

DEPARTMENT OF HOMELAND SECURITY  
U.S. Customs and Border Protection

**COMMERCIAL GAUGER AND/OR LABORATORY  
AGREEMENT**

*As conditions for commercial laboratory accreditation and/or gauger approval, I agree:*

To comply with the requirements of 19 CFR, Part 151, U.S. Customs and Border Protection (CBP) Regulations, and to conduct professional services in conformance with approved standards and procedures, including procedures which may be required by the Commissioner of U.S. Customs and Border Protection or the Executive Director, Laboratories and Scientific Services (LSS);

To have no interest in or other connection with any business or other activity which might affect the unbiased performance of duties as a Customs-accredited laboratory. It is understood that this does not prohibit acceptance of the usual fees for professional services;

To maintain the ability, i.e., the instrumentation, equipment, qualified staff, facilities, etc., to perform the services for which the laboratory/gauger is accredited/approved, and allow the Executive Director to evaluate that ability on a periodic basis by such means as on-site inspections, demonstrations of analysis procedures, reviews of submitted records, and proficiency testing through check samples;

To retain those laboratory/gauger records beyond the five-year record-retention period and samples (see 19 CFR, Part 151.12(j) for laboratories; and 19 CFR, Part 151.13(h) for gaugers) specified by CBP as necessary to address matters concerned in pending litigation, and, if laboratory operations or accreditation cease, to contact Customs immediately regarding the disposition of records/samples retained;

To promptly investigate any circumstance which might affect the accuracy of work performed as an accredited laboratory/ approved gauger, to correct the situation immediately, and to notify both the Port Director and the Executive Director of such matters, their consequences, and any corrective action taken or that needs to be taken;

To immediately notify both the Port Director and the Executive Director of any attempt to impede, influence, or coerce laboratory personnel in the performance of their duties, or of any decision to terminate laboratory operations or accredited status. Further, within 5 days of any changes involving legal name, address, ownership, parent-subsidiary relationships, bond, other offices or sites, or approved signatories to notify the Executive Director by Certified Mail;

To execute a bond in accordance with 19 CFR, Part 113 (Customs Duties Regulations) and submit it to the CBP Port Director stated in CBP Form 6478, item #3; and

To be bound by the obligations of 19 CFR Part 151.12(c) for laboratories and/or Part 151.13(b) for gaugers.

Name \_\_\_\_\_ Signature \_\_\_\_\_ Date \_\_\_\_\_