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Impex # 1

Continuation of Minimum Import Price (MIP) on Synthetic Knitted Fabrics

Import of Synthetic Knitted Fabrics were governed under MIP Vide previous Notification No.77/ 2023 Dated 13.03.2024 ending on 15.09.2024. However, Now DGFT vide this new Notification No.33/2024-25 has extended the MIP for specified HSN Products of Synthetic Knitted Fabrics from 15 Sept 2024 to 31st December 2024.

Thus, the MIP will now applicable until 31st December 2024 (copy reproduced below):

Notification No.33/2024-25-DGFT | Dated: 1st October, 2024

Subject: Imposition of Minimum Import Price on Synthetic Knitted Fabrics up to 31st December 2024 -reg.

In exercise of powers conferred by Section 3 and Section 5 of FT (D&R) Act, 1992, read with paragraph 1.02 and 2.01 of the Foreign Trade Policy, 2023, as amended from time to time, and in partial modification to Notification No. 77/2023 dated 16.03.2024, the Central Government hereby extends the condition of Minimum Import Price (MIP) on the following 5 ITC (HS) Codes of Synthetic Knitted Fabrics from 15th September, 2024 to 31st December 2024 as under:

ITC(HS) Code	Item Description	Existing Import Policy	Revised Import Policy	Existing Policy Condition	Revised Policy Condition
60063100	Of synthetic fibres: Unbleached or bleached	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60063200	Of synthetic fibres: Dyed	Free	Prohibited	–	However, import is '*Free' if CIF value is 3.5 US Dollar and above per Kilogram
60063300	Of synthetic fibres: Of yarns of different colours	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60063400	Of synthetic fibres: Printed	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60069000	Other	Free	Prohibited	–	However, import is '*Free' if CIF value is 3.5 US Dollar and above per Kilogram

2. All other terms and conditions in the Notification No. 77/2023 dated 16.03.2024 shall remain unchanged.

3. In addition to the above, the Central Government hereby revises the Import Policy Condition of the following ITC (HS) Codes under Chapter 60 of ITC(HS) 2022, Schedule-I (Import Policy), for the period upto 31st December, 2024, with immediate effect:

ITC(IIS) Code	Item Description	Existing Import Policy	Revised Import Policy	Existing Policy Condition	Revised Policy Condition
60019200	Other: Of man-made fibres	Free	Prohibited	–	however, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60041000	Knitted or crocheted fabrics of a width exceeding 30 cm, containing by weight 5 percent or more of elastomeric yarn or rubber thread, other than those of heading 60.01.	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60049000	Other	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60053600	Of synthetic fibres: Other, unbleached or bleached	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60053790	Other	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60053900	Of synthetic fibres: Other, printed	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60062200	Of cotton: Dyed	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram
60064200	Of artificial fibres: Dyed	Free	Prohibited	–	However, import is 'Free' if CIF value is 3.5 US Dollar and above per Kilogram

Effect of the Notification: Minimum Import Price (MIP) on Synthetic Knitted Fabrics is extended from 15th September 2024 to 31st December 2024. Further, MIP of US Dollar 3.50 per Kilogram on CIF Value has also been imposed on 08 new ITC (I-IS) Codes of various kinds of Knitted fabrics for the period up to 31st December, 2024.

Alignment of RoDTEP as per changes in Customs Tariff Act and extension of RoDTEP Scheme

In sync with the amendment in the Customs Tariff Act, 1975 through Finance Bill and extension of RoDTEP Scheme from 01.10.2024, there has been changes in the Appendix 4R and Appendix 4RE w.e.f 01.10.2024. 39 New tariff lines at 8 Digit level has been added while 13 tariff lines at 8-digit level has been deleted. Description of 2 tariff lines have been changed.

Exporters must refer the new schedule under Appendix 4R & 4RE for RODTEP Benefit w.e.f 01.10.2024. (copy reproduced below):

Notification No. 39/2024-25-DGFT | Dated: 28th October, 2024

Subject: Alignment of RoDTEP Schedule consequent to changes in the First Schedule of Customs Tariff Act w.e.f. 01.10.2024.

