

- c) Proceed realization certificate (PRC) shall be submitted by the exporter to the Commissioner of Customs (Bond) or any other officer of Customs authorized by the Commissioner of Customs (Bond) within 03 (three) months after export has been completed utilizing the materials collected through inter-bond transfer.
- d) The bonded warehouse who is receiving the imported raw materials or semi-finished materials through inter-bond transfer shall submit a permission from the concerned Commissioner of Customs or any other officer authorized by the Commissioner of Customs under whose jurisdiction the receiving bonded warehouse is to the Commissioner of Customs (Bond) or any other officer of Customs authorized by the Commissioner of Customs (Bond) under whose jurisdiction the Zone is.

**7. Import Permit and Export Permit :**

- a) The Authority, on receiving written application in a prescribe manner, may provide Import Permit (IP) to the manufacturing/processing units to import raw materials or semi-finished materials without paying any duty or tax against valid bond licence for further processing and export or domestic sale thereof. The Authority shall determine the quantity to be approved in an IP on the basis of approved list of raw materials or semi-finished materials with corresponding H.S Code and tariff description and at a time import entitlement as annexed with the bond licence of the concerned unit. Number of copies shall be submitted to the concerned officer of Customs as required. On receiving the copy of IP, the concerned officer shall conduct Customs procedures as prescribed in Clause-3 and 4, in accordance with the provisions of the Act and rules made there under, for the materials imported by the manufacturing/processing units established in the Zone.
- b) The Authority, on receiving written application in a prescribe manner, may provide Export Permit (EP) to the manufacturing/processing units to export finished or semi-finished goods outside Bangladesh without paying any duty or tax against valid bond licence. In case of finished or semi-finished goods supply for home consumption to the domestic market, EP may be issued in the same manner. Number of copies shall be submitted to the concerned officer of Customs. On receiving the copy of EP, the concerned officer shall conduct Customs procedures as prescribed in Clause-3 and 4, in accordance with the provisions of the Act and rules made there under, for the goods to be exported outside Bangladesh or to be supplied for home consumption in the domestic market.

**8. Disposal of used machineries, scraps and defected goods not fit for export :**

- a) Machineries imported by manufacturing/processing units established in any area of the Zone which after setting up and consequential use have become old and/or scrap, having commercial value, may be sold to the Tariff Area, as prescribed by the Authority and permitted by the Commissioner of Customs (Bond).
- b) Subject to sub-clause 8(a), the Commissioner of Customs (Bond) or any other Commissioner of Customs authorized by the Board shall assess the Customs value as per Section-95 of the Act, for selling the used machineries, scraps and defected goods not fit for export to the Tariff Area.
- c) Subject to sub-clause 8(a) and (b), used machineries and/or scraps shall be disposed off in the following manner :
  - i. The concerned unit shall obtain permission of the Ministry of Commerce or as the case maybe, Chief Comptroller of Imports and Exports (CCIE) through the

- One Stop Service Center of the Zone to sell the used machineries and/or scraps in the Tariff Area.
- ii. The person or unit in the Tariff Area also shall obtain permission of the Ministry of Commerce or as the case maybe, Chief Comptroller of Imports and Exports (CCIE) to purchase the used machineries and/or scraps from the unit concerned in the Zone.
  - iii. The used machineries and/or scraps, as described by the Ministry of Commerce or as the case maybe, Chief Comptroller of Imports and Exports (CCIE), will be assessed as per the provisions of the Act and rules made there under.
  - iv. Subject to sub-Clause 8 (c) (iii), used machineries and/or scraps, may be taken out of the Zone after fulfilling all requirements prescribed under the Act and the rules made there under for import of such goods from out of Bangladesh into the Tariff Area.
  - v. In case of disposal of used machineries, the residual life of the machineries must be declared in writing not less than 10 (Ten) years by an internationally recognized Surveyor.
  - vi. The value and the rate of duties and other taxes applicable to used machineries and/or scrap, as described by the Ministry of Commerce or as the case maybe, Chief Comptroller of Imports and Exports (CCIE) for sale from the Zone to the Tariff Area, shall be determined on the basis of depreciation. In such cases, the base year for determining the Customs value shall be clearly marked and year-wise depreciation shall not be more than 20% (Twenty Percent). The overall depreciated value shall not be more than 80% (Eighty Percent) of the original import value.
  - vii. For the purpose of determination of value and the rate of duties and other taxes applicable to used machineries and/or scrap, fraction of 06 (six) months or more than 06 (six) months in a year shall be considered as a full year while calculating depreciation. Fraction of time less than 06 (six) months shall not be taken into account.

