

GOVERNMENT OF PAKISTAN
DIRECTORATE GENERAL OF CUSTOMS VALUATION
7TH FLOOR, CUSTOM HOUSE, KARACHI

The Collectors of Customs, Collectorates of Customs (Appraisement West) / Appraisement - East / Appraisement - Port Muhammad Bin Qasim / Enforcement / JIAP), Karachi / Hyderabad / (Appraisement / Enforcement), Quetta / Gawadar / (Appraisement / Enforcement / AIIA), Lahore / Appraisement, Faisalabad / Appraisement, Sambrial (Sialkot) / Enforcement, Multan / Islamabad / Gilgit-Baltistan / (Appraisement / Enforcement), Peshawar / Enforcement, Dera Ismail Khan / Exports (Port Qasim / Custom House, Karachi) / Transit Trade, Karachi.

DETERMINATION OF CUSTOMS VALUES OF POLYESTER, COTTON AND VISCOSE
SUITING FABRICS UNDER SECTION 25-A OF THE CUSTOMS ACT, 1969

(VALUATION RULING NO. 1788/2023)

No. Misc/07/2020-IV/612

Dated: 19th June, 2023

In exercise of the powers conferred under Section 25A of the Customs Act, 1969, the Customs values of Metallic Yarn are determined as follows:

2. Background of the valuation issue: The Customs values of different kinds of polyester, cotton and viscose suiting fabrics were determined earlier vide Valuation Ruling No. 1449/2020 dated 04.06.2020. Importers challenged the VR under section 25D. The Board vide letter dated 06-07-2020 sought comments for unreasonable increase in value of textile items. The Directorate of Valuation replied on 05-08-2020 stating that case was under review in terms of section 25D. The Director General valuation rejected the revision petition and upheld the subject VR vide Order in Review No. 30/2020 dated 09-10-2020. Importers filed appeals in Appellant Tribunal and the Tribunal set aside the VR and Order in Revision to the extent of appellants in Customs Appeals Nos. K-1262-1265/2020 vide order dated 17-01-2022. The department filed SCRA's (no.223/2022 to 24312022), the Honorable High Court at Sindh vide judgment dated 17-03-2023 remanded back the case to the Directorate of Valuation for determination of the values afresh in accordance with law. Therefore, an exercise has been undertaken by this Directorate General to determine the values of subject goods, accordingly.

3. Stakeholders' participation in determination of Customs values: Meetings with stakeholders were conducted on 05-12-2022, 12-12-2022, 10.04.2023, 03.05.2023, 10.05.2023 and 17.05.2023. The participants were asked to submit the following documents.

- i. Invoices of imports during last three mouths showing factual 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 items in question.
- iv. Copies of Sales Tax Invoices, issued during last three months, showing the difference in prices (excluding duty and taxes) to substantiate that the benefit of difference in price is passed on to the local buyers.

The participants submitted few documents which were examined.

4. Method(s) adopted to determine Customs values: Valuation methods given in Section 25 of the Customs Act, 1969, were duly applied in their 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 no substantial documents were provided by the stakeholders to prove that their declared values were actual / transactional values. Moreover, different values were declared by the importers for the same product. Identical/similar goods value methods provided in Section 25(5) & (6) ibid were examined for applicability to determine Customs Value of subject goods. The data provided some references; however, it was found that the same cannot be

solely relied upon due to the absence of absolute demonstrable evidence of qualities and quantities of commercial level etc. Information available was, hence, found inappropriate. In line with the statutory sequential order of Section 25, this office then conducted a market inquiry using Deductive Value Method under sub-section (7) of the Section 25 of the Customs Act, 1969, however, it was found that the determination of Customs value could not be based solely upon this method either owing to different measurement criteria of the impugned goods in the market. Valuation method provided, vide Section 25 (8) of the Customs Act, 1969, could not be applied as the conversion cost from the constituent materials and allied expenses, at country of export, were not available. Finally, PRAL database, EDE data of Chinese exports to Pakistan, market information and international prices through web were examined thoroughly. All the information so gathered was analyzed for determination of Customs Value of the subject goods. Consequently, the Fall Back Method as provided under section 25(9) of the Customs Act, 1969 was applied in conjunction with section 25(5) of Customs Act, 1969 to arrive at assessable customs Values of Polyester, Cotton & Viscose Suiting Fabrics.

5. Customs Values of Polyester / Cotton / Viscose Suiting Fabric: The polyester / cotton / viscose suiting fabric of various origins, hereinafter specified, shall be assessed to duty/taxes at the following minimum Customs values.

