

Customs Rules 2026 (1970)

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Amendment -

(1) Customs (First amendment) Rules, 2042 (1985) 2041-5-17 (Sept. 2, 1984 A.D.)

(2) Customs (Second amendment) Rules, 2042 (1986) 2042-12-25 (April 7, 1986 A.D.)

In exercise of the powers conferred by Section 43 of the Customs Act, 2019 (with amendment) His Majesty's Government has framed the following Rules :-

1. **Short title and commencement** : (1) These rules may be called "Customs Rules 2026 (1970) "

(2) This Regulation shall come into force at once.

2. **Definition** : Unless the subject or the context otherwise requires in this regulation.

(a) "Act" means customs Act, 2019 (with amendment)

(b) "Non-governmental godown" means a Godown of any individual, company, firm or institution where goods which are to be cleared and forwarded from the customs paying the custom- duty are kept and which is under the control of the customs.

(c) "Godown Owner" means the owner of the non-governmental godown.

(d) "Owner of the Goods and Material" means the owner of any goods and material which could be exported or imported.

3. **Procedure relating to customs-agent**: (1) The individual, firm,

institution or company which desirous of doing the act of clearing the goods and material from the customs as an agent pursuant to sub-section (1) 4 of the Act shall have to apply to the Customs Department or the concerned customs office indicating the area of its activity.

(2) On receiving application as referred to in sub-rule (1) the Customs Department or the customs office by making necessary inquiry shall decide as to whether or not permission is to be given for agency and if it decided that such permission should not be given, notice shall be given to the concerned person indicating the reason thereof.

(3) If it is decided that the agency should be given, the Customs Department or the concerned customs office shall, before issuing the permission, call from the concerned person adequate cash deposit or bank guarantee or assets or property in addition to the deed of consent pursuant to sub-section (2) of Section 27 of the Act to act as the agent.

(4) The Customs Department or the customs office shall, after completing the procedure as set forth in sub-rule (3) and charging a fee of Rs. 1,000/- one thousand rupees for each customs area in which the agent has to work, issued a licence in the format as prescribed in schedule 1. The licence so issued shall remain valid for one fiscal year.

Provided that the licence may, before the expire of one fiscal year, be renewed by paying a fee of Rs. 1000/- one thousand rupees for the next fiscal year.

(5) The work of the agency may be operated within the areas mentioned in the licence issued by the Customs Department and if it is issued by the customs office it could be operated within the are of the customs office.

(6) The agent shall, while implementing his work always keep with him his licence and if the employees of the customs want to show it

the same shall have to be shown.

(7) The notice of the names of the persons to whom the licence is issued pursuant to sub-rule (5) and the suspension or return of the licence in consequence of the action taken pursuant to sub-section (3) of Section 27 of the Act shall be published in the Nepal Gazette.

(8) The Chief of the customs office shall, before he starts the proceedings pursuant to sub-section (3) of Section 27 of the Act give the concerned agent a reasonable opportunity to submit his submission.

4. **Regarding the agent appointed by the owner of the Goods or**

Material : (1) If the owner of the goods or material wants to run the work by appointing an agent on his behalf pursuant to sub-section (3) of Section 4 of the Act, he shall have to submit an application to the concerned Customs Office indicating all details by affixing a stamp of Re. 1/-

(2) If the person who is going to be appointed by submitting an application under sub rule (1) has obtained the license pursuant to Rule 3 , the concerned customs office by giving approved shall notify the same to the applicant.

(3) If the person, who is going to be appointed as an agent by submitting application under Sub-rule (1), has not obtained the licence pursuant to Rule 3, the Customs Office shall decide as to whether or not he should be allowed to be appointed as an agent, and if it is decided in negative the applicant shall be given notices thereof with reasons.

