

## **Herbal Isolates Pvt Ltd-AAR**

GST - The applicant purchases fresh green pepper in raw form - It then sells the same in its original form or processed form - It approached the AAR seeking to know whether fresh raw green pepper of genus Piper Nigrum is a vegetable classifiable under Heading 0709 99 10 of Chapter 7 of the Customs Tariff Act 1975 - If such question is answered in the negative, then will such fresh raw green pepper be classified as a spice under Heading 0904 of Chapter 9 of the Customs Tariff Act 1975 - Moreover, if both questions are answered in the negative, then under which heading would fresh raw green pepper be classifiable - The applicant also sought to know the GST rate applicable on sale & purchase of such pepper.

Held - The Green peppercorns plucked fresh from the vines merit classification under Chapter 7 of the Customs Tariff Act 1975 - Besides, the green pepper picked from the vine is subject to any process for retaining their natural green color and flavor - Hence it is classifiable under Heading 0904 11 90 of Chapter 9 of Customs Tariff Act 1975 - Moreover, the purchase or sale of green pepper picked from the vine is exempted under GST as per Entry at Sr No 43 of Notfn No 02/2017-CT(R) dated 28.06.2017: AAR

- Application disposed off: AAR