

**JUNE 2018** 

FICCI

Committee Against Smuggling and Counterfeiting Activities Destroying the Economy (CASCADE)

# Chair's Message



Anil Rajput Chairman FICCI CASCADE

#### Inside this Issue

**RECENT INITIATIVES** 

SOCIAL MEDIA

#### FICCI CASCADE PUBLICATION

NEWS

WHAT'S NEXT

llicit trade is undeniably one of the greatest risks globally. It has played havoc with the social and economic well-being of nations across the world. Illicit trade undermines investments, creates unequal playing field for the legitimate businesses and for some time now provides the fuel that energizes the terror machine. Many prominent terrorist organisations like the Hezbollah, Lashkar-e-Taiba, Al-Qaida, ISIS, Irish Republican Army rely on illicit trade for financing 20 per cent of their operations. In Italy, the mafia are also known to run illicit trade supply chains and at times the foreign organized crime groups manage day-to-day operations with mafia authorization and oversight. The perpetrators of the Charlie Hebdo attacks in Paris were found to have actively indulged in the illicit trade of cigarettes. The list goes on and we are racing against time to effectively counter this multi-dimensional evil force that is going from strength to strength and has total disregard for human life.

It is estimated that the total economic and social costs globally due to counterfeiting and piracy world-wide stood between USD 737 to USD 898 billion in 2013 and this is expected to go up to USD 1.54 to USD 1.87 trillion by 2022, suggesting an increase of 108 per cent. In-addition the total employment losses globally due to counterfeit and piracy stood at 2 to 2.6 million jobs in 2013 and is expected to rise to 4.2 to 5.4 million jobs in 2022, suggesting an approximate increase of 110 per cent.

To my mind, creating awareness is one of the main weapons we have at our disposal. I am happy to inform you all that over the last few months we have added thrust to our national awareness campaign against illicit trade. FICCI CASCADE has successfully organized seminars, youth and consumer sensitization programs and capacity building of the enforcement officials in Kerala, Tamil Nadu, Telangana and West Bengal.

It is heartening to see that the media is increasingly highlighting our activities. Our efforts have been recognized and supported by Shri Etela Rajender, Hon'ble Minister for Finance and Planning, Government of Telangana; Shri Sadhan Pandey, Hon'ble Minister in Charge, Consumer Affairs Department, Government of West Bengal, Shri V.S. Sunil Kumar, Minister for Agriculture, Government of Kerala along with several key policy makers and enforcement officials.

I once again request all stakeholders to join hands in strengthening our endeavour. It is my firm conviction that concerted efforts invariably go a long way in achieving the desired results.



# Recent Initiatives

### Seminar on COMBATING COUNTERFEITING AND SMUGGLING An Imperative to Accelerate Economic Development

Thiruvananthapuram, Chennai, Kolkata and Hyderabad

llicit business networks are infiltrating and undermining licit markets globally. In the process, they are jeopardizing public health and safety, discouraging research and development, and eroding government revenues, thus hurting the economic development of countries across the world. FICCI CASCADE with a view to engage all relevant stakeholders like government representatives, enforcement agencies, excise and customs, consumer activists, media as well as industry and legal experts, and to sensitize them to fight against counterfeiting and smuggling organized seminars in various parts of the country this year on "Combating Counterfeiting



and Smuggling – An Imperative to Accelerate Economic Development". The seminar brought experts from different disciplines of life under one roof to raise the concern over the growing illicit trade and to create large-scale awareness among the impacted segments of the society. These seminars provided a useful forum to deliberate on the challenges posed by the growing levels of such illicit activities, and generated valuable exchanges among the participating stakeholders. Seminar attracted considerable attention among trade associations, government and enterprises and witnessed huge participation of over 800 delegates who were very enthusiastic to fight this menace.

#### Shri Etela Rajender, Hon'ble Minister for Finance & Planning, Small Savings, State Lotteries, Consumer Affairs, Legal Metrology, Civil Supplies-Government of Telangana stated that counterfeiting and smuggling is a huge area of concern as it highly impacts the health and safety of the common people along with revenue losses to industry and tax losses to the governments. Such is the enormity of the issue that it requires stern deterrence and joint action between all stakeholders. He emphasized on the need for all enforcement mechanisms to come together to combat this menace in the state. Hon'ble Minister also stated that their government is very proactive in taking actions against the perpetrators. He extended his support to FICCI and welcomed suggestions from industry and support from people in fighting this threat.

