

Dagangan : CHILLI GROUND

Nama Perdagangan : Chilli Ground

Jenama : Masterfoods

Kod Tarif (Perintah Duti Kastam 2012) :

0904.22 000 (PDK 2012)

0904.22.10 00 (PDK 2017)

Tarikh Kelulusan : 03 Mac 2017

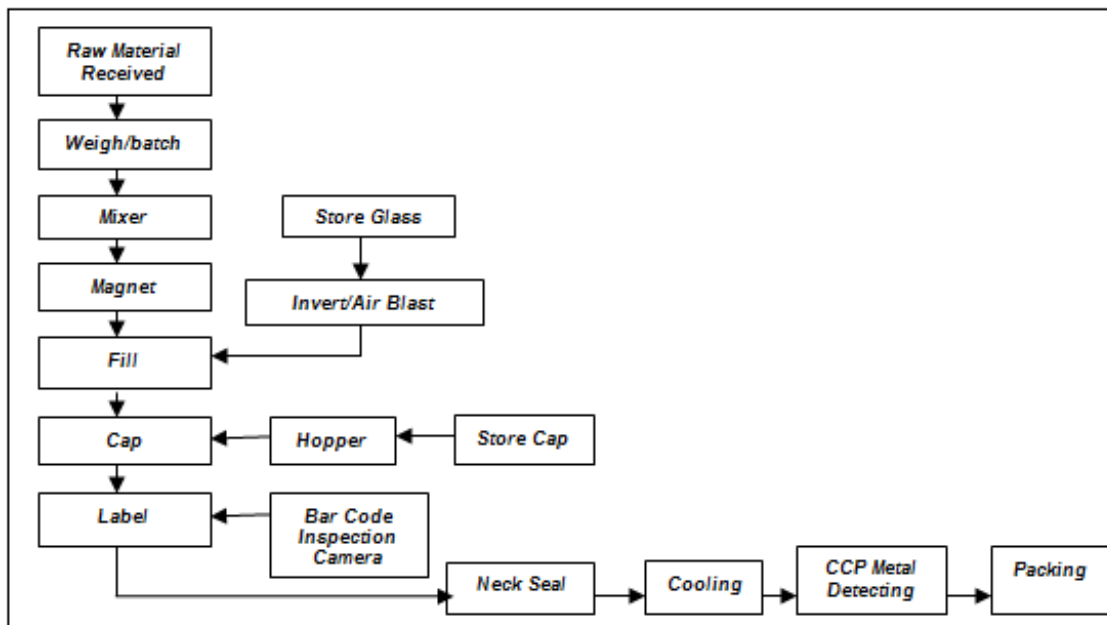
Keterangan barangan :

Barangan dinamakan *Chilli Ground* jenama *MasterFoods* dalam bentuk serbuk berwarna perang yang dipek didalam botol kaca dengan berat bersihnya 27g.

Berdasarkan maklumat dalam *Product Information Form* yang dikemukakan oleh pemohon, komposisi terdiri daripada 100% chilli. Gambar barangan adalah seperti di bawah :



Manufacturing Process Flow Chart barangan adalah seperti berikut:



Ketetapan

Ketua Pengarah Kastam memutuskan barangan tersebut sesuai diperjeniskan di bawah kod tarif tarif 0904.22 000 (PDK 2012) sebagai *Fruits of the genus Capsicum in ground form* / 0904.22.10 00 (PDK 2017) **sebagai** *Chillies (fruits of the genus Capsicum) in ground form* berdasarkan alasan-alasan berikut:

1. Analisis pakar mengesahkan barangan merupakan serbuk berwarna perang yang terdiri daripada bahan tumbuhan.
2. Barangan dalam bentuk serbuk yang dihasilkan daripada 100% chilli. Berdasarkan buku *chilli* adalah a vegetable (*Capsicum frutescent*) which is the smallest of the capsicum family (The Cassell Food Dictionary). *Capsicum frutescent* adalah a species of [chili pepper](#) that is sometimes considered to be part of the species [Capsicum annum](#)
3. Mengikut maklumat pada label botol, barangan juga *may contain sesame seed*. Walau bagaimanapun, ia tidak mengubah *characteristic* barangan, di samping ia sendiri mempunyai *flavouring and seasoning properties* di mana perkara ini adalah dibenarkan seperti diterangkan dalam *General Note* kepada *Chapter 9* mukasurat II-9-2 seperti berikut :

GENERAL

.....
As regards to the classification of mixtures of the heading 09.04 to 09.10, see Note 1 to this Chapter. Under the provisions of this Note, the addition of other substances to the products of heading 09.04 to 09.10 (or to the mixtures referred to in paragraph (a) or (b) of the Note) shall not effect their classification provided the resulting mixtures retain the essential characters of the goods falling in those heading.

.....
Spices (including mixed spices) containing added substances of other Chapter, but themselves having flavouring or seasoning properties, remain in this Chapter provided the added quantity does not affect the essential character of the mixture as a spice.

.....
Sesame seeds .mempunyai rich, nutty flavor, yang merupakan common ingredient in cuisines, has a distinctive pleasant aroma and taste, and is used as table [condiment](#) in some regions, especially in East Asia. In Tamil Nadu and Andhra Pradesh, sesame oil is used as a [preservative](#), as well as to temper the heat of their spicy foods, pickles, and condiments. Oleh itu, barangan ini masih medapat liputan di bawah Chapter 9.

4. Berdasarkan keterangan dan fakta diatas, barangan sesuai diperjeniskan di bawah *subheading* **0904.22** yang mendapat liputan dalam EN HS 2012 mukasurat II-0904-1 seperti berikut :

09.04 – Pepper of the genus *Piper*; dried or crushed or ground fruits of the genus *Capsicum* or of the genus *Pimenta*..

- *Pepper* ;

.....
- **Fruits of the genus *Capsicum* or of the genus *Pimenta* ;**

0904.21 - - *Dried, neither crushed nor ground*

0904.22 - - *Crushed or ground*

(1)

(2) ***Dried or crushed or ground fruits of the genus *Capsicum* or of the genus *Pimenta*.***

Fruits of the genus *Capsicum* generally belong to the species *Capsicum frutescent* or *Capsicum annuum* and include two main group, chillies and paprika. There are many varieties (Cayenne pepper, Sierra Leone and Zanzibar pepper, Spanish and Hungarian paprika, etc.).

.....
*These fruits share the common characteristic of a bitter, strong, burning and long-lasting flavour; however there are other varieties of the genus *Capsicum* which do not have a pungent odour (e.g., *Capsicum annuum* var. *grossum*).*

*The heading does not include uncrushed or unground fresh fruits of the genus *Capsicum* or of the genus *Pimenta* (heading 07.09)*