

F.No. 520/01/2023-Cus.VI
Government of India
Ministry of Finance, Department of Revenue
Central Board of Indirect Taxes and Customs

Room No. 252A, North Block, New Delhi

Dated: 18.07.2023

To,

All Principal Chief Commissioner/Chief Commissioner of Customs/Custom (Preventive),

All Principal Chief Commissioner/Chief Commissioner of Central Tax and Customs,

All Principal Commissioner/Commissioner of Customs /Custom (Preventive),

All Principal Commissioner/Commissioner of Central Tax and Customs.

Subject: Suspension of Licence of Customs Broker – regarding

Madam/Sir,

The undersigned is directed to say that references have been received in the Board that often the suspension of Customs Broker licence is resorted even in the cases which do not merit immediate suspension of licence. It is represented that this may be disruptive, especially in the case of small enterprises of Custom Brokers.

2. The matter has been examined. The Regulation 16 of CBLR, 2018 provides that notwithstanding anything contained in Regulation 14, the Commissioner of Customs may, in appropriate cases where immediate action is necessary, suspend the licence of a customs broker, where the enquiry against such customs broker is pending or contemplated.

3. Since the power is specified to be exercised in specified circumstances, that is, the appropriate cases where immediate action is necessary, it indicates that suspension is not visualized for application in a manner routine or mechanical or in every case. This aspect is to be kept in view by the Commissioner of Customs in the course of considering a proposal to suspend the licence of a customs broker. Before doing so, the Commissioner should also take the care also of recording his/her reasons as to why it is considered an appropriate case where immediate action of suspension is necessary.

Hindi version follows.

(Tribhuvan Yadav)

OSD, Customs VI

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