

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY,
PART II, SECTION 3, SUB-SECTION(i)]

GOVERNMENT OF INDIA
MINISTRY OF FINANCE
(DEPARTMENT OF
REVENUE)

Notification No. 17/2023-Customs

New Delhi dated the 29th March, 2023

G.S.R(E).— In exercise of the powers conferred by sub-section (1) of section 25 of the Customs Act, 1962 (52 of 1962) and sub-section (12) of section 3 of Customs Tariff Act, 1975 (51 of 1975), the Central Government, on being satisfied that it is necessary in the public interest so to do, hereby makes the following further amendments in the notification of the Government of India in the Ministry of Finance (Department of Revenue), No. 50/2017-Customs, dated the 30th June, 2017, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), *vide* number G.S.R. 785(E), dated the 30th June, 2017, namely :-

In the said notification,

I. in the Table, -

- (1) against S. No. 167A, in column (3), for the entry, the entry “Drugs, Medicines or Food for Special Medical Purposes (FSMP) used for treatment of rare diseases” shall be substituted;
- (2) against S. No. 403, in column (3), for the figures “2023”, the figures “2024” shall be substituted;
- (3) for S. No. 460 and the entries relating thereto, the following S. Nos. and entries shall be substituted with effect from 1st April, 2023, namely: -

(1)	(2)	(3)	(4)	(5)	(6)
“460.	8446, 8448	The following goods (other than old and used) for use in the textile industry, namely: - (i) Shuttleless Rapier Looms (above 650 rpm); (ii) Shuttleless Waterjet Looms (above 800 rpm); (iii) Shuttleless Airjet Looms (above 1000 rpm); (iv) Parts and components for use in manufacturing of shuttleless looms:	Nil Nil Nil Nil	- - - -	- - - 9

		Provided that nothing contained in this S. No. shall have effect after the 31 st March, 2025.			
460A.	8446	The following weaving machines (other than old and used), for use in the textile industry, namely: - (i) Carbon Fabric Weaving Rapier Looms; (ii) Biaxial and multiaxial weaving machines for manufacturing technical textiles; (iii) 3-D and block weaving machines for manufacturing technical textiles: Provided that nothing contained in this S. No. shall have effect after the 31st March, 2025.	5%	-	-
460B.	8447	The following knitting machines (other than old and used), for use in the textile industry, namely: - (i) Flat Knitting Machines (11 revolutions per minute or minimum speed of 0.3 Mts per sec); (ii) Warp Knitting Machines (Minimum working width of 60" and minimum speed of 500 RPM); (iii) Raschel Knitting Machines (Minimum working width of 60" and minimum speed of 500 RPM); (iv) Knitting machines for spacer fabrics: Provided that nothing contained in this S. No. shall have effect after the 31st March, 2025.	5%	-	-

460C.	84	The following goods (other than old and used), for use in the textile industry, namely: - (i) Industrial sewing machine (tariff heading 8452); (ii) Laser garment panel cutter (tariff item 8456 11 00); (iii) Whole garment making machine (knitted) (chapter 84); (iv) Ink Jet printing machines (tariff item 8443 39 10): Provided that nothing contained in this S. No. shall have effect after the 31st March, 2025.	5%	-	-
460D.	84	Machinery (other than old and used) for manufacture of non-wovens textiles, namely: - (i) Complete production lines for the production of following non-wovens, up to rolled goods preparation and packing, namely: (a) Needle punched non-wovens (b) Chemically bonded non-wovens (c) Thermally bonded non-wovens (d) Stitch bond non-wovens (e) Spun laced (hydro entangled) non-wovens (f) Melt blown non-wovens (g) Spun bond melt blown (SMS) non-wovens (ii) Machinery for finishing of all non-wovens; (iii) Machinery for converting non-wovens into made-ups: Provided that nothing contained in this S. No. shall have effect after the 31st March, 2025.	5%	-	-
460E.	84, or any chapter	Parts and components (other than old and used) for use in manufacturing of textile machineries (falling under tariff headings 8444, 8445, 8446, 8447, 8448, 8449, 8451, 8452):	5%	-	9”;

		Provided that nothing contained in this S. No. shall have effect after the 31 st March, 2025.			
--	--	--	--	--	--

- (4) against S. No. 563A, in column (3), in entry (ii), after item (g) and entries relating thereto, the following items and the entries relating thereto shall be inserted with effect from 1st April, 2023, namely: -

“(h) Flat Panel Detector, including Scintillators (9022 90 90);
(i) X-ray Tube (9022 30 00)”;

- (5) against S. No. 564, in column (3), after item (g), the following items and the entries relating thereto shall be inserted with effect from 1st April, 2023, namely: -

“(h) Medical Grade Monitor (8528 59 00);
(i) Flat Panel Detector, including Scintillators (9022 90 90);
(j) X-ray Tube (9022 30 00)”;

