

CONFIDENTIAL

EXPORT INSPECTION COUNCIL OF INDIA
(Ministry of Commerce, Government of India)
New Delhi

MINUTES OF THE EIGHTY-NINTH MEETING OF THE EXPORT
INSPECTION COUNCIL

DATE APRIL 24, 2000

TIME 1100 Hrs

VENUE Room No. 141,
Udyog Bhavan,
New Delhi 110011

PRESENT Members

- 1 Smt Rathi Vinay Jha, Additional Secretary, MOC-Chairperson
- 2 Ms Shashi Sareen, , Director (I&QC) -Member Secretary
- 3 Shri E K Bharat Bhushan, JS (EI), MOC
- 4 Shri P P De, Director General , DGCI&S, Calcutta
- 5 Shri Vijay Munjal, Managing Director, HERO Exports, Ludhiana
- 6 Shri Rajkumar Mandradiar, Managing Partner, P. Mittulaul, Lalah & Sons, Chennai.
- 7 Shri D A Dhabolkar, Director, Shri Ram Institute for Industrial Research, New Delhi
- 8 Shri Anwar Hashim, Managing Partner, Abad Fisheries, Cochin
- 9 Shri R S Seshadri, Director, United Ricelands, Gurgaon

Invitees

- 10 Shri K.K Goel, Director, BIS, Delhi
- 11 Shri Chandan Behl, Deputy Director, BIS, Delhi

Section 2 - ADMINISTRATION

Item No. 2.1

Constitution of EIC

Noted

The following corrections were made with regard to designation as requested:

- (i) Sl. No. 13 - Mr Anwar Hashim, 'Managing Partner' instead of 'Managing Director'
- (ii) Sl. No. 15 - Mr. N.S. Rajkumar Mandradiar, 'Managing Partner'

Item No.2.2

Constitution of Administrative Committee & Technical Committee of EIC.

The Administrative and Technical Committees were re-constituted with the following modifications/additions:

Administrative Committee

- (i) The Joint Secretary (Incharge of Export Inspection), Ministry of Commerce would be the Chairman of the Administrative Committee in place of Additional Secretary, Ministry of Commerce
- (ii) Representation was provided to FIEO

Technical Committee

- i) At Sl. No 7, representation provided to 'Mr Anwar Hashim, Managing Partner, M/s Abad Fisheries, Abad Building, P.B. No.313, Kochangadi, Cochin' instead of 'President Seafood Exporters' Association Cochin'.
- ii) Representation provided to All India Rice Exporters Association (AIREA), Indian Dairy Association/Federation, Spices Board and FIEO.
- iii) It was also felt that the representations from FICCI, CII and Quality Council of India would be useful. However, it was decided that before providing representations to these organisations on the Technical Committee, their interest in the working of the Committee be ascertained.

warranted by the evidences on record and the inquiry was held as per the laid down procedure. It was also observed that his submissions in his appeal were duly considered by the Chairman, EIC in his capacity as Appellate Authority, while passing the order dated 19.11.1996 rejecting his appeal. Subsequently, Shri Caroli submitted the review petition wherein he challenged the decision of the Appellate Authority.

The Council however, agreed that his submissions have no force inasmuch as it was established that the consignment in question was declared initially exportworthy by Shri Caroli on 4.7.1983 when he did not rely in full on the IS Code. Thereafter, the goods were despatched to Bombay under his assurance with the direction to collect the inspection certificate on 5.7.1983. However, on 5.7.1983, the certificate was not issued and the firm was kept in dark about it, when actually it was rejected by him after discussion with his Controlling Officer, Shri S.P. Mangla, ex Deputy Director. It was also established in the inquiry that the IS 374-1979 was inserted in the intimation and back dated notings were made on the inspection papers with a view to reject the consignment, ignoring the relaxations vide EIC Circular dated 5.10.1977. The firm was kept in dark and consequently could not prefer an appeal as by that time the LC had expired. The firm lodged a complaint which was enquired into departmentally and the Commission(CVC) was consulted before initiating departmental proceedings against Shri Caroli and others.