#### **9. Warehousing Bond:**

Every bonded warehouse licence holder shall execute a warehousing bond as per Section-86 of the Act, read with Rule-12 of the Bonded Warehouse Licensing Rules, 2008.

#### **10. Disposal of Wastage:**

- a) Upon application of the concerned unit and approval of the Authority, waste materials which have been completely or partially damaged and has lost quality to be re-utilized after being used in the manufacturing process and have no commercial value, shall be completely destroyed according to the provisions of the Bangladesh Environmental Conservation Act, 1995 (1 of 1995) in a place outside the production area of the concerned unit on presence of an officer of Customs authorized by the Commissioner of Customs (Bond).
- b) A detailed report of the destroyed materials shall be sent to the Commissioner of Customs (Bond) by the concerned unit within 07 (seven) days of the destruction. The Concerned unit shall preserve all documents in relation the destruction process as per the provision of the Act.

- c) Upon application of the concerned unit and approval of the Authority, waste materials which have commercial value shall be assessed through physical examination by the officer authorized by the Commissioner of Customs (Bond) and disposed off in the manner prescribed in Clause-8.

**11. In-bond and Ex-bond procedure:**

- a) Verifying the imported raw materials of semi-finished materials with import document such as L/C, Master L/C, Back-to-back L/C, Sales Contract, Bill of Entry, Invoice, Packing List (whatever may be applicable according to existing rules and regulations) etc, the bond officer will make in-bond in the bond register as well as the bonded warehouse with joint signature of the licensee or any person authorized by the licensee in the prescribed manner.
- b) The bond officer shall make ex-bond from the bond register as well as the bonded warehouse of finished or semi-finished materials processed or manufactured by the concerned bonded unit utilizing materials under in-bond with joint signature of the licensee or any person authorized by the licensee in the prescribed manner.

**12. Destruction:**

Any goods brought into a Zone having been rendered unfit for consumption may be allowed to be destroyed or rendered commercially valueless by an officer of Customs not below the rank of a Assistant Commissioner of Customs (Bond) in such manner as may be prescribed by the Commissioner of Customs (Bond).

**13. Bond licence:**

- a) The Commissioner of Customs (Bond) shall issue license to all persons/industries involved in warehousing, processing, manufacturing, exporting and/or domestic selling of goods in the Zone as per the provisions of the Act and the rules made there under.
- b) All manufacturing/processing units established in any area of the Zone shall set machineries according to the project proposal approved by the Authority. The Commissioner of Customs (Bond) or any other officer of Customs authorized by the Commissioner of Customs (Bond) shall conduct a physical examination of the production capacity of the machineries set by the manufacturing/processing units within any area of the Zone according to the project proposal approved by the Authority and measure the warehousing capacity of the bonded unit to determine at a time import entitlement.
- c) Subject to sub-clause 13(b), list/lists of to be imported by bonded manufacturing/processing units describing corresponding H.S Code and tariff description as per the FIRST SCHEDULE of the Act and at a time import entitlement will be attached with the bond licence as annex. A copy of the bond licence for each unit in any area of the Zone will be forwarded to be Authority.

**14. Annual Audit:**

The Commissioner of Customs (Bond) shall carry out annual audit of each person/industry set up in a Zone in such manner as he deems fit.