

**GOVERNMENT OF PAKISTAN
(REVENUE DIVISION)
CENTRAL BOARD OF REVENUE**

Islamabad, the 18th June, 2001

**NOTIFICATION
(CUSTOMS)**

S.R.O. 450(I)/2001.-¹[In exercise of the powers conferred by section 219 of the Customs Act, 1969 (IV of 1969), section 50 of the Sales Tax Act, 1990, section 40 of the Federal Excise Act, 2005 and section 237 of the Income Tax Ordinance, 2001 (XLIX of 2001), the Federal Board of Revenue is pleased to make the following rules, namely:-]

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**CHAPTER XII
EXPORTS**

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**SUB-CHAPTER (2)
DUTY DRAWBACK (CLAIM PAYMENT)**

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²[221. **Processing and sanctioning of duty drawback claims.**-Claims of duty drawback shall be sanctioned by the Customs if the same are complete in all respect and on first in first out (FIFO) basis.]

¹ Existing preamble substituted and shall be deemed always to have been so substituted vide SRO 831(I)/2018 dated 2nd July, 2018. At the time of substitution was as under:-

“In exercise of the powers conferred by section 219 of the Customs Act, 1969 (IV of 1969), the Central Board of Revenue is pleased to make the following rules, namely:-”

² Rule 221 was substituted vide SRO 714(I)/2020, dated 11th August, 2020. At the time of substitution rule 221 was as under:

“221. Processing and sanctioning of duty drawback claims.-(1) Claims of duty drawback shall be sanctioned by the Customs if the same are complete in all respect, on the basis of profiling of exporter as given below:-

I. Category "GOLD"

Following category of exporters shall be rated as category "gold" namely:-

(i) FOR LIMITED COMPANIES:

(a) Common Criteria:

(1) Limited Companies having certified Books of Account for the last 18 months;
(2) either certified accounts showing amount of export or a separate statement by the concerned Chartered Accountant firm regarding amounts of export sales for the period in clause (1) above;
(3) bank certificate for the last three years regarding export performance; and
(4) payment of duty drawback through Bank or by crossed cheque encashable in any of the bank branches issuing the certificate at clause (3) above.

(b) Specific Exporter Profile: Scrutiny of the past one year's duty drawback claim payments indicating ninety per cent claim acceptance in terms of value.

(ii) FOR EXPORTERS OTHER THAN LIMITED COMPANIES:

(a) Common Criteria:

(1) export registration of 3 years or more;
(2) bank certificate confirming availability of loan credit limit equal to not less than four times the value of an individual claim to be sanctioned;
(3) bank certificate for the last 3 years regarding export performance; and
(4) payment of duty drawback through Bank or by crossed cheque encashable in any of the branches issuing the certificate at clause (2) or (3) above.

(b) Specific Exporter Profile.-Scrutiny or audit of the past one year's duty drawback claim payments indicating at least ninety per cent claim acceptance in terms of value.

II. Category "SILVER"

Following, category of exporters shall be rated as category "Silver" namely:-

(a) Common Criteria

(1) New Enterprises- Exporters having registration with Export Promotion Bureau of less than 3 years but with at least one year's valid registration;
(2) Bank certificate for export performance since the date of export registration;

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- (3) Verification by the Collectorate (through Fax, E. Mail, post courier or person) of bank certificate mentioned at clause 121 above within the period of fifteen days. Collector shall ensure that verification from the bank is completed within fifteen days;
 - (4) bank certificate for loan limit indicating credit limit being not less than four times the amount of claim (certificate to be verified, by the Collectorate, from the respective bank branch within the said limitation period of fifteen days), Collector shall ensure that bank confirmation is obtained within the said time frame of fifteen days); and
 - (5) payment of duty drawback through bank or by crossed cheque encashable in any of the branches issuing the certificate at clause (2) or (4) above.

Specific Exporter Profile.-Scrutiny of past one year's duty drawback claim payments or the claims actually filed during the year indicating ninety per cent claim acceptance level by value.

III. Category "OTHERS"

Following class of exporters shall be rated as category "OTHERS", namely:-

- (a) Persons not falling under categories "GOLD" and "SILVER";
- (b) Person disqualified in category "GOLD" or category "SILVER" shall be downgraded to category "OTHER", directly if claims acceptance levels under audit are less than ninety per cent or forged document are submitted. Once an exporter is downgraded, he cannot be up-graded for at least eighteen months and will only be considered by the Collector, if he is satisfied that during this period, the exporter has met the requirements of respective category for continuous period of eighteen months;
- (c) persons' involved in a prosecution case under the Customs Act, 1969 (IV of 1969), or Central Excise laws or any other tax law shall be rated in category "OTHER" even if they fulfill rating criteria for "GOLD" or "SILVER"; and
- (d) if the Directorate General of Inspection and Internal Audit establishes claim payment below ninety per cent level in post-payment audit, the exporter shall be classified in category "Others".