June 12, 2018, Hyderabad





Shri Sadhan Pande, Minister in Charge, Consumer Affairs Department, Government of West Bengal

stated that counterfeiting is a big issue in India which is affecting our revenues particularly the indirect taxes. In the state of West Bengal, minister cited examples of counterfeit products such as Tea, Cream etc which were finding its way to the retail market owing to their low prices. He also observed, among other products, illicit trade in cigarettes was also a concern area in the state. Hon'ble Minister thanked FICCI CASCADE for taking the lead in fighting this problem. He extended his support to FICCI and welcomed suggestions from industry in addressing this challenge.



February 28, 2018, Thiruvananthapuram



June 5, 2018, Kolkata

Shri V. S. Sunil Kumar, Minister for Agriculture, Government of Kerala underlined the need to generate awareness on the ill effects of such illicit trading activities, especially in a maritime state like Kerala, and the need for all concerned to fight this socio-economic menace. He observed that smuggling was emerging as a major threat to national security, and the funds generated through the large quantities of smuggled products, particularly of electronic products, foreign cigarettes, gold etc., were being used by criminal syndicates and terrorists.

March 27, 2018, Chennai





Mr. R. Srinivasa Naik, Commissioner of Customs,

**Chennai Customs Zone**, stated that "In India, there is a strong demand for cheaper branded products from toys to airplane parts. Apart from significant economic loss in terms of revenue, the illicit and smuggling activities affects consumer health and safety, promotes money laundering causing huge loss of reputation to brand owners and our country as a whole." Dr. K Jayanth Murali, ADGP Crime Branch CID, Tamil Nadu was of the view that illicit market for fake and smuggled products was one of the biggest challenges faced by Indian industry. In India, the issue of fake currency was also a serious problem as it was lucrative, and offered high returns. Besides, India had porous

borders with countries like Nepal and Bangladesh which provided smugglers the opportunity to smuggle products into India.

The seminar witnessed vigorous interaction with delegates demonstrating an active interest in the issue. It ended with a common view that the problem of counterfeiting and smuggling is multifaceted and complex and need to be discussed time and again, with government, to emphasize on effective and adequate laws and enforcement; increasing engagement with the industry and most importantly creating awareness in the society to curb illicit trade. These seminars were very well received by all stakeholders and were widely covered by media.









# MEDIA COVERAGE



KOLKATA: A recent FICCT report has revealed that the total employment loss globally use to counterfeiting activities is expected to rise to 4.2 to 5.4 million jobs in 2022. It was 2 to 2.6 million ipots in 2013 and in 2022, the approximate increase would be 110 percent.

approximate inter-110 percent. Sadhan Pande, the state Consumer Affairs minister, said: "Counterfeiting is a big issue in India which is affect-ssue in India which is affect-

2nd largest source

#### of income for criminal activities such as terrorism

ducts such as tea, crea products such as fea, cream-which were finding its way to the retail market owing to their low prices. Further, he added that illicit trade in cigarettes is also a big menace in the state, as

itiveness in various sec

They terfeiting and Smuggl e to Aco

ties Destroying the Economy According to a recent FICCI report, "Illicit trade Fueling Terror Einancing and Organised Crime", counterfeit-ing is the second largest source of income for criminal activi-ties such as terrorism. It has also been stated that the customs, police depart-ment and the state enforcement agencies, in the last couple of actions in Bengal against thoso-dealing in counterfeit and other An

according to a

report by FICCI CASCADE

**REVENUE LO** 

Maximum revenue loss t chequer came from illicit tra obacco products, mobile ph alcoholic beve excl

