Attention of the trade and public is invited to the following instructions of the C.B.E.C, enclosed herewith, for information:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Instruction No. and origin</th>
<th>Subject</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Notification No. 63/2007 – Cus dated 04.05.2007 of CBEC</td>
<td>Amends specific notifications</td>
</tr>
<tr>
<td>2.</td>
<td>Notification No. 64/2007 – Cus dated 07.05.2007 of CBEC</td>
<td>Anti-dumping duty on imports of Zinc Oxide</td>
</tr>
<tr>
<td>5.</td>
<td>Notification No. 67/2007 – Cus dated 11.05.2007 of CBEC</td>
<td>Anti-dumping duty on import of vitrified and porcelain tiles, other than vitrified tiles.</td>
</tr>
<tr>
<td>10.</td>
<td>Notification No. 48/2007 – Cus (NT) dated 08.05.2007 of CBEC</td>
<td>Amends Notification No. 1/64-Customs, dated the 18th January, 1964.</td>
</tr>
</tbody>
</table>

[Issued in F.No.C1/04/2007-TU]

Sd/-
(D.D. INGTY)
COMMISSIONER

Cochin, dated the 21st May, 2007
Annexure : As above

// Attested //

(George Joseph)
Appraiser (Tariff Unit)

Copy to:
1. The Chief Commissioner’s Office, Bangalore
2. Commissioner’s file/ Addl. Commissioner / Jt. Commissioners / All D.Cs & A.Cs / Development Commissioner (CSEZ) / All Appraisers / All Sections / Guard File & As per mailing list.
Notification No. 63/2007-Customs

G.S.R. (E). - In exercise of the powers conferred by sub-section (1) of section 25 of the Customs Act, 1962 (52 of 1962), the Central Government, being satisfied that it is necessary in the public interest so to do, hereby directs that each of the notifications of the Government of India in the Ministry of Finance (Department of Revenue), specified in column (2) of the Table below shall be amended or further amended, as the case may be, in the manner as specified in the corresponding entry in column (3) of the said Table, namely :-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Notification No. and date</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td>43/2002-Customs, dated the 19th April, 2002, G.S.R. 292 (E), dated the 19th April, 2002.</td>
<td>In the said notification, in condition (iv), - (a) for the words and brackets&quot;Rajasansi (Amritsar) and Lucknow (Amausi)(^1), the words and brackets&quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore(^2) shall be substituted; (b) for the words and brackets&quot;Durgapur (Export Promotion Industrial Park) and Babarpur(^3), the words and brackets&quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)(^4) shall be substituted.</td>
</tr>
<tr>
<td>(2)</td>
<td>45/2002-Customs, dated the 22nd April, 2002, G.S.R. 299 (E), dated the 22nd April, 2002.</td>
<td>In the said notification, in condition (iv), - (a) for the words and brackets&quot;Rajasansi (Amritsar) and Lucknow (Amausi)(^5), the words and brackets&quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore(^6) shall be substituted; (b) for the words and brackets&quot;Durgapur (Export Promotion Industrial Park) and Babarpur(^7), the words and brackets&quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)(^8) shall be substituted.</td>
</tr>
<tr>
<td>(3)</td>
<td>46/2002-Customs, dated the 22nd April, 2002, G.S.R. 299 (E), dated the 22nd April, 2002.</td>
<td>In the said notification, in condition (iv), - (a) for the words and brackets&quot;Rajasansi (Amritsar) and Lucknow (Amausi)(^9), the words and brackets&quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore(^10) shall be substituted; (b) for the words and brackets&quot;Durgapur (Export Promotion Industrial Park) and Babarpur(^11), the words and brackets&quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)(^12) shall be substituted.</td>
</tr>
<tr>
<td>(4)</td>
<td>47/2002-Cust, dated the 22nd April, 2002, G.S.R. 300 (E), dated the 22nd April, 2002.</td>
<td>In the said notification, in condition (6), - (a) for the words and brackets&quot;Rajasansi (Amritsar) and Lucknow (Amausi)(^13), the words and brackets&quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore(^14) shall be substituted; (b) for the words and brackets&quot;Durgapur (Export Promotion Industrial Park) and Babarpur(^15), the words and brackets&quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)(^16) shall be substituted.</td>
</tr>
<tr>
<td>(5)</td>
<td>53/2003-Customs, dated the 1st April, 2003, G.S.R. 277 (E), dated the 1st April, 2003.</td>
<td>In the said notification, in condition (5), - (a) for the words and brackets&quot;Rajasansi (Amritsar) and Lucknow (Amausi)(^17), the words and brackets&quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore(^18) shall be substituted; (b) for the words and brackets&quot;Durgapur (Export Promotion Industrial Park) and Babarpur(^19), the words and brackets&quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)(^20) shall be substituted.</td>
</tr>
<tr>
<td>(6)</td>
<td>54/2003-Customs, dated the 1st April, 2003, G.S.R. 278 (E), dated the 1st April, 2003.</td>
<td>In the said notification, in condition (4), - (a) for the words and brackets&quot;Rajasansi (Amritsar) and Lucknow (Amausi)(^21), the words and brackets&quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore(^22) shall be substituted; (b) for the words and brackets&quot;Durgapur (Export Promotion Industrial Park) and Babarpur(^23), the words and brackets&quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)(^24) shall be substituted.</td>
</tr>
<tr>
<td>(7)</td>
<td>55/2003-Customs, dated the 1st April,</td>
<td>In the said notification, in paragraph 2, in condition (5), -</td>
</tr>
<tr>
<td>Date</td>
<td>Notification Details</td>
<td></td>
</tr>
<tr>
<td>------------</td>
<td>---------------------------------------------------------------------------------------</td>
<td></td>
</tr>
<tr>
<td>2003. G.S.R. 279 (E), dated the 1st April, 2003.</td>
<td>(a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2005. G.S.R. 220 (E), dated the 1st April, 2003.</td>
<td>In the said notification, in condition (6), (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2004. G.S.R. 603 (E), dated the 10th September, 2004.</td>
<td>In the said notification, in condition (iv), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2004. G.S.R. 604 (E), dated the 10th September, 2004.</td>
<td>In the said notification, in condition (vi), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2004. G.S.R. 605 (E), dated the 10th September, 2004.</td>
<td>In the said notification, in paragraph 1, in condition (v), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2004. G.S.R. 606 (E), dated the 10th September, 2004.</td>
<td>In the said notification, in condition (iv), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2004. G.S.R. 607 (E), dated the 10th September, 2004.</td>
<td>In the said notification, in condition (iv), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2004. G.S.R. 608 (E), dated the 10th September, 2004.</td>
<td>In the said notification, in paragraph 2, in condition (6), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>2004. G.S.R. 609 (E), dated the 10th September, 2004.</td>
<td>In the said notification, in paragraph 1, in condition (v), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausii)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>Date</td>
<td>Number</td>
<td>Notification Details</td>
</tr>
<tr>
<td>------------</td>
<td>--------------</td>
<td>--------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>9th May, 2005, G.S.R. 282(E)</td>
<td>(a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausi)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>4th October, 2005, G.S.R. 624 (E)</td>
<td>In the said notification, in paragraph 1, in condition (iv), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausi)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>1st May, 2006, G.S.R. 260(E)</td>
<td>In the said notification, in condition (iv), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausi)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>10th July, 2006, G.S.R. 408(E)</td>
<td>In the said notification, in condition (5), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausi)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>1st September, 2006, G.S.R. 528(E)</td>
<td>In the said notification, in condition (4), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausi)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
<tr>
<td>1st September, 2006, G.S.R. 529(E)</td>
<td>In the said notification, in condition (4), - (a) for the words and brackets &quot;Rajasansi (Amritsar) and Lucknow (Amausi)&quot;, the words and brackets &quot;Rajasansi (Amritsar), Lucknow (Amausi) and Indore&quot; shall be substituted; (b) for the words and brackets &quot;Durgapur (Export Promotion Industrial Park) and Babarpur&quot;, the words and brackets &quot;Durgapur (Export Promotion Industrial Park), Babarpur and Loni (District Ghaziabad)&quot; shall be substituted.</td>
<td></td>
</tr>
</tbody>
</table>

