

Report of changes during the month of April, 2022 under FEMA / RBI Rules / Banking / Export- Import

SUMMARY REPORT

- ❖ Extension of Non-Preferential Certificate of Origin (COO)
- ❖ Updates and Modification in EPCG Scheme
- ❖ DGFT helpdesk support now available on 24×7 basis
- ❖ Consultative Letter related to Duty Drawback

1.

EXTENSION OF NON-PREFERENTIAL CERTIFICATE OF ORIGIN (COO)

1. In continuation to the earlier Trade Notice the mandatory filing of applications for Non Preferential Certificate of Origin through the e-CoO Platform has been further extended till 01st August 2022.
2. While the exporters and NP CoO Issuing Agencies would have the option to use the online system, the same shall not be mandatory till 01st August 2022. The existing systems of processing non-preferential CoO applications in manual/paper mode are being allowed. For guidance on registration and online application submission process, the Help Manual & FAQs may be seen on the landing page at <https://coo.dgft.gov.in>

(Trade Notice No. 04/2022-2023 Dated: 27th April 2022)

2.

UPDATES AND MODIFICATION IN EPCG SCHEME

DGFT has revised several of its provisions of Handbook of Procedure Chapter 5 with respect to compliance and procedure process under EPCG Scheme.

The Important Provisions of the Public Notice:

1. Revised Para 5.14 now allows extension of Block wise fulfillment of EO on payment of composition fee when application is made after 6 months but within 6 years at a late fee of Rs. 10,000/- per authorisation and beyond 6 years at an additional late fee of Rs. 5,000/- for each year.
2. Revised Para 5.15 requires EPCG authorisation holder to submit Annual report of export by 30th June every year through Online method. Any delay in filing such annual report shall be regularised on payment of Rs. 5000/- as late fees for each financial year per authorisation.

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3. Revised Para 5.16 clearly now states that EPCG Authorisation will have 10% Automatic enhancement and customs need not require any DGFT RA endorsement on the same. The Fees for the same will also be paid by EPCG holder at the time of EODC Application. EO will automatically proportionately enhance.
4. Revised Para 5.17 allows Extension of EO Period beyond 6 Months but within 8 years at payment of late fee of Rs. 10,000/- per authorisation. The Application for EO Extension will also be considered beyond 8 years for regularization purpose with an additional late fee of Rs. 5,000 for each year.
5. Revised Para 5.19A provides clear understanding on Annual Average Export Obligation and that it can be used to offset any shortfall in Average EO done in other year(s) of the EO period.

Effect of this Public Notice: With a view to enhance ease of doing business and reduce the compliance burden, certain provisions of Chapter 5 related to the Export Promotion Capital Goods Scheme of the Handbook of Procedures (2015-20) are amended for EPCG authorizations issued under Foreign Trade Policy (2015-20).

(Public Notice No. 03/2015-2020 dated: 13.04.2022)

3.

DGFT HELPDESK SUPPORT NOW AVAILABLE ON 24×7 BASIS

1. In order to facilitate trade and extend more proactive helpdesk support to the exporting community, DGFT has now started DGFT Helpdesk which will be now available on a 24×7 basis.
2. Exporters can use the support by:
 - i. Call the Helpdesk support on Toll Free numbers 1800-572-1550 or 1800-11-1550
 - ii. Raise a Helpdesk ticket by navigating to DGFT website (<https://dgft.gov.in>) -> Services -> DGFT Helpdesk Service. Users may also see their earlier ticket(s) status on real-time basis or search previously filed requests.
 - iii. Write an email to dgftedi@nic.in

(Trade Notice No. 02/2022-23 dated: 22.04.2022)

4.

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CONSULTATIVE LETTER FOR DUTY DRAWBACK CLAIMS

1. Many Exporters have received Consultative Letters in respect of Duty Drawback claimed in the period 2014-2018. The letter states that as per their records, the Payments against various shipping bills are not closed and thus, the exporter is liable to pay the necessary duty drawback back. However, the exporters are unable to get the list of s/bills and the details referred in the letter.
2. To assist in the matter JNCH Customs, has issued a Public Notice No. 20 Dt. 25.03.2022 providing the process and guidelines on the same. The Public Notice can be accessed from the link: <http://jawaharcustoms.gov.in/pdf/PN-2022/PN-20-2022.pdf>
3. On the same site, there is also links provided to Excel files for various years 14-15,15-16,16-17,17-18 which can be accessed by the exporters and can locate the s/bills being referred or remain outstanding or pending as per Customs. You can download the excel files from the link: <http://jawaharcustoms.gov.in/information.aspx?PageID=3776>

Exporters are requested to look into the letter and regularize the issue at the earliest.

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Information contained herein is of a general nature and is not intended to address the circumstances of any particular individual or entity. Although we endeavor to provide accurate and timely information, there can be no guarantee that such information is accurate as of the date it is received or that it will continue to be accurate in the future. No one should act on such information without appropriate professional advice after a thorough examination of particular situation.

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