S. No.	Description of Goods	P.C.T.	Proposed PCT for WeBOC	Origin	Customs Values (C&F) US\$/Kg
(1)	(2)	(3)	(4)	(5)	(6)
1	Cotton Suiting Fabric (Grey)	5208.1100	5208.1100.1000	China, UAE, Bangladesh	3.35
		5208.1200	5208.1200.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	
		5208.1300	5208.1300.1000		3.45
		5208.1900	5208.1900.1000	Europe, USA, Canada	
2	Cotton Suiting Fabric (Printed/Plain)	5208.2100	5208.2100.1000	China, UAE, Bangladesh	4.20
		5208.2200	5208.2200.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	
		5208.2300	5208.2300.1000		4.30
		5208.2900	5208.2900.1000	3.70	
		5208.3100	5208.3100.1000		4.20
		5208.3200	5208.3200.1000	4.30	
		5208.3300	5208.3300.1000		4.70
		5208.3900	5208.3900.1000	4.70	
		5208.4100	5208.4100.1000		4.70
		5208.4200	5208.4200.1000	4.70	
		5208.4300	5208.4300.1000		4.70
		5208.4900	5208.4900.1000	4.70	
		5208.5100	5208.5100.1000		4.70
		5208.5200	5208.5200.1000	4.70	
		5208.5900	5208.5900.1000		4.70
		5209.2100	5209.2100.1000	4.70	
		5209.2200	5209.2200.1000		4.70
		5209.2300	5209.2300.1000	4.70	
		5209.2900	5209.2900.1000		4.70
		5209.3100	5209.3100.1000	4.70	
5209.3200	5209.3200.1000	4.70			
5209.3300	5209.3300.1000		4.70		
5209.3900	5209.3900.1000	4.70			
5209.4100	5209.4100.1000		4.70		
5209.4200	5209.4200.1000	4.70			
5209.4300	5209.4300.1000		Europe, USA, Canada		

		5209.4900	5209.4900.1000		
		5209.5100	5209.5100.1000		
		5209.5200	5209.5200.1000		
		5209.5900	5209.5900.1000		
3	Cotton Fabric Blended (Plain/Printed)	5210.2100	5210.2100.1000	China, UAE, Bangladesh	4.50
		5210.2900	5210.2900.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	4.60
		5210.3100	5210.3100.1000		
		5210.3200	5210.3200.1000	Europe, USA, Canada	5.15
		5210.3900	5210.3900.1000		
		5210.4100	5210.4100.1000		
		5210.4900	5210.4900.1000		
		5210.5100	5210.5100.1000		
		5210.5900	5210.5900.1000		
		5211.2000	5211.2000.1000		
		5211.3100	5211.3100.1000		
		5211.3200	5211.3200.1000		
		5211.3900	5211.3900.1000		
		5211.4100	5211.4100.1000		
		5211.4200	5211.4200.1000		
		5211.4300	5211.4300.1000		
		5211.4900	5211.4900.1000		
5211.5100	5211.5100.1000				
5211.5200	5211.5200.1000				
5211.5900	5211.5900.1000				
4	Cotton Fabric (Embroidered)	5212.1200	5212.1200.1000	China, UAE, Bangladesh	4.85
		5212.1300	5212.1300.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	4.95
		5212.1400	5212.1400.1000		
		5212.1500	5212.1500.1000	Europe, USA, Canada	5.40
		5212.2200	5212.2200.1000		
		5212.2300	5212.2300.1000		
		5212.2400	5212.2400.1000		
5212.2500	5212.2500.1000				
5	Polyester Ladies Shirting/ Suiting Fabric (Woven)	5407.1000	5407.1000.1000	China	5.95
		5407.4200	5407.4200.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	6.50
		5407.4300	5407.4300.1000		
		5407.4400	5407.4400.1000		
		5407.5200	5407.5200.1000	U.A.E.	7.70
		5407.5300	5407.5300.1000	Europe, USA, Canada	7.00
		5407.5400	5407.5400.1000		
		5407.6100	5407.6100.1000		
		5407.6900	5407.6900.1000		
		5407.7200	5407.7200.1000		
		5407.7300	5407.7300.1000		
		5407.7400	5407.7400.1000		
		5407.8120	5407.8120.1000		
		5407.8200	5407.8200.1000		
		5407.8300	5407.8300.1000		
		5407.8400	5407.8400.1000		
		5407.9120	5407.9120.1000		
5407.9200	5407.9200.1000				
5407.9300	5407.9300.1000				
5407.9400	5407.9400.1000				
5512.1120	5512.1120.1000				
5512.1900	5512.1900.1000				