phones

toa

₹6,309 crore loss due

olic beve



### Candle Light Congregation Fight Against Smuggling and Counterfeiting

#### Thiruvananthapuram and Chennai

s a part of the series of nation-wide awareness campaign, FICCI CASCADE organized Candle Light Congregations on "Fight Against Counterfeiting and Smuggling" in Chennai on 28th March, 2018 at SRM University and in Thiruvananthapuram on 22nd February 2018 at Christ Nagar College to highlight the issue among the youth on the growing menace of counterfeiting and smuggling. Smt P C Thenmozhi, DIG, Tamil Nadu Police, Kancheepuram, Chief Guest on the occasion, underlined that activities involving illicit trade like smuggling curbed the nation's economic independence. She urged the participating students to shun the use of fake products and thus participate in the fight against the menace of smuggling in the larger interest of the nation's economy. "Illicit trade fuels black market which funds terrorist organizations. Let's be more aware, reject such products and notify the enforcement authorities to help take actions against them" said Ms. Thenmozhi. Prof. Dr. Sandeep Sancheti, Vice-Chancellor, SRM University appreciated FICCI CASCADE's efforts in organizing the programme and in raising awareness on this important socio-economic issue, and motivated the students to join the campaign. He added that curbing smuggling was an important step towards self-reliance, and a critical step towards safeguarding the boundaries of the nation. More than 250 students pledged and lighted the candles in the congregation.

Over 200 students, with candles in their hands and banners stating, 'Buy Make in India' and 'Say No to Smuggled Goods' participated in the candle light



congregation in Thiruvananthapuram with much zest and zeal. The congregation urged all to take a pledge against using fake products and to fight the menace of smuggling which was in the larger interest of the nation's economy. The Principal of Christ Nagar College, Rev. Dr. Titto Varghese, commended FICCI CASCADE's endeavor in initiating the nation-wide movement against counterfeit and smuggled goods. IGP Crime Branch, S Sreejith, who was the Chief Guest at the congregation, said that activities involving illicit trade curbed the economic independence of the nation and there was the need to collectively counter this menace.

A key objective of FICCI CASCADE is arming the youth with knowledge to make informed choices and awareness on the ill-effects of fake, counterfeit and smuggled products.





# Capacity Building Programme for Police Officers on Prevention of Counterfeiting and Smuggling

23rd February, 2018, Kerala Police Academy, Thrissur



he Police department is the primary law enforcement agency, which administers the Government's economic, trade and tariff policies and aids to minimize demerit goods from augmenting in the markets. With low barriers to market entry and infiltration, the Police play a very significant role in ensuring and enforcing the protection of right owners.

Dr. B. Sandhya, Additional DG & Director, Kerala Police Academy was the Chief Guest at the programme. He informed that most cases of counterfeiting and smuggling in Kerala originated in Bangladesh, and to counter these, increased coordination among various investigation agencies and the state police department was crucial. The training programme was attended by over 60 police officers and provided a useful platform for the exchange of ideas and experiences in the enforcement of laws and practices while dealing with counterfeiters and smugglers. The speakers deliberated on the various aspects that a police officer needs to keep in mind while investigating cases of illicit trading activities such as: legal provisions against such offences, penalties awarded to counterfeiters and smugglers, enforcement procedures to prevent such

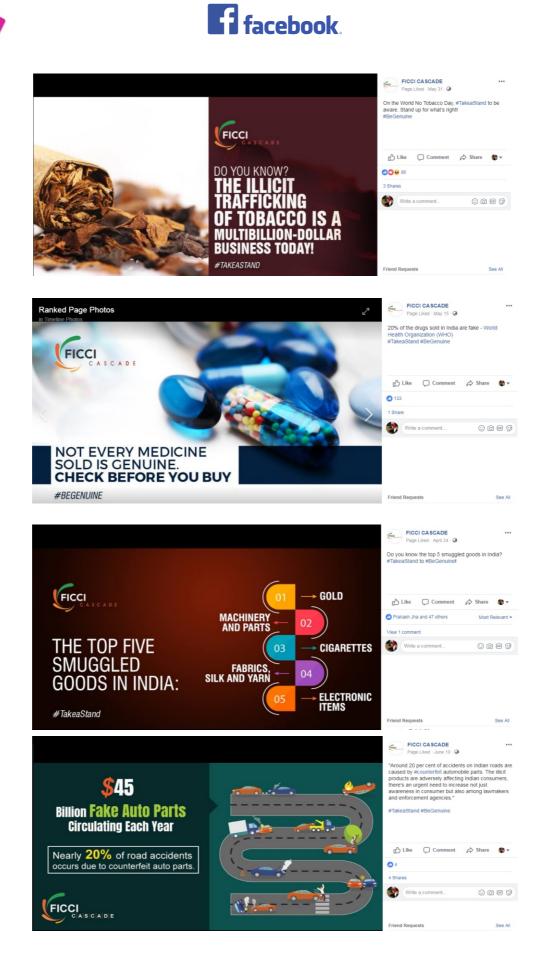
Keeping the above in view, FICCI CASCADE also organized a training programme on the Prevention of Counterfeiting and Smuggling for the Kerala Police officers on 23rd February 2018 at the Kerala Police Academy in Thrissur. The objective was to help the participating police officers understand relevant laws and procedures to tackle counterfeiters and smugglers.

