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Committee on Trade Facilitation

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**NOTIFICATION BASED ON ARTICLES 1.4, 10.4, 10.6, AND 12.2  
OF THE TRADE FACILITATION AGREEMENT**

COMMUNICATION FROM THE UNITED STATES

The following communication, dated 7 June 2017, is being circulated at the request of the delegation of the United States for Members' information.

The United States hereby makes the following notifications in accordance with Articles 1.4, 10.4, 10.6, and 12.2 of the Trade Facilitation Agreement (WT/L/931).

**1. Notified under Article 1.4:**

**Article 1.4 (a):**

- (a) Procedures for importation, exportation, and transit (including port, airport, and other entry-point procedures), and required forms and documents:

Official place(s) where the items have been published:

- The US Government Publishing Office Federal Digital System (FDsys) provides free online access to official publications from all three branches of the Federal Government. The FDsys provides for advanced search capabilities and also allows for browsing by collection. The website for FDsys is <http://www.gpo.gov/fdsys>. The website offers tutorials to assist users in learning to navigate the information available at [http://www.gpo.gov/fdsysinfo/instructional\\_video.htm](http://www.gpo.gov/fdsysinfo/instructional_video.htm).
- The Code of Federal Regulations (CFR) annual edition is the codification of the general and permanent rules published in the Federal Register by departments and agencies of the Federal Government. It is divided into 50 titles that represent broad areas subject to Federal regulation. The Code of Federal Regulations Annual Edition is found on the website of the US Government Publishing Office: <http://www.gpo.gov/fdsys>. Specific information can be found in the relevant titles, with Title 19 Code of Federal Regulations (CFR) - Customs Duties being most relevant for traders.
- General Information regarding import, export and transit procedures is found on the US Customs and Border Protection (CBP) website: <http://www.cbp.gov>.
- The CBP website contains a wider range of information relevant to traders, including a specific portal dealing with trade issues: <http://www.cbp.gov/trade>.
- CBP and the importing/exporting community have a shared responsibility to maximize compliance with laws and regulations. To facilitate this, CBP maintains an interactive "Basic Importing and Exporting" webpage to provide information to traders. The link for the page is <http://www.cbp.gov/trade/basic-import-export>.
- CBP issues binding advance rulings and other legal decisions in connection with the importation of merchandise into the United States. With a view to promoting transparency,

CBP makes these decisions available to the public through its website, <http://www.cbp.gov/trade/rulings> and also through other resources available online, including the [Customs Rulings On-Line Search System](#) (CROSS - a database of published rulings); the [Customs Bulletin and Decisions](#); pertinent [Federal Register Notices](#); [CBP Directives and Handbooks](#); [Informed Compliance Publications](#); and a summary of laws enforced by CBP.

- CBP has a number of Informed Compliance Publications (ICPs) available on its website <http://www.cbp.gov/trade/rulings/informed-compliance-publications> covering a wide range of topics and CBP also publishes several [Directives and Handbooks](#), which provide guidance to the public on a variety of trade-related matters.
- The US Department of Agriculture also provides a wide range of useful information for traders on its website, <http://www.usda.gov>. In particular, the Agricultural Marketing Service <http://www.ams.usda.gov> includes information on obtaining import and export certificates for agricultural products. The Department's Animal and Plant Health Inspection Service also offers Import and Export information for traders at <https://www.aphis.usda.gov/aphis/ourfocus/importexport>. Additional links include:

- [Food and Agricultural Products](#) (Factsheet)

This factsheet is available in Amharic, Arabic, Burmese, Simplified Chinese, Traditional Chinese, Japanese, Korean, Lao, Polish, Russian, Spanish, and Vietnamese.

- [Animal or Animal Product](#)
  - [State Regulations and Import Requirements](#)
- [Organism and Vectors](#)
- [Organism and Soil](#)
- [Plants or Plant Products](#)
  - [View Electronic Manuals](#)

This website contains a list of Plant Protection and Quarantine manuals available in electronic format.

- [Veterinary Service Forms](#)
- The Department's Food Safety and Inspection Service is responsible for assuring that US imported meat, poultry, and processed egg products are safe, wholesome, unadulterated and properly labeled and packaged. <http://www.fsis.usda.gov/wps/portal/fsis/topics/international-affairs/importing-products>. An import checklist can be found on the site at: <http://www.fsis.usda.gov/wps/portal/fsis/topics/international-affairs/importing-products/import-checklist>.

