

Customs and Foreign Trade Policy

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Customs

Procedure for uploading License details including documents on Export Promotion Monitoring and Analysis System

[Public Notice No. 02/2024 dated 11.01.2024](#)

On the basis of various representations by the traders for an online facility for entering/ uploading details/ documents in case of authorisation/ licenses under Advance Authorisation (AA) and Export Promotion Capital Goods (EPCG) schemes, a new software named X-MAS i.e. Export promotion Monitoring & Analysis System has been developed at Jawaharlal Nehru Custom House (JNCH) for license monitoring.

This software enables a license holder to:

- Register their licenses;
- Submit Installation Certificate and completion of First Block Export Obligation (for EPCG licenses);
- Submit Export Obligation Discharge Certificates (EODC) and documents for cancellation of licenses; and
- Check the status of licenses registered at JNCH.

Procedure for the use of this software is specified in the said public notice.

Foreign Trade Policy (FTP)

Amendment in import policy for removal of used IT Assets from SEZ to DTA

[Notification No. 56/2023 dated 01.01.2024](#)

The Directorate General of Foreign Trade (DGFT) has amended para 2.31 of the Foreign Trade Policy, 2023 (FTP, 2023) and inserted para 2.31[I (e)] relating to the import policy of used Information Technology (IT) assets (laptops, desktops, monitors and printers) from a Special Economic Zone (SEZ) to a Domestic Tariff Area (DTA).

In terms of the insertion, the import of the used IT assets is restricted. However, import is free subject to the following conditions:

- 1) Used IT Assets may be moved from SEZ to DTA without a License for Restricted Imports for the purpose of further use in their DTA operations only; given that there is a minimum usage of 2 years in the SEZ area and that the goods are not older than 5 years from the date of manufacturing.
- 2) In case where a unit is closing down its operations in SEZ, and re-locating to the DTA, the import of Used IT Assets from SEZ into DTA is allowed without a Licence for Restricted Imports, given that the goods are not older than 5 years from the date of manufacturing. However, IT asset that have entered the SEZ area in second hand/used/old condition and have been used in the SEZ area for less than 2 years are not covered.
- 3) The relaxation for import from SEZ to DTA, under condition 1 & 2 above, shall be applicable given that no exemption from any regulatory requirements (i.e., CRO, WPC, ROHS) was availed at the time of import of the Used IT Assets into the SEZ.
- 4) Import of any Used IT Assets which do not fulfil the above-mentioned criteria shall be subject to a Licence for Restricted import.

Clarification regarding Import Policy provisions for specified IT Hardware

[Circular No. 09/2023 dated 12.01.2024](#)

Subsequent to [Notification No. 23/2023 dated 03.08.2023](#) read with [Notification No. 26/ 2023 dated 04.08.2023](#) and [Notification No. 38/2023 dated 19.10.2023](#) and in continuation to [Policy circular no. 06/2023-24 dated 19.10.2023](#), the import of certain specified IT Hardware was 'Restricted'.

The DGFT has now clarified that only import of Laptops, Tablets, All-in-one Personal Computers, Ultra small form factor Computers and Servers falling under HSN 8471 is 'Restricted' and import should be allowed against a valid Import authorisation only for above five item categories. The given Import

Restriction does not apply to any other goods such as Desktop Computers, etc. under tariff heading 8471.

Amendment in para 2.39 of the FTP, 2023

[Notification No. 62/2023 dated 29.02.2024](#)

Through the said notification, DGFT has amended para 2.39 of the FTP, 2023 as under:

Merchanting trade involving shipment of goods from one foreign country to another foreign country without touching Indian ports, or shipment of goods within one specific foreign country, involving an Indian intermediary is allowed subject to compliance with RBI guidelines, except for goods falling under the CITES (the Convention on International Trade in Endangered Species of Wild Fauna and Flora), or under SCOMET (Special Chemicals, Organism, Materials, Equipment and Technologies).

Enabling provisions for import of input that are subjected to mandatory Quality Control Orders (QCOs) by Advance Authorisation (AA) holders and Export Oriented Unit (EOU)

[Notification No. 69/2023 dated 07.03.2024](#)

Vide this notification, DGFT has enabled provisions for exempting inputs imported by AA holders and EOUs, from mandatory QCOs. Accordingly, list of Ministries and Departments i.e. Ministry of Steel and Department for Promotion of Industry and Internal Trade are notified in Appendix 2Y of FTP, 2023.

Amendment in para 4.14 and 4.06 of Handbook of Procedures (HBP) 2023

[Public Notice No. 51/2023 dated 14.03.2024](#)

In order to streamline and automate the process of fixation of Norms and Notification of new Standard Input Output Norms (SIONs) under the AA Scheme and for ease of doing business and trade facilitation, the DGFT, vide this public notice, has amended para 4.14 and 4.06 of HBP 2023 as under:

A. Under Para 4.14 of HBP 2023, new sub-para (iii) is added as mentioned below:

(iii) Ad-hoc Input Output Norms may also be decided in a rule-based IT environment without

reference to the Norms Committee. However, a certain percentage of cases as flagged by the RMS may be referred to the Norms Committee for validation/review.

B. A new sub-para 4.06 (vii) of HBP 2023 is inserted as below:

(vii) In cases where ad-hoc norms have already been arrived at by the Norms Committee, the Norms Committee may recommend Notification of SION on a case-to-case basis.

KEY TAKE AWAY

- Development of a new software named X-MAS i.e. Export promotion Monitoring & Analysis System for license monitoring for ease of uploading data/documents by AA and EPCG holders.
- Amendment in import policy for removal of used IT Assets from SEZ to DTA.



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