economic offences etc. The speakers included Mr. Deep Chand, Advisor, FICCI CASCADE and Former Special Commissioner of Delhi Police, Ms. Lini Priya Vasavan, Assistant Professor of Law, Thrissur Government Law College, Mr. Reji Jacob, Superintendent of Police & Assistant Director, Kerala Police Academy and Mr. Pravin Parab, Associate Director IPR, Netrika Consulting. The participating police personnel found the presentations constructive and interacted actively with the speakers.

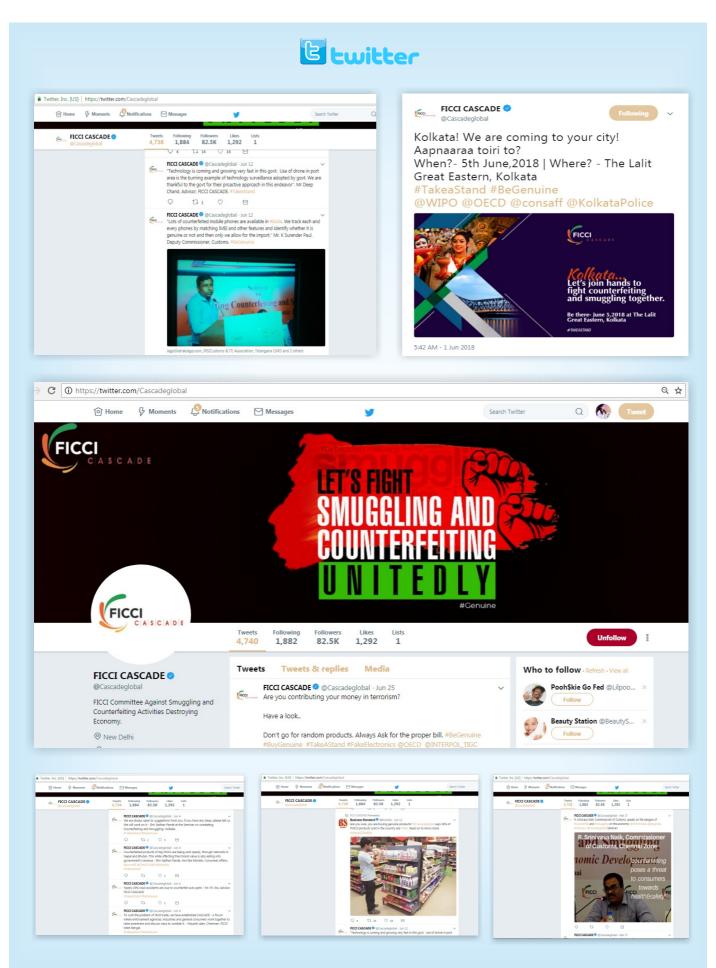














# **NEWS**LETTER Television Campaign



# Awareness Through Art.







# FICCI CASCADE Publication Illicit Trade: Fueling Terror Financing and Organised Crime

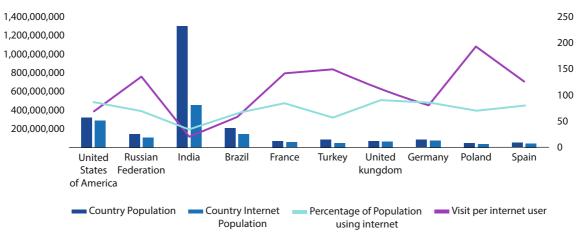
he report underlines the growing linkages of terror financing and organized crime to illicit trading activities such as counterfeiting, smuggling and piracy. It is a compilation of facts and figures, global best practices, case studies and initiatives taken at the national and international level

to understand and tackle the problem of terrorism and organized crime. The report also discusses different mechanisms adopted to fund such activities, charts a roadmap to prevent terror financing and recommends a detailed framework for the government which will help curtail the extent of illicit trade in India.