- (b) Applied rates of duties and taxes of any kind imposed on or in connection with importation or exportation:

Official place(s) where the items have been published:

- The United States International Trade Commission maintains the US tariff schedule.
- Harmonized Tariff Schedule of the United States (HTSUS), United States International Trade Commission, February 2017, Publication Number: 4660.
- Internet availability (if applicable): <http://www.hts.usitc.gov/current>.

- (c) Fees and charges imposed by or for governmental agencies on or in connection with importation, exportation or transit:

Official place(s) where the items have been published:

- See Title 19 Code of Federal Regulations (CFR) – Customs Duties; *see also* 19 CFR Part 24 – Customs Financial and Accounting Procedure; *see also* 7 CFR Part 354 – Overtime Services Relating to Imports and Exports; *and* User Fees.
- Internet availability (if applicable): *See generally* <http://www.gpo.gov>; *and see* <http://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol1/pdf/CFR-2012-title19-vol1-part24.pdf>; *and see* [www.cbp.gov/document/forms/user-fee-table](http://www.cbp.gov/document/forms/user-fee-table).

(d) Rules for the classification or valuation of products for customs purposes:

Official place(s) where the items have been published:

- See 19 CFR Part 152 – Classification and Appraisal of Merchandise.
- Internet availability (if applicable): *See generally* <https://www.gpo.gov>; *and see* <https://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol2/pdf/CFR-2012-title19-vol2-part152.pdf>.

(e) Laws, regulations, and administrative rulings of general application relating to rules of origin:

Official place(s) where the items have been published:

- See 19 CFR Part 102 - Rules of Origin
- Internet availability (if applicable): *See generally* <https://www.gpo.gov>, *and see* <https://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol2/pdf/CFR-2012-title19-vol2-part152.pdf>.

(f) Import, export or transit restrictions or prohibitions:

Official place(s) where the items have been published:

- See 19 CFR Part 12 – Special Classes of Merchandise; 19 CFR Part 192 – Export Control; 31 CFR Chapter V – Office of Foreign Assets Control; *and see* 19 CFR Part 18 – Transportation in Bond and Merchandise in Transit.
- Internet availability (if applicable): *See generally* <https://www.gpo.gov>; *and see* <https://www.gpo.gov/fdsys/pkg/CFR-2016-title19-vol1/pdf/CFR-2016-title19-vol1-part12.pdf>; <https://www.gpo.gov/fdsys/pkg/CFR-2016-title19-vol2/pdf/CFR-2016-title19-vol2-part192.pdf>; <https://www.gpo.gov/fdsys/pkg/CFR-2006-title31-vol3/pdf/CFR-2006-title31-vol3-subtitleB-chapV.pdf>; *and see* <https://www.gpo.gov/fdsys/pkg/CFR-2016-title19-vol1/pdf/CFR-2016-title19-vol1-part18.pdf>.

(g) Penalty provisions for breaches of import, export, or transit formalities:

Official place(s) where the items have been published:

- See 19 CFR Part 171 - Fines, Penalties, and Forfeitures.
- Internet availability (if applicable): *See generally* <https://www.gpo.gov>; *and see* <https://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol2/pdf/CFR-2012-title19-vol2-part171.pdf>.

(h) Procedures for appeal or review:

Official place(s) where the items have been published:

- See 19 CFR Part 173 - Administrative Review in General; 19 CFR Part 174 - Protests; and see 19 CFR Part 177 - Administrative Rulings.
- Internet availability (if applicable): See generally <https://www.gpo.gov>; see also <https://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol2/pdf/CFR-2012-title19-vol2-part173.pdf>; <https://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol2/pdf/CFR-2012-title19-vol2-part174.pdf>; and see <https://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol2/pdf/CFR-2012-title19-vol2-part177.pdf>.

- (i) Agreements or parts thereof with any country or countries relating to importation, exportation, or transit:

Official place(s) where the items have been published:

- See 19 CFR Part 10 - Articles Conditionally Free, Subject to a Reduced Rate, etc.; <https://www.gpo.gov/fdsys/browse/collectionCfr.action?collectionCode=CFR&searchPath=Title+19%2FChapter+I%2FPart+10&oldPath=Title+19%2FChapter+I&isCollapsed=true&selectedYearFrom=2016&ycord=900> (2016); and see HTSUS, particularly HTSUS General Rules of Interpretation. Also, information regarding CBP international agreements is published online at: <https://www.cbp.gov/border-security/international-initiatives>.

