



***TSN MONTHLY COMMITTEE  
ACTIVITY REPORT  
October/November, 2009***

**Committee Review of TSN Requirement Recommendations**

As a reminder, all requirement recommendations have been updated on CBP.gov and can be found at the following address:

[http://www.cbp.gov/xp/cgov/trade/automated/modernization/trade\\_support\\_network/requirements/](http://www.cbp.gov/xp/cgov/trade/automated/modernization/trade_support_network/requirements/)

All Committees worked to finalize and submit all pending requirements by October 16. Committees also engaged in conference calls throughout the month of October to discuss the high level categories for their respective requirement recommendations. As part of these discussions, the Committees identified the most critical requirement recommendations in preparation for the November 5 TSN Leadership meeting. The following is a summary of the requirement recommendations identified as most critical to each Committee:

- **Account Management Committee**
  - Access to Bill of Lading number
  - Post Summary Corrections via the Portal
  - Filer Access to CBP Forms 28, 29 & 4647 via Portal & EDI
  - Access to Liquidation data & Reconciliation in ACE
  - Surety Account functions (including e-Bond)
- **Entry Committee**
  - Release
  - Post Summary Corrections via ABI
  - Entry
  - FTZ/Warehouse
  - Reporting Parties
- **Export Committee**
  - Establish access to Export (AES) reports via the ACE Portal
  - Establish Export Account Types
  - Establish capability to file export manifests for all modes of transportation via the ACE Portal and EDI
  - Establish export control functionality in ACE for the Department of Commerce, Bureau of Industry and Security (BIS)
  - Establish export control functionality in ACE for the Department of State, Directorate of Defense Trade Controls (DDTC)
  - Establish export control functionality in ACE for the Department of the Treasury, Office of Foreign Assets Control (OFAC)
  - Establish export control functionality in ACE for the Department of Justice, Drug Enforcement Agency (DEA)
  - Establish export control functionality in ACE for the Nuclear Regulatory Commission (NRC)
- **ITDS Committee**
  - Automate CBP and PGA cargo release and admissibility processes with the priority being on those PGAs that have direct or indirect hold authority or that will result in a reduction of paper processing. EX: APHIS, CDC, CPSC, DEA, FDA, FSIS, FWS, NHTSA, ATF, USCG
  - Provide an interface via ACE to integrate all PGA automated processes for: 1) Reporting import and export manifest data; 2) Entry and Entry Summary Data; 3) License, permit, certificate processing; 4) Export processing
  - Provide for a coordinated cargo release processing system between CBP and the PGAs to ensure that CBP will not release a shipment until all appropriate PGAs have also released or approved the release of a shipment
  - Develop, via ACE, a comprehensive communication system between the trade, CBP and the PGAs on all issues related to a shipment

- Develop, via ACE, the capability to report the DUNS number as an alternate identifier for those PGAs that require the reporting of the DUNS
- Develop, via ACE, the capability to report more detailed product information codes for those PGAs that will require more detailed product classifications
- Continue the development and maintenance of the ITDS Standard Data Set for manifest, entry and entry summary data elements consistent with the WCO data model
- **Multi-Modal Manifest Committee**
  - ACE M1
  - Export Manifest
  - In-bond
  - Messaging (to include PGAs)
  - House Bill of Lading Release
  - Imaging (beyond ABI)
- **Revenue Committee**
  - eBond
  - Replacement of Daily Statements – Financial Report
  - In addition to the top two requirements listed above, the committee also identified top priority requirements that exist today in a legacy system, as opposed to those requirements for functionality which does not exist today. Those requirements include the preservation of the current mechanism for settling financial obligations and the drawback requirements.
- **Transition Committee**
  - Better referenced data for those supporting the ACE filing. In that respect, additional items to be added to the tariff query/download

In addition, the **Legal Policy Committee** reported on their current referrals:

- Request for clarification pertaining to the record keeping requirements with the advent of ACE transmittal documents
- Request for clarification pertaining to the record keeping requirements with the advent of post summary corrections and “versioning”
- Request for a uniform trigger for determining the time frame in which post liquidation events will be timely, as opposed to the current situation where the trigger is variously the date of liquidation or the date on which notice of liquidation is legally satisfied
  - An additional issue for which CBP has requested input is potential regulatory changes associated with eliminating the printing and mailing of courtesy notices of liquidation for ABI filers
- Request for the removal of “country of ultimate destination” as a carrier responsibility

The following is work that was conducted by the TSN Committees beyond the preparations for the November 5 TSN leadership meeting.

