

**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 V
AUCTION
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75. Power of Collector to cancel auction, etc.-(1) Notwithstanding anything contained in this chapter, the Collector may--

- (i) cancel the whole proceeding of an auction without assigning- any reason;
- (ii) accept or reject any bid or offer or auction at any time before the goods are delivered to the successful bidder/private offerer. He may also recall the proceedings and recover the goods even after delivery of goods if it is proved that there has been a deliberate attempt, to cause loss to the public exchequer; and
- (iii) restrict or refuse the entry of persons to the premises where an auction is held or their taking part in the auction.

(2) Notwithstanding the procedures prescribed above, the Collector may issue such general or special orders, regulating the auction as he thinks fit in order to safeguard the public interest.

**SCHEDULE
(See rule 53)**

SURETY BOND

BY THIS BOND I/WE _____ of _____
(here in after called the obligee (s) am/are held and firmly bound/jointly and severally to the President of Pakistan through the Collector of Customs, _____ (hereinafter called the obligor) for the payment to him a sum of Rs. 50,000 (Fifty thousand rupees) as agreed and liquidated damages and not as a penalty;

WHEREAS the obligor has appointed the obligee (s) as Customs Auctioneer (s) under and for the purposes of the Customs Rules, 2001, upon the condition that the obligee(s) should enter into a surety bond for the payment to the obligor of sum of Rs. 50,000 (Fifty thousand rupees) as liquidated damages and not as a penalty conditioned as hereinafter provided;

NOW THE CONDITION of the above surety bond is that if the obligee (s) and his/their executor or administrator at all times during the continuance of his/their appointment as Customs Auctioneer (s) under and for the purposes of Customs Rules, 2001, perform (s) his/their duties faithfully, diligently and in an incorrupt manner in relation to any auction conducted accordance with

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:--”

the said rules and orders, instructions or directions that from time to time be given to him/them by the appropriate authorities in behalf, and makes goods without any delay to cite obligor all and every sum of money which becomes due to the Government the above surety bond shall be void, but otherwise the same shall remain in full effect.

IN WITNESS WHEREOF the parties named above have set and subscribed their hand hereunder together with their respective seals in the presence of the witness named below, this _____ the day _____ of _____ 20 _____.

Signature, name and address of witness

Signature, name and address and seal of the auctioneer

Signature, name and address of

Signature, name and address and seal witness of the Collector

**PERFORMA OF BANK GUARANTEE TO BE SUBMITTED BY THE
AUCTIONEERS UNDER THIS CHAPTER**

WHEREAS the Collector of Customs _____ has consented _____ to register M/s _____ as auctioneers for five years with effect, from _____. This bank guarantee is furnished for working as auctioneer to the satisfaction of the Collector of Customs as per provisions of the subject rules.

In case M/s. _____ fails to discharge his duties the satisfaction of Collector of Customs _____ M/s. _____ (name of the bank) hereby undertakes to make the payment of Rs. 100,000 (one lac) on demand by Collector of Customs _____ or any officer authorized by the Collector of Customs on this behalf, without objection or reservation or any reference to any other person/body within 7 days of the issuance of the demand.

In case of M/s. _____ (name of the bank) fails to make the payment within 7 days of the said demand M/s. _____ (name of the bank) shall be liable to pay compensation at the rate of 20 per cent per annum for the period from the date of expiry of 7 days of the date when actual payment is made in the Collector of Custom's _____ account. This bank guarantee is valid until _____. However all claims lodged hereunder will be entertained/accepted by M/s. _____ (name of the bank) 12 months after the aforesaid 'validity date