2. This notification shall come into force on the date of its publication in the Official Gazette.

F.NO.434/4/2006-Cus.IV

(Anupam Prakash)

under secretary to the government of India

Note -

(1) The principal notification No.43/2002-Customs, dated the 19th April, 2002 was published vide G.S.R. 292 (E), dated the 19th April, 2002 and was last amended vide notification no. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(2) The principal notification No.45/2002-Customs, dated the 22nd April, 2002 was published vide G.S.R. 298 (E), dated the 22nd April, 2002 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(3) The principal notification No.46/2002-Customs, dated the 22nd April, 2002 was published vide G.S.R. 299 (E), dated the 22nd April, 2002 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(4) The principal notification No.47/2002-Customs, dated the 22nd April, 2002 was published vide G.S.R. 300 (E), dated the 22nd April, 2002 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.
(5) The principal notification No.53/2003-Customs, dated 1st April, 2003 was published vide G.S.R. 277 (E), dated the 1st April, 2003 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(6) The principal notification No.54/2003-Customs, dated, the 1st April, 2003 was published vide G.S.R. 278 (E), dated the 1st April, 2003 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(7) The principal notification No.55/2003-Customs, dated the 1st April, 2003 was published vide G.S.R. 279 (E), dated the 1st April, 2003 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(8) The principal notification No.56/2003-Customs, dated the 1st April, 2003 was published vide G.S.R. 280 (E), dated the 1st April, 2003 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(9) The principal notification No.90/2004-Customs, dated the 10th September, 2004 was published vide G.S.R. 603 (E), dated the 10th September, 2004, and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(10) The Principal notification No. 91/2004-CUSTOMS dated the 10th September, 2004 was published vide G.S.R. 604 (E) dated the 10th September, 2004 and was last amended vide notification No. 43/2006-Customs, dated the 5th May, 2006 G.S.R. 276(E) dated the 5th May, 2006.

(11) The Principal notification No. 92/2004-CUSTOMS dated the 10th September, 2004 was published vide G.S.R. 605 (E) dated the 10th September, 2004 and was last amended vide notification No. 88/2006 dated the 31st August, 2006 G.S.R. 519(E) dated the 31st August, 2006.

(12) The Principal notification No. 93/2004-CUSTOMS dated the 10th September, 2004 was published vide G.S.R. 606 (E) dated the 10th September, 2004 and was last amended vide notification No. 43/2006-Customs, dated the 5th May, 2006 G.S.R. 276(E) dated the 5th May, 2006.

(13) The Principal notification No. 94/2004-CUSTOMS dated the 10th September, 2004 was published vide G.S.R. 607 (E) dated the 10th September, 2004 and was last amended vide notification No. 88/2006 dated the 31st August, 2006 G.S.R. 519(E) dated the 31st August, 2006.

(14) The Principal notification No. 97/2004-CUSTOMS dated the 17th September, 2004 was published vide G.S.R. 620 (E) dated the 17th September, 2004 and was last amended vide notification No. 43/2006-Customs, dated the 5th May, 2006 G.S.R. 276(E) dated the 5th May, 2006.

(15) The principal notification No.32/2005-Customs, dated the 8th April, 2005 was published vide G.S.R. 222 (E), dated the 8th April, 2005 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(16) The Principal notification No. 41/2005-CUSTOMS dated the 9th May, 2005 was published vide G.S.R. 282(E) dated the 9th May, 2005 and was last amended vide notification No. 43/2006-Customs, dated the 5th May, 2006 G.S.R. 276(E) dated the 5th May, 2006.

(17) The Principal notification No. 89/2005-Customs, dated the 4th October, 2005 was published vide G.S.R. 624 (E) dated the 4th October, 2005 and was last amended vide notification No. 41/2006-Customs, dated the 5th May, 2006 G.S.R. 274(E) dated the 5th May, 2006.

