GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF CUSTOMS VALUATION
7TH FLOOR, CUSTOM HOUSE, KARACHI
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The Collectors of Customs, Collectorates of Customs (Appraisement – West)/ Appraisement – East / SAPT / Appraisement – Port Muhammad Bin Qasim / Enforcement / JIAP), Karachi / Hyderabad/ (Appraisement/Enforcement), Quetta/Gawadar/ Khuzdar (Appraisement / Enforcement/ AIIA), (Appraisement – East / Appraisement –West, Lahore/ Faisalabad Appraisement / Enforcement, Sargodha/ Enforcement. 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 PHARMACEUTICAL RAW MATERIALS TYLOSIN TARTRATE POWDER AND COLISTIN SULPHATE, UNDER SECTION 25-A OF THE CUSTOMS ACT, 1969

(VALUATION RULING NO. 1750/2023)

C.No.Misc/17/2017-II/289

Dated: 13-03-2023

In exercise of the powers conferred under Section 25A of the Customs Act, 1969, the Customs values of Pharmaceutical Raw Material Tylosin Tartrate Powder and Colistin Sulphate are determined as follows:

Background of the valuation issue: Earlier, the Customs values of Pharmaceutical Raw Material Tylosin Tartrate Powder and Colistin Sulphate were determined under Section 25A of the Customs Act, 1969 vide Valuation Ruling No.1143/2017 dated 02-05-2017. Several representations were received for determination of Customs value afresh in the light of prevailing prices in the international market. Further, the Honourable High Court of Sindh vide judgment in CP 2673 of 2009 in Sadia Jabbar Case has held that *"while a Valuation Ruling would continue to hold the field unless revised or rescinded, any aggrieved importer has the right to approach the concerned officer after the ninety days period and he would then have to give reasons why the ruling has not been revised or rescinded"*. 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 24.01.2023 and 16.02.2023. Several importers attended the same and submitted requisite documents.

3. **Analysis / Exercise done to determine Customs Values:** Several representations were received for determination of Customs value afresh in the light of prevailing prices in the international market. Ninety (90) days' clearance data has been retrieved and the same has been scrutinized.

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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) was examined for applicability to determine Customs values of subject goods. On the basis of available data / information collected and exercise conducted, the values of Pharmaceutical Raw Material Tylosin Tartrate Powder and Colistin Sulphate have been determined under sub-section (5), read with Section 25(9), of Section 25 of the Customs Act, 1969.

5. **Customs values of Pharmaceutical Raw Material Tylosin Tartrate Powder and Colistin Sulphate**: Tylosin Tartrate Powder and Colistin Sulphate, hereinafter specified, shall be assessed to duty / taxes at the Customs values as per the following table:

Sr. No.	Item Description	PCT Code	Proposed PCT for WeBOC	Origin	Customs Values (C&F) US$/Kg
(1)	(2)	(3)	(4)	(5)	(6)
1	Tylosin Tartrate Powder	2941.9090	2941.9090.1000	China	33
2	Colistin Sulphate	2941.9090	2941.9090.1100	China	15

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 is 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

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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.

10. ***This Ruling supersedes Valuation Ruling No. 1143/2017 dated 02-05-2017.***

(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.

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