#### Figure 12: Top countries ranked by piracy visits

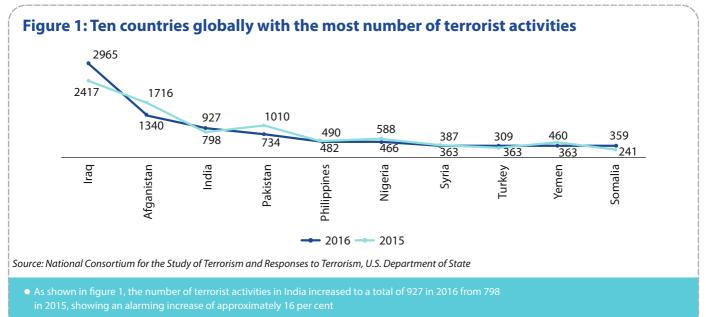


Source: Global Piracy Report, MUSO, 2017

**NEWS**LETTER

According to the report, India was the third most affected country by terrorist activities in 2016, with the first and second positions occupied by Iraq and Afghanistan, respectively. Another feature highlighted

is that counterfeiting stands as the second largest source of income for criminal activities such as terrorism globally, as estimated by United Nations Commission on Crime Prevention and Criminal Justice (UNCCPCJ).



Nearly 75 per cent of all deaths in 2016 due to terrorist attacks took place in five countries (Iraq, Afghanistan, Nigeria, Syria, and Pakistan)

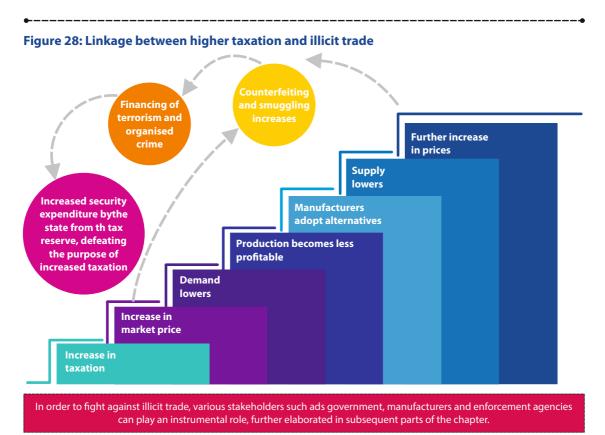
More than 55 per cent of all attacks in 2016 took place in five countries (Iraq, Afghanistan, Pakistan, India, and Nigeria

The report also highlights that the total employment losses globally due to counterfeits and piracy stood at 2 to 2.6 million jobs in 2013 and is expected to rise to 4.2 to 5.4 million jobs in 2022, suggesting an approximate increase of 110 per cent. The most

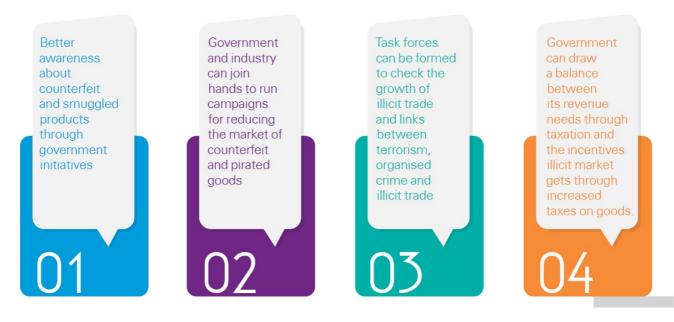
commonly counterfeited and smuggled goods are tobacco, cigarettes, electronic items, gold, machinery and parts, alcoholic beverages, auto components, Fast Moving Consumer Goods (FMCG) and mobile phones. As per KPMG, in India's analysis on UN COMTRADE data



for years 2012-16, the average annual smuggling of electronics was around Rs. 3,430 crore. Similarly, the average smuggling of gold for these years was Rs. 3,120 crore, and machinery and parts Rs. 5,913 crore. Further, the percentage penetration of illicit trade in the cigarettes market increased from 15% to 21%. Factors like higher taxation rates, availability of cheaper alternatives, lack of awareness and lack of enforcement mechanisms are key factors that drive illegal trade in India.