#### **Account Management Committee**

The Committee formally submitted three new Post Summary Correction GIFs and three Reconciliation GIFs to CBP on October 30, 2009. Reconciliation GIFs submitted do not cover AD/CVD reconciliation. The Committee is waiting for additional input from CBP before drafting those GIFs. Based on discussions at the TSN Leadership meeting CSPO GIF 981, Access to Bill of Lading Number for Reports, has been revised to reflect that any house bill of lading or sub-house bill of lading numbers would also be provided in ACE reports once such data is transmitted or available.

#### **Broker Subcommittee**

The Subcommittee reviewed the 2005 Business Blueprint Report GIFs to determine whether these GIFs are still applicable. The Subcommittee submitted 4 GIFs to CBP; three GIFs covered broker management reports and the fourth GIF addressed the need for a “No files/late files Report.”

#### **Surety Subcommittee**

The Subcommittee also met and discussed the 2005 Business Blueprint Report GIFs to determine their current applicability. In the final analysis, two report GIFs were added as attachments to existing GIFs, two GIFs were combined into one GIF, one GIF was

determined to be “overtaken by events” and a total of seven GIFs were updated and submitted to CBP.

### **Entry Committee**

The Committee submitted the following three new GIFs to CBP:

- **ENT-065, *Department of State Licenses and ITAR Exemptions in ACE***: Requests that ACE should provide functionality to report Department of State licenses and International Traffic in Arms (ITAR) exemptions that apply to U.S. imports as part of the release and entry declaration process. There are related ITAR GIFs that have been submitted by both the TSN Accounts and Export Committee (*see CSPO GIF 960, Submitting ITAR Exemptions via ACE and CSPO GIF 943, Export Control and Licensing in ACE, respectively*) but neither of those GIFs are specifically on point.
- **ENT-069, *Continuation of ACS Functions in ACE***: Memorializes the need to continue ABI/ACS functions in ACE. There was a discussion regarding whether the GIF should specifically list out the ACS functions that the trade would like to continue in ACE but it was decided that CBP might interpret this list to be exhaustive and as such it was decided that the GIF would stand in “spirit” as being an overarching general requirement in its reference to the ACS functions.
- **ENT-066, *ABI Reports to Replace Daily Statement***: Requests three separate operational reports, is a companion to the Revenue Committee GIF requesting a financial report to replace periodic daily statement.

The Committee has also submitted an additional referral to the Legal/Policy Committee, addressing De Minimis under Post Summary Corrections. In pertinent part, the referral requests that CBP forgo payment of duties associated with Post Summary Corrections in line with 19 U.S.C. Sec. 159.6. Utilizing this method, importers would not be required to pay duty differences under the stated limit, or \$20 at the time of this request.

### **Ultimate Consignee:**

Seeking clarification on the current discrepant definitions of “Ultimate Consignee” has been an ongoing effort for the Subcommittee. The Subcommittee had originally drafted two GIFs (*ENT 067, UC and ACE ID Generation and ENT 068, UC and MID*) addressing “Ultimate Consignee” prior to the current ISF policy. However, given the need to resolve this issue, the Subcommittee decided to revise and resubmit the GIFs. On a recent conference call, Cynthia Whittenburg, the newly appointed CBP Co-Chair of the Subcommittee, informed the trade that although “ultimate consignee” is currently reported at the line level, with the next release (A2.3.1a, commonly known as AD/CVD Case Management, scheduled for a January 17, 2010 deployment), CBP will be adding the “sold to party” and “deliver to/ship to party.” The addition of the “ship to party” is in line with the current ISF policy. Both fields (i.e., “sold to party” and “deliver to/ship to party”) will be conditional but one will have to be reported, that is, either to whom the goods are sold or to whom the goods are delivered. The Subcommittee agreed that this was a step in the right direction. CBP has recommended and the Subcommittee has agreed, that all future discussions will be rolled up to the Entry Committee.

### **ITDS Committee**

The Committee submitted a new user requirement GIF to CBP (CSPO-GIF-1104-ITD-040) concerning the harmonization of manifest data elements with the WCO data model.

### **Revenue Committee**

The Revenue Committee submitted a requirement on electronic petitions, REV-033/GIF1073. This requirement covers the capability to file a petition with respect to liquidated damages and penalty cases via ABI and the ACE Secure Data Portal. It also covers the need for ACE to interface in this area with SEACATS, for the petition filer to be able to attach files, images and supporting documents and for CBP to respond to the petition via the system.

### **Drawback Subcommittee**

The Drawback Subcommittee finalized and submitted the requirements for drawback cross account access (REV DBK 005/GIF 1074), proof of export (REV DBK 004/GIS 1069) and drawback reports (REV DBK 002/GIF 1068). The Drawback Subcommittee is continuing to monitor the status of the pending legislative changes for drawback.