- (6) after S. No. 607A and the entries relating thereto, the following S. No. and entries shall be inserted, namely: -

(1)	(2)	(3)	(4)	(5)	(6)
“607B.	9804	Drugs, Medicines or Food for Special Medical Purposes (FSMP) used for treatment of rare diseases specified in List 38.	Nil	-	115”;

II. in the ANNEXURE,

- (1) in Condition No. 112, for the words “drugs or medicines” at both places, the words “Drugs, Medicines or Food for Special Medical Purposes (FSMP)” shall be substituted;
- (2) after Condition No. 114, the following Condition No. shall be inserted, namely: -

“115.	If,- (a) the goods are imported by an individual for personal use; (b) it is certified in the Form as applicable and specified below, by the Director General or Deputy Director General or Assistant Director General, Health Services, New Delhi, Director of Health Services of the State Government or the District Medical Officer/Civil Surgeon of the district, in each individual case <u>(1) Form for Drugs/Medicines/FSMP used for treatment of Rare Diseases covered under S. No.607B of the Table.</u>
-------	--

	Certificate No..... of (year) Certified that the medicine.....(name of the Drug/Medicine/FSMP) to be used for the treatment of(patient name), is a Drug/Medicine/ Food for Special Medical Purposes (FSMP) used specifically for treatment of rare disease specified in List 38 and exemption from the payment of customs duty is recommended. Signature with date of Director General / Deputy Director General / Assistant Director General, Health Services, New Delhi or Director of Health Services or District Medical Officer/Civil Surgeon. and (c) the importer produces the said certificate to the Deputy Commissioner of Customs or the Assistant Commissioner of Customs, as the case may be, at the time of clearance, or gives an undertaking as acceptable to the Deputy Commissioner or the Assistant Commissioner to furnish the said certificate within such period as may be specified by the Deputy Commissioner or the Assistant Commissioner, failing which to pay duty leviable thereon.
--	---

III. (1) in List 4, after item number 111 and the entries relating thereto, the following entry shall be inserted, namely: -

“(112) Pembrolizumab (Keytruda)”;

(2) after List 37 and the entries relating thereto, the following list and entries shall be inserted, namely: -

“List 38 (See S. No. 607B of the Table)

1. Lysosomal Storage Disorders (LSDs)
2. Adrenoleukodystrophy
3. Severe Combined Immunodeficiency (SCID)
4. Chronic Granulomatous disease
5. Wiskot Aldrich Syndrome
6. Osteopetrosis
7. Fanconi Anemia
8. Laron's Syndrome
9. Tyrosinemia
10. Glycogen storage disorders (GSD) I, III and IV due to poor metabolic control, multiple liver adenomas, or high risk for

Hepatocellular carcinoma, or condition of substantial cirrhosis or liver dysfunction, or progressive liver failure

11. Maple Syrup Urine Disease (MSUD)
12. Urea cycle disorders
13. Organic acidemias
14. Autosomal recessive Polycystic Kidney Disease
15. Autosomal dominant Polycystic Kidney Disease
16. Phenylketonuria (PKU)
17. Non-PKU hyperphenylalaninemia conditions
18. Homocystinuria
19. Urea Cycle Enzyme defects
20. Glutaric Aciduria type 1 and 2
21. Methyl Malonic Acidemia
22. Propionic Acidemia
23. Isovaleric Acidemia
24. Leucine sensitive hypoglycemia
25. Galactosemia
26. Glucose galactose malabsorption
27. Severe Food protein allergy
28. GH deficiency
29. Prader Willi Syndrome
30. Turner syndrome
31. Noonan syndrome
32. Acidemias, mitochondrial disorders
33. Acute Intermittent Porphyria
34. Wilson's Disease
35. Congenital Adrenal Hyperplasia
36. Neonatal onset Multisystem inflammatory Disease (NoMID)
37. Gaucher Disease Type I and III
38. Hurler Syndrome [Mucopolysaccharidosis (MPS) Type I]
39. Hunter syndrome (MPS II)
40. Pompe Disease
41. Fabry Disease
42. MPS IVA
43. MPS VI
44. Cystic Fibrosis.
45. Duchenne Muscular Dystrophy
46. Spinal Muscular Atrophy
47. Wolman Disease
48. Hypophosphatasia
49. Neuronal ceroid lipofuscinosis
50. Hypophosphatic Rickets
51. Atypical Hemolytic Uremic Syndrome”.

2. Save as otherwise provided, this notification shall come into force on 30th March, 2023.

[F. No. 334/05/2023-TRU]

(Amreeta Titus)

Deputy Secretary

Note: The principal notification No. 50/2017-Customs, dated the 30th June, 2017 was published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-Section (i), *vide* number G.S.R. 785(E), dated the 30th June, 2017 and was last amended *vide* notification No. 16/2023-Customs, dated the 3rd March, 2023, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), *vide* number G.S.R. 170(E), dated the 3rd March, 2023.