#### **Recommendations:**





# NEWS INTERNATIONAL NEWS

# 1. P5.3 B worth of fake goods - mostly cigarettes - seized in Q1

#### 23 May, 2018 | Inquirer.Net

Most fake or counterfeit goods confiscated by the government in the first quarter of the year worth at least P5.3 billion were cigarettes and cigarette production equipment, the Intellectual Property Office of the Philippines (IPOPHL) said.

In a statement on Wednesday, IPOPHL said the value of the seized goods in the first three months of the year has already reached more than half of the total value of fake goods confiscated for the entire year in 2017, which reached P8.2 billion.

The spike this quarter - a triple-digit growth from the same period last year - was primarily attributed to the P5 billion worth of cigarettes and cigarette production paraphernalia seized by the government.

According to IPOPHL, these were mostly the products seized by the Philippine National Police from a factory in Bulacan in February.

http://newsinfo.inquirer.net/993578/p5-3-b-worth-offake-goods-mostly-cigarettes-seized-in-q1

#### 2. R36.5-M smuggled goods confiscated

#### 25 May, 2018 | Tempo

The Bureau of Customs (BoC) seized yesterday some R36.5-million smuggled goods such as agricultural products, ukay-ukay, and cigarettes.

The smuggled items were discovered inside seven container vans during spot inspection of alerted shipments at the Manila International Container Port, Customs Commissioner Isidro Lapeña said in a press briefing.

The containers from China which arrived on separate dates at the Manila International Container Port were declared to contain non-woven interlining and women interlining, industrial fur, fresh apple, and household ware.

However, Lapeña confirmed that the actual contents found by the Customs authorities are very different from what was declared. A total of 947 cartons of More cigarettes and 53 cartons of Marvels cigarettes, 950 boxes of Mighty cigarettes, boxes of apples mixed with onion, apples mixed with boxes of fresh carrots, and bales of ukay-ukay mixed with food without Food and Drug Administration (DFA) permit were uncovered.

http://tempo.com.ph/2018/05/25/r36-5-m-smuggledgoods-confiscated/

#### 3. P40M worth of smuggled beauty products, shoes, skimming devices seized

#### 19 June, 2018 | GMA Network

Around P40 million worth of "toxic" beauty products, branded shoes, and skimming devices were seized at the Ninoy Aquino International Airport (NAIA), the Bureau of Customs (BOC) said Tuesday.

According to the BOC, it has seized 6,500 pieces of Goree beauty products, 182 packages of assorted beauty products, 111 pairs of original rubber shoes, and 1,100 skimming devices.

The beauty products, estimated at P8 million, were seized by BOC-NAIA at the Paircargo warehouse.

"These non-Food and Administration Agency (FDA) approved beauty products were disguised as balikbayan boxes declared to contain personal effects and household goods, consigned to Associated Freight Consolidators and other multiple consignees," Commissioner Isidro Lapeña said.

http://www.gmanetwork.com/news/money/economy/657389/p40m-worth-of-smuggled-beauty-products-shoesskimming-devices-seized/story/



# NEWS National news

#### 1. Rs 35 Lakh Worth Counterfeit TVS Motor Spare Parts Seized

#### 28 April, 2018 | News18

Officials of Intellectual Property Rights Enforcement Cell have seized fake parts, labels and die tool machines worth Rs 35 lakh during a raid conducted here recently. The IPR Enforcement Cell, Dindigul unit of Tamil Nadu Police along with officials of TVS Motor Company carried out a raid in some godowns in the district and recovered huge quantities of spare parts, unfinished counterfeit cannisters, die tool machines worth Rs 35 lakh, a press release said.