		5512.9120	5512.9120.1000		
		5512.9920	5512.9920.1000		
		5512.9990	5512.9990.1000		
		5513.1120	5513.1120.1000		
		5513.1220	5513.1220.1000		
		5513.1320	5513.1320.1000		
		5513.1920	5513.1920.1000		
		5513.2100	5513.2100.1000		
		5513.2300	5513.2300.1000		
		5513.2900	5513.2900.1000		
		5513.3100	5513.3100.1000		
		5513.3900	5513.3900.1000		
		5513.4100	5513.4100.1000		
		5513.4900	5513.4900.1000		
		5515.1290	5515.1290.1000		
		5515.9190	5515.9190.1000		
		5515.9990	5515.9990.1000		
6	Polyester Gents Shirting/Suiting Fabric (Woven)	5407.1000	5407.1000.1000	China	5.10
		5407.4200	5407.4200.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	6.50
		5407.4300	5407.4300.1000		
		5407.4400	5407.4400.1000		
		5407.5200	5407.5200.1000	U.A.E.	7.70
		5407.5300	5407.5300.1000	Europe, U.S.A, Canada	7.00
		5407.5400	5407.5400.1000		
		5407.6100	5407.6100.1000		
		5407.7200	5407.7200.1000		
		5407.7300	5407.7300.1000		
		5407.7400	5407.7400.1000		
		5407.8t20	5407.8t20.1000		
		5407.8200	5407.8200.1000		
		5407.8300	5407.8300.1000		
		5407.8400	5407.8400.1000		
		5407.9120	5407.9120.1000		
		5407.9200	5407.9200.1000		
		5407.9300	5407.9300.1000		
		5407.9400	5407.9400.1000		
		5512.1120	5512.1120.1000		
		5512.1900	5512.1900.1000		
		5512.9120	5512.9120.1000		
		5512.9920	5512.9920.1000		
		5512.9990	5512.9990.1000		
		5513.1120	5513.1120.1000		
		5513.1220	5513.1220.1000		
		5513.1320	5513.1320.1000		
		5513.1920	5513.1920.1000		
5513.2100	5513.2100.1000				
5513.2300	5513.2300.1000				
55 13.2900	55 13.2900.1000				
5513.3100	5513.3100.1000				
5513.3900	5513.3900.1000				
5513.4100	5513.4100.1000				
5513.4900	5513.4900.1000				
5515.1290	5515.1290.1000				
5515.9190	5515.9190.1000				
5515.9990	5515.9990.1000				

7	Polyester Ladies Net Fabric	5407.1000	5407.1000.1000	China	5.95
		5407.4200	5407.4200.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	6.50
		5407.4300	5407.4300.1000		
		5407.4400	5407.4400.1000	U.A.E.	7.70
		5407.5200	5407.5200.1000		
		5407.5300	5407.5300.1000	Europe, U.S.A, Canada	7.00
		5407.5400	5407.5400.1000		
		5407.6100	5407.6100.1000		
		5407.6900	5407.6900.1000		
		5407.7200	5407.7200.1000		
		5407.7300	5407.7300.1000		
		5407.7400	5407.7400.1000		
		5407.8120	5407.8120.1000		
		5407.8200	5407.8200.1000		
		5407.8300	5407.8300.1000		
		5407.8400	5407.8400.1000		
		5407.9120	5407.9120.1000		
		5407.9200	5407.9200.1000		
		5407.9300	5407.9300.1000		
		5407.9400	5407.9400.1000		
		5512.1120	5512.1120.1000		
		5512.1900	5512.1900.1000		
		5512.9120	5512.9120.1000		
		5512.9920	5512.9920.1000		
		5512.9990	5512.9990.1000		
		55r3.1120	55r3.1120.1000		
		5513.1220	5513.1220.1000		
		5513.1320	5513.1320.1000		
		5513.1920	5513.1920.1000		
		5513.2100	5513.2100.1000		
		5513.2300	5513.2300.1000		
		5513.2900	5513.2900.1000		
		5513.3100	5513.3100.1000		
5513.3900	5513.3900.1000				
5513.4100	5513.4100.1000				
5513.4900	5513.4900.1000				
5515.1290	5515.1290.1000				
5515.9190	5515.9190.1000				
5515.9990	5515.9990.1000				
8	Polyester Ladies Net Fabric (Embroidered)	5407.1000	5407.1000.1000	China	8.35
		5407.4200	5407.4200.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	9.10
		5407.4300	5407.4300.1000		
		5407.4400	5407.4400.1000	U.A.E.	10.75
		5407.5200	5407.5200.1000		
		5407.5300	5407.5300.1000	Europe, U.S.A, Canada	9.80
		5407.5400	5407.5400.1000		
		5407.6100	5407.6100.1000		
		5407.6900	5407.6900.1000		
		5407.7200	5407.7200.1000		
		5407.7300	5407.7300.1000		
		5407.7400	5407.7400.1000		
		5407.8120	5407.8120.1000		
		5407.8200	5407.8200.1000		
		5407.8300	5407.8300.1000		
5407.8400	5407.8400.1000				

