

Dated: January 17, 2011

TRADE NOTICE No.: SUGAR/IMPORT/05/2010-11
SUBJECT: IMPORT OF SUGAR DURING FINANCIAL YEAR 2010-11

All contracts for import of sugar continue to be compulsorily registered with the Agricultural and Processed Food Products Export Development Authority (APEDA). In pursuance of and in super-session of the earlier Trade Notice No SUGAR/IMPORT/04/2009-10 dated May 27, 2010 issued by APEDA , and in accordance with the provisions contained in the Foreign Trade Policy for import of sugar under chapter 17 , this Trade Notice is being issued to prescribe the procedure for the registration of the Contracts.

1.0	<p>Import Of Raw Sugar ITC-HS Code 1701</p> <p>(i) O.M. No 1(2)/2009-SP.I dated July 25, 2009, of Dept. of Food & Public Distribution)</p> <p>(ii) CUS NTF No. 36/2009 Date 17/04/2009 from Dept. of Revenue</p> <p>(iii) CUS NTF No. 08/2010 Date 08/02/2010 from Dept. of Revenue</p> <p>(iv) Notification No. 2/2011-Customs dated January 08, 2011</p>	<p>i) The terminal date of import of raw sugar at zero duty by sugar factories is 01.04.2011. Sugar produced from such imports will be free of levy obligation but subject to accelerated release mechanism.</p> <p>ii) The import is open to private trade also for being processed by domestic factories on job basis and sale of processed sugar by private trade in domestic market without levy obligation but within three months of processing and reporting to the Directorate of Sugar</p> <p>iii) Any portion of sugar processed out of imported raw sugar that remains unsold / undespached by sugar mills/private trade out of the quantity that had been stipulated for sale within a prescribed period will be converted into levy sugar.</p>
2.0	<p>Import Of White/Refined Sugar (ITC-HS Code No. 1701 9100 or 1701 9990)</p> <p>(i) Notification No 84/2009-CUSTOMS dated July 31, 2009 from Dept. of Revenue</p> <p>(ii) DGFT Notification No 120 (RE-2008)/2004-2009 dated August 6, 2009</p>	<p>i) Terminal date for import of white/refined sugar will be upto April, 1 2011.</p> <p>ii) The import of refined or white sugar shall be permitted only through EDI ports/locations.</p> <p>iii) (a) Sugar Factory shall have the same meaning as assigned to it in section-2(2) of the sugarcane (control) order,1966 b) Sugar refinery means a unit which is engaged in the manufacture of refined sugar starting from the stage of raw sugar.</p>

	<p>(iii) Notification No 126/2009-Customs dated November 27, 2009</p> <p>(iv) Notification No 08/2010-Customs dated February 08, 2010</p> <p>(v) Notification No. 2/2011-Customs dated January 08, 2011</p>	<p>iv) The importer shall produce to the Deputy Commissioner of Customs or the Assistant Commissioner of Customs, as the case may be, a valid contract or agreement with a sugar factory or sugar refinery for refining of such raw sugar and shall furnish a bond to the effect that the said raw sugar shall be used for the said purpose.</p> <p>The bond shall be discharged by the Deputy Commissioner of Customs or the Assistant Commissioner of Customs, as the case may be, on production of a certificate from the Central Excise authorities having jurisdiction over such sugar factory within a period of three months from the date of import of such raw sugar that the entire quantity of imported raw sugar has been refined and in the event of his failure to comply with the above conditions, the importer shall be liable to pay, in respect of such quantity of the raw sugar as is not proven to have been refined, an amount equal to the difference between the duty leviable on such quantity but for the exemption contained herein.”</p>
3.0	Applications / Documents to be submitted & Issuance of RCAC	<p>Application for registration of the contracts for import shall be made in the prescribed form with copy of contract duly signed by the importer as self-certification to APEDA Head Office at New Delhi or Regional Office at Mumbai.</p> <p>On receipt of the application with complete documents, at APEDA Head Office/Regional office at Mumbai. APEDA will issue a Registration-cum-Allocation-Certificate (RCAC) to the importer on first come first served basis. With a validity for import upto 45 days from the date of issue or terminal date(s) mentioned above which ever is earlier. The RCAC issued will be non transferable.</p>
4.0	Extension of validity	The validity of RCAC may be extended once for a further period of 45 days subject to terminal date as notified by the Government from time to time.
5.0	Application Fee	Fee at the rate of Rs 10 PMT is payable by importers to APEDA with the application for registration of contract. The fee will be payable through Demand Draft in favour of APEDA payable at New Delhi/Mumbai as applicable. This fee is non-refundable, non transferable.

6.0	Monitoring	<p>1. The importer would be obliged to report to APEDA regarding actual imports in the prescribed format annexed hereto (Annexure-2) by the 10th of each month. A 'NIL' report should be sent in case no import has been effected in the preceding month.</p> <p>2. If the report on actual import as per (1) is not received in time, APEDA would unilaterally suspend/cancel the RCAC so issued OR would be at liberty not to issue further RCACs till the earlier import data is provided.</p> <p>3. APEDA officials or their nominees would be at liberty to visit the specified premises of the importer and inspect the quantity of sugar imported.</p>
7.0	Jurisdiction	<p>In case of any dispute with regard to implementation/enforcement of any terms and conditions of this trade notice, the same shall be subject to jurisdiction of Court at Delhi only.</p>
8.0	Contact Details	<p>1. Mr Navneesh Sharma, Deputy General Manager, APEDA, 3rd Floor, NCUI Building Opposite Asian Games Village August Kranti Marg New Delhi 110016 Telefax : 011-26516245 Email : crl@apeda.com</p> <p>2. Mr. T Sudhakar Regional Officer 4th Floor, Unit No. 3 &4, Banking Complex Bldg., Sector 19/A, Vashi, New Bombay 400 705 Tel: 022-27840949, 27845442 Fax: 022-27842273 E-Mail: apedamum@vsnl.com</p>

(ASIT TRIPATHY)
CHAIRMAN

**Application form for registration of contract for
Import of sugar**

1.	Import Export Code (IEC) No	
2.	Name of Applicant with complete postal address	Name : Address : Tel : Fax : Email:
3.	Quantity being imported – in MTs Please Specify Raw Sugar or White/ Refined Sugar	
4.	CIF Value per MT	
5.	Total CIF Value of contract	
6.	Name & Address of Supplier	
7.	Port of origin	
8.	Port of destination in India	
9.	Contract Registration Fee @ Rs 10 PMT	
10.	Demand Draft no. & date along with Drawee Bank name (The Draft should be drawn in favour of APEDA Payable at New Delhi / Mumbai as the case may be)	

It is certified that the contents mentioned above are correct and before applying contents of Trade Notice No SUGAR/IMPORT/01/2009-10 dated 13th August, 2009 and subsequent trade notices ,if any, issued from time to time have been read and understood.

Place :

Signature of Applicant:

Date :

Name & Designation

Sugar Import Details

SN	PARTICULARS	DETAILS
1.	Name and address of the importer	Name : Address : Tel: Fax: Email:
2.	IEC No and APEDA Registration No. with date	IEC No & date : APEDA Registration No & Date :
3.	No. and date of RCAC , issued by APEDA	
4.	Quantity for which contract registered Please Specify Raw Sugar or White/ Refined Sugar	
5.	CIF Value of import/FOB Value	CIF In USD FOB In USD CIF In INR FOB in INR
6.	Port of origin	
7.	Date of cargo arrival in India	
8.	Port of import in India	

Place :

Date :

Traceability

Name & Designation of Authorised Signatory
with official seal