

C. No. Reg. Misc/08/2008-II/1144

Dated: 01-11-2024

VALUATION RULING NO. 1912/2024

1. This ruling supersedes Valuation Ruling No. 1865/2024 dated 08-03-2024.
2. This Ruling shall be applicable until the same is rescinded or revised in terms of sub-section (4) of Section 25A of the Customs Act, 1969.
3. The revision petition against this Valuation Ruling, can be filed under Section 25D of the Customs Act, 1969, within 30 days before the Director General, Customs Valuation.
4. The values in valuation ruling shall be treated as minimum benchmark values and shall be applicable to the given description and specification of goods.

Subject: **DETERMINATION OF CUSTOMS VALUES OF WATER BASED ACRYLIC TYPE SELF-ADHESIVE TAPE (BOPP/OPP) AND HOT MELT RUBBER BASED SELF-ADHESIVE TAPE IN JUMBO/LOG ROLLS OR IN RETAIL PACKING UNDER SECTION 25A OF THE CUSTOMS ACT, 1969**

1.	Valuation Ruling	Redetermination / revision of values of earlier Valuation Ruling No. 1865/2024 dated 08.03.2024
2.	Date of meetings with stakeholders	The meetings with relevant stakeholders were conducted on 22.07.2024 and 02.09.2024

3. Background of the Issue: Earlier the customs values of Water Based Acrylic Type Self-Adhesive Tape (BOPP/OPP) and Hot Melt Rubber Based Self-Adhesive Tape in Jumbo/Log Rolls or in Retail Packing were determined vide Valuation Ruling Number 1865/2024 dated 08.03.2024 that was challenged before the Honorable Director General of Customs Valuation under Section 25D of the Customs Act, 1969. The Director General vide Order-in-Revision No. 31/2024 dated 13.06.2024 directed the Directorate to re-visit the values. Accordingly, an exercise for the re-determination of customs values of subject goods was initiated under Section 25 and 25A of the Customs Act, 1969.

4. Analysis to determine Customs Values: Meetings were convened on 22.07.2024 and 02.09.2024 that were attended by several stakeholders including the local manufacturer. The importers contended that the values of subject goods are on a lower side in international market, therefore, the customs values may be revised according to the actual market trends. M/s. Universal Coating (a local manufacturer) contended that the subject goods are being under-invoiced and the customs values in the existing Valuation Ruling are on a lower side in accordance with the actual international market trends and hence the customs values need to be increased. They informed that the prices of raw material may be worked out keeping in view the conversion costs of BOPP as raw material and manufacturing costs of BOPP film and adhesive including the overhead expenses in the manufacturing process. Furthermore, the stakeholders i.e. importers and the local manufacturer submitted Export GD's in support of their contentions; there is vast variation in the prices. The participants were further requested to provide written arguments, literature and other relevant documents including the Sales Tax Invoices & Returns before the Directorate in support of their contentions.

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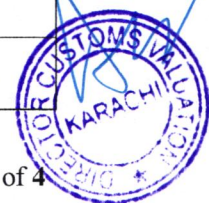

MANSOOR ALI
(General Secretary)
Karachi Customs Agents Association



5. Method (s) adopted to determine Customs values: Valuation methods specified in Section 25 of the Customs Act, 1969, are duly considered 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 goods value method provided in Section 25(5) was examined for applicability to determine Customs values of subject goods. However, it was found that the same could not be solely relied upon due to absence of absolute demonstrable evidences of quantities and qualities. Information available was, hence, found incomplete. Subsequently, similar goods value method provided in Section 25(6) was also examined for applicability to determine Customs values of subject goods and was not considered (for application) due to afore-stated reasons. Moreover, Declared Values (DV) of similar goods had showed consistent variations. Hence, this method was also found inapplicable. Market enquiry as envisaged under Sub section (7) of Section 25 of the Customs Act, 1969 was also conducted but did not yield tangible results because of variation in market prices of subject product available in retail packing. In line with statutory sequential order of section 25, Computed value method, as provided in Section 25(8) of the Customs Act, 1969 was examined, in the light of constituent materials i.e. BOPP (as raw material), BOPP films and Adhesive were taken into account for determination of customs value, but the same also could not be solely relied upon as the conversion cost from the constituent materials and allied expenses, in the country of export, were not available for manufacturing of the said goods. Finally, the Customs values of the subject goods have been determined under Section 25(9) read with Section 25(7) and Customs Rule 121(2) of Customs Rules, 2001 which provides that the methods of valuation, to be employed under sub-section (9) of section 25 of the Act may be inclusive of those laid down in sub-sections (1), (5), (6), (7) and (8) of the said section, but a reasonable flexibility in the application of such methods would be in conformity with the aims and provisions of sub-section (9) of that section.

6. Customs Values for Water Based Acrylic Type Self-Adhesive Tape (BOPP/OPP) And Hot Melt Rubber Based Self-Adhesive Tape in Jumbo/Log Rolls or In Retail Packing - hereinafter specified shall be assessed to duty / taxes at following Customs Values:

