

The Collectors of Customs, Collectorates of Customs (Appraisement – West)/ Appraisement – East / Appraisement – Port Muhammad Bin Qasim / Enforcement / JIAP), Karachi / Hyderabad/ (Appraisement/Enforcement), Quetta/Gawadar/ (Appraisement/ Enforcement/ AIIA), Lahore/Appraisement, Faisalabad/ Appraisement, Sambrial (Sialkot)/ Enforcement, Multan/ Islamabad/ Gilgit-Baltistan/ (Appraisement/ Enforcement), Peshawar/ Enforcement, Dera Ismail Khan/Exports (Port Qasim/Custom House, Karachi)/Transit Trade. Karachi.

DETERMINATION OF CUSTOMS VALUES OF UN-BRANDED DYES UNDER
SECTION 25A OF THE CUSTOMS ACT, 1969

(VALUATION RULING NO. 1735 /2023)

C.No. Misc/44/2018-II /103

Dated: 27-01-2023

In exercise of the powers conferred under Section 25A of the Customs Act, 1969, the Customs values of various types of un-branded Dyes are determined as follows:

Background of the valuation issue: Representation was received regarding under-invoicing in import of Reactive dyes, Acid Dyes, Direct Dyes, Disperse Dyes and Optical Brightening Agents and it was requested therein to determine the Customs values of the said goods in line with the international market trends. Therefore, an exercise has been undertaken by this Directorate to determine the same.

2. **Stakeholders' participation in determination of Customs values:** Meetings were convened on 21.12.2022, 13-01-2023 and 24.01.2023 which were attended by the relevant stakeholders including Pakistan Chemicals & Dyes Merchants Association. The issues pertaining to the valuation of subject goods were deliberated upon in detail in the afore-referred meetings. The participants also submitted their proposals and the same were considered for valuation of the subject goods.

3. **Analysis / Exercise done to determine Customs Values:** The stakeholders contended that the prices of Dyes and Optical Brightening Agents vary on the basis of branded and un-branded goods. Furthermore, some of the importers are declaring values on a lower side than the actual values in the international market. Therefore, customs values of the subject goods needed to be determined as per the prevailing international prices. They also submitted proposals in this regard. Ninety (90) days' clearance data has been retrieved and the same has been scrutinized.

4. **Method (s) adopted to determine Customs values:** Valuation methods specified in Section 25 of the Customs Act, 1969, were duly applied in sequential order to arrive at the Customs values of subject goods. The transaction value method as provided in sub-section (1) of Section 25 of the Customs Act, 1969, was found inapplicable due to absence of information as required under sub-section (2) of Section 25 of Customs Act, 1969. Therefore, identical/similar goods value methods provided in Section 25(5) (6) ibid were examined for



applicability to determine Customs values of subject goods. However, the same were found inapplicable since the transaction values of the evidences available in the ninety days (90) data were not determined as per Section 25(1) of the Customs Act, 1969. As a result, this Directorate conducted market survey under sub-section (7) of Section 25 of the Customs Act, 1969 wherein various Wholesale and Retail Markets were visited to observe the actual prices of Reactive dyes, Acid Dyes, Direct Dyes, Disperse Dyes and Optical Brightening Agents of different origins. Moreover, valuation method under Section 25(8) of the Customs Act, 1969 was examined but, due to non-availability of conversion cost of the Exporting country, the aforementioned method could not be applied either. Finally, on the basis of available data / information collected and exercise conducted, the values of Reactive dyes, Acid Dyes, Direct Dyes, Disperse Dyes and Optical Brightening Agent have been determined under sub-section (7), read with Section 25(9), of Section 25 of the Customs Act, 1969.

5. **Customs values of Reactive dyes, Acid Dyes, Direct Dyes, Disperse Dyes and Optical Brightening Agents** - Reactive dyes, Acid Dyes, Direct Dyes, Disperse Dyes and Optical Brightening Agents, hereinafter specified, shall be assessed to duty / taxes at the Customs values as per the following table:

