUSTOMS VALUES OF MONO- ETHYLENE & DI-ETHYLENE
GLYCOL UNDER SECTION 25-A OF THE CUSTOMS ACT, 1969

(VALUATION RULING NO. 1500 / 2020)

C. No. Misc/29/2012-II/

15491

Dated: 09 -12-2020

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, the Customs values Mono-Ethylene Glycol (MEG) & Di-Ethylene Glycol (DEG) are determined as follows:-

2. Background of the valuation issue: Earlier the customs values of Mono-Ethylene Glycol (MEG) & Di-Ethylene Glycol (DEG) were determined under Section 25-A of the Customs Act, 1969 vide Serial Nos. 20 & 21 of the Valuation Ruling No.1480/2020 dated 22-10-2020. Representations were received from M/s Pakistan Chemicals & Dyes Merchants Association, Federation of Pakistan Chambers of Commerce & Industry as well as other stakeholders stating therein that the subject goods are not commercially traded items and are mostly imported by manufacturers. It was also considered that the prices are published in accredited publication i.e. ICIS and, thus, VR may be hedged with the publication prices of the subject goods. Therefore, an exercise was undertaken by the Directorate General of Customs Valuation to determine the Customs Values of subject goods in terms of Section25-A of Customs Act, 1969.

3. Stakeholders' participation in determination of values: Meeting was scheduled and held on 06-08-2020 which was attended by different stakeholders. The participants were requested to submit following documents before or during the course of meeting so that customs values could be determined: -

- i. Invoices of imports during last three months showing customs 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 the last four months showing the difference in price (excluding duty and taxes) to substantiate their contentions.

During the meeting, the importers/ stakeholders stated that due to ongoing corona virus pandemic, the prices of Crude Oil and its Derivatives (other Petroleum products) have shown continuous downward trend. This trend has affected the values of Mono-Ethylene Glycol (MEG) & Di-Ethylene Glycol (DEG). They further informed that the prices of MEG and DEG are published in ICIS and thus there is no need for valuation ruling and values can be hedged with the ICIS prices as done in a number of valuation rulings earlier as well.

4. Method adopted to determine Customs values: Valuation methods given in Section 25 of the Customs Act, 1969 were duly applied in their sequential order to arrive at customs values of subject goods. The transaction value method under Sub-Section (1) of Section 25 of the Customs Act, 1969 was found inapplicable because requisite information was not available as per law. The wide variations of values displayed in the import data as available on record also strengthened the aforementioned fact. Hence requisite information required under law was not available to arrive at the transaction value. Therefore, identical/ similar goods value methods as provided in Sub-Sections (5) and (6) of Section 25 ibid were examined for applicability to the valuation issue in the instant case. The same provided some reference values but could not be exclusively and solely relied upon. In line with the statutory sequential order of Section 25, this office conducted market inquiries under sub-Section (7) of section 25 of the Customs Act, 1969, however, this method of valuation could not be exclusively relied upon due to reason that these were industrial use items and not readily available in the local market. Therefore, valuation method vide Section 25(8) was examined for valuation but the same also could not be applied as conversion cost from the constituent material and allied expenses, at the country of export were not available for manufacturing of the subject goods. Finally, clearance data, market information and international prices through internet were examined thoroughly and the information so gathered were utilized and analyzed for determination of customs values of the MEG and DEG under Section 25 (9) of the Customs Act, 1969

5. Customs values for Mono-Ethylene Glycol (MEG) & Di-Ethylene Glycol (DEG):- hereinafter specified shall be assessed to duty/ taxes on the minimum Custom values given against them in the Table below: -

Sr. No.	Description of goods/ items	VR Origins	H.S.Code	Proposed PCT for WEOC	Customs Values (C&F) US\$/Kg
(1)	(2)	(3)	(4)	(5)	(6)
1	Mono-Ethylene Glycol (MEG)	All origins	2905.3100	2905.3100.1000	ICIS FOB values + US\$40/MT (on account of freight)
2	Di-Ethylene Glycol (DEG)	All origins	2905.4100	2905.4100.1000	

Note: The above given prices are for bulk imports. In case the subject goods imported in ISO Tank/ Flexi Tank US\$ 90/MT and for Drums Packing US\$200/MT shall be added for assessment purpose.