Sr. No.	Item Description	PCT	Proposed PCT for WeBOC	Origin	Customs Values (C&F) US\$/Kg
(1)	(2)	(3)	(4)	(5)	(6)
A.	Water Based Acrylic Type Self-Adhesive Tape				
1	Self-Adhesive Transparent (BOPP/OPP) Tape Width exceeding 20cm Jumbo Rolls	3919.9010 3919.9090	3919.9010.1010 3919.9090.1010	China / Hong Kong / Malaysia	1.70
			3919.9010.1020 3919.9090.1020	Korea / UAE / Taiwan	1.79
			3919.9010.1030 3919.9090.1030	Canada / Europe / Japan / USA	2.19
			3919.9010.1040 3919.9090.1040	Other Origins	1.77
2	Self-Adhesive Transparent (BOPP/OPP) Tape Width exceeding 20cm Log Rolls	3919.9010 3919.9090	3919.9010.1050 3919.9090.1050	China / Hong Kong / Malaysia	1.74
			3919.9010.1060 3919.9090.1060	Korea / UAE / Taiwan	1.82
			3919.9010.1070 3919.9090.1070	Canada / Europe / Japan / USA	2.27
			3919.9010.1080 3919.9090.1080	Other Origins	1.80



3	Self-Adhesive Transparent (BOPP/OPP) Tape Width not exceeding 20cm in Retail Packing with Paper Board Spool	3919.1000	3919.1000.1010	China / Hong Kong / Malaysia	1.77
			3919.1000.1020	Korea / UAE / Taiwan	1.87
			3919.1000.1030	Canada / Europe / Japan / USA	2.26
			3919.1000.1040	Other Origins	1.85
4	Self-Adhesive Transparent (BOPP/OPP) Tape Width not exceeding 20cm in Retail Packing with Plastic Spool	3919.1090	3919.1090.1010	China / Hong Kong / Malaysia	1.83
			3919.1090.1020	Korea / UAE / Taiwan	1.90
			3919.1090.1030	Canada / Europe / Japan / USA	2.34
			3919.1090.1040	Other Origins	1.87
5	Self-Adhesive Transparent (BOPP/OPP) Tape "Scotch" brand Width not exceeding 20cm in Retail Packing	3919.1030	3919.1030.1010	China / Hong Kong / Malaysia	5.43
			3919.1030.1020	Korea / UAE / Taiwan	5.61
			3919.1030.1030	Canada / Europe / Japan / USA	6.97
			3919.1030.1040	Other Origins	5.78
B.	Hot Melt Rubber Based Self-Adhesive Tape (Imported from M/s Alpha Beta Global Tapes and Adhesive Co. Ltd)				
1	Self-Adhesive Transparent (BOPP/OPP) Tape Width exceeding 20cm Jumbo Rolls	3919.9010 3919.9090	3919.9010.1020 3919.9090.1020	Taiwan	2.64
2	Self-Adhesive Transparent (BOPP/OPP) Tape Width exceeding 20cm Log Rolls	3919.9010 3919.9090	3919.9010.1060 3919.9090.1060	Taiwan	2.72
3	Self-Adhesive Transparent (BOPP/OPP) Tape Width not exceeding 20cm in Retail Packing with Paper Board Spool	3919.1000	3919.1000.1020	Taiwan	2.79
4	Self-Adhesive Transparent (BOPP/OPP) Tape Width not exceeding 20cm in Retail Packing with Plastic Spool	3919.1090	3919.1090.1020	Taiwan	2.84
<i>Note: The Customs values as specified in column (6) have been determined after duly accounting for the aspects of tare weights regarding spool/wrapping etc. At the assessment stage, no further allowance is admissible on any account.</i>					

7. In cases, where declared values or values in invoice retrieved from the consignment, as the case may be, are higher than the customs values determined in this valuation ruling, the assessment shall be made on higher values in terms of sub-section (1) of Section 25 of the Customs Act, 1969.

8. The values determined in this VR shall be treated as minimum benchmark values and do not bar the collectorate from applying from the higher transaction values of identical or similar goods available in 90 days for the assessment of goods.

9. In case of consignments imported by air, the difference between air freight and sea freight shall be added for the assessment of value.



10. The VR shall be applicable for the descriptions and specifications of goods as mentioned in the aforementioned table. HS Codes are mentioned for illustrative purposes.

11. The Collectorates of customs shall ensure the implementation of VR and in case of any anomaly may be brought to the notice of this Directorate immediately.


(Dr. Tahir Qureshi)
Director

Copy for necessary action and implementation:

The Collectors / Directors of Customs, Collectorates / Directorates of Customs (Appraisalment-West / East / SAPT / PMBQ / JIAP / Enforcement/), Karachi / Hyderabad / (Appraisalment / Enforcement / Ports), Quetta / Gwadar / Khuzdar (Appraisalment / Enforcement / AIIA), (Appraisalment-East / West, Lahore / Faisalabad Appraisalment / Enforcement, Sargodha / Enforcement & Appraisalment, Sambrial (Sialkot) / Enforcement, Multan / Islamabad / Gilgit-Baltistan / (Appraisalment/ Enforcement), Peshawar / Enforcement, Dera Ismail Khan / Exports (Port Qasim/Custom House, Karachi) / Transit Trade, Karachi.

Copy for information:

- 1) The Member Customs (Operations), F.B.R., Islamabad.
- 2) The Director General, Customs Valuation, Custom House, Karachi.
- 3) All Chief Collectors / Director Generals of Customs, Karachi / Lahore / Islamabad / Quetta / Peshawar.
- 4) All Collectors / Directors of Customs, Karachi / Lahore / Islamabad/ Quetta/ Peshawar/ Faisalabad.
- 5) The Director, Directorate of Customs Valuation, Lahore / Quetta / Peshawar.
- 6) The Deputy Director (MIS), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WEBOC database system.
- 7) The Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
- 8) The Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
- 9) The Karachi Customs Agents Group, Bohri Road, Karachi.
- 10) The Webmaster, Federal Board of Revenue, Islamabad.
- 11) Guard File.


Muhammad Asif Islam
Office Secretary
Karachi Customs Agents Association