(18) The Principal notification No. 40/2006-CUSTOMS dated the 1st May, 2006 was published vide G.S.R. 260(E) dated the 1st May, 2006.

(19) The Principal notification No. 73/2006-CUSTOMS dated the 10th July, 2006 was published vide G.S.R. 408(E) dated the 10th July, 2006.

(20) The Principal notification No. 90/2006-CUSTOMS dated the 1st September, 2006 was published vide G.S.R. 528(E) dated the 1st September, 2006.

(21) The Principal notification No. 91/2006-CUSTOMS dated the 1st September, 2006 was published vide G.S.R. 529(E) dated the 1st September, 2006.

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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)
New Delhi, dated the 7th May, 2007

NOTIFICATION No.64/2007-CUSTOMS

G.S.R. (E). – Whereas, the designated authority, vide its notification No. 15/4/2005-DGAD, published in Part I, Section I of the Gazette of India, Extraordinary, dated the 7th April, 2006, had initiated a review in the matter of continuation of anti-dumping on imports of Zinc Oxide (hereinafter referred to as the subject goods) falling under heading 2817 or subheading 3812 30 of the First Schedule to the Customs Tariff Act 1975, (51 of 1975), originating in, or exported from, the Peoples Republic of China (hereinafter referred to as the subject country), imposed vide notification No. 115/2001 dated the 2nd November, 2001, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, dated the 2nd November, 2001 vide G.S.R. No. 821(E), dated the 2nd November, 2001;
And whereas, the Central Government has extended the anti-dumping duty on the subject goods, originating in, or exported from, the Peoples Republic of China up to and inclusive of the 8th day of April, 2007 vide notification of the Government of India, in the Ministry of Finance (Department of Revenue), No. 51/2006 - Customs dated the 29th May, 2006, G.S.R No. 321(E), dated the 29th May, 2006, published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, dated the 29th May, 2006;

And whereas, in the matter of review of anti-dumping on import of the subject goods, originating in, or exported from the Peoples Republic of China, the designated authority vide its final findings, No. 15/4/2005-DGAD dated the 4th April, 2007, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 5th April, 2007, has come to the conclusion that –

(i) the subject goods are entering the Indian market at dumped prices and dumping margin from subject country is significant and above de minimis. The subject goods are likely to enter the Indian market at dumped prices, should the present measures be withdrawn;

(ii) even though the domestic industry has improved its performance over the injury period, the injury to domestic industry may occur, should the present anti-dumping duties are withdrawn, injury to the domestic industry is likely to continue or recur;

(iii) continuation of the antidumping duty is necessary against subject goods originating in or exported from China;

and has recommended continued imposition of the anti-dumping duty against the subject goods, originating in, or exported from, the Peoples Republic of China in order to remove injury to the domestic industry;

Now, therefore, in exercise of the powers conferred by sub-sections (1) and (5) of section 9A of the Customs Tariff Act, 1975 (51 of 1975) read with rules 18 and 23 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, the Central Government, after considering the aforesaid final findings of the designated authority, hereby imposes on the subject goods, the description of which is specified in column (3) of the Table below, falling under tariff heading of the First Schedule to the said Customs Tariff Act as specified in the corresponding entry in column (2), originating in the country as specified in the corresponding entry in column (4), and exported from the countries as specified in the corresponding entry in column (5), and produced by the producers as specified in the corresponding entry in column (6), and imported into India, an anti-dumping duty at a rate which is equal to the amount as specified in the corresponding entry in column (8), in the currency as specified in the corresponding entry in column (10) and per unit of measurement as specified in the corresponding entry in column (9) of the said Table.

Table

<table>
<thead>
<tr>
<th>Sl. No</th>
<th>Tariff Items</th>
<th>Description of Goods</th>
<th>Country of Origin</th>
<th>Country of Export</th>
<th>Producer</th>
<th>Exporter</th>
<th>Amount</th>
<th>Unit of Measurement</th>
<th>Currency</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>2817 00 10</td>
<td>Zinc Oxide all Grades 99.5% purity</td>
<td>People’s Republic of China</td>
<td>People’s Republic of China</td>
<td>Any</td>
<td>Any</td>
<td>430.93</td>
<td>MT</td>
<td>JSD</td>
</tr>
<tr>
<td>2</td>
<td>2817 00 10</td>
<td>Zinc Oxide all Grades 99.5% purity</td>
<td>People’s Republic of China</td>
<td>Any country other than People’s Republic of China</td>
<td>Any</td>
<td>Any</td>
<td>430.93</td>
<td>MT</td>
<td>JSD</td>
</tr>
<tr>
<td>3</td>
<td>2817 00 10</td>
<td>Zinc Oxide all Grades 99.5% purity</td>
<td>Any country other than People’s Republic of China</td>
<td>People’s Republic of China</td>
<td>Any</td>
<td>Any</td>
<td>430.93</td>
<td>MT</td>
<td>JSD</td>
</tr>
</tbody>
</table>

2. The rate of anti-dumping duty for Zinc Oxide of all grades of purity other than 99.5% shall be worked out on pro-rata basis.

3. The anti-dumping duty imposed under this notification shall be effective for a period of five years (unless revoked, superseded or amended earlier) form the date of publication of this notification in the Official Gazette. The anti-dumping duty shall be paid in Indian currency.

Explanation. - For the purposes of this notification, rate of exchange applicable for the purposes of calculation of anti-dumping duty shall be the rate which is specified in the notification of the Government of India, in the Ministry of Finance (Department of Revenue), issued from **************

GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)
New Delhi, dated the 9th May, 2007

NOTIFICATION No. 65/2007-Customs

G.S.R. (E). - In exercise of the powers conferred by sub-section (1) and sub-section (5) of section 9A of the Customs Tariff Act, 1975 (51 of 1975) read with rules 18 and 20 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, the Central Government, hereby makes the following amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 37/2004-Customs, dated the 20th February, 2004, [G.S.R. 127(E), dated the 20th February, 2004], published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, dated the 20th February, 2004, namely:-

In the said notification, in paragraph 1-,

(i) the words, letters, figures and brackets, “And whereas, M/s Taiwan Pulp and Paper Corporation, Taiwan, have furnished an undertaking under rule 15 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, not to export any type
of Potassium Carbonate below a price of US Dollar 471.0 per Metric tonne CIF (cost, insurance and freight);" shall be omitted; and
(ii) "the provisos occurring after the TABLE" shall be omitted.

