

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

The Collectors of Customs, Collectorate of Customs, (Appraisement - East / West / Port Muhammad Bin Qasim / Enforcement / JIAP), Karachi / Hyderabad (Appraisement Enforcement), Quetta / Gawadar / (Appraisement / Enforcement / AIIA) / Lahore / Appraisement, Faisalabad / Appraisement, Smbrial (Sialkot) / Enforcement, Multan / Islamabad / Gilgit-Baltistan / Export (Appraisement / Enforcement), Peshawar / Enforcement, Dera Ismail Khan

**DETERMINATION OF CUSTOMS VALUES OF SUITCASES (SOFT & HARD) OF LOW
END BRANDS UNDER SECTION 25-A OF THE CUSTOMS ACT, 1969**

(VALUATION RULING No. 1637/2022)

No. Misc/05/2011-III/405

Dated: 26th April, 2022

In exercise of the powers conferred under Section 25A of the Customs Act, 1969, the customs value of Suitcases (Soft & Hard) of low-end brands are determined as follows:-

2. Background of the valuation issue: The customs values Suitcases (Soft & Hard) of low end brands were determined vide Valuation Ruling No.915/2016 dated 25-05-2016. Since the valuation ruling was more than five years old and representations were received in this Directorate General to determine the value fresh in terms of current international pricing. Therefore, an exercise was initiated under section 25A of the Customs Act, 1969.

3. Stakeholders' participation in determination of Customs values: Meeting with all stakeholders, trade bodies including representatives of clearance Collectorates were held in this Directorate General on 20-04-2022. The importers/stakeholders were requested to submit their proposals/suggestions as well as following documents before or during the course of stakeholders' meeting so that Customs value could be determined:

- i. Invoices or import during last three months showing factual values
- 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 last four months showing the difference in price (excluding duty and taxes) to substantiate that the benefit of difference in price is passed on to the local buyers.

4. The meeting was attended by stakeholders and their points of view were heard in detail to arrive at custom values of subject goods. M/s USM Bags & Super House were submitted documents in support of their contention. Keeping in view the element of freight, import prices or raw materials and the values prevailing in the local and international market.

4. 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 value 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 no substantial documents were provided by the stakeholders to prove that their declared values were true transactional values. Moreover, different values were declared by different importers for same product according to different origins. Identical/similar goods value methods provided in Sections 25(5) & (6) *ibid* were examined for applicability to determine customs values of subject goods. The data provided some references; however, it was found that the same could not be solely relied upon due to absence of absolute demonstrable evidence of qualities and quantities of commercial level etc. Information available was,

hence, found inappropriate. In line with statutory sequential order of section 25, this office conducted market inquiries using deductive value methods under sub-section (7) of Section 25 of the Customs Act, 1969, item was not readily available in the market, therefore, this method of valuation could not be relied upon due to aforesaid reasons. Valuation method vide Section 25(8) of the Customs Act, 1969, was examined for valuation but the same also could not be applied due to non availability of conversation and processing cost of exporting country. Finally, clearance data, raw material prices international prices through internet were examined thoroughly and the information so gathered were utilized and analyzed for determination of Custom Values of Suitcases (Soft & Hard) of low end brands under Section 25(9) of the Customs Act, 1969.

5. Customs values for Suitcases (Soft & Hard) of unbranded / low-end brands - hereinafter specified shall be assessed to duty/taxes on the Customs values mentioned against them in the Table below:

S. No.	Description	Specification of Goods	PCT	Proposed PCT for WBOC	Origins	Customs Values (C&F) US\$/Set	
(1)	(2)	(3)	(4)	(5)	(6)	(7)	
01	Suitcases Soft Type	Five Pcs 20" 24" 28" 30" and 32"	4202.1220	4202.1220.1000	China	64	
		Four Pcs 24" 28" 30" 32"		4202.1220.1100	Others Origins	74	
				4202.1220.1200	China	54	
		Three Pcs 24" 28" 30"		4202.1220.1300	Others Origins	61	
				4202.1220.1400	China	44	
02	Suitcases Hard Type Low end brand	Five Pcs 20" 24" 28" 30" and 32"		4202.1220.1500	Others Origins	48	
		Four Pcs 24" 28" 30" 32"		4202.1220.1600	China	70	
				4202.1220.1700	Others Origins	78	
		Three Pcs 24" 28" 30"		4202.1220.1800	China	58	
				4202.1220.1900	Others Origins	66	
				4202.1220.2000	China	48	
			4202.1220.2100	Others Origins	56		

Note:

- Value regarding variation in the sizes in Column 3 above shall be determined on pro-rata basis.
- This Valuation Ruling is only for low end brands and not applicable for branded goods like Louis Vuitton, Carlton, Samsonite, American Tourister, Summit, Sonada, Logel, Pacific, Swiss, Swiss Gear, LYX, Delsey, Royal, and other similar brands.
- Upper and lower panels of Soft type suitcases imported separately shall not be assessed at less than US\$ 5/kg.
- Upper and lower panels of Hard type suitcases imported separately shall not be assessed at less than US\$ 6/kg.
- Suitcases in SKD condition shall be assessed at 15% less than values specified in Column No.7 of the table above.

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 90 days, the assessing officers shall apply those values in terms of sub-Section (1) of Section 25 of the Customs Act, 1969, and the same may be communicated to this Directorate General forthwith. In case of consignment imported by air, the assessing officer shall take into account the difference 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. Revision of the value determined vide this Valuation Ruling: A revision 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 of this ruling, 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 this Valuation 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 Customs values determined in the ruling are for the description and specification as mentioned in the above table of this Ruling. HS Codes are mentioned for illustrative purpose so that valuation ruling values are made accessible to the assessing officers. The assessment shall be finalized on the basis of correct classification after fulfilling requisite formalities related to importability or any other certification required thereon. In addition to this, it is further necessary to verify that there is no mis-declaration of any sort or violation of Import Policy Order or Section 15 of the Customs Act, 1969, or any other law in vogue therein.

11. This Valuation Ruling supersedes VR No. 915/2016, dated 25-08-2016.

(SYED FAWAD ALI SHAH)

Director

Copy for information to:-

- 1) The Member Customs (Policy/Operations), F.B.R., Islamabad.
- 2) The Director General, Customs Valuation, Custom House, Karachi.
- 3) The Chief Collector of Customs, Appraisement (South) Custom House, Karachi.
- 4) Chief Collector of Customs, Enforcement (South), Custom House, Karachi.