



For Customs and Global Trade Professionals and Trade Associations that need to receive comprehensive [Trade Intelligence](#) in the field of

Customs & Global Trade

Update for Week 15/2023

Period Covered: 3 – 16 April 2023

Published: 17 April 2023

Topic Coverage	Customs processes & procedures (including AEO) Trade Agreements Biosecurity & Veterinary Border Controls (including news or changes relating to seafood trade or Regulation) Indirect Taxes (Customs Duty, Excise, Import VAT) Export Controls, Sanctions Green Customs and Global Trade
Something missing?	Are we missing a topic you are interested in? Get in touch at info@customsmanager