(4) While deciding pursuant to sub-rule (3), if it is decided to allow to be appointed as an agent and the same is notified, the concerned person shall obtain the identification card in the format as prescribed in schedule 2 by paying Rs. 5/- after submitting his deed of consent pursuant to sub-section (2) of Section 27 of the Act and the

said identification card shall remain valid till his work is completed. The agent shall always have to keep with him his identification card and show the same on demand by the employees of the customs office.

(5) This Rule shall not be applicable to the concerned government employee who has to come for clearing any government goods or material imported in the name of the offices of His Majesty's Government or the government employee or to the person who represents on behalf of the person entitled to have customs facilities or customs duty facilities or to the person himself entitled to those facilities pursuant to the Act or to any other person who has to come for clearing goods and material worth upto Rs. 400/- belonging to any person.

5. **Procedure Relating to the Declaration Form while Importing or Exporting Goods or Material** : (1) The concerned owner or the agent on behalf of such owner, while exporting or importing any goods or material liable to or exempted from customs duty shall have to fill in two copies of the Custom Declaration Form in the format as prescribed in Schedule 3 and submit it to the concerned Custom Officer.

Provided that the filling-in of the Customs Declaration Form shall not be compulsory while exporting or importing goods or material enjoying customs facilities pursuant to the rule concerning Luggage and personal belongings or the goods or material worth less than Rs. 200/-

(2) The local customs office shall prepare a list of the goods or material worth less than Rs. 200/- exported or imported daily, in the format as prescribed in Schedule 4 and shall keep a copy of such list in its office the other copy should be sent to the central Bureau of Statistics within five days after the expire of every month.

(3) If the goods or material mentioned in the Customs Declaration Form have been prohibited to export or import the customs office shall, within seven days, order the owner to take back such goods

or material.

Provided that the arms, amunitions and the historical arlistic goods of archeological importance shall not be given back unless it is to be given back under the prevailing Nepal Law.

(4) His Majesty's Government may, by publishing a notification in the Nepal Gazette, make alterations in Schedule 3 as per necessity.

6. **In regard to traffic of goods or Material for Repair** : (1) While taking out from any part of the Kingdom of Nepal to foreign country any goods or material, machinery or parts thereof or importing them after repairing, the number and size of the goods, material, machinery or parts thereof as would be possible be mentioned along with other details in the Customs Declaration Form and be submitted to the chief of the customs office.

(2) On submission of the Customs Declaration Form pursuant to sub-rule (1) the chief of the customs office may let the goods, material, machinery or parts thereof go by charging the customs duty on them as a deposit.

(3) The goods, machinery or parts thereof which are taken out for repairing shall have to be brought within four months and while bringing back within the said period, the customs duty charged on the expenses for repairing on the price of the substituted parts shall be deducted from the deposited amount and the remaining amount shall be returned back.

(4) If the goods, material, machinery or parts thereof are to be taken out to other overseas countries except India, Pakistan and the Tibet Region of the People's Republic of China, the estimated time for transport may be added to the time as is mentioned in sub-rule (3).

(5) If the time as prescribed in sub-rule (3) is not enough,

application to that effect should be submitted to the chief of the main Customs Office with sufficient evidences and if the chief of the main Customs Office deems it proper, he may extend the time limit not exceeding four months.

(6) If any material which is to be taken out for repairing brought in the country pursuant to sub- rule (1), is a restrictive item, application shall be submitted to the chief of the main customs office for permission and on his permission it may be taken out or brought in.

7. **Relating to Export or Import or the Goods of Material already**

Exported or Imported : (1) While importing or exporting goods or material for sale or display in the special market, exhibition or fair to be held within the Kingdom of Nepal or in foreign country, the owner of such goods or material may submit them indicating the purpose of export or import to the Customs Office by filling-in the Customs Declaration Form.

(2) The customs duty to be levied on the goods or material exported or imported pursuant to sub- rule (1) shall be taken as a deposit.

(3) If the goods or material is submitted in the next day of the end of special market if it is exported or imported for sale and within fifteen days of the end of the exhibition or fair if it is intended for that purpose to the customs office for export or import the customs office shall deduct the customs duty levied on those goods or material which were not returned from the deposited customs duty and the remaining amount shall be immediately returned back.

