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Government of India
Ministry of Finance
(Department of Revenue)

Notification No. 77/2009-Customs

New Delhi, the 7th July, 2009

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. 21/2002-Customs, dated the 1st March, 2002 which was published in the Gazette of India, Extraordinary, vide number G.S.R.118(E), dated the 1st March, 2002, namely:-

In the said notification,-

(A) in the preamble, in the proviso, for clause (b), the following clause shall be substituted, namely:-

“(b) the goods specified against serial No. 252A of the said Table before 7th day of July, 2009 and after 6th day of July, 2010;”;

(B) in the Table,-

(i) against S. No. 167, in column (3), after item (z), the following shall be inserted, namely:-

“(za) Knitted ribs”;

(ii) against S. No. 167A, in column (3), after item (x), the following shall be inserted, namely:-

“(y) Fittings, snaps of metals or alloys;

(z) Metal fittings / embellishments, webbing of any material for making harness and saddlery items;

(za) Stirrup of any material and stirrup bars used for making Saddle Tree;

(zb) Nylon polyester/PVE mesh and fabrics for making non-leather harness and saddlery items;

(zc) Beading material - synthetic / leather / fabric;

(zd) Chatons / stones / beads / crystals as decorative items;

(ze) Shoe laces;

- (zf) Stretch fabric for shoe uppers;
- (zg) Cork sheets for soles covering soles and insoles;
- (zh) Artificial fur and alarm tag”;

(iii) after S. No. 224, and the entries relating thereto, the following shall be inserted, namely:-

(1)	(2)	(3)	(4)	(5)	(6)
“224A	84 or any other chapter	Permanent magnets for manufacture of PM synchronous generators above 500KW for use in wind operated electricity generators	5%	-	35A”;

(iv) after S. No. 319 and the entries relating thereto, the following shall be inserted, namely:-

(1)	(2)	(3)	(4)	(5)	(6)
“319A	8529	LCD (Liquid crystal display) panels for manufacture of LCD TVs	5%	-	5”;

- (v) against S. No. 433, against item (2), in column (3), for the entry in column (5), the entry “-” shall be substituted;
- (vi) against S. No. 538, for the entry in column (4), the entry “5%” shall be substituted;
- (vii) against S. No. 547, for the entry in column (4), the entry “Nil” shall be substituted;
- (viii) against S. No. 583, in the entry in column (3), after item (v), the following shall be inserted, namely:-
 - “(vi) Synthetic rubber bladder
 - (vii) Macau cane
 - (viii) Table tennis rubber
 - (ix) Table tennis bat handles
 - (x) Table tennis blade”;

(ix) after S. No. 583 and the entries relating thereto, the following shall be inserted, namely:-

(1)	(2)	(3)	(4)	(5)	(6)
“584	2510	Rock phosphate	2%	-	-
585	29 or 38	Alkyl esters of long chain fatty acids obtained from vegetable oils, commonly known as bio-	2.5%	-	-

		diesels			
586	5103	All goods	10%	-	-
587	5202	All goods	10%	-	-
588	8907 10 00	All goods	Nil	-	-
589	90 or any chapter	Artificial Heart (left ventricular assist device)	5%	-	-
590	90 or any chapter	Patent ductus arteriosus/ Atrial septal defect occlusion device	5%	-	-
591	9506	(i) Snow-skis and other snow-ski equipment (ii) Water-skis, surfboards, sailboards and other water-sport equipment	Nil	-	-";

(C) in the Annexure,-

(i) after condition No. 35, the following condition shall be inserted, namely:-

“35A. If the importer at the time of importation,-

- (a) furnishes a certificate to the Deputy Commissioner of Customs or the Assistant Commissioner of Customs, as the case may be, from an officer not below the rank of a Deputy Secretary to the Government of India in the Ministry of New and Renewable Energy recommending the grant of this exemption and the said officer certifies that the goods are required for the specified purpose; and
- (b) furnishes an undertaking to the said Deputy Commissioner or Assistant Commissioner to the effect that,-
 - (i) he shall use the goods for the specified purpose; and
 - (ii) in case he fails to comply with sub-condition (i), he shall pay an amount equal to the difference between the duty leviable on the imported goods but for the exemption under this notification and that already paid at the time of importation.”;

(ii) in List 3, after item (149), the following shall be inserted, namely:-

- “(150) Abatacept
- (151) Daptomycin
- (152) Entacevir
- (153) Fondaparinux Sodium
- (154) Influenza Vaccine

(155)	Ixabepilone
(156)	Lapatinib
(157)	Pegaptanib Sodium injection
(158)	Sunitinib Malate
(159)	Tocilizumab”;

- (iii) in List 18, item (13) shall be omitted;
- (iv) in List 32A, in item (1), after S. No. (vii), the following shall be inserted, namely:-
 - “(viii) Mechanical harvester falling under tariff item 8433 59 00”;
- (v) in List 34,
 - (a) for item (33), the following shall be substituted, namely:-
 - “(33) Clicking Board levelling/ Planing Machine”;
 - (b) for item (34), the following shall be substituted, namely:-
 - “(34) Clicking machine/cutting press”;
 - (c) for item (40), the following shall be substituted, namely:-
 - “(40) Conveyor System; including conveyors for heat setting, cold setting, with or without vacuum”;
 - (d) for item (77), the following shall be substituted, namely:-
 - “(77) Halogen and adhesive/film application machine”;
 - (e) for item (110), the following shall be substituted, namely:-
 - “(110) Injection moulding of PVC/TPR/EVA soles, inserts and half soles”;
 - (f) for item (117), the following shall be substituted, namely:-
 - “(117) Ironing and conditioning machine including chill setter machine”;
 - (g) for item (136), the following shall be substituted, namely:-
 - “(136) Moccasin performing machine”;
 - (h) for item (151), the following shall be substituted, namely:-
 - “(151) Piping making machine with trimming and embellishment fixing machines”;
 - (i) for item (158), the following shall be substituted, namely:-
 - “(158) Polyurethane/PVC/TPR and EVA sole, insole, midsole, heel, heel tip injection moulding machine (single or multiple station)”;
 - (j) for item (159), the following shall be substituted, namely:-
 - “(159) Fore part lasting machine”;
 - (k) for item (171), the following shall be substituted, namely:-

“(171) PVC/PU/EVA direct injection soling machine (DIP construction)”;

(l) for item (185), the following shall be substituted, namely:-

“(185) Scissors type and nibbling type machines for plates”;

(m) for item (223), the following shall be substituted, namely:-

“(223) Taping and seam rubbing machine”;

(n) for item (253), the following shall be substituted, namely:-

“(253) Stapling machine for bows to uppers of leather shoes”;

(o) for item (256), the following shall be substituted, namely:-

“(256) Bias tape cutting machine”;

(p) for item (262), the following shall be substituted, namely:-

“(262) Dust collector and exhaust systems”.

[F. No. 334/13/2009-TRU]

(Prashant Kumar)
Under Secretary to the Government of India

Note: The principal notification No.21/2002-Customs, dated the 1st March, 2002 was published in the Gazette of India, Extraordinary, vide number G.S.R.118(E), dated the 1st March, 2002 and was last amended vide notification No.36/2009-Customs, dated the 17th April, 2009 which was published vide number G.S.R. 258(E), dated the 17th April, 2009.