



भारत सरकार
GOVERNMENT OF INDIA
वित्त मंत्रालय, राजस्व विभाग
Ministry of Finance, Department of Revenue
सीमा शुल्क आयुक्त का कार्यालय (निवारक)
Office of the Commissioner of Customs (Preventive)
पूर्वोत्तर क्षेत्र, North Eastern Region
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Standing Order No. 03/2020

Dated Shillong, the 26th August, 2020

Subject: Guidelines regarding implementation of section 28DA of the Customs Act, 1962 and CAROTAR, 2020 in respect of Rules of Origin under Trade Agreements (FTA/PTA/CECA/CEPA) and verification of Certificates of Origin- reg.

Attention of all concerned is drawn to CBIC's Circular No. 38/2020-Customs dated 21.08.2020 read with Chapter VAA and section 28DA of the Customs Act, 1962, which has been inserted vide clause 110 of Finance Act, 2020, and to Customs (Administration of Rules of Origin under Trade Agreements) Rules, 2020 (hereafter referred to as the CAROTAR, 2020) issued vide Notification No. 81/2020-Customs (N.T.) dated 21st August, 2020.

2. The aforementioned Section and Rules aim to supplement the operational certification procedures relating to implementation of the Rules of Origin, as prescribed under the respective Trade Agreements (FTA/PTA/CECA/CEPA) and notified under the Customs Notifications issued in terms of Section 5 of the Customs Tariff Act, 1975 for each agreement.
3. The CAROTAR, 2020 shall come into force on **21st September, 2020**, to provide sufficient time for transition and to ensure that the prescribed conditions in terms of Rule 4 are complied with. Necessary modifications in Bill of Entry format are being made to allow declaration in terms of rule 3(a) and 3(d) of CAROTAR, 2020.
4. The abovesaid Circular dated 21.08.2020 aims to provide procedure for sending verification request to the Verification Authorities in exporting countries in terms of Trade Agreements, Section 28DA of the Customs Act, 1962 and CAROTAR, 2020, and further guidelines for implementation of the aforementioned Section and Rules.

5. The CAROTAR, 2020 and Rules of Origin notified for a Trade Agreement in terms of Sub-section (1) of Section 5 of the Customs Tariff Act, 1975 broadly provide grounds for verification and Standard Operating Procedures (SOPs) for verification request. Verification request should be sent to the Commissioner of Customs (P), NER, Shillong after duly following the prescribed SOPs as stipulated in the aforementioned Circular and Notification.

6. Frequent training sessions may be conducted in the Divisions to familiarize the officers with provisions of Rules of Origin prescribed under various Trade Agreements.

7. Instruction No. 31/2016 - Customs dated 12.09.2016 stands superseded with the issue of Circular No. 38/2020-Customs dated 21.08.2020.

8. Difficulty, if any, faced in implementation of this Order may be immediately brought to the notice of this office.

(Authority: CBIC's Circular No. 38/2020-Customs dated 21.08.2020 and Notification No. 81/2020-Customs (N.T.) dated 21.08.2020)

[जी. एम. कामेई / G. M. Kamei]
आयुक्त / Commissioner

By E-mail/Speed Post

C. No. VIII(48)04/CUS/TECH/TN-PN-SO/2020

Copy for information to:-

1. The Chief Commissioner, CGST & Customs, Guwahati Zone, Guwahati.
2. The Deputy/Assistant Commissioner, Customs Division, Agartala/ Aizawl/ Dhubri/ Dimapur/ Guwahati/ Imphal/ Karimganj/ Shillong/ Moreh LCS/ Agartala LCS/ ICD Amingaon with a request to bring to the notice of all concerned under their jurisdiction and ensure that the prescribed guidelines are followed.
3. The Superintendent, Computer Cell, Customs (P), NER, Shillong for uploading the Standing Order in the Commissionerate's website.
4. The Hindi Translator, Customs Hqrs, Shillong to get Hindi version of this Standing Order issued.
5. Guard file.

Date: 26 AUG 2020

[आई आर. खरकोंगर / I. R. Kharkongor]

संयुक्त आयुक्त (तकनीकी)/Joint Commissioner (Tech)