

Setting up Business in India

Trade and Facilitation Series - Vol 7



BRIEF ON SCOMET

- ✓ “SCOMET” is the nomenclature for dual-use items and export of these items and technology are regulated under Foreign Trade Policy
- ✓ It is either prohibited or is permitted under an authorisation.



**Special
Chemicals**

Organisms

Materials

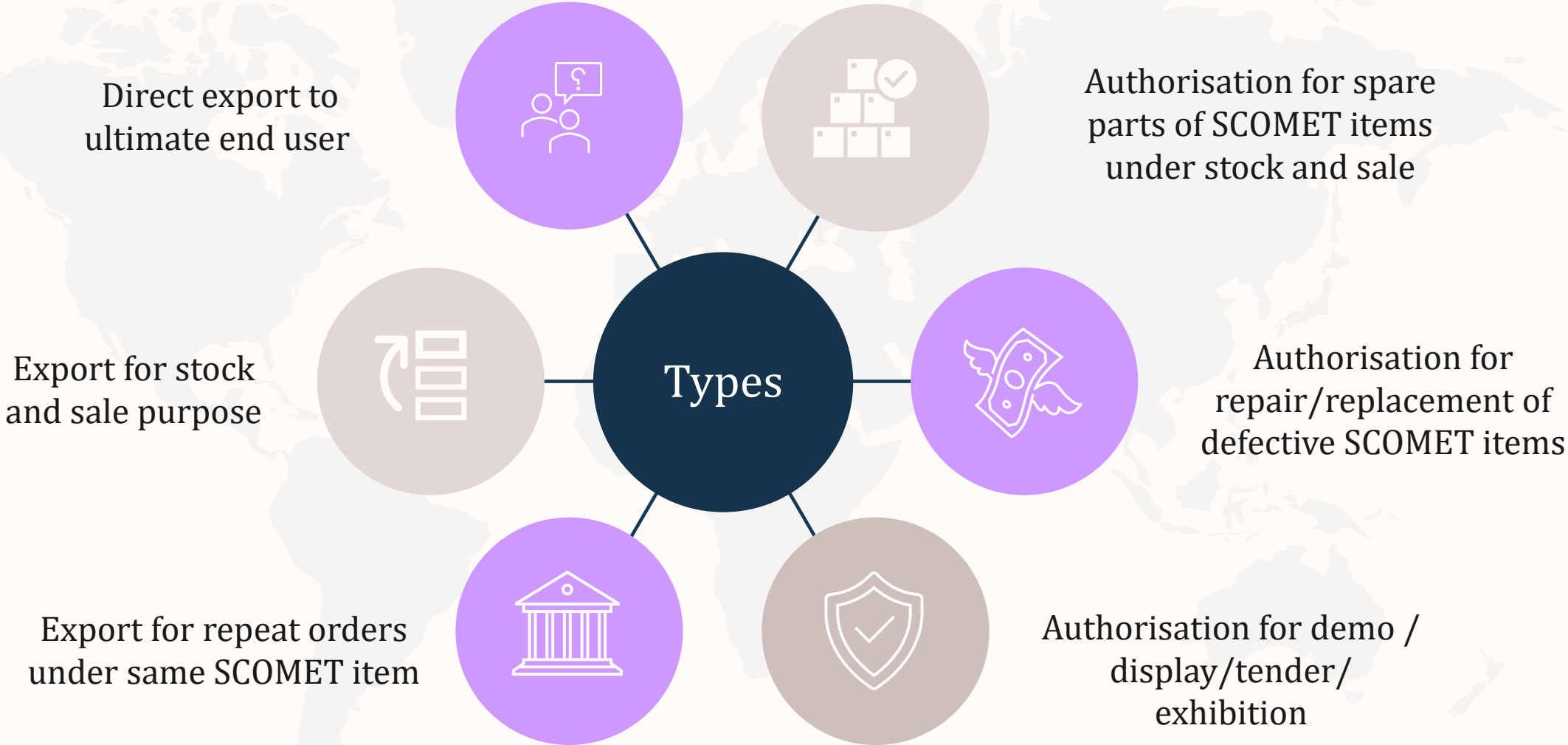
Equipment

Technology

CATEGORIES UNDER SCOMET

SCOMET Category	SCOMET items	Licensing Jurisdiction
0	Nuclear materials. , nuclear-related other materials, equipment and technology	Department of Atomic Energy(DAE)
1	Toxic chemical agents and other chemicals	DGFT
2	Micro-organisms, Toxins	
3	Materials, Materials Processing Equipment and related Technologies	DGFT
4	Nuclear-related other equipment and technology not controlled under Category '0'	DGFT
5	Aerospace systems, equipment, including production and test equipment, and related technology	DGFT
6	Munitions List	Dept. of Defence Production (DDP)/ Ministry of Defense
7 (Reserved)		
8	Special Materials And Related Equipment, Material Processing, Electronics, Computers, Telecommunications, Information Security, Sensors And Lasers, Navigation And Avionics, Marine, Aerospace And Propulsion	DGFT

EXPORT AUTHORISATIONS

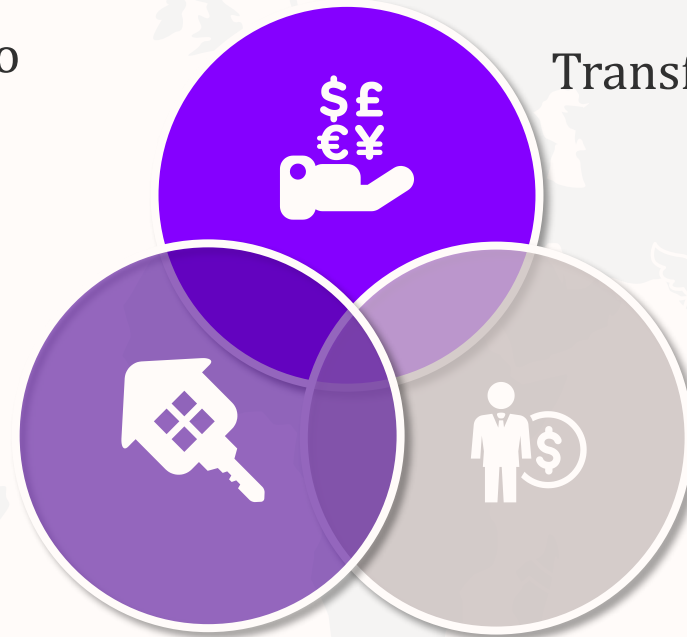


OTHER AUTHORISATIONS

Authorisations for re-export/return of imported SCOMET items to the same foreign entity

Global authorisations for Intra-Company Transfers(GAICT) of SCOMET Items

General Authorisation for export of Information Security items (GAEIS) of SCOMET items



General authorisations for Export of Chemicals and related Equipment(GAEC) of SCOMET items