(4) If there is no main or branch Customs Office near to the place where the special market, exhibition or fair is being organized the main Customs Office may, by making contact with the Local Panchayat Office or the Police send its employee to that place and make necessary

arrangement for realizing the customs duty.

(5) This rule shall not be applicable to those goods or materials which are to be exported or imported by the person who enjoys customs facilities or customs duty facilities and by His Majesty's Government.

(6) If the machinery, parts imported by mill, factory or industrial undertakings are not proper or if could not be used and as such is required to be sent back and if the owner of such machinery or parts with the certificate as is issued to that effect by the concerned specialist submits the application to the main Customs Office within 3 months of their import, the customs duty imposed on the import of such machinery parts shall be returned back and no export duty shall be imposed for exporting such goods or materials.

8. **Procedure relating to the traffic of Goods and Material from one part of the Kingdom of Nepal to the other part of the Kingdom Via Foreign country** :

(1) The owner of the goods or material which is to be carried from one part of the Kingdom of Nepal to the other part of the Kingdom Via the route of foreign country shall be required all the to indicate details in the Customs Declaration Form and submit it to the local Customs Office along with the goods or materials.

(2) Upon receiving the Customs Declaration Form as referred to in sub- rule (1), if the chief of the Customs Office deems that there already exists a convenient and cheaper mode of transport though which goods or materials could be transported enroute within the Kingdom of Nepal and is proper to use the same route from the point of view of customs administration, he shall not allow to transport it through foreign territory.

(3) If there exists a situation in which the chief of the customs office is not going to give approval pursuant to sub-rule (2), and if he deems it proper to transport the goods or material through foreign

territory, the customs duty to be levied on such goods or material shall be either deposited or an individual guarantee or guarantee of the property shall be taken and the goods or material be properly sealed and the period of time which is required for transporting goods or material from one place of the Kingdom of Nepal to the other shall be fixed.

(4) In case the goods or material which are liable to central excise duty in India or prohibited to import in India are to be transported from one part of the Kingdom of Nepal to the other part via Indian territory, the owner has to transport it by following the procedure as is approved under Nepal-India Trade and Transit Agreement.

(5) His Majesty's Government may, by publishing a notification in the Nepal Gazette, prescribe necessary conditions for fixing the procedures relating to sub-rule (3).

(6) If the certificate given by the customs office allowing for export could not be submitted along with the goods or materials and if the copy of the receipt of the railways is submitted and if the goods or materials imported is identical to the one whose details are indicated in the receipt given by the customs office there shall not be imposed any customs duty and within seven days, the receipt and the details of the goods or material shall be sent to the customs office giving permission for export, for necessary action.

Provided that if the receipt issued by the customs office giving permission for export has not been submitted to the Customs Office, where the goods or material are to be imported, the customs duty or a guarantee in lieu of it shall be taken as a deposit and only then the goods or materials shall be released.

(7) If the Customs Office permitting for export sees a situation whereby it has to return back the deposit or cancel the guarantee due to the receipt of notice pursuant to Sub- rule (6) the deposit shall be

returned at once or the guarantee be canceled immediately.

Provided that the goods or material permitted for export is not imported wholly or partly, the customs duty to be imposed on the non-imported goods or materials shall be deducted from the deposited amount. If it has been released on guarantee the amount of import duty shall be recovered within seven days.

9. **Obligation to Submit the Copy of the Bill or Invoice**

The owner or his Agent is required to submit the copy of the bill or invoice of the goods or materials worth more than Rs. 400/- along with the Customs Declaration Form.

10. **Procedure Relating to the Auctioning of the Seized Goods or**

Materials : (1) The Customs Office shall auction the goods or materials seized under the Act by taking any government office or Local Panchayat as witness.