Further, relying on the evidences on record it was accordingly held that "The report of Dy. Director clearly says that "the IO had wrongly declared the consignment as EW". In the printed sheet both alternatives export-worthy/non-exportworthy have been scored out and the word rejected and non-export worthy written again. From this, as well as the fact that during the enquiry Shri Caroli had not taken the position that he had rejected the consignment on the very first day, it can be deduce that the report which he submitted to the Dy Director finally mentioned that the consignment was exportworthy "

Under the facts and circumstances of the case, the Council without prejudice to such directions of the Hon'ble Court as may be passed, rejected the review petition and confirmed the penalty of removal from service imposed on Shri S.K. Caroli, ex Assistant Director, EIA-Delhi

Item No. 2.7

Purchase of Staff Car for EIC

While agreeing to the proposal for purchase of staff car for EIC, one of the members proposed that EIC should go for a better technological car than Ambassador. The Chairperson authorised Director (I&QC), EIC to decide on a suitable model and purchase the same and agreed that Ministry of Commerce will make all possible efforts to provide additional funds for the purpose. It was further suggested that EIC

SECTION 3 -TECHNICAL

- Item No. 3.1 Augmentation of testing facilities for testing potability of water
Approved.
- Item No. 3.2 Recognition of Pvt. Inspection Agencies
Noted
- Item No. 3.3 FAO Project TCP/IND/8822(T)
Noted
- Item No. 3.4 Issuance of Phytosanitary Certificate

Noted However, it was desired that Director (I&QC) may follow up the matter with the Ministry of Agriculture for authorizing EIAs to issue phytosanitary certificates
- Item No. 3.5 Visit of US FDA team

Noted
- Item No. 3.6 Export of Fishery Products to the EU

Noted
- Item No. 3.7 Issue of Certificates of Origin under Indo-Sri Lanka Free Trade Agreement

Noted
- Item No. 3.8 Revision of the price of Blank GSP Forms and Certification Fee

Noted
- Item No. 3.9 Appointment of EIC as the nodal authority for training

Noted

Item No. 3.17 Export of Milk Products

Noted

Item No. 3.18 Export of rice to France

Noted However, it was decided that as certification for GMOs has become very important, the matter be taken up at Government level

Item No. 3.19 Development of IT in EIC/EIAs

Noted

Item No. 3.20 Business Development for EIC/EIAs

Noted

Item No. 3.21 Business Development for EIA-Delhi

Noted

Item No. 3.17 Export of Milk Products

Noted

Item No. 3.18 Export of rice to France

Noted However, it was decided that as certification for GMOs has become very important, the matter be taken up at Government level

Item No. 3.19 Development of IT in EIC/EIAs

Noted

Item No. 3.20 Business Development for EIC/EIAs

Noted

Item No. 3.21 Business Development for EIA-Delhi

Noted

- developing a voluntary 'Total Quality' Certification Scheme which would focus on conformance to systems (ISO-9000, ISO-14000, HACCP as applicable), compliance of quality of product to international/importing countries' requirements and existence of adequate test facilities in the establishments for assuring quality of final product. The need to develop the scheme and work for its acceptance by exporters as well as overseas Govt./buyers was stressed;
- developing tie-ups with international/financial institutions and other promotion bodies so that finance given by these bodies is linked to quality aspects.

Image Building

Under this activity, the major areas identified included:

- intensification of corporate communication activities;
- working to develop credibility in overseas market through implementation of international criteria, working for development of MoU/ MRAs with the various Govts ,
- participation in Trade Fairs (real as well as virtual);
- net-working with organisation in India promoting exports (including EPCs, Industry Associations, various Ministries).

The above plan was proposed to be implemented in a phased manner.

The Council noted the future plan as presented.

2. Shri Anwar Hashim, M/s Abad Fisheries raised certain issues on the EIC requirement relating to export of fish and fishery products to EU, specifically, with regard to conduct of routine bacteriological tests, frequency of monitoring of approved units, suspension of product if pathogens detected and new factory approval.

The Council decided that the issue be taken up at the meeting of the Technical Committee

