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F. No. XVI/13/22 /N/PS/2017

Dated, the 10<sup>TH</sup> January, 2018

PUBLIC NOTICE No.PS-1/2018

- (1) Competent Authority has fixed the country cap of 3094 MT for import of white poppy seeds & 391MT for import of yellow poppy seeds from China.
- Accordingly applications are hereby invited from desirous applicants for registration of sales contract for import of white/yellow poppy seeds from China into India.
- (2) Any company/applicant desirous to import poppy seed from China shall apply in the prescribed proforma to register their sales contracts with the Narcotics Commissioner, Gwalior, prior to import. They are required to submit following documents in support of their request for registration of sales contract for import of poppy seed,
- (i) Application in the prescribed format (Attached with this notice):- The application is required to be signed by the proprietor/any of the partners in case of proprietorship/partnership. In case of company, the application should be signed by any of the Executive Director or authorized person duly empowered by Board of Directors. (In such a case, Board Resolution in original/certified copy is to be submitted).
- (ii) Sales contract in original duly signed by the importer as well by the exporter. In case the transaction is routed through an agent, then sales contract in original entered by such agent with specified Chinese Exporter in China for export of Poppy Seeds to India will have to be submitted.

- (iii) Attested copy of PAN card
- (iv) Attested copy of Import Export Code(IEC) issued by DGFT
- (v) Copy of GST Registration
- (vi) Demand Draft worth of Rs 1000/- (Rs. One thousand) in favour of Drawing and Disbursing Officer, Central Bureau of Narcotics, Gwalior.
- (vii) Address of Jurisdictional Commissionerate of Central Excise under which firm is situated. In case applicant is registered with Central Excise, the copy of Central Excise Registration Certificate be also submitted.
- (viii) Copy of import related documents i.e. invoice, certificate of origin, bill of entry, bill of lading etc. for import of poppy seeds from China imported against the contract registered in the month of June, 2017 if not already submitted.

(3) Applicants also please note that :

(i) Application for registration of contract for import of white/yellow poppy seeds from China shall be submitted by post/courier only . No Application sent by hand will be accepted by this office

(ii) Application alongwith requisite documents must reach by 6.00 PM of 25.01.18 . **Any application received after 25.01.18 will not be accepted at any cost and will be returned to the applicant and will not be taken on record.** The Envelope containing application should be superscribed "Application for import of poppy seed from China "

(iii) For the purpose of cutoff date, the date of receipt of scanned copy of application along with scanned copy of requisite documents and DD will be date of receipt of e-mail at [suptd-narco@cbn.nic.in](mailto:suptd-narco@cbn.nic.in) or by post whichever is earlier. However, application will be processed only after

receipt of hard copy of application and other requisite documents. In case hard copy of application by post/courier is not received by 1st February, 2018 from any applicant (figuring in priority list upto country cap), then an e-mail communication will be sent to such an applicant by 10<sup>th</sup> February, 2018 with the request to submit it by 20<sup>th</sup> February, 2018. If hard copy is not received by 20<sup>th</sup> February, 2018, then his application will be rejected and sales contract of next applicant in the priority list shall be registered.

(iv) Narcotics Commissioner shall apportion the country cap between the applicant in the following manner

- (a) If the total quantity applied by all applicants is below the country cap then Narcotics Commissioner shall register all sales contract to the extent of quantity applied for by each applicant.
- (b) If registration of sales contract cannot be done under clause (a) above, then Narcotics Commissioner shall register sales contract of all eligible applicants to the extent of 180 MT or applied quantity whichever is lower, provided total quantity allocated to all eligible applicants is below country cap.
- (c) If registration of sales contract cannot be done under clause (b) above, then Narcotics Commissioner shall register sales contract of all eligible applicants to the extent of 90 MT or applied quantity whichever is lower, provided total quantity allocated to all eligible applicants is below country cap.
- (d) However, if quantity available for allocation to the applicants is insufficient to allocate to all the applicants in the manner provided in (C) above, selection of application shall be done through 'draw of lots'. Draw of lots, if required, will be held at 11 A.M. of 09.02.18 in the Office of the Narcotics Commissioner, Gwalior and interested applicants may

remain present either in person or through duly authorized representative during the proceeding of drawing of lots. A 'priority list' shall be made which shall be in accordance with the 'draw of lots'.