(2) *Gold, silver, diamond or jewelleryes and other materials made out of the goods seized by the Customs Office shall be sold to the Nepal Rastra Bank in cash if it wishes to buy it in the prevalent market price. If it is not bought by Nepal Rastra Bank or if there still remains some after the Bank buys it such materials shall, by taking approval of the Ministry of Home and Finance, be deposited to other agency of the Government or be auctioned openly.

(3) Either to show in the accounts of the Customs Office the price of the goods or materials deposited in the Revenue Office or elsewhere or to waive it by cancelling the list, shall depend upon the decision of His Majesty's Government.

(4) Among the goods or materials seized or confiscated by the Customs Office whose price is to go down due to its perishable nature,

or the livestock like cow, ox, goat etc. of birds are to be auctioned in the same day or the next day whereas the other goods or materials are to be auctioned according to sub- rule (1) by publishing a notification of 30 days and if there are local news papers by publicising it in them.

(5) His Majesty's Government may give order to the Local Customs Office not to auction those seized or confiscated goods or materials which may be taken for the Government, purposes.

(6) Among the goods or materials which are confiscated the means of transport like motor, motorcycle, cycle, truck, jeep, tractor, push-cart etc. could either be kept in the custody of the customs office till the case is decided or else be given to the person on whom the Chief of the customs office relies by taking a property guarantee or an individual guarantee for a sum calculated on the basis of the price of it at the time of confiscation.

11. **Non Governmental Godown** : (1) No one is allowed to establish a non- governmental godown without prior approval of His Majesty's Government.

(2) If any person wishes to establish non- governmental godown, he may submit an application to the Local Customs office with the particulars of he estimated cost of construction and the place where it is to be constructed and the Local Customs office shall put this matter to His Majesty's Government with his opinion.

12. **The Liability of the owner of the Non-governmental Godown** : (1)

The liability of the owner or the non- Governmental Godown shall be as follows :

(a) The owner of the godown has to give a bank guarantee or a property guarantee of an amount up to Rs. 10,000 (ten

* Amended by the first amendment.

thousand).

- (b) To provide for the safety of goods and materials to be kept in the godown.
- (c) To make arrangement for keeping the seal and the lock of the concerned Customs Office in the godown intact.
- (d) To make necessary arrangement for keeping the record of the price and list of quantity of the goods or materials kept in the godown.
- (e) To make arrangement for keeping only those goods and materials which are approved by the Customs Office.
- (f) Not to take out from the godown the goods or materials without the prior approval of the Customs Office.
- (g) To make a list of the goods or materials kept in the godown along with its price and cause the signature of the employee of the Customs Office on that list.
- (h) To make provision for barring to keep the goods or materials which the Customs Office has already released from the godown.
- (i) Not to open or cause to open those goods or materials which have been kept in the godown without inspection by the Customs Office.

(2) His Majesty's Government may, by publishing a notification in the Nepal Gazette, specify in general or in particular conditions other than those mentioned in sub- rule (1) to be applicable to all non-governmental godowns or to a particular non- governmental godown.

13. **Conditions at which Goods or Materials are to be kept in governmental or Non- Governmental Godowns:** (1) If the customs

duty to be levied on the goods or materials to be exported or imported are not paid, such goods and materials shall be kept along with the record of its weight and particulate in the government godown, if there is a space and if there is no space in the governmental godowns it be kept in the non- governmental godown. In case it is kept in the government godown the receipt of the same shall be given to the owner or his agent.

Provided that His Majesty's Government shall not be responsible for the destruction or damage of such goods or materials kept in that manner in the godown due to theft, act of God or any reason and in case the goods or materials are kept in non- governmental godown the rent as decided by His Majesty's Government shall be paid by the owner of the goods and materials.

(2) The owner or his agent shall, within 7 days of the receiving of the receipt pursuant to sub- rule (1), pay the customs duty and take away the goods or materials from the godown.

14. **Demurrage and procedure Relating thereto** : (1) No demurrage shall be charged for keeping the goods or materials in the godown for 7 days from the date it has been kept therein.

