

**GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF CUSTOMS VALUATION
CUSTOM HOUSE KARACHI**

The Collectors of Customs, Model Customs Collectorates, Appraisement & Facilitation (East / West) / Port Muhammad Bin Qasim / JIAP, Karachi (Appraisement & Facilitation / Enforcement & Compliance), AIIA Lahore / Sambrial (Sialkot) / Faisalabad / Multan / Islamabad / Hyderabad / Quetta (Appraisement / Preventive) / Peshawar (Appraisement & Facilitation / Enforcement & Compliance) / Gwadar / Gilgit-Baltistan / Export (Karachi / Port Qasim),

**DETERMINATION OF CUSTOMS VALUES OF MOSQUITO COILS AND AEROSOL
INSECTICIDE SPRAY UNDER SECTION 25-A OF THE CUSTOMS ACT, 1969**

(VALUATION RULING No. 1537/2021)

No. Misc/15/2009-II-/503

Dated: 9th July, 2021

In exercise of the powers conferred under Section 25-A of the Customs Act, 1969, the Customs values of Mosquito Coils and Aerosol Insecticide Spray are determined as follows:-

2. Background of the valuation issue: Customs values of aforementioned goods were earlier determined through Valuation Ruling No. 963/2016 dated 11-11-2016. Several representations were received where in it was contended that the valuation ruling was very old and needs re-determination as per current market trends, Data analysis, valuation trend both in imports declarations as well as local markets confirmed the content ion of stakeholders. Therefore, an exercise was initiated in this Directorate General to determine customs values of subject goods in terms of Section 25-A of the Customs Act, 1969,

3. Stakeholders' participation in determination of values: Meetings were held on 16-03-2021 and 12-05-2021, which were attended by different stakeholders. The participants were requested to submit following documents before or during the course of meeting so that customs values could be determined:-

- i. Invoices of imports during last three months showing customs value.
- ii. Websites, names and E-mail addresses of known foreign manufacturers of the item in question through which the actual current value can be ascertained.
- iii. Copies of Contracts made / LCs opened during the last three months showing the value of item in question.
- iv. Copies of Sales Tax Invoices issued during the last four months showing the difference in price (excluding duty and taxes) to substantiate their contentions.

4. During the meetings, there was consensus among the stake holders that the prices of mosquito coils and insecticide sprays are higher than those given in old valuation ruling. The stakeholders also submitted import declarations and other documents to substantiate their contention. Representatives of the stakeholders reiterated the mosquito coils and insecticide spray are being imported and cleared on higher values as compared to existing valuation ruling, therefore, the ruling needs to be updated. The documents provided, import data and market prices were analyzed to determine the customs values of subject goods.

5. Method adopted to determine Customs values: Valuation methods provided in Section 25 of the Customs Act, 1969, were duly applied in their regular sequential order to arrive at 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 because requisite information was not available as per law. The wide variation of values displayed in the import data as available on record also strengthened the aforementioned fact. Therefore, identical / similar goods value methods as provided in Sub-Sections (5) & (6) of Section 25 *ibid* were examined for applicability to the valuation issue in the instant case. The same provided some reference values but could not be exclusively and solely relied upon. In line with the statutory sequential order of Section 25, this office conducted market inquiries

for (Deductive Value Method) under Sub-Section (7) of Section 25 of the Customs Act, 1969, however, it was found that the values of blank mosquito coils could not be based relied upon this method either. Therefore, valuation method vide Section 25(8) was examined for valuation but the same also could not be applied as conversion cost from the constituent material and allied expenses, at the country of export were not available for manufacturing of the subject goods. Finally, clearance data, market information and international prices through internet were examined thoroughly and the information so gathered were utilized and analyzed for determination of customs values of 1969 Mosquito Coils and Insecticide Sprays under Section 25 (9) of the Customs Act, 1969.

5. Customs values for Mosquito Coil & Aerosol Insecticide Spray: Mosquito Coils and Aerosol Insecticide Spray hereinafter specified shall be assessed to duty/ taxes on the minimum Custom values given against them in the Table below:-