		5407.9120 5407.9200 5407.9300 5407.9400 5512.1120 5512.1900 5512.9120 5512.9920 5512.9990 5513.1120 5513.1220 5513.1320 5513.1920 5513.2100 5513.2300 5513.2900 5513.3100 5513.3900 5513.4100 5513.4900 5515.2290 5515.9190 5515.9990	5407.9120.1000 5407.9200.1000 5407.9300.1000 5407.9400.1000 5512.1120.1000 5512.1900.1000 5512.9120.1000 5512.9920.1000 5512.9990.1000 5513.1120.1000 5513.1220.1000 5513.1320.1000 5513.1920.1000 5513.2100.1000 5513.2300.1000 5513.2900.1000 5513.3100.1000 5513.3900.1000 5513.4100.1000 5513.4900.1000 5515.2290.1000 5515.9190.1000 5515.9990.1000		
09	Tulle net Fabrics (plain)	5804.1000	5804.1000.1000	China	4.20
				Indonesia, Malaysia, Thailand, Vietnam, Korea	4.55
				U.A.E.	5.35
				Europe, U.S.A, Canada	4.90
10	Tulle Net Fabrics (Embroidered)	5804.1000	5804.1000.1000	China	6.30
				Indonesia, Malaysia, Thailand, Vietnam, Korea	6.85
				U.A.E.	8.05
				Europe, U.S.A, Canada	7.35
11	Polyester Ladies Suiting Fabric (Knitted)	6005.2120 6005.2200 6005.2300 6005.2400 6005.3100 6005.3200 6005.3300 6005.3400 6005.4120 6005.4200 6005.4300 6005.4400 6005.9090 6006.2200 6006.2300 6006.2400 6006.3120 6006.3200 6006.3300	6005.2120.1000 6005.2200.1000 6005.2300.1000 6005.2400.1000 6005.3100.1000 6005.3200.1000 6005.3300.1000 6005.3400.1000 6005.4120.1000 6005.4200.1000 6005.4300.1000 6005.4400.1000 6005.9090.1000 6006.2200.1000 6006.2300.1000 6006.2400.1000 6006.3120.1000 6006.3200.1000 6006.3300.1000	China	3.60
				Indonesia, Malaysia, Thailand, Vietnam, Korea	4.45
				U.A.E.	5.20
				Europe, U.S.A, Canada	4.85

		6006.3400 6006.4120 6006.4200 6006.4300 6006.4400 6006.9090	6006.3400.1000 6006.4120.1000 6006.4200.1000 6006.4300.1000 6006.4400.1000 6006.9090.1000		
12	Polyester Ladies Shirting/ Suiting Fabric (Chenille/ Velvet)	5801.2600	5801.2600.1000	China	6.45
		5801.2700	5801.2700.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	8.20
		5801.3100	5801.3100.1000		
		5801.3200	5801.3200.1000		
		5801.3300	5801.3300.1000	U.A.E.	9.65
		5801.3600	5801.3600.1000	Europe, U.S.A, Canada	8.80
		5801.3700	5801.3700.1000		
		5801.9000	5801.9000.1000		
		8504.1000	8504.1000.1000		
		8504.2100	8504.2100.1000		
		8504.2900	8504.2900.1000		
		5809.9000	5809.9000.1000		
5907.0000	5907.0000.1000				
13	Polyester Pile Fabric (Knitted/ Narrow Knitted)	6001.2290	6001.2290.1000	China	3.00
		6001.2990	6001.2990.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	4.55
		6001.9290	6001.9290.1000		
		6001.9990	6001.9990.1000		
				U.A.E.	4.70
		Europe, U.S.A, Canada	4.70		
14	Polyester Fabric (Georgette Chiffon) (20 to 27 Meter per Kg)	5407.1000	5407.1000.1000	China	7.35
		5407.4200	5407.4200.1000	Indonesia, Malaysia, Thailand, Vietnam, Korea	7.35
		5407.4300	5407.4300.1000		
		5407.4400	5407.4400.1000		
		5407.5200	5407.5200.1000	U.A.E.	8.40
		5407.5300	5407.5300.1000	Europe, U.S.A, Canada	7.35
		5407.5400	5407.5400.1000		
		5407.6100	5407.6100.1000		
		5407.6900	5407.6900.1000		
		5407.7200	5407.7200.1000		
		5407.7300	5407.7300.1000		
		5407.7400	5407.7400.1000		
		5407.8120	5407.8120.1000		
		5407.8200	5407.8200.1000		
		5407.8300	5407.8300.1000		
		5407.8400	5407.8400.1000		
		5407.9120	5407.9120.1000		
		5407.9200	5407.9200.1000		
		5407.9300	5407.9300.1000		
		5407.9400	5407.9400.1000		
		5512.1120	5512.1120.1000		
		5512.1900	5512.1900.1000		
		5512.9120	5512.9120.1000		
		5512.9920	5512.9920.1000		
		5512.9990	5512.9990.1000		
		5513.1120	5513.1120.1000		
		5513.1220	5513.1220.1000		
5513.1320	5513.1320.1000				
5513.1920	5513.1920.1000				