(2) If the goods and materials are not cleared within the time as prescribed in Sub- rule (1) a demurrage charge shall be levied from the eighth day at the following rate at the following customs office :

(a) At the Customs Office of the Airport :

1. For the first month 10 paisa per kg for each day, for the second month 20 paisa per kg for each day and from third month 30 paisa per kg for each day.
2. for vehicles weighing more than two hundred kg,

tractor or machinery goods it shall be charged according to its value which shall be four rupees each day on each one thousand rupees for the first month, eight rupees each day on each one thousand rupees for the second month and sixteen rupees each day on each one thousand rupees from the third month.

(b) At other custom office

- (1) For the first month 5 paisa per kg for each day, for the second month 10 paisa per kg for each day and from third month 15 paisa per kg for each day.
- (2) For vehicles weighing more than two hundred kg, tractor or machinery goods it shall be charged according to its value which shall be two rupees each day on each one thousand rupees for the first month, four rupees each day on each one thousand rupees for the second month and six rupees each day on each one thousand rupees from the third month.

Explanation :-

While computing the demurrage charge pursuant to this Sub- rule, if there remains less than one kg in the weight and one thousand rupees in the value it shall be computed as one kg and one thousand accordingly.

In the demurrage charge as specified in Rule 14 (2) an additional demurrage charge of ten percent shall be levied onwards from fiscal year 2043/44 (1986/1987).

[^] Amended by the second amendment.

(3) The goods and materials imported by one consignment shall irrespective of the number of items shall be taken as one and the demurrage shall be calculated accordingly.

(4) Notwithstanding anything contained in sub-rule (2) His Majesty's Government by publishing a notification in the Nepal Gazette may, be classifying or not classifying the goods or materials, change or prescribe the rate of demurrage applicable in general or in specific way.

(5)#

(6) If the Chief of the concerned customs office sees specific reason to waive or decides to grant the waiver shall, in respect to the goods or materials to be exported or imported may waive the demurrage fully or partially. The Chief of the Customs Office shall as far as possible give the notice thereof to the Customs Department.

(7) If any party who is liable to pay the demurrage (late fee) does not clear the goods or material within 15 days of the levying of the demurrage or if the local customs office deems that the amount of demurrage (late fee) is or likely to be more than the price of the goods or materials the Customs Office shall inform to the concerned person party, and to those firm, agency or company who has send such goods or material.

(8) On receiving the notice pursuant to sub- rule (7) the concerned person, firm, agency or company shall have to cause the concerned party to pay the customs duty and the demurrage (late fee) within 7 days and to clear the goods from the customs office.

(9) The concerned person, firm, institution of company shall have to clear the goods or material from the customs if it could not manage as provided in sub- rule (8).

Deleted by the second amendment.

15. **The Parcels are to be Submitted to the Customs Office** : (1) If any goods or material is received by any post office through parcel it shall inform the person on whose name the parcel is received and it be sent to the local Customs Office.
- (2) If any one wishes to export goods or materials through parcel the Post Office shall send it only if it is inspected by the Customs Office and a certificate thereof is issued by it is enclosed.
- (3) Those parcels which are not delivered shall be returned back to the concerned post office.
16. **The name and address of the person receiving the Goods or Materials need to be Clear** : (1) The name and address of the person receiving the goods and materials sent in any manner within the Kingdom of Nepal shall be clear.
- (2) The Customs Office shall adopt the procedure as set forth in sub-rule (7) and (8) of Rule 14 if the name and address of the person receiving the goods or materials could not be made clear even after requesting the individual firm, institution or company sending the goods or materials.
17. **To open and close the customs office** : (1) The Chief of the Customs Office shall prescribe the schedule time for opening or closing the customs office and display the notice thereof in its notice board.
- (2) The Chief of the Customs Office if sees a special reason may open the office even during the public holiday or the closed hours and cause to release the goods or material.
18. **Charge for the Duplicate copy:** If someone wishes to have the duplicate copy of any certificate or any document of the Custom Office notwithstanding anything provided in the Act or the Rule a charge of

Re. 1 for each document shall be charged.

