

US Customs and Border Protection (CBP)  
COAC Webinar – April 9, 2015

**CPSC PGA Message Set  
& Certificate Registry Proposed  
Alpha Pilot Overview**



This presentation was prepared by CPSC staff, has not been reviewed or approved by, and may not reflect the views of, the Commission.



# Welcome

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- This is the third in a series of three public CBP and CPSC Webinars
- The first webinar (March 12):
  - Reviewed certificate requirements for regulated products:
    - CPC – children’s products
    - GCC – other regulated products
  - Introduced the CPSC Alpha Pilot
- The second webinar (March 26):
  - Walked through an example of an Alpha Filing Pilot
  - Presented a deep-dive of the proposed timeline
  - Presented questions to the working group





# Review: the e-Filing Alpha Pilot

- A two-pronged approach to electronic data collection of importer certificate data
  - Full Certificate PGA Message Set or
  - Reference Certificate PGA Message Set with CPSC Certificate Registry
- **A way to test implementation of e-filing in proposed 1110 rule**
  - Electronic submission of certificates at entry
  - **Using all data requirements from proposed 1110.11.**





# March 26 Webinar Questions

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- There were 21 questions asked during the March 26 webinar



*The first webinar can be viewed here:*

<http://dhs.adobeconnect.com/p6kuisnvqqn/>

*The second webinar can be viewed here:*

<http://dhs.adobeconnect.com/p8fucujmtnl/>



# March 26 Webinar Question Topics

- Big picture items:
  - HTS code mapping, the chapters that CPSC regulates, and flags to indicate which codes must or may require a certificate.
  - CPSC's statutory authority to require a certificate as a condition of entry.
  - Use of the trusted trader (ISA-PS) program to streamline the electronic certificate process





# March 26 Webinar Question Topics

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- Registry functionality:
  - Can certificates uploaded to the registry be used for more than one shipment (i.e., over several months)?
  - How will the registry handle changes to the manufacture date?
  - Will the registry allow users to do reporting and conduct queries?
  - Do you need to file complete data elements into both the registry and PGA Message Set? Couldn't the filer use the certificate unique identifier from the registry to file in the Message Set, instead of duplicating data entry?
  - What provisions will be made for small and micro businesses?





# March 26 Webinar Question Topics

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- Purpose of e-filing:
  - CPSC's use of the data elements on a certificate for targeting and otherwise.
  - Whether a physical certificate would still be required if we accept electronically filed certificates.
  - The total estimated number of certificates to be e-filed per year.
  - Whether CPSC will require preapproval to move through an FTZ, as the FDA does.





# March 26 Webinar Question Topics

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- Data elements:
  - Data elements that will be used for the pilot.
    - Link to [data elements in Proposed Rule](#)
  - Data elements that are duplicative of entry information CPSC already receives.
  - Justification for data elements.





# Certificate Data Elements (§ 1110.11 of the NPR)

1. Identification of the finished product;
2. Certificate date;
3. Scope of the finished products covered by the certificate;
4. Each consumer product safety rule to which the product is being certified;
5. Certifier (name and contact information);
6. Custodian of test results (name and contact information) & option to include a URL for the test records;
7. Date and place where the finished product was manufactured, produced, or assembled, including the identity of the party;
8. Date and place where the finished products were tested, or state the testing exclusion relied upon;
9. Parties on whose testing the certificate depends (name and contact information); and
10. An attestation by the certifier that the finished products comply with the applicable product safety rules.



# March 26 Webinar Question Topics

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- How can companies participate in the pilot?





# COAC Working Group Feedback

- Identify issues or problems, as well as any proposed solutions, that the trade foresees in implementing the concept for the alpha pilot:
  - How should we deal with multiple certificates for one product or one line entry?
  - How should we handle importing from an FTZ?
  - How should we handle entries with HTS codes that may or may not require a certificate?
  - Should the registry assign certificate identifiers, or would firms prefer to use their own, or should the system be flexible enough to allow either approach?
  - How far in advance do certificates need to be filed before filing an entry in ACE?





# COAC Working Group Feedback

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- What else should CPSC be thinking about as we move forward with the PGA and Registry concept for the pilot as laid out for you?
- What kinds of issues will CPSC face in normalizing data entry across multiple products?
- What expectations and requirements do importers that will use a registry concept have for the application?
- With regard to the Trusted Trader program, staff is interested in stakeholder ideas, but it is unlikely that we can incorporate Trusted Trader ideas into an alpha pilot, where we are testing the proposed rule. Such input could be considered down the road, if we start planning for a beta pilot.
- How are importers meeting their “accompany” obligation now and what issues will they face in filing the certificates electronically?



# Links

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- [Existing and proposed 16 C.F.R. part 1110](#)
- [Testing and certification resources](#)
  - Links to CPSC-accepted testing laboratories, guidance on testing and certification requirements (including certificates), and other resources
- [CPSC Business education page](#)
  - Guide to complying with CPSC regulations
- [COAC Webinar May 12, 2015](#)
- [CPSC E-Filing Workshop September 18, 2014](#)



# Contact CBP

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