| S. No. | Description | Origin | H.S. Code | Proposed PCT for WeBOC | Customs Values (C&F) US\$/Kg |
|-----------------------------------|------------------------|-------------|-----------|------------------------|------------------------------|
| Optical Brightening Agents | | | | | |
| 1 | OB for Plastic / Paint | All origins | 3204.2000 | 3204.2000.1000 | US\$ 23.00/KG |
| 2 | OB-1 for Plastic / PVC | All origins | 3204.2000 | 3204.2000.1100 | US\$ 14.00/KG |
| 3 | OBA for Acrylic | All origins | 3204.2000 | 3204.2000.1200 | US\$ 6/KG |
| 4 | OBA for Polyester | All origins | 3204.2000 | 3204.2000.1300 | US\$ 5.5/KG |
| 5 | OBA for Cotton | All origins | 3204.2000 | 3204.2000.1400 | US\$ 5/KG |
| Acid Leather Dyes | | | | | |
| 6 | Acid Leather Green | All origins | 3204.1200 | 3204.1200.1000 | US\$ 4.50/KG |
| 7 | Acid Leather Olive | All origins | 3204.1200 | 3204.1200.1100 | US\$ 4.50/KG |
| 8 | Acid Leather Turquoise | All origins | 3204.1200 | 3204.1200.1200 | US\$ 4.10/KG |
| 9 | Acid Leather Brown | All origins | 3204.1200 | 3204.1200.1300 | US\$ 4.00/KG |
| 10 | Acid Leather Baige | All origins | 3204.1200 | 3204.1200.1400 | US\$ 4.00/KG |
| 11 | Acid Leather Red | All origins | 3204.1200 | 3204.1200.1500 | US\$ 3.85/KG |
| 12 | Acid Leather Scarlet | All origins | 3204.1200 | 3204.1200.1600 | US\$ 3.80/KG |
| 13 | Acid Leather Black | All origins | 3204.1200 | 3204.1200.1700 | US\$ 3.20/KG |
| Disperse Dyes | | | | | |
| 14 | Disperse Yellow Brown | All origins | 3204.1110 | 3204.1110.1000 | US\$ 4.00/KG |
| 15 | Disperse Blue 2BLN | All origins | 3204.1110 | 3204.1110.1100 | US\$ 4.00/KG |
| 16 | Disperse Yellow 4G | All origins | 3204.1110 | 3204.1110.1200 | US\$ 3.90/KG |
| 17 | Disperse Yellow S6G | All origins | 3204.1110 | 3204.1110.1300 | US\$ 3.70/KG |
| 18 | Disperse Scarlet B | All origins | 3204.1110 | 3204.1110.1400 | US\$ 3.50/KG |
| 19 | Disperse Rubbin B | All origins | 3204.1110 | 3204.1110.1500 | US\$ 3.50/KG |
| 20 | Disperse Orange H3R | All origins | 3204.1110 | 3204.1110.1600 | US\$ 3.40/KG |
| 21 | Disperse Navy EXNF | All origins | 3204.1110 | 3204.1110.1700 | US\$ 3.40/KG |
| 22 | Disperse Orange H3R | All origins | 3204.1110 | 3204.1110.1800 | US\$ 3.40/KG |
| 23 | Disperse Black R | All origins | 3204.1110 | 3204.1110.1900 | US\$ 3.30/KG |
| 24 | Disperse Navy HGLN | All origins | 3204.1110 | 3204.1110.2000 | US\$ 3.30/KG |



| | | | | | |
|--|------------------------------|-------------|-----------|----------------|--------------|
| 25 | Disperse Golden 2RN | All origins | 3204.1110 | 3204.1110.2100 | US\$ 3.20/KG |
| 26 | Disperse Black EXNF | All origins | 3204.1110 | 3204.1110.2200 | US\$ 3.00/KG |
| Reactive Dyes | | | | | |
| 27 | Reactive Turquoise Blue G 21 | All origins | 3204.1600 | 3204.1600.1000 | US\$ 3.85/KG |
| 28 | Reactive Orange RR 122 | All origins | 3204.1600 | 3204.1600.1100 | US\$ 3.60/KG |
| 29 | Reactive Yellow M4GL 160 | All origins | 3204.1600 | 3204.1600.1200 | US\$ 3.60/KG |
| 30 | Reactive Black LD/GD/DN/ Mix | All origins | 3204.1600 | 3204.1600.1300 | US\$ 3.40/KG |
| 31 | Reactive Red 195 | All origins | 3204.1600 | 3204.1600.1400 | US\$ 3.00/KG |
| 32 | Reactive Golden 145 | All origins | 3204.1600 | 3204.1600.1500 | US\$ 3.00/KG |
| 33 | Reactive Black B 5 | All origins | 3204.1600 | 3204.1600.1600 | US\$ 3.00/KG |
| 34 | Reactive Black WNN/N (Mix) | All origins | 3204.1600 | 3204.1600.1700 | US\$ 3.00/KG |
| Direct Dyes | | | | | |
| 35 | Direct Blue BRL | All origins | 3204.1400 | 3204.1400.2500 | US\$ 4.00/KG |
| 36 | Direct Yellow PG | All origins | 3204.1400 | 3204.1400.2600 | US\$ 4.00/KG |
| 37 | Direct Violet 3B/2B | All origins | 3204.1400 | 3204.1400.2700 | US\$ 4.00/KG |
| 38 | Direct Red 12B | All origins | 3204.1400 | 3204.1400.2800 | US\$ 3.90/KG |
| 39 | Direct Yellow RL | All origins | 3204.1400 | 3204.1400.2900 | US\$ 3.80/KG |
| 40 | Direct Yellow GX | All origins | 3204.1400 | 3204.1400.3000 | US\$ 3.70/KG |
| 41 | Direct Orange S | All origins | 3204.1400 | 3204.1400.3100 | US\$ 3.60/KG |
| 42 | Direct Scarlet 4BS | All origins | 3204.1400 | 3204.1400.3200 | US\$ 3.50/KG |
| 43 | Direct Yellow R | All origins | 3204.1400 | 3204.1400.3300 | US\$ 3.20/KG |
| 44 | Direct Black G | All origins | 3204.1400 | 3204.1400.3400 | US\$ 3.20/KG |
| 45 | Direct Sky Blue 5B | All origins | 3204.1400 | 3204.1400.3500 | US\$ 3.20/KG |
| 46 | Direct Black VSF | All origins | 3204.1400 | 3204.1400.3600 | US\$ 3.20/KG |
| 47 | Direct Turquoise Blue GL | All origins | 3204.1400 | 3204.1400.3700 | US\$ 3.10/KG |
| 48 | Direct Rose FR | All origins | 3204.1400 | 3204.1400.3800 | US\$ 3.00/KG |
| Acid Dyes | | | | | |
| 49 | Acid Blue A | All origins | 3204.1200 | 3204.1200.1800 | US\$ 3.20/KG |
| 50 | Acid Violet B | All origins | 3204.1200 | 3204.1200.1900 | US\$ 3.30/KG |
| 51 | Acid Blue N | All origins | 3204.1200 | 3204.1200.2000 | US\$ 3.00/KG |
| 52 | 216 Acid Metanil Yellow | All origins | 3204.1200 | 3204.1200.2100 | US\$ 2.70/KG |
| 53 | Acid Scarlet 3R | All origins | 3204.1200 | 3204.1200.2200 | US\$ 2.20/KG |
| 54 | Acid Black ATT | All origins | 3204.1200 | 3204.1200.2300 | US\$ 2.10/KG |
| 55 | Acid Orange II | All origins | 3204.1200 | 3204.1200.2400 | US\$ 2.00/KG |
| Note: The above mentioned values are for unbranded Dyes and Optical Brightening Agents. In case of import of branded Dyes & Optical Brightening Agents like Synolon, Suncron, Foron, Dianix, Synozol, Sunfix, Sunzol, Liyuansol, Sinofix, Everzol and Novacron, the assessments shall be finalized by the Collectorates at their end in accordance with law. | | | | | |