19. **Obligation to give a certificate of Customs Clearance:** (1)

The Customs Office shall realize from the owner the customs duty and other charges levied on the goods or materials imported or exported and shall issue the receipt on the format as mentioned in schedule 5 and keep the first copy of that receipt in its office record for audit purpose and the second duplicate copy be given to the owner of the goods or materials.

(2) In the case of a person who has customs facilities or customs duty facilities under sub- section (3) of Section 9 of the Act the duplicate copy of the Customs Declaration Form shall be given to the owner of the goods or materials as an evidence.

Schedule 1

(Relating to Rule 3 (4))

His Majesty's Government

..... Customs Department/ Customs Office ...
..... Nepal Date :

Licence to be given for Acting as agents

This licence has been given to the following individual, firm, agency or company to clear and forward goods or material of various individuals, firm, institution or company from the customs through route on the capacity of an agent of such individuals, firm, institution or company.

If the agent is a person	Director General of the
a photograph of the agent	Customs Department
and the signature of the	Chief of the Customs
Chief of the Customs	Officer
over the photo	

Signature

Name

Designation

Agent's

Full name of the Agent :

Permanent Address :

Present Address :

If the agent is a firm Company or and Institution

Signature of the chief officer of the firm, institution or company ...

Full Name :

Name of the firm, Institution or the company :

Full Address :

Registration No., registered in His Majesty's Government :

Nepal Law Commission

Schedule 2

(Relating to Rule 4 (4))

His Majesty's Government

... .. Customs Office Name of the owner of the Serial
Number goods or material

Identification Card No. :

Licence No. of the concerned agent Address:

Agent's

Full Name :

Address :

Signature :

Photograph of the agent

and a signature of the owner

of the goods or material over

the photograph

This identification card has been issued for clearing the goods or material imported or exported.

The Official issuing the certificate :-

Name

Designation :

Date :

Schedule 4

(Relating to Rule 5 (2))

Miscellaneous Export/ Import

N.B. This form be only filled up by carefully reading the matters written over leaf.

1. His Majesty's Government... .. Customs Office.
2. Export/ Import activity
3. Detail of the goods or material



Name of the goods	Quantify	Price and rupees	Code No.	Rate of the custom	Total Customs	Serial No. of the Receipt	Remarks
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

Date

Signature of the Inspector

Signature of the Chief or his assistants

Signature of the Receiver

Signature of the account checker

Attention to be given while filling-up the form for export/import for miscellaneous goods or materials : Definition and Rules :

1. This form should be filled in by the employees of the Customs office. An export/import of goods or materials worth less than Rs. 200 shall be considered as miscellaneous export or import.
2. The export or import be written in separate forms.
3. In the No. 2 square the export or import be mentioned in words.
4. The name of any exported goods or material in a whole day be only written after calculating its quantity and duty. After that the name of each item be written likewise. While importing the same shall be followed.
5. The S. No. of the receipt of each goods or material of No. 4 exported as miscellaneous item be written in Section 7 separately as itemwise. While writing so, if more space is needed the column of remarks may also be used.
6. In the remarks section only if there is any specific matter that be written.
7. This miscellaneous form (export/import) be collected at the end of each day and be submitted together with the customs declaration from within 3 days to the Department of statistics. These should be sent under Cover of a letter stating on which the number of this forms and the number of declaration forms.

Schedule 5

(Relating to Rule 19 (1))

His Majesty's Government

Serial No. :-

Customs Office :-

Name and address of the owner

of the goods :-

Date :-

From where it has been

imported or exported :-

Country/ Place time :-

Mea ns	No. and detail of the item material with code No.	Details of the goods or	Quantity	Price	Rate	Total customs

Total customs in words Payer of the duty

Signature of the Inspector Signature of the Chief