[S.No.354/43/2003-TRU]

(S.Bajaj)
Under Secretary to the Government of India


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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, dated the 9th May, 2007

NOTIFICATION No.66/2007-CUSTOMS

G.S.R. (E). - Whereas, in the matter of import of Potassium Carbonate, falling under tariff item 2836 40 00 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, the European Union, People's Republic of China, Republic of Korea and Taiwan (hereinafter referred to as the subject countries), the designated authority, vide its preliminary findings notification No. 14/42/2002-DGAD, dated the 30th April, 2003, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 1st May, 2003, had come to the conclusion that –

(a) Potassium Carbonate has been exported to India from the subject countries below normal value resulting in dumping;

(b) the Indian industry has suffered material injury from exports of Potassium Carbonate from the subject countries;

(c) the injury has been caused cumulatively by the imports of Potassium Carbonate from the subject countries;

and had recommended imposition of provisional anti-dumping duty, pending final determination, on imports of Potassium Carbonate, originating in, or exported from the subject countries;

And whereas, on the basis of the aforesaid findings of the designated authority, the Central Government had imposed an anti-dumping duty on Potassium Carbonate vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No.91/2003-Customs, dated the 10th June, 2003, [G.S.R. 470(E), dated the 10th June, 2003], published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, dated the 10th June, 2003;

And whereas, the designated authority, vide its final findings notification No.14/42/2002-DGAD, dated the 16th January, 2004, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 19th January, 2004, had come to the conclusion that –

a) Potassium Carbonate has been exported to India from the subject countries below its normal value, resulting in dumping;

b) the Indian industry has suffered material injury from exports of Potassium Carbonate from the subject countries;

c) the injury to the domestic industry has been caused cumulatively by the dumped imports of Potassium Carbonate from the subject countries;

And whereas, M/s Taiwan Pulp and Paper Corporation, Taiwan, had furnished an undertaking under rule 15 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, not to export any type of Potassium Carbonate below a price of US Dollar 471.0 per Metric tonne CIF (cost, insurance and freight) and the designated authority accepted the same;

and the designated authority had recommended the imposition of definitive anti-dumping duty on all imports of Potassium Carbonate, originating in, or exported from the subject countries, in order to remove the injury to the domestic industry;

And whereas, on the basis of the aforesaid final findings of the designated authority, the Central Government had imposed an anti-dumping duty on Potassium Carbonate vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 37/2004-Customs, dated the 20th February, 2004, [G.S.R. 127(E), dated the 20th February, 2004], published in Part II, Section 3, Sub-section (i) of the Gazette of India, Extraordinary, dated the 20th February, 2004;

And whereas, the designated authority vide its Notification No. 15/22/2006-DGAD dated the 26th March, 2007, published in the Gazette of India, Extraordinary, Part I, Section 1, dated the 28th March, 2007, has revoked the price undertaking, furnished by M/s Taiwan Pulp and Paper Corporation, Taiwan (Chinese Taipei), pending final determinations; now, therefore, in exercise of the powers conferred by sub-section (2) of section 9A of the said Customs Tariff Act, read with rules 13 and 20 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, and has ordered to resumes the investigation suspended vide Notification No.14/42/2002-DGAD, dated the 16th January, 2004;

and has recommended imposition of provisional anti-dumping duty, on all imports of Potassium Carbonate, exported by M/s Taiwan Pulp and Paper Corporation, Taiwan (Chinese Taipei), pending final determinations; now, therefore, in exercise of the powers conferred by sub-section (2) of section 9A of the said Customs Tariff Act, read with rules 13 and 20 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, the Central Government, on the basis of the aforesaid recommendation and revocation of the price undertaking by the designated authority, hereby imposes on the said Potassium Carbonate of any specification, falling under tariff item 2836 40 00 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), exported by M/s Taiwan Pulp and Paper Corporation, Taiwan (Chinese Taipei), and imported into India, an anti-dumping duty at the rate of US$ 70.45 per metric tonne.

2. The anti-dumping duty imposed under this notification shall be effective upto and inclusive of the 8th day of November, 2007, and shall be payable in Indian currency.

Explanation. - For the purposes of this notification, rate of exchange applicable for the purposes of calculation of such anti-dumping duty shall be the rate which is specified in the notification of the Government of India, in the Ministry of Finance (Department of Revenue), issued from time to time, in exercise of the powers conferred by sub-clause (i) of clause (a) of sub-section (3) of section 14 of the
Customs Act 1962 (52 of 1962), and the relevant date for the determination of the rate of exchange shall be the date of presentation of the bill of entry under section 46 of the said Customs Act.