S. No.	Item Description	H.S Code	Proposed PCT for WEBOC	Origins	Customs Values C&F (US\$/KG) (Net Content)
(1)	(2)	(3)	(4)	(5)	(6)
Mosquito Coil					
1.	123, Adore Amorish, Aux Black Cobra, Black Cobra, Bomb, Double A+D, Black Hit, Classic, Cobra, Detox, Ezee Nights, Everyday Black Cobra, Faster Black Cobra, Fighter, King Blacky, King Extra Power, Kingtox, Kwik, Lark, Red Killer, Maxx, Metro, Mofly, Moskill, Power Plus, Rocket, Siyo, Sogo, Super Sonic, Tiger, Tyfon and Zap (Finished in Retail Packing)	3808.9110	3808.9110.1000	All origin	1.01
2	Other Brands (Other than Multinational Brands)	3808.9110	3808.9110.1100	All origin	1.14
3	Mosquito Coil without Insecticide Spray and Packing in Bulk (Other than Multinational Brands)	3824.9099	3824.9099.1000	All origin	0.76
Aerosol Insecticide Spray					
4	King Tax	3808.9110	3808.9110.1200	All origin	1.63
5	power Plus/ HIT //Tyfon	3808.9110	3808.9110.1300	All origin	1.53
6	123, Alladin, Amorish, Aux BlackCobra, Black Snake, Cobra, Detox, Every Night, Everyday Black Cobra, Ezee Nights, Faster Black Cobra, Fighter, Harmony Attacker, Killtox, King, Kwik, Lark, Magic, Moskill, Osaka, Perfect, Rop and Black attacker Python, Royal Tox, Silver, Sogo, Super Hit, Total Tox, Tiger and Zap.	3808.9110	3808.9110.1400	All origin	1.30
7	Other Brands	3808.9110	3808.9110.1500	All origin	2.00

7. In cases where declared / transaction values are higher than the Customs values determined in this Ruling or higher evidential data is available of stipulated period of 90 days, the assessing officer shall apply those values in terms of Sub-Section 25(1) of Section 25 of the Customs Act, 1969. In case of consignments imported by air, the assessing officer shall take into account the differential between air freight and sea freight while applying the Customs values determined in this Ruling.

8. Validity of this Valuation Ruling: The values determined vide this Ruling shall be the applicable Customs value for assessment of subject imported goods until and unless it is rescinded or revised by the competent authority in terms of Sub-Sections (4) of Section 25-A of the Customs Act, 1969.

9. Review of the value determined vide this Valuation Ruling: A review petition may be filed against this Ruling, as provided under Section 25-D of the Customs Act, 1969, within 30 days from the date of issue, before the Director General, Directorate General of Customs Valuation, 7th Floor, Custom House, Karachi.

10. The Collectors of Customs may kindly ensure that the values given in the Ruling for the given description of goods are applied by the concerned staff without fail. Any anomaly observed may kindly be brought to the notice of Directorate General immediately. The Customs values determined in the Valuation Ruling are for the descriptions and specifications as mentioned herein. HS Codes are mentioned for illustrative purposes so that Valuation Ruling values are made accessible to assessing officers. The assessment shall be finalized in the correct classifications after fulfilling requisite formalities relating to importability or other certifications required thereon. In addition to this it is further necessary to verify that there is no misdeclaration of any sort or violation of Import Policy Order or Section of the Customs Act, 1969 or any other law in vogue therein.

10. This Ruling supersedes Valuation Ruling No. 963/2016, dated 11-11-2016.

(SHAFIQUE AHMED LATKI)

Director

Copy for information to:-

1. The Member (Customs, Operations), F.B.R., Islamabad.
2. The Director General, Customs Valuation, Custom House, Karachi.
3. The Chief Collector of Customs, South (Appraisalment & Facilitation), Custom House, Karachi.
4. The Chief Collector of Customs, South (Enforcement & Compliance), Custom House, Karachi.
5. The Chief Collector of Customs (Central), Lahore.
6. The Chief Collector of Customs (North), Islamabad.
7. The Chief Collector of Customs, (Enforcement & Compliance), Custom House, Quetta.
8. The Director General, Intelligence and Investigation-FBR, Islamabad.
9. The Director General, PCA& Internal Audit, Karachi.
10. The Director General, IOCO, Karachi
11. The Directors, Intelligence & Investigation, Karachi / Lahore / Islamabad / Quetta/ Peshawar / Faisalabad.
12. The Director, Directorate of Customs Valuation, Lahore.
13. The Deputy Director (HQ), Directorate General of Customs Valuation, Karachi, for uploading in One Customs & WeBOC database system.
14. The Chairman (Valuation Committee), FPCC&I, Federation House, Clifton, Karachi.
15. The Chambers of Commerce & Industry, Karachi, Lahore, Islamabad, Hyderabad, Quetta & Peshawar.
16. The Karachi Customs Agents Group, Bohri Road, Karachi.
17. The Webmaster, Federal Board of Revenue, Islamabad.
18. Guard File.