VALIDITY PERIOD OF SCOMET AUTHORISATION

GAEC¹ authorisation is valid for a period of 3 years subject to post reporting requirement within 30 days from the last quarter

GAICT² authorisation is valid for a period of 3 years subject to validity timelines

3 years

3 years

2 years


1 year

Validity period for SCOMET authorisation shall be 24 month(2 years) unless otherwise specified

GAER³ authorisation shall be valid for a period of 1 year subject to post reporting within 30 days from such report

1. *General Authorization for export of chemicals and related equipments*
2. *Global Authorization for Intra-Company Transfer*
3. *General Authorization for export after repair in India*

KEY POINTS TO BE NOTED



Every SCOMET export authorization holder shall maintain all the relevant records, including all the documents submitted while making an application for SCOMET authorization, in manual or electronic form for a period of 5 years or till validity of export authorization, whichever is higher

DGFT encourages voluntary self disclosure of failure to comply with the export control provisions, and support raising awareness among exporters to avoid any incidents of non compliances while taking strict action under FTDR Act for violation of SCOMET policy in cases other than voluntary self disclosure

PENAL PROVISIONS FOR NON-COMPLIANCE

Penal provisions under the following Acts could be invoked:

- ✓ The Customs Act, 1962
- ✓ The FT (DR) Act 1992
- ✓ The Weapons of Mass Destruction and their Delivery Systems (Prohibition of Unlawful Activities) Act, 2005 (21 of 2005)





Thanks!

Do you have any questions?
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