[F.No.354/43/2003-TRU]

(S.Bajaj)
Under Secretary to the Government of India

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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, dated the 11th May, 2007

NOTIFICATION No.67/2007-Customs

G.S.R. (E). -Whereas, the designated authority vide Notification No. 15(17)/2006-DGAD, dated the 30th April, 2007, published in Part I, Section 1 of the Gazette of India, Extraordinary, dated the 30th April, 2007, has initiated review, in terms of sub-section (5) of section 9A of the Customs Tariff Act, 1975 (51 of 1975) and in pursuance of rule 23 of the Customs Tariff (Identification, Assessment and Collection of Anti-Dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995 (hereinafter referred to as the said rules), in the matter of continuation of anti-dumping duty on vitrified and porcelain tiles, other than vitrified industrial tiles, falling under headings 6907 or 6908 of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), originating in, or exported from, the People's Republic of China and United Arab Emirates (UAE), imposed vide notification of the Government of India in the Ministry of Finance (Department of Revenue), No.73/2003-Customs, dated the 1st May, 2003, published in the Gazette of India vide number G.S.R.376(E), dated the 1st May, 2003, and has requested for extension of anti-dumping duty for a period of one year from the date of its expiry, in terms of sub-section (5) of section 9A of the said Customs Tariff Act, pending the completion of the review;

Now, therefore, in exercise of the powers conferred by sub-sections (1) and (5) of section 9A of the said Act and in pursuance of rule 23 of the said rules, the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No.73/2003-Customs, dated the 1st May, 2003, published in the Gazette of India vide number G.S.R.376(E), dated the 1st May, 2003, namely:

In the said notification, for the portion beginning with words and figures "read with clause 129 of the Finance Bill (No.22), 2007, which by virtue of the declaration made in the said Finance Bill under the Provisional Collection of Taxes Act, 1931 (16 of 1931)," and ending with words "which, by virtue of the declaration made in the said Finance Bill", the following shall be substituted namely:

"read with section 136 read with section 139 of the Finance Act, 2007 (22 of 2007), the Central Government, being satisfied that it is necessary in the public interest so to do, hereby exempts all goods covered under notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 69/2004-Customs, dated 9th July 2004 which was published in the Gazette of India, Extraordinary vide number G.S.R. 411(E), of the same date, from the whole of the Secondary and Higher Education Cess leviable thereon under the said section 136 read with section 139 of the said Finance Act." shall be substituted.

[F.No.334/1/2007-TRU]

(G.G. Pai)
Under Secretary to the Government of India

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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, the 12th May, 2007
22 Vaisakha, 1929 (Saka)

NOTIFICATION No.68/2007-Customs

In exercise of the powers conferred by sub-section (1) of section 25 of the Customs Act, 1962 (52 of 1962), the Central Government, on being satisfied that it is necessary in the public interest so to do, hereby rescinds the notification of the Government of India in the Ministry of Finance (Department of Revenue), No.21/2007-Customs, dated the 1st March, 2007, which was published in the Gazette of India, Extraordinary, vide number G.S.R.118(E), dated the 1st March, 2007.

[F.No.334/1/2007-TRU]

(Sonal Bajaj)
Under Secretary to the Government of India

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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, the 12th May, 2007
22 Vaisakha, 1929 (Saka)

Notification No. 69/2007-Customs

G.S.R. (E).- In exercise of the powers conferred by sub-section (1) of section 25 of the Customs Act, 1962 (52 of 1962), the Central Government, on being satisfied that it is necessary in the public interest so to do, hereby makes the following further amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 28/2007-Customs, dated the 1st March, 2007 which was published in the Gazette of India, Extraordinary, vide number G.S.R.125 (E), dated the 1st March, 2007, namely:-

In the said notification, in the Preamble, for the portion beginning with words and figures "read with clause 126 read with clause 129 of the Finance Bill (No.22), 2007, which by virtue of the declaration made in the said Finance Bill under the Provisional Collection of Taxes Act, 1931 (16 of 1931)," and ending with words "which, by virtue of the declaration made in the said Finance Bill", the following shall be substituted namely:-

"read with section 136 read with section 139 of the Finance Act, 2007 (22 of 2007), the Central Government, being satisfied that it is necessary in the public interest so to do, hereby exempts all goods covered under notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 69/2004-Customs, dated 9th July 2004 which was published in the Gazette of India, Extraordinary vide number G.S.R. 411(E), of the same date, from the whole of the Secondary and Higher Education Cess leviable thereon under the said section 136 read with section 139 of the said Finance Act." shall be substituted.

[F.No. 334/1/2007-TRU]
GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, the 12th May, 2007.
22 Vaisakha, 1929 (Saka)

NOTIFICATION No.70/2007-CUSTOMS

G.S.R. (E). - In exercise of the powers conferred by sub-section (1) of section 25 of the Customs Act, 1962 (52 of 1962) read with sections 91 and 94 of the Finance (No.2) Act, 2004 (23 of 2004), the Central Government, on being satisfied that it is necessary in the public interest so to do, hereby rescinds the notification of the Government of India, in the Ministry of Finance (Department of Revenue), No. 27/2007–Customs, dated the 1st March, 2007, published in the Gazette of India, Extraordinary, dated the 1st March, 2007, which was published in the Gazette of India, Extraordinary, vide number G.S.R. 124(E), dated the 1st March, 2007, excepts as respects things done or omitted to be done before such recession.

[F.No.334/1/2007-TRU]

Under Secretary to the Government of India

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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
DEPARTMENT OF REVENUE

New Delhi, dated the 8th May, 2007

NOTIFICATION No. 47/2007-CUSTOMS (N.T.)

G.S.R. 331(E) - In exercise of the powers conferred by sub-section (1) of section 156 of the Customs Act,1962(52 of 1962), read with clauses (n) and (u) of sub- section (2) of section 11 of the said Act, the Central Government hereby makes the following rules, namely:-

1. Short title, commencement and application. -
(i) These may be called the Intellectual Property Rights (Imported Goods) Enforcement Rules, 2007.
(ii) They shall come into force on the date of their publication in the Official Gazette.
(iii) They shall apply to imported goods.

2. Definitions. - -
(a) "goods infringing intellectual property rights" means any goods which are made, reproduced, put into circulation or otherwise used in breach of the intellectual property laws in India or outside India and without the consent of the right holder or a person duly authorized to do so by the right holder;
(b) "intellectual property" means a copyright as defined in the Copyright Act, 1957, trade mark as defined in the Trade Marks Act,1999, patent as defined in the Patents Act, 1970, design as defined in the Designs Act, 2000 and geographical indications as defined in the Geographical Indications of Goods (Registration and Protection) Act, 1999;
(c) " Intellectual property law" means the Copyright Act, 1957, the Trade Marks Act,1999, the Patents Act, 1970, the Designs Act, 2000 or the Geographical Indications of Goods (Registration and Protection) Act, 1999 ;
(d) " right holder" means a natural person or a legal entity, which according to the laws in force is to be regarded as the owner of protected intellectual property right, its successors in title, or its duly authorized exclusive licensee as well as an individual, a corporation or an association authorized by any of the aforesaid persons to protect its rights.