(v) Each importer with a specific Importer-Exporter Code (IEC) shall submit only one (1) application and shall clearly indicate in his application the total quantity of poppy seeds sales contract they wish to register. In cases where more than one application are submitted by any importer with a specific Importer-Exporter Code (IEC) all such application shall be rejected.

(vi) An application shall be accepted only if requisite documents are found to be proper and complete in all respect. Incomplete application or application without all requisite documents will be summarily rejected and returned to the applicant along with Deficiency Memo and shall not be taken on record.

- (4) For registration of contract of import of white poppy seeds from China the Ministry's guidelines issued under F.No. N-22012/06/2015-NC-I dated 25<sup>th</sup> April, 2017 would be followed .
- (5) Those applicants who do not receive any allocation due to the country cap getting exhausted shall be put on 'waitlist'.
- (6) Quantity available for allocation to the applicants shall be allocated as per priority list through 'draw of lots' (if necessary) till the available quantity is exhausted.
- (7) Applicants who were put on 'waitlist' due to exhaust of the country cap shall be allowed, in the order of the priority list drawn at the time of the allocation of country cap, to register sales contract for the quantity

applied, or ninety (90 MT), whichever is less, subject to the quantity available by way of surrender as under Para (9)

- (8) The import contracts which will be registered by the Narcotics Commissioner shall be valid for a period of 4 months only from the date of issue .
- (9) An applicant, after registration of sales contract may surrender part or full of registered quantity by communicating in writing and received by the Narcotics Commissioner within a period of 30 days from such registration.
- (10) If an importer fails to import a minimum of 50% of the quantity registered for import, less the quantity surrendered, he shall be debarred from registration of sales contract for a period of two years.
- (11) Country of Origin Certificate will have to be produced before Custom Authority at the time of import.
- (12) An applicant shall submit details of each import of poppy seeds alongwith photo copy of Country of Origin Certificate within 15 days of import to the Narcotics Commissioner.
- (13) If at any stage, it is found that information/documents submitted by any applicant are false, misleading or fictitious, then, not only registration his sales contract will liable to be revoked but he may proceeded against for action in terms of provision of any law for time being in force.

By Order  
Narcotics Commissioner

**APPLICATION FORM FOR REGISTRATION OF IMPORT CONTRACT FOR IMPORT OF  
POPPY SEED FROM CHINA**

1. Name and address of the importer (with Telephone, Fax Nos. & email ID.)		2. Name and address of exporter (with Telephone & Fax Nos.)	
3. Constitution : (Please indicate i.e. Proprietor concern, Partnership firm Pvt. Ltd. Company/Limited Company, etc).		4. Name of Proprietor, Partners or Directors as the case may be	
5. GST Registration No. alongwith name & address of issuing authority			
6. Quantity of poppy seeds to be imported		7. Country of origin of poppy seed	
8. Port of entry into importing country		9. Port of Exit from exporting country	
10. Operator/ Agent if any involved in the transaction (Give Name and address)		11. Has your company been registered previously by the Central Bureau of Narcotics to import poppy seeds, if so please give latest Registration No.	
12. IEC Code No. & Date		13. Sales Contract No. and Date	
14. Details of Poppy seeds imported from China during last two years			
Financial Year(*)	Qty. registered for import	Registration Number & Date	Quantity actually imported
2016-17			
2017-18			
Undertaking by applicant : I/We hereby undertake that information furnished above are true & correct to the best of knowledge/belief. If at any stage, it is found to be false, misleading or fictitious, I/We shall be liable for action in terms of provisions of any law for time being in force.			
Signature : Name : Position In company /Firm: Date :		Seal of Company/Firm	

(\*) Indicate year with respect to date of registration.

**Note: Please provide e-mail ID invariably for speedy communication**