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OFFICE OF THE COMMISSIONER OF CUSTOMS,
AIRPORT SPECIAL CARGO COMMISSIONERATE,
AVAS CORPORATE POINT, MAKWANA LANE,
SAHAR, ANDHERI (EAST), MUMBAI – 400 099.

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F. No.: AIR CUS/50/CC/382/2011 Dated: 13.06.2017

PUBLIC NOTICE NO. 01/2017

Sub:- Implementation of Second Phase of Express Cargo Clearance System (ECCS) at Courier Terminal, Sahar, Mumbai.

Attention of the trade, Courier Companies and Custom Brokers is invited to the Public Notice No.25/2016 dated 23.12.2016 on "Implementation of Express Cargo Clearance System (ECCS) at Courier Terminal, Sahar, Mumbai" and Public Notice No.29/2017 dated 29.03.2017 notifying the implementation of the second phase of ECCS on a pilot basis.

In this regard attention of all concerned is drawn to the provisions of Courier Imports and Exports (Electronic Declaration and Processing) Regulations, 2010, which, under Regulation 5, prescribe the procedure for the clearance of imported goods. Sub-Regulation (3) of Regulations 5 specifically provides that:

"*(3) The Authorised Courier or his agent who has passed the examination referred to in regulation 8 or regulation 19 of the Customs House Agents Licensing Regulations, 2004 shall make entry of goods imported by him, in an electronic declaration, by presenting to the proper officer the Courier Bill of Entry-XI (CBE-XI) for documents in Form B or the Courier Bill of Entry-XII (CBE-XII) for free gifts and samples in Form C or the Courier Bill of Entry-XIII (CBE-XIII) for low value dutiable consignments in Form D or the Courier Bill of Entry-XIV (CBE-XIV) for other dutiable consignments in Form E.*"

On the other hand Courier Imports and Exports (Clearance) Regulations, 1998 under the proviso to Sub-Regulation (3) of Regulation 5 provides that "*Provided that the Authorised Courier, or his agent who has passed the examination referred to in regulation 8 or regulation 19 of the Customs House Agents Licensing Regulations, 2004 or the consignee or a Customs House Agent on behalf of the consignee, may file a bill of entry in the form prescribed in the Bill of Entry (Forms) Regulations, 1976 for clearance of any of the imported goods*".

Since Courier Imports and Exports (Electronic Declaration and Processing) Regulations, 2010, do not provide for presentation of Bills of Entry by "*the consignee or a Customs House Agent on behalf of the consignee*", it is clarified that all import clearances presently being undertaken online in the ECCS Application are governed by the Courier Imports and Exports (Electronic Declaration and Processing) Regulations, 2010 and such electronic Bills of Entry be filed by the persons duly authorised under the Regulations, 2010 only and not by the consignees or Customs House Agents authorised by them.

Any difficulty in the implementation of this Public Notice should be reported to the Additional Commissioner of Customs /Jt. Commissioner of Custom, Courier Terminal, Airport Special Cargo Commissionerate, Mumbai.

Vinay Singh
COMMISSIONER OF CUSTOMS
AIRPORT SPECIAL CARGO