Internet availability (if applicable): See <https://www.cbp.gov/border-security/international-initiatives/international-agreements/cmaa>.

- (j) Procedures relating to the administration of tariff quotas:

Official place(s) where the items have been published:

- Harmonized Tariff Schedule of the United States, United States International Trade Commission, February 2017, Publication Number: 4660.
- Internet availability (if applicable): See generally <https://hts.usitc.gov/current>, and see <https://www.cbp.gov/trade/quota>.

**Article 1.4 (b):**

- Uniform Resource Locators of website(s) referred to: <https://www.cbp.gov/trade/basic-import-export> and <https://www.cbp.gov/newsroom/publications/forms>.
- Information relating to the present and planned future integration of import forms of agencies other than DHS/CBP into the Automated Commercial Environment (ACE), the United States Single Window for Trade Processing may be accessed at: <http://www.cbp.gov/sites/default/files/assets/documents/2017-Feb/PGA%20Import%20forms%20list%202-14-17.pdf>.
- Information relating to the present and planned future integration of Partner Government Agencies' (PGAs) export forms into the Automated Commercial Environment (ACE), the United States Single Window for Trade Processing may be accessed at: [http://www.cbp.gov/sites/default/files/assets/documents/2017-Feb/ACE%20PGA%20Export%20Forms%20List%20-%20February%202017\\_0.pdf](http://www.cbp.gov/sites/default/files/assets/documents/2017-Feb/ACE%20PGA%20Export%20Forms%20List%20-%20February%202017_0.pdf).

Additionally, forms applicable to international trade from other agencies than DHS/CBP may also be found at:

- Department of Agriculture:

Agricultural Marketing Service: <http://www.ams.usda.gov/resources/forms>.

Animal and Plant Health Inspection Service (APHIS):

[http://www.aphis.usda.gov/aphis/resources/forms/ct\\_aphis\\_forms](http://www.aphis.usda.gov/aphis/resources/forms/ct_aphis_forms); and see APHIS Electronic Forms Library: <http://www.aphis.usda.gov/aphis/resources/forms>.

Food Safety and Inspection Service: <http://www.fsis.usda.gov/wps/portal/fsis/forms>.

Grain Inspection, Packers & Stockyards Administration:

FGIS info on exporting grain: <http://www.gipsa.usda.gov/fgis/exportinggrain.aspx>.

FGIS Official Standards for Grains: <http://www.gipsa.usda.gov/fgis/usstandards.aspx>.

FGIS Commodity Inspection Handbooks:

[http://www.gipsa.usda.gov/fgis/public\\_handbooks.aspx](http://www.gipsa.usda.gov/fgis/public_handbooks.aspx)

- Department of Commerce:

Bureau of Industry and Security: <http://www.bis.doc.gov/index.php/forms-documents>.

Enforcement and Compliance: <http://trade.gov/enforcement/>

Foreign Trade Zones Board: <http://enforcement.trade.gov/ftzpage/>.

National Marine Fisheries Service: [http://www.nmfs.noaa.gov/gpea\\_forms](http://www.nmfs.noaa.gov/gpea_forms).

- Department of Defense:

US Army Corps of Engineers: <http://www.usace.army.mil/>.

Defense Contracts Management Agency:

<http://www.dtic.mil/whs/directives/forms/index.htm>.

- Department of Energy: See generally <https://energy.gov/cio/office-chief-information-officer/services/forms>.

Energy Information Administration: <http://www.eia.gov/survey>.

- Department of Health and Human Services:

Centers for Disease Control and Prevention: <http://www.cdc.gov/importation/forms.html>.

US Food and Drug Administration:

<http://www.fda.gov/AboutFDA/ReportsManualsForms/Forms/default.htm>

- Department of Homeland Security:

US Coast Guard: [http://www.uscg.mil/forms/form\\_public\\_use.asp](http://www.uscg.mil/forms/form_public_use.asp) and

<http://www.uscg.mil/forms>.

US Customs and Border Protection: <http://www.cbp.gov/document/forms> and

<http://www.cbp.gov/newsroom/publications/forms>.

- Department of the Interior:

US Fish and Wildlife Service: <https://www.fws.gov/forms>.

