PUBLIC NOTICE No. 02/2018

Subject:- Forwarding of samples for testing to the Outside Laboratories -reg.

Kind attention of all exporters/ importers/ CHAs and all stakeholders is invited to Circular No. 43/2017-Cus dated 16.11.2017 regarding Forwarding of samples for testing to the Outside Laboratories.

Vide the said circular, the Board has mentioned that due to lack of testing facilities of certain goods in Revenue Laboratories, there is delay in clearance of the consignments of these goods due to avoidable movement of samples between Customs field formations and Revenue Laboratories.

2. In this regard, CRCL has shortlisted the items whose samples cannot be tested in their Laboratories at present and also identified the Laboratories functioning under the other Ministries/Departments/Organizations where such samples could be tested. The list of such items and corresponding testing Laboratories are annexed herewith for ready reference of all concerned.

3. The Revenue Laboratories are, presently, in the process of up-gradation. However, until Revenue Laboratories are upgraded, as a measure of trade facilitation, the Board has decided that field formations may directly forward samples of goods mentioned in column (3) of the Annexure I of this circular, to the laboratories mentioned in column (4) of the said Annexure or any other accredited laboratories empanelled by the concerned Commissionerate. The procedure for forwarding the samples to the laboratories shall be as follows:

a. Customs formations should follow the respective standard sampling technique prescribed by the concerned laboratory for the items under question. The Commissionerate should ascertain sampling requirement with the laboratory concerned before drawing samples from the consignment. The sampling requirements may clearly be specified on the website of the Commissionerate.

b. In cases of live consignments which cannot be cleared without getting the test reports due to its hazardous nature or for any other reason, the samples shall be forwarded to the concerned laboratory at the earliest. Further, the Commissionerates
should develop a mechanism in consultation with the laboratories so as to get the test report expeditiously and preferably online.

c. In cases where the time taken by laboratory exceeds three days, the importer should invariably be given an option to warehouse goods under section 49 of the Customs Act.

d. Testing fee, if any, shall be paid by the importer or the exporter.

4. It is further clarified that aforementioned procedure shall not be applicable in cases where Partner Government Agencies themselves draw the sample.

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Joint Commissioner (Technical)

Copy to :-

(i) The PS to Chief Commissioner of Customs (DZ), NCH, New Delhi-110037.
(ii) The PS to Chief Commissioner of Customs (Preventive), NCH, New Delhi-110037.
(iii) The Principal Commissioner of Customs Air Cargo (Import), NCH, New Delhi-37
(iv) The Commissioner of Customs, General Commissionerate, NCH, New Delhi-110037.
(v) The Commissioner, ICD, TKD (Export), Tughalakabad, New Delhi.
(vi) The Commissioner, ICD, TKD (Import), Tughalakabad, New Delhi.
(vii) The Commissioner of Customs, ICD, PPG.
(viii) The Commissioner of Customs, IGI Airport, New Delhi-110037.
(ix) The Additional Commissioner, ICD, TKD (Export), Tughalakabad, New Delhi.
(x) The Joint Commissioner, ICD, TKD (Export), Tughalakabad, New Delhi.
(xi) The Deputy/Asst. Commissioner, Group VII, BRC, Audit, Bond, Adjudication, Refund, EDI, Disposal, Legal, Drawback, Recovery, SIIB, License, Review, Vigilance, Export Shed, EP, Admin., EPM), ICD, TKD (Export), Tughalakabad, New Delhi
(xii) The General Manager, CONCOR, ICD, TKD, Tughalakabad, New Delhi.
(xiii) The President, Delhi Customs Clearing Agent Association, 260-261, Anarkali Bazar, New Delhi-110055.
(xiv) The President & Secretary, M/s Delhi Exporters Association, 1998, Naughera, Kinari Bazar, Delhi-110001.
(xv) The Secretary, PHD Chamber of Commerce & Industries, PHD House, Opposite Asian Games Village, New Delhi-110016.
(xvi) Notice Board.
(xvii) Guard File.

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Dy. Commissioner (Technical)