

Shipping Bill (Electronic Integrated Declaration) Regulations, 2011

Notification No. 80/2011 Cus (N.T.), Dated the 25.11. 2011

In exercise of the powers conferred by section 157 read with section 50 of the Customs Act, 1962 (52 of 1962), the Central Board of Excise and Customs hereby makes the following regulations, namely:-

1. Short title, extent and commencement.-

(1) These regulations may be called the Shipping Bill (Electronic Integrated Declaration) Regulations, 2011.

(2) They shall apply to export of goods from all customs stations where the Indian Customs Electronic Data Interchange System is in operation.

(3) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions.-

In these regulations, unless the context otherwise requires, -

(a) "authorised person" means an exporter or a person holding a valid licence under the Custom House Agents Licensing Regulations, 2004 and authorised by such exporter;

(b) "annexure" means annexure to these regulations; [Ommitted]

(c) "electronic integrated declaration" means particulars relating to the export goods entered in the Indian Customs Electronic Data Interchange System;

(d) "ICEGATE" means Indian Customs Electronic Data Interchange Gateway, an e-commerce portal of the Central Board of Excise and Customs;

(e) "service centre" means the place specified by the Commissioner of Customs where the data entry for an electronic declaration, is carried out;

(f) "shipping bill" means an electronic declaration accepted and assigned a unique number by the Indian Customs Electronic Data Interchange System, and includes its print-outs;

(g) words and expressions used and not defined herein but defined in the Customs Act, 1962 (52 of 1962) shall have the same meaning as assigned to them in the said Act.

3. The authorised person may authenticate the electronic integrated declaration and the supporting documents by affixing his digital signature and enter them in the Indian Customs Electronic Data Interchange System by himself through ICEGATE or by way of data entry

through the service centre by furnishing the particulars, in the electronic form provided at the website www.icegate.gov.in .

Explanation.- For the purposes of this regulation, the words “digital signature” shall have the meaning assigned to it in the Information Technology Act, 2000 (21 of 2000);

4. The shipping bill shall be deemed to have been filed and where applicable self assessment of duty completed when, after entry of the electronic declaration in the Indian Customs Electronic Data Interchange System either through ICEGATE or by way of data entry through the service centre, a number is generated by the Indian Customs Electronic Data Interchange System for the said declaration. The self-assessed copy of the shipping bill may be electronically transmitted to the authorised person or printed out at the service centre.

5. After the completion of assessment, the authorised person shall present his credentials for the purpose of identification and convey the number and date of the shipping bill to the proper officer of customs for making an order permitting clearance, after examination of the imported goods for export, if so required.

6 The order under regulation 5 may be conveyed electronically to the authorised person, the Custodian, and to any other person(s) designated by the authorised person.

7. The authorised person shall retain for a period of 5 years from the date of acceptance of the bill of entry, the self-assessed copy of the shipping bill and all supporting documents in original, which were used or relied upon by him in submitting the electronic integrated declaration, and shall produce them before Customs or other Government agencies in connection with any action or proceedings under the Customs Act 1962 or any other law for the time being in force.