6. In cases, where declared 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 officers shall take into account the difference between air freight and sea freight while applying the Customs values in this Ruling.

7. **Validity of this Valuation Ruling:** This Ruling, containing the Customs values for assessment of subject imported goods, shall be applicable until and unless the same are rescinded or revised by the competent authority in terms of sub-section (4) of Section 25A of the Customs Act, 1969.

8. **Revision of the values determined vide this Valuation Ruling:** If aggrieved, a revision petition may be filed against this ruling as provided under Section 25D of the Customs Act, 1969, within 30 days from the date of its issuance, 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 this Valuation Ruling are applied by the concerned staff without fail. Any anomaly observed may kindly be brought to the notice of this Directorate immediately. Customs values determined in this Ruling are for the description and specification as mentioned in the table above of this Ruling. PCT Codes are mentioned for illustrative purposes so that the Valuation Ruling values are made accessible to the assessing officers. The assessment shall be finalized on the basis of correct classification after fulfilling requisite formalities related to importability or any other certifications 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.


(Fayaz Rasool Maken)
Director

Copy for information to: -

- 1) The Member Customs (Operations), Federal Board of Revenue, Islamabad.
- 2) The Director General, Customs Valuation, Custom House, Karachi.
- 3) The Chief Collector of Customs, Appraisement (South), Custom House, Karachi.
- 4) The Chief Collector of Customs, Enforcement (South), Custom House, Karachi.
- 5) The Chief Collector of Customs, Appraisement (Central), Custom House, Lahore.
- 6) The Chief Collector of Customs, Enforcement (Central), Custom House, Lahore.
- 7) The Chief Collector of Customs (North), Custom House, Islamabad.
- 8) The Chief Collector of Customs, Baluchistan, Custom House, Quetta.
- 9) The Chief Collector of Customs, Khyber Pakhtunkhwa, Custom House, Peshawar.
- 10) The Director General, Intelligence and Investigation (Customs), FBR, Islamabad.
- 11) The Director General, PCA & Internal Audit, Karachi.
- 12) The Director General, IOCO, Karachi
- 13) The Director, Intelligence & Investigation, Karachi / Lahore / Islamabad/ Quetta/ Peshawar/ Faisalabad.
- 14) The Director, Transit Trade, Custom House Karachi
- 15) The Director, Directorate of Customs Valuation, Lahore/Quetta/Peshawar.
- 16) The Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WeBOC database system.
- 17) The Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
- 18) The Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
- 19) The Karachi Customs Agents Association (KCAA), Bohri Road, Karachi.
- 20) The Webmaster, Federal Board of Revenue, Islamabad.
- 21) Guard File.