Following the seizure, IPR Enforcement Cell officials initiated legal action against the company involved in the supply of fake spare parts under the provisions of Copyright Act, the release said.

TVS Motor Company has taken up brand protection programme to ensure availability of genuine parts to consumers through its 4,000 touch points. The Chennaibased company has appointed over 100 authorised parts stockists to supply genuine parts in retail markets across the country, the release added.

https://www.news18.com/news/auto/rs-35-lakh-worthcounterfeit-tvs-motor-spare-parts-seized-1732369.html

#### 2. Ahead of Kairana Bypoll, Illegal Alcohol Worth 1 Crore Seized

#### 7 May, 2018 | NDTV

MUZAFFARNAGAR: The police today claimed to have seized liquor worth Rs. one crore at two check posts on the Haryana-Uttar Pradesh border in Shamli district, ahead of Kairana bypoll in Uttar Pradesh.

The 48-hour drive against smuggling of illicit liquor came days before Kairana parliamentary constituency bypoll on May 28.

According to Additional SP Shlok Kumar, during the drive, police seized over 1,300 cartons of liquor and arrested three persons in this connection. The liquor was being smuggled from Haryana to Uttar Pradesh.

While 331 cartons of liquor worth Rs. 30 lakh were seized at Yamuna checkpost in Kairana, as many as 1,000 liquor cartons having an estimated worth of Rs. 70 lakh were seized at Bidoli checkpost under Jhinjhana police station limits. Two trucks carrying the liquor cartons were also seized.

https://www.ndtv.com/india-news/ahead-of-may-28kairana-bypoll-illegal-alcohol-worth-1-crore-seized-1848611

#### 3. Gold and cigarettes seized at airport

#### 16 May, 2018 | New India Express

KOCHI: The Intelligence Wing of the Customs Department at the Cochin International Airport seized 1,227 grams of gold, 13.77 kg of Indian tobacco and 20 cartons of cigarettes in the past one week.

Starting from May 9, Customs officers made three gold seizures and intercepted smuggling of Indian tobacco and cigarettes.

The intelligence officers of Customs seized 13.77 kg of tobacco valued at Rs 30,600 which was concealed in a checked-in baggage. The seizure was effected from a native of Jaunpur, Uttar Pradesh who was departing to Doha on May 5. Similarly, on May 12, 233 grams of circular gold rods valued at Rs 7.42 lakh was seized from a Malappuram native who arrived from Doha.

In another case, two gold chains weighing 151 grams valued at Rs 4.81 lakh were seized from a persons hailing from Malappuram who arrived from Dubai on May 13.0n May 14, 20 cartons of cigarettes valued at Rs 30,00 was seized from a Kozhikode native who arrived from Dubai.

http://www.newindianexpress.com/cities/kochi/2018/may/16/gold-and-cigarettes-seized-at-airport-1815202.html





### 5th edition MASCRADE 2018 MOVEMENT AGAINST SMUGGLING & COUNTERFEIT TRADE

**Ensuring Brand Security for Sustained Businesses and Employment Generation** 

November 1-2, 2018, New Delhi, India

# SOCIO-ECONOMIC IMPACT OF Counterfeiting, smuggling and piracy

**Capacity Building Programme for Police Officers** 

July 27, 2018 Academy for Smart Policing, Chanakyapuri, New Delhi



In the recent past India's economic growth story has attracted world's attention bringing new challenges for the domestic economy. One of the challenges currently faced is the growing illicit trade in counterfeits, pass offs and smuggled goods. These activities are also threatening brands not only in every region of the country but across the globe. Contraband and counterfeit products hurt the integrity of the brand, further diluting the brand owner's reputation. This not only results in erosion of sales of the legitimate product but further [CASCADE]s onto affect the consumers in the form of health and safety hazards. With the above insight the Federation of Indian Chambers of Commerce and Industry (FICCI) took the initiative to dedicate a forum by establishing the Committee Against Smuggling and Counterfeiting Activities Destroying the Economy-CASCADE on 18th January, 2011.

Contact: FICCI CASCADE Federation House, 1, Tansen Marg, New Delhi 110001, India T: +91-11-23487528 | F: +91-11-23320714 Email: cascade@ficci.com