

DGFT PUBLIC NOTICE

-COPY OF-

PUBLIC NOTICE NO.157 (RE-2008)/2004-09

Dated 2nd March, 2009

Procedure for import of Vegetable Fats (Vanaspati Ghee) under India-Nepal Trade Treaty 2002

In exercise of powers conferred under paragraph 2.4 of the Foreign Trade Policy, 2004-09, the Director General of Foreign Trade hereby notifies the following arrangement for import of Vegetable Fats under India-Nepal Trade Treaty 2002:

The India-Nepal Treaty of Trade 2002, as renewed with effect from 6th March 2007 for a period of five years, has fixed a Tariff Rate Quota (TRQ) of 1 lakh Metric Tonnes of Vegetable Fat (Vanaspati Ghee) as Nepalese manufactured article and allowed its entry into India free of customs duty in accordance with **Annexure 'C'** to the Treaty. The Vegetable Fat (ITC HS Code No 151620) within TRQ is allowed to be imported into India in accordance with the canalization process agreed between both parties. Pursuant to discussions on the request of the Government of Nepal, in order to facilitate export of vegetable fat from Nepal under the Treaty, following revised procedure has been agreed and is hereby notified:

- i. The Department of Commerce, Government of Nepal, as designated by the Government of Nepal, will be the authority for allocation of TRQ among its vanaspati ghee manufacturers on an annual basis. The annual quota so allocated to each manufacturer/exporter will be divided into quarterly quantities.
- ii. The quota so allocated to each manufacturer/exporter on a quarterly basis would be communicated by the designated authority of Nepal (Department of Commerce) to Directorate General of Foreign Trade (DGFT), Department of Commerce, Ministry of Commerce and Industry, Government of India in the first fortnight of the Indian Financial Year 1st April to 31st March.
- iii. The import of allocated quota will be allowed into India based on production of Tariff Rate Quota Certificate (TRQC) and Certificate of Origin (COO) issued by the designated authority in Nepal, namely Department of Commerce. The TRQC shall be issued in advance in duplicate. The TRQC will be sent by the Nepalese exporter to Indian importer. The format of TRQC and COO are given in **Annexure A & B**.
- iv. Import quota of one quarter shall not be allowed to be carried over to the next quarter. Date of import for this purpose shall be reckoned with reference to the bill of lading date.
- v. Import of vegetable fats shall be only through the following Land Custom Stations (LCS):
 1. Birgunj – Raxaul
 2. Biratnagar - Jogbani
 3. Kakarbhitta-Naxalbari
 4. Bhairahawa-Nautanwa
 5. Nepalgunj-Nepalgunj Road
 6. Mahendranagar-Banabasa
- vi. The designated authority in Nepal (Department of Commerce) will ensure that quarterly quota would be so allocated that its export to India is evenly distributed in Indian states without adversely affecting markets in any particular state.
- vii. Government of Nepal shall send a statement of actual exports, indicating state-wise destination, made by exporters who were allocated the quota one week after the end of every quarter, to DGFT in format prescribed in **Annexure C**.
- viii. These modalities of imports do not in any way modify the existing procedures in respect to imports except to the extent stated above.

This issues in public interest.

Sd/-
(R.S. Gujral)
Director General of Foreign Trade

F.No.01/93/180/80/AM-09/PC-2(B)

Issued by:

Ministry of Commerce & Industry

Department of Commerce

New Delhi

ANNEXURE-A

S.No. of CoO UNDER _____			
TARIFF RATE QUOTA CERTIFICATE(TRQC) (To be issued in duplicate)			
(FOR EXPORTS OF VANASPATI FROM NEPAL TO INDIA UNDER THE INDIA-NEPAL TRADE TREATY) (To be filled in by the certifying authority, Government of Nepal)			
PART A: DETAILS OF EXPORTS			
1. Name & Address of Nepal Exporter		2. Name & Address of Indian Importer	
3. HS No	4. Quota Year & months	5. Quantity in mt	6. FOB value
7. Description of Goods	8. Marks & Nos. of Shipping Packages	9. Mode of Transport and Port of Loading	10. Remarks if any
PART B: QUOTA DETAILS AND CERTIFICATION			
It is hereby certified that with this consignment, the position regarding quota is as follows:			
(i) Total quota allocated for this product: _____ mt From To		Place: Date:	
(ii) Cumulative quantity of export for this quartermt		Signature & Stamp of the certifying authority of Nepal	
(iii) Export under current consignmentmt			
(iv) Balance quota for the current quarter.....mt			

ANNEXURE-B**CERTIFICATE OF ORIGIN**

1. Goods consigned from (Exporters' Business Name, Address, Country)			Reference No. TRQ IN VEGETABLE FAT (VANASPATI) UNDER INDIA-NEPAL TRADE TREATY (Combined declaration and certificate) Issued in (Country)		
2. Goods consigned to (Consignee's Name, Address, Country)			4. For Official use		
3. Means of transport and route (as far as known)					
5. Tariff item number	6. Marks and number of packages	7. Number and kind of packages description of goods	8. Origin criterion	9. Gross weight or other quantity	10. Number and date of invoices
11. Declaration by the Exporter The undersigned hereby declares that the above details and statements are correct; That all the goods were produced in (Country) and that they comply with the origin requirements specified for those goods in India-Nepal Trade Treaty for goods exported to (Importing Country) Place and date, signature of the authorized signatory			12. Certificate: It is hereby certified; on the basis of control carried out that the declaration by the exporter is correct. Place and date, signature and stamp of certifying authority.		

ANNEXURE-C

Statement of export of Vanaspati from Nepal to India under India-Nepal Trade Treaty, 2002 for the Quarter 1.4.2009 to 30.6.2009.

Sl. No.	CoO No. and date	Quantity allowed under CoO	Value	Date of export	Name and address of Indian importer

Total export allowed during the Quarter (Qty in MT)

Total export allowed during the year (cumulative) (Qty in MT)

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