In exercise of the powers conferred by Section 5 of the Foreign Trade (Development and Regulation) Act, 1992 read with Para 1.02 of the Foreign Trade Policy 2023, as amended from time to time, the Central Government hereby makes the following additions/amendments in Appendix 4R and Appendix 4RE w.e.f. 01.10.2024:

- i. 39 tariff lines at 8 Digit level are added in the RoDTEP Schedule.
- ii. 13 tariff lines at 8 Digit level are deleted from the RoDTEP Schedule.
- iii. 'Description' of 02 tariff lines at 8 Digit level have been changed.

2. The details of HS Codes as in Para above along with RoDTEP rates/value caps are available at the DGFT portal- www.dgft.gov.in under the link 'Regulations>RoDTEP'.

Effect of this Notification: Consequent to the amendments made under the Customs tariff Act, 1975 through Finance Bill, 2024, certain changes in RoDTEP Schedule (Appendix 4R and Appendix 4RE) are being made w.e.f. 01.10.2024 to align it with First Schedule of the Customs Tariff Act. The RoDTEP rates for these items w.e.f 1.10.2024 to 09.10.2024, and 10.10.2024 onwards are indicated in the tables at the link provided above.

Introduction of Annual RoDTEP Return (ARR)

A new Para 4.94 has been added in Handbook of Procedures 2023 which requires exporter to file Annual RODTEP Return (ARR) in the prescribe format Appendix - 4RR.

The ARR is to currently to be filed by exporters (IECs) whose total RODTE Claim exceeds Rs. 1 Crore in a financial across all 8 digit HSN.

The ARR is to be filed for the financial year 2023-24 before 31.03.2025. A grace period of 3 Months will be provided till 30th June (i.e 30.06.2025)

Non-Reporting of ARR will lead to denial of benefits of RODTEP and further scroll will be stopped.

Additionally, exporters will have to pay composition fees for delay in filing of ARR and only post filing of ARR, the RODTEP Scrolls will be resumed.

Exporters must also note that they are required to maintain the data as claimed in ARR for period of 5 years for the concerned authority to assess if required. (copy reproduced on next page)

Subject: Filing of Annual RODTEP Return (ARR) - reg

In exercise of powers conferred under Paragraph 1.03 and 2.04 of the Foreign Trade Policy, 2023, as amended from time to time, the Director General of Foreign Trade hereby notifies a new Para 4.94 under Chapter 4 of the Handbook of Procedures 2023:

A new para 4.94 is being added under Chapter 4 of Handbook of Procedures 2023 as under:

4.94. Filing of Annual RODTEP Return (ARR):

1. To assess the nature of inputs used in export production and the amount of actual taxes & duties incurred, as permissible under Para 4.54 of FTP, the exporters claiming RODTEP benefits shall be required to file an Annual RODTEP Return (ARR) as per the format given under Appendix-4RR of Handbook of Procedures, 2023. The Annual RODTEP Return (ARR) for RoDTEP claims filed in a particular financial year shall be filed on DGFT portal by 31st March of the next financial year i.e. RODTEP claims information for Financial Year 2023-24 shall be required to be filed by 31.03.2025. This requirement for filing the annual return to begin with the exporters (IECs) whose total RoDTEP claim exceeds Rs. 1 crore in a financial year across all 8-digit HS Codes.
2. Non-reporting of the ARR shall lead to denial of benefits under the RODTEP scheme and no further scroll out of RODTEP claims for the SBs will be permitted at the Customs Port of Export after the grace period of three (3) months i.e. after 30th.
3. A composition fee of Rs. 10,000/- will need to be paid for delayed filing of ARR upto 30th June i.e. RODTEP claims information for Financial Year 2023-24 with composition fees can be filed within a grace period of 3 months i.e. by 30.06.2025. Thereafter, a composition fees of Rs. 20,000 /- will need to be paid after 30th. Subsequent to the payment of the applicable composition fee, the RoDTEP scrolls will be resumed within 45 days, till an online API based message exchange is established between DGFT and Customs. The resumption of scroll out shall also cover the Shipping Bills that were not scrolled out earlier on account of non-compliance of ARR.
4. The physical/digital records substantiating the duty remission claims, as filed in ARR, will need to be maintained for a period of five (5) years which may be produced before the concerned authority assessing the ARR.
5. ARR filings may also be periodically assessed for necessary due diligence and presented before RoDTEP Committee for suitable revision of rates including for the consideration of higher rates wherever warranted.
6. Certain ARR cases may also be identified by the IT-assisted risk-based criteria, for further scrutiny to assess the nature of inputs used in export production and the amount of actual taxes & duties incurred, as permissible under Para 4.54 of FTP. After due assessment is made by the concerned authority, who has been mandated in this regard, the RODTEP scrip holder will be liable to refund/surrender any excess claims based on the order passed after the scrutiny under the relevant customs head. Failure to regularise the excess claims within a specified time frame will lead to stopping of further benefits under the Scheme.