- Department of Justice: Generally: <https://www.justice.gov/forms>.

Bureau of Alcohol, Tobacco, Firearms and Explosives: <http://www.atf.gov/resource-center/forms-library>

Drug Enforcement Agency:

[http://www.justice.gov/forms?title=&component=466&items\\_per\\_page=25](http://www.justice.gov/forms?title=&component=466&items_per_page=25).

- Department of Labor:

Bureau of Labor Statistics: <http://www.bls.gov/respondents/iif/forms.htm>.

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- Department of State: <http://www.state.gov/m/a/dir/forms>.
  - Department of Transportation:
    - Federal Aviation Administration: <http://www.faa.gov/library/forms>.
    - Federal Highway Administration: <https://www.fhwa.dot.gov/eforms>.
    - Federal Motor Carrier Safety Administration: <https://www.fmcsa.dot.gov/mission/forms>.
    - Federal Railroad Administration: [https://www.fra.dot.gov/eLib/Find#p1\\_z5\\_gD\\_IOT](https://www.fra.dot.gov/eLib/Find#p1_z5_gD_IOT).
    - Maritime Administration: <https://www.marad.dot.gov/resources/maritime-administration-public-forms>.
    - Pipeline and Hazardous Materials Safety Administration: <https://www.phmsa.dot.gov/pipeline/library/forms>.
  - Department of Treasury: <https://www.treasury.gov/services/Pages/Forms.aspx>.
    - Alcohol and Tobacco Tax and Trade Bureau: <https://www.ttb.gov/forms>.
    - Financial Crimes Enforcement Network: <https://www.fincen.gov/resources/filing-information>.
    - Internal Revenue Service: <https://apps.irs.gov/app/picklist/list/formsPublications.html>.
    - Office of Foreign Assets Control: <http://www.treasury.gov/resource-center/sanctions/Pages/forms-index.aspx>.
  - Independent Agencies:
    - Consumer Products Safety Commission: <https://www.cpsc.gov/business--manufacturing/business-education/business-guidance/mattresses/suggested-recordkeeping-forms-for-16-cfr-1633>.
    - Export-Import Bank of the United States: <http://www.exim.gov/tools-for-exporters/applications-forms>.
    - Federal Communications Commission: <https://www.fcc.gov/licensing-databases/forms>.
    - Federal Maritime Commission: [http://www.fmc.gov/resources/forms\\_and\\_applications.aspx](http://www.fmc.gov/resources/forms_and_applications.aspx).
    - Nuclear Regulatory Commission: <https://www.nrc.gov/reading-rm/doc-collections/forms>.
    - US Agency for International Development: <https://www.usaid.gov/forms>.

**Article 1.4 (c):**

Contact information of the enquiry points: US Customs and Border Protection (CBP) Information Center is open Monday-Friday between 9 a.m. and 4 p.m. Eastern time. Inquiries may be made via email through the link at <https://help.cbp.gov/>, or by telephone 1-877-CBP-5511 (877-227-5511). Telephone calls from outside the US must be made to 202-325-8000; telecommunications devices for the hearing impaired may be reached at 1-800-877-8339 or <http://www.federalip.us>.

**2. Notified under Article 10.4:**

The Automated Commercial Environment (ACE) is the system through which the United States government has implemented the "single window", the primary system for processing trade-related import and export data required by government agencies. This transition away from paper based procedures results in faster, more streamlined processes for both government and industry.

- Information about ACE and How to Get Started: <https://www.cbp.gov/trade/automated>.

**3. Notified under Article 10.6:**

Measures on the use of customs brokers:

Official place(s) where the items have been published:

- 19 CFR Part 111 - Customs Brokers.
- Internet availability (if applicable): See generally <https://www.gpo.gov>; and see <http://www.gpo.gov/fdsys/pkg/CFR-2012-title19-vol1/pdf/CFR-2012-title19-vol1-part111.pdf>.

**4. Notified under Article 12.2:**

Details of the contact point:

- US Trade Representative, 600 17<sup>th</sup> St., NW, Washington, DC 20508, email: [TFA@ustr.eop.gov](mailto:TFA@ustr.eop.gov) and CBP Office of International Affairs, CBP Headquarters, 1300 Pennsylvania Ave., NW, Washington, DC 20229; or
  - Contact point as provided in an applicable bilateral, plurilateral, or regional arrangement.
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