		5513.2100	5513.2100.1000				
		5513.2300	5513.2300.1000				
		5513.2900	5513.2900.1000				
		5513.3100	5513.3100.1000				
		5513.3900	5513.3900.1000				
		5513.4100	5513.4100.1000				
		5513.4900	5513.4900.1000				
		5515.1290	5515.1290.1000				
		5515.9190	5515.9190.1000				
		5515.9990	5515.9990.1000				
15	Viscose Suiting Fabric (Grey)	5804.2100	5804.2100.1000	China	4.20		
				Other Origin	4.45		
16	Viscose Suiting Fabric (Plain)	5408.2200	5408.2200.1000	China	5.15		
				Other Origin	5.45		
						5408.2300	5408.2300.1000
						5408.2400	5408.2400.1000
						5516.1100	5516.1100.1000
						5516.1200	5516.1200.1000
						5516.1300	5516.1300.1000
5516.1400	5516.1400.1000						
17	Viscose Suiting Fabric (Printed, Dyed)	5408.2200	5408.2200.1000	China	5.30		
				Other Origin	5.90		
						5408.2300	5408.2300.1000
						5408.2400	5408.2400.1000
						5516.1100	5516.1100.1000
						5516.1200	5516.1200.1000
						5516.1300	5516.1300.1000
5516.1400	5516.1400.1000						
18	Viscose Suiting Fabric (Embroidered)	5408.2200	5408.2200.1000	China	5.75		
				Other Origin	6.00		
						5408.2300	5408.2300.1000
						5408.2400	5408.2400.1000
						5516.1100	5516.1100.1000
						5516.1200	5516.1200.1000
						5516.1300	5516.1300.1000
5516.1400	5516.1400.1000						

6. In cases, where declared values are higher than the Customs values determined in this Ruling, the assessing officers shall apply those values in terms of sub-section (1) of Section 25 of the Customs Act, 1969. In case of consignments imported by air, the assessing officer shall take into account the difference between air freight and sea freight while applying the Customs values in this Ruling.

7. Validity, of this Valuation Ruling: This Ruling, containing the Customs values for assessment of subject imported goods, shall be applicable until and unless the same, are rescinded or revised by the competent authority in terms of sub-section (4) of Section 25A of the Customs Act, 1969.

8. Revision of the values determined vide this Valuation Ruling: If aggrieved, a revision petition may be filed against this ruling as provided under Section 25D of the Customs Act, 1969, within 30 days from the date of its issuance, before the Director General, Directorate General of Customs Valuation, 7th Floor, Custom House, Karachi.

9. The Collectors of Customs may kindly ensure that the values given in the Valuation Ruling, for the given description of goods, are applied by the concerning assessing officers / officials without fail. Any anomaly observed may kindly be brought to the notice of this Directorate immediately. The Customs values determined in the ruling are for the descriptions and specifications as mentioned in Para-6 of this Ruling. HS Codes are mentioned for illustrative purposes so that Valuation Ruling is made accessible to the assessing officers. The assessments shall be finalized on the basis of correct

classifications after fulfilling all formalities related to importability or other certifications required thereon.

10. This Ruling supersedes Valuation Ruling No. 1449/2020 dated 04-06-2020.

(FAYAZ RASOOL MAKEN)

Director

Copy for information to:-

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