

FOREIGN TRADE NOTIFICATION

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Body

**Notification No. 32 /2015-2020, Dated 14th September, 2022**

Government of India  
Ministry of Commerce & Industry  
Department of Commerce  
Directorate General of Foreign Trade  
Vanijya Bhavan

**Subject: Amendment in Import Policy Condition under Chapter 39 of ITC (HS), 2022, Schedule - I (Import Policy).**

In exercise of powers conferred by Section 3 read with Section 5 of the Foreign Trade (Development and Regulation) Act, 1992 (as amended from time to time) read with paragraph 1.02 and 2.01 of the Foreign Trade Policy (FTP), 2015-2020, the Central Government hereby amends the Import Policy and revises the Condition No.2 of Chapter 39 of ITC (HS), 2022, Schedule I (Import Policy) as under:

HS Code	Item Description	Existing Import Policy	Existing Policy Condition	Revised Import Policy	Revised Policy Condition
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39076110 39076930	--- PET flake (chip)	Prohibited	The import of PET bottle waste/scrap/ PET flakes made from used PET bottles etc is "Prohibited" as per OM No. 23-4/2009-HSMD dated 30-08-2016 and O.M. No.23/66/2019-HSM dated 03/10/2019 of Ministry of Environment, Forest and Climate Change.	Prohibited	The import of PET bottle waste/scrap made from used PET bottles etc is "Prohibited" as per OM No. 23-4/2009-HSMD dated 30-08-2016 and O.M. No.23/66/2019-HSM dated 03/10/2019 of Ministry of Environment, Forest and Climate Change (MoEF&CC) However, import of PET Flakes has been permitted under an authorisation from DGFT and subject to NOC from MoEF&CC, in accordance with their O.M. No. 23/66/2019-HSMD dated 23.08.2022, subject to following conditions : i. A unit should be eligible for import only if it has used domestic waste to the extent at least 70% of the capacity in the previous year, (e.g. production of 2021-22 to be considered for 2022-23 permissions). ii. The imports for the year 2022-23 should be restricted to 20% of the production in the year 2021 -22 and thereafter, 15% of the actual capacity utilized in the preceding year. iii. An additional import up to 10% may be considered against exports of the products. iv. Units would be eligible for import after at least one year of production.
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**2. Effect of the Notification:**

Import of PET Flakes has been permitted subject to NOC from MoEF&CC and an authorisation from DGFT.

This issues with the approval of Minister of Commerce and Industry.

(Santosh Kumar Sarangi)  
Director General of Foreign Trade  
Ex- officio Addl. Secretary to the Gol  
E-mail: dgft@nic.in

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