3. Notice by the right holder. -
(1) A right holder may give notice in writing to the Commissioner of Customs or any Customs officer authorised in this behalf by the Commissioner, at the port of import of goods infringing intellectual property rights in accordance with the procedures and under the conditions as set out in these Rules, requesting for suspension of clearance of goods suspected to be infringing intellectual property right.
(2) The notice in respect of goods infringing intellectual property rights shall be given in the format prescribed in the Annexure to these Rules.
(3) Every such notice shall be accompanied by a document as specified by the Commissioner, evidencing payment of application fee of Rs. 2000 (two thousand rupees only).
(4) If any of the information as required in the format under sub-rule (2) is not provided, the Deputy Commissioner of Customs or Assistant Commissioner of Customs may, as the case may be, ask the right holder or his authorised representative to provide the same within 15 days, which may be extended on sufficient reasons being shown.
(5) The right holder shall inform customs authority when his intellectual property ceases to be valid or if he ceases to be the owner of such intellectual property right

4. Registration of notice by the Commissioner. -
(1) Within 30 working days from the date of receipt of the notice under sub-rule(1) of Rule 3, or from the date of expiry of the extended time as contemplated in sub-rule (4) of Rule3, as the case may be, the Commissioner shall notify the applicant whether the notice has been registered or rejected.
(2) In a case where the notice has been registered, the Commissioner shall indicate the validity period of the registration during which assistance by Customs shall be rendered. The minimum validity period shall be one year unless the noticee or right holder requests for a shorter period for customs assistance or action.
(3) The Commissioner granting the registration of the notice under sub-rule (2) shall inform, immediately through a letter by speed post or through electronic mode, all Custom offices covered by the notice of the details of the notice.
5. Conditions for registration. - The grant of registration under rule 4 shall be subject to following conditions, namely:

(a) the right holder or his authorised representative shall execute a bond with the Commissioner of Customs for such amount with such surety and security as deemed appropriate by the Commissioner, undertaking to protect the importer, consignee and the owner of the goods and the competent authorities against all liabilities and to bear the costs towards destruction, demurrage and detention charges incurred till the time of destruction or disposal, as the case may be;

(b) the right holder shall execute an indemnity bond with the Commissioner of Customs indemnifying the Customs authorities against all liabilities and expenses on account of suspension of the release of allegedly infringing goods.

6. Prohibition for import of goods infringing intellectual property rights. - After the grant of the registration of the notice by the Commissioner on due examination, the import of allegedly infringing goods into India shall be deemed as prohibited within the meaning of Section 11 of the Customs Act, 1962.

7. Suspension of clearance of imported goods. -

(1) Where the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, has suspended clearance of goods on his own initiative and right holder does not give notice under rule 3 of the Rules or does not fulfill the obligation under Rule 5, within five days from the date of suspension of clearance, the goods shall be released provided that all other conditions of import of such goods under the Customs Act, 1962, have been complied with:

Provided that the above time-limit of ten working days may be extended by another ten days in appropriate cases by the Commissioner or an officer authorized by him in this behalf.

(2) Where the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, has suspended clearance of goods by the Commissioner on due examination, the import of allegedly infringing goods shall be suspended pending a decision on the merits of the case, the goods shall be released provided that all other conditions of import of such goods under the Customs Act, 1962, have been complied with.

(3) Where clearance of the goods suspected to be infringing intellectual property has been suspended and the right holder or his authorised representative does not join the proceedings within a period of ten working days, from the date of suspension of clearance leading to a decision on the merits of the case, the goods shall be released provided that all other conditions of import of such goods under the Customs Act, 1962, have been complied with:

Provided that the above time-limit of ten working days may be extended by another ten days in appropriate cases by the Commissioner or an officer authorized by him in this behalf.

(4) Where the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, has suspended clearance of goods on his own initiative and right holder does not give notice under rule 3 of the Rules and fulfilled the obligations under Rule 5, the right holder or his authorised representative does not join the proceedings within a period of ten working days from the date of suspension of clearance leading to a decision on the merits of the case, the goods shall be released provided that all other conditions of import of such goods under the Customs Act, 1962, have been complied with:

Provided that the above time-limit of ten working days may be extended by another ten days in appropriate cases by the Commissioner or an officer authorized by him in this behalf.

(5) Where the clearance of goods has been suspended, customs may, where it acts on its own initiative, seek from the right holder any information or assistance, including technical expertise and facilities for the purpose of determining whether the suspect goods are counterfeit or pirated or otherwise infringe an intellectual property right.

(6) Where the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, has suspended clearance of goods on his own initiative and right holder has given notice under rule 3 of the Rules and fulfilled the obligations under Rule 5, the right holder or his authorised representative shall join the proceedings as required under these Rules within three working days or the extended period as provided in sub-rule (7) and in case of suspension of clearance of perishable goods by the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, on his own initiative, the right holder shall give notice, execute a bond and join the proceedings as required under these Rules within three working days or the extended period as provided in sub-rule (7), as the case may be, failing which the goods shall be released.

(7) In the case of perishable goods suspected of infringing intellectual property rights, the period of suspension of release shall be three working days which may be extended by another four days subject to the satisfaction of the Commissioner or the officer authorized by him in this behalf that such extension shall not affect the goods.

(8) Notwithstanding anything contained in these Rules, in the case of suspension of clearance of perishable goods on the basis of notice of the right holder or his authorized representative, the right holder or his authorized representative shall join the proceedings as required under these Rules within three working days or the extended period as provided in sub-rule (7) and in case of suspension of clearance of perishable good by the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, on his own initiative, the right holder shall give notice, execute a bond and join the proceedings as required under these Rules within three working days or the extended period as provided in sub-rule (7), as the case may be, failing which the goods shall be released.