Effect of the Public Notice: Procedure for filing of Annual RoDTEP Return (ARR) is being notified.

In light of queries and confusion regarding mandatory requirement of RCMC for Export Incentives Schemes especially the ROSCTL & RODTEP, DGFT Clarified via the Trade Notice that the NO RCMC requirement is mandatory for remission-based schemes i.e ROSCTL and RODTEP and exporter can claim benefits without obtaining the RCMC as well. (copy reproduced below)

Trade Notice No. 19/2024-25- DGFT | Dated: 04.10.2024

Subject: Clarification on RCMC Requirements for Post-Export Remission-Based Schemes under FTP 2023 - reg

Attention of Trade and Industry is invited to Para 2.57 of the Foreign Trade Policy (FTP) 2023 Foreign Trade Policy (FTP) 2023, which stipulates the necessity of obtaining a Registration-Cum-Membership Certificate (RCMC) for availing benefits under export promotion schemes notified under the FTP 2023.

2. It has come to the notice of DGFT that there is some confusion regarding the mandatory requirement of an RCMC for schemes such as RoSCTL and RoDTEP. In this context, the following clarification is provided:
 - i. Requirement of RCMC: As per Para 2.57 of FTP 2023, an RCMC is mandatory for exporters applying for an Authorisation to import/ export under the FTP (except items listed as 'Restricted' items in ITC (HS)) or applying for any other benefit or concession under FTP. These above noted measures are distinguished from post-export remission-based schemes.
 - ii. Post-export Remission-Based Schemes: Schemes such as Duty Drawback, Rebate of State and Central Taxes and Levies (RoSCTL), and Remission of Duties and Taxes on Export Products (RoDTEP) fall under the category of remission-based schemes. These schemes are aimed at remitting duties or taxes on exported goods.
 - iii. No RCMC Required: For the aforementioned remission-based schemes, the requirement of an RCMC does not apply. Exporters can claim benefits under these schemes without obtaining an RCMC.
3. This notice is issued to ensure that all stakeholders are aware of the specific requirements of RCMC for availing benefits under different schemes as outlined in the FTP 2023.

Clarification on requirement of any Import Monitoring Systems registration or Authorisation on Import/Re-Import of Exhibits & Samples

Clarifying the issue for the trade that the Import/Re-Import of "Exhibits and Samples" are covered under Para 2.60 of Handbook of Procedures 2023 and that the same is not subjected to any requirement of Import Authorisations or Import Monitory System Registrations. (copy reproduced below)

Trade Notice No. 20/2024-25-DGFT | Dated: 7th October, 2024

Subject: Provision for Import/ Re-import of "Exhibits and Sample" - reg.

This Directorate is in receipt of various references from trade and industry seeking clarity on requirement of import authorization or registration under Import Monitoring Systems for importation /re-importation of exhibition goods of Indian Origin that were sent abroad/exported for display purposes. Also regarding import of goods for exhibition purposes and requirement of authorization etc.

2. In this regard attention of the trade is invited to Para 2.60 of Handbook of Procedures (HBP) 2023 which lays down the procedure for import of "Exhibits and Samples". It has been provided that "Import /Export of exhibits on re-export/ reimport basis, shall be allowed without an Authorization subject to conditions and on submission of a bond/security to Customs or ATA Carnet".

3. Accordingly, the matter has been reviewed in DGFT and it is clarified that import / re-import of "Exhibits and Samples" for demo, display, exhibition and participation in fairs or participation of the same in India or abroad shall be regulated under Para 2.60 of HBP 2023 and not subjected to requirement of import authorization or registration under Import Monitoring Systems subject to other compliance in terms of Para 2.60 of HBP.