(9) If within ten working days or the extended period under sub-rule (6), as the case may be, and within three working days or the extended period as provided in sub-rule (7) of this rule in the case of perishable goods, the right-holder or his authorized representative joins the proceedings, the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, has reasons to believe that the goods are goods infringing intellectual property rights and liable to confiscation under section 111 (d) of the Customs Act, may seize the same under section 110 of the Customs Act.

8. Conditions for registration. - The Commissioner or the officer duly authorized in this behalf shall allow a right holder and the importer or their duly authorized representatives to examine the goods, the clearance of which has been suspended, and may provide representative samples for examination, testing and analysis to assist in determining whether the goods are pirated, counterfeit or otherwise infringe an intellectual property right, without prejudice to the protection of confidential information.

9. Supply of information to the right holder. - At the request of the right holder, the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, shall inform the name and address of the right holder and without prejudice to the protection of confidential information the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, may also provide additional relevant information relating to the consignment which has been suspended from clearance.

10. Supply of information to the importer. - At the request of the importer or his duly authorized representative, Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, shall inform the name and address of the right holder and without prejudice to the protection of confidential information the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as
the case may be, may also provide additional relevant information relating to the consignment which has been suspended from clearance.

11. Disposal of infringing goods. - (1) Where upon determination by the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, it is found that the goods detained or seized have infringed intellectual property rights, and have been confiscated under section 111 (d) of the Customs Act, 1962 and no legal proceedings are pending in relation to such determination, the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, shall, destroy the goods under official supervision or dispose them outside the normal channels of commerce after obtaining “no objection” or concurrence of the right holder or his authorized representative:

Provided that if the right holder or his authorized representative does not oppose or react to the mode of disposal as proposed by the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, within twenty working days after having been informed, or within such extended period as may have been granted by the Commissioner at the request of the right holder, not exceeding another twenty working days, he shall be deemed to have concurred with the mode of disposal as proposed by the Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be.

Provided further that the costs toward destruction, demurrage and detention charges incurred till the time of destruction or disposal, as the case may be, shall be borne by the right holder.

(2) There shall not be allowed the re-exportation of the goods infringing intellectual property rights in an unaltered state.

(3) The Deputy Commissioner of Customs or Assistant Commissioner of Customs, as the case may be, may on his own, or at the request of the right holder, retain samples of goods infringing intellectual property rights prior to their destruction or disposal and provide the same to the right holder or importer if such samples are needed as evidence in pending or future litigations.

12. Exclusion of baggage and De-minimis Imports.- Goods of a non-commercial nature contained in personal baggage or sent in small consignments intended for personal use of the importer are not subject to the above Rules.

13. Protection of action taken under the Rules.- Customs officers when acting in good faith and having followed the procedures set out in these Rules shall not be liable for:

(a) any failure to detect goods infringing intellectual property rights,
(b) the inadvertent release of such goods, and
(c) any other action in respect of such goods.

ANNEXURE

(see sub-rule(2) of rule 3)


1. Name of the Applicant:

2. Contact Details of the applicant:
   (A) Office address:
   (B) Residence address
   (C) E-mail address
   (D) IEC No

3. Applicant’s Telephone numbers (including mobile number)

4. Name and contact details of authorized representative of the right holder. (please attach authorization from the right holder)

5. Proof of the existence and ownership of a valid intellectual property right by the right holder

6. A statement of the grounds for the notice of suspension of release of the goods allegedly infringing intellectual property rights

7. In the case of a specific consignment of goods allegedly infringing intellectual property rights, details of the consignment and a statement of the ground for the notice including prima facie evidence of infringement

8. Detailed description of the goods with Customs Tariff Heading in respect of which an intellectual property right applies, together with a sample, model or photograph of a genuine product

9. Name of customs airport/ customs port/land customs station to be covered

I/We declare that the particulars furnished above are true to the best of my/our knowledge and the documents enclosed herewith are genuine.

Signature of the right holder or his authorized representative

Place:

Date:

[F.No305/96/2004-FTT(part-I)]

(S.P.RAO)

Under Secretary to the Government of India

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GOVERNMENT OF INDIA
MINISTRTY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, dated the 8th May, 2007

NOTIFICATION No. 48/2007-CUSTOMS (N.T.)

G.S.R.332 (E). - In exercise of the powers conferred by section 11 of the Customs Act, 1962 (52 of 1962), the Central Government being satisfied that it is necessary in the public interest so to do, for the purposes specified in sub-section (2) of that section; hereby makes the following further amendments in the notification of the Government of India in the Ministry of Finance, Department of Revenue No.1/64-Customs, dated the 18th January, 1964, namely:-

(i) clauses (iii),(iv) and (vii) shall be omitted;
(iii) in clause (viii), for the words and figures "section 117 of the Trade and Merchandise Marks Act, 1958," the words and figures "section 139 of the Trade Marks Act, 1999" shall be substituted;

(ii) in clause (x), in sub-clause (b), for the words and figures "section 75 of the Trade and Merchandise Marks Act, 1958," the words and figures "section 82 of the Trade Marks Act, 1999" shall be substituted;

(iv) in clause (x), in sub-clause (b), for the words and figures "section 75 of the Trade and Merchandise Marks Act, 1958," the words and figures "section 82 of the Trade Marks Act, 1999" shall be substituted.

[F.No 305/159/2005-FIT]

(S.P.RAO),
Under Secretary to the Government of India.

Note:- The notification No 1/64-Customs dated the 18th January, 1964 was published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (l) vide GSR 87 dated the 18th January, 1964 and was amended by notification No 61/2000-Customs (NT) dated the 10th October, 2000 published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (l) dated the 10th October, 2000.

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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, dated the 8th May, 2007

NOTIFICATION No. 49/2007-CUSTOMS (N.T.)

G.S.R.333(E). - In exercise of the powers conferred by section 11 of the Customs Act, 1962 (52 of 1962) , the Central Government, being satisfied that it is necessary in the public interest so to do, for the purposes specified in clauses (n) and (u) of sub-section (2) of that section, hereby prohibits the import of the following goods, subject to following of conditions and procedures as specified in the Intellectual Property Rights (Imported Goods) Enforcement Rules, 2007, namely:-

(i) goods having applied thereto a false trade mark as specified in section 102 of the Trade Marks Act, 1999 (47 of 1999);

(ii) goods having applied there to a false trade description within the meaning of clause (i) of sub-section (1) of section 2 of the Trade Marks Act, 1999 (47 of 1999), otherwise than in relation to any of the matters specified in sub-clauses (ii) and (iii) of clause (za) of that sub-section;

(iii) goods made or produced beyond the limits of India and intended for sale, and having applied thereto a design in which copyright exists under the Designs Act, 2000 (16 of 2000), in respect of the class to which the goods belong or an obvious imitation of such design except when the application of such design has been made with the licence or written consent of the registered proprietor of the design;

(iv) the product made or produced beyond the limits of India and intended for sale for which a patent is in force under the Patents Act, 1970 (39 of 1970), except in cases where the consent from the patentee in India has been obtained provided that such prohibition is not applicable to the cases where such importation is allowed under the Patents Act, 1970 (39 of 1970);

(v) the product obtained directly by the process made or produced beyond the limits of India and intended for sale, where patent for such process is in force under the Patents Act, 1970 (39 of 1970), except in cases where the consent from the patentee in India has been obtained provided that such prohibition is not applicable to the case where such importation is allowed under the Patents Act, 1970 (39 of 1970);

(vi) goods having applied thereto a false Geographical Indication within the meaning of section 38 of the Geographical Indications of Goods (Registration and Protection) Act, 1999 (48 of 1999);

(vii) goods which are prohibited to be imported by issuance of an order issued by Registrar of Copyrights under section 53 of the Copyright Act, 1957 (14 of 1957).

Explanation: For the purpose of this notification, the terms and expressions used in various clauses of the notification shall have the meanings assigned to them in the respective Acts, namely, Trade Marks Act, 1999 (47 of 1999), Designs Act, 2000 (16 of 2000), Patents Act, 1970 (39 of 1970), Geographical Indications of Goods (Registration and Protection) Act, 1999 (48 of 1999) and Copyright Act, 1957 (14 of 1957).

[F.No 305/159/2005-FIT]

(S.P.RAO),
Under Secretary to the Government of India

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GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF REVENUE)

New Delhi, dated the 8th May, 2007

NOTIFICATION No. 50/2007-CUSTOMS (N.T.)

G.S.R.334 (E). - In exercise of the powers conferred by section 11 of the Customs Act, 1962 (52 of 1962), and in supersession of the notification of the Government of India, in the Ministry of Finance (Department of Revenue) No 135/1960-Customs, dated the 31st December, 1960, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (l) vide G.S.R.1540, dated the 31st December, 1960, except as respects things done or omitted to be done before such supersession, the Central Government being satisfied that it is necessary in the public interest so to do, for the purposes specified in sub-section (2) of that section, hereby prohibits export of the goods, namely:-

(i) which are required by a notification under section 139 of the Trade Marks Act, 1999 (47 of 1999), to have applied to them an indication of the country or place in which they were made or produced or of the name and address of the manufacturer or the person for whom the goods were manufactured, but which have not applied to them such indication in the manner specified in the notification;

(ii) any goods which are required to be stamped under section 81 of the Trade Marks Act, 1999 (47 of 1999) but which have not been stamped in the manner specified in the Trade Marks Rules, 2002

[F.No 305/159/2005-FIT]

(S.P.RAO),
Under Secretary to the Government of India
Notification No.51/ 2007-CUSTOMS (N.T.)

S.O...(E) – In exercise of the powers conferred by sub-section (2) of Section 14 of the Customs Act, 1962, (52 of 1962), the Board, being satisfied that it is necessary and expedient so to do, hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No.36/2001-Cus (N.T.), dated, the 3rd August 2001, namely:

- In the said notification, for the Table, the following Table shall be substituted namely:

<table>
<thead>
<tr>
<th>S.No.</th>
<th>Chapter heading/ sub-heading</th>
<th>Description of goods</th>
<th>Tariff value US $ (Per Metric Tonne)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1511 10 00</td>
<td>Crude Palm Oil</td>
<td>447 (i.e. no change)</td>
</tr>
<tr>
<td>2</td>
<td>1511 90 10</td>
<td>RBD Palm Oil</td>
<td>476 (i.e. no change)</td>
</tr>
<tr>
<td>3</td>
<td>1511 90 90</td>
<td>Others – Palm Oil</td>
<td>462 (i.e. no change)</td>
</tr>
<tr>
<td>4</td>
<td>1511 10 00</td>
<td>Crude Palmolein</td>
<td>481 (i.e. no change)</td>
</tr>
<tr>
<td>5</td>
<td>1511 90 20</td>
<td>RBD Palmolein</td>
<td>484 (i.e. no change)</td>
</tr>
<tr>
<td>6</td>
<td>1511 90 90</td>
<td>Others – Palmolein</td>
<td>483 (i.e. no change)</td>
</tr>
<tr>
<td>7</td>
<td>1507 10 00</td>
<td>Crude Soyabean Oil</td>
<td>580 (i.e. no change)</td>
</tr>
<tr>
<td>8</td>
<td>7404 00 22</td>
<td>Brass Scrap (all grades)</td>
<td>4604</td>
</tr>
</tbody>
</table>

F.No.467/23/2007-Cus.V

(S.P.RAO)

Under Secretary to the Government of India

Note: - The Principal notification was published in the Gazette of India, Extraordinary, vide Notification No.36/2001 – Customs (N.T.), dated, the 3rd August, 2001 (S.O.748 (E), dated, the 3rd August, 2001) and was last amended vide Notification No. 40/2007-Customs (N.T.), dated, the 1st May,2007 (S.O.693(E) dated 1st May,2007).