Impex # 6

Electronic Submission of Appendix 4H Certificates for Advance Authorisation

The Directorate General of Foreign Trade (DGFT) has been transitioning its procedures to online platforms and digital systems. As per Para 1.04(f) of the Handbook of Procedures (HBP), electronic systems must be introduced to facilitate the uploading of digitally signed documents by certifying authorities such as Chartered Accountants (CAs), Company Secretaries (CSs), and Cost Accountants.

Now, DGFT has announced a new facility for certifying authorities (i.e., CAs, CSs, and Cost Accountants) to digitally link Appendix 4H for Advance Authorisation applications and DFIA (Duty-Free Import Authorisation) schemes.

This new digital feature significant enhancement for exporters, as it streamlines the process and reduces the time required for application and redemption under the Advance Authorisation & DFIA Schemes. (copy reproduced below)

Trade Notice No. 21/2024-25 - DGFT | Dated: 17 October 2024

Subject: Electronic Submission of Appendix 4H Certificates -reg

With reference to the above subject and Paragraph 1.04 (f) of the Handbook of Procedures, an electronic system has been introduced to facilitate the uploading of digitally signed documents by Certifying Authorities (e.g., Chartered Accountants, Company Secretaries, Cost Accountants, Chartered Engineers, etc.). This system allows exporters to seamlessly integrate these digitally uploaded annexures with their online applications across various schemes under the Foreign Trade Policy (FTP).

2. In this reference, It is informed that the DGFT has launched an online facility for onboarding of Certifying Authorities. These authorities can now digitally sign and submit certificates using their online DGFT accounts. As a result, the digitalization of the Appendix 4H certificate, which accounts for the consumption and stock of duty-free imported or domestically sourced raw materials and components under the Advance Authorization and DFIA schemes, has been fully implemented online. The following information is provided for the consideration of all relevant stakeholders.

3. Workflow: The system workflows are summarised as follows:

Exporter's workflow:

- i. Exporters can fill in the required information as per the Appendix 4H format through the DGFT website (<https://dgft.gov.in>) while applying for Advance Authorisation (AA) redemption or while applying for a DFIA Transferable Scrip.
- ii. Exporters can forward the draft Appendix 4H form to the registered certifying authority online by entering their registration number.
- iii. The certifying authority shall verify the details, update them as needed, and digitally sign the document using Aadhaar e-sign or a Digital Signature Token. The system then automatically generates the Appendix 4H certificate.
- iv. This signed certificate is automatically attached to the AA/DFIA redemption application, facilitating verification of the exporter's actual consumption.
- v. The IEC holder may thereafter submit the AA/DFIA redemption application online to the DGFT RA. vi. Exporters can track and download the digitally signed Appendix 4H certificate by accessing the "Repository" and selecting "View Submitted/Approved Certificates".

- vi. Drafts submitted to the Certifying Authority shall also be shown here but shall remain inactive, for any further action by the exporter.
- viii. The digitally signed Appendix 4H certificate shall also be accessible to the DGFT RA.

Certifying Authority Workflow:

- i. The Certifying Authority registers with DGFT by choosing the category 'Certifying Authority' on the Registration page and providing their membership details.
 - ii. The Certifying Authority can monitor and manage draft exporters' certificates by accessing the repository under 'View Submitted/Approved Certificates'.
 - iii. The Certifying Authority may modify details in the draft certificate as necessary.
 - iv. Upon review, the Certifying Authority can either approve and sign the Appendix 4H certificate using a Digital Signature Certificate (DSC) or reject the application based on their assessment.
4. User Guide & FAQs: A user guide and a set of Frequently Asked Questions (FAQs) have been published on the DGFT website under the 'Learn' section. Furthermore, outreach programs will be organized in collaboration with Institute(s) of Certifying Authorities and DGFT RAs to enhance familiarity with these processes.
5. Support Channels: Exporters and stakeholders may contact the DGFT Helpdesk for assistance, suggestions, or feedback through the following channels:
- I. Call the Toll-Free Helpdesk Support Number.
 - II. Raise a Helpdesk ticket by navigating to the DGFT website - > Services - > DGFT Helpdesk Service. Users can also track the status of their previously filed tickets or search for past tickets.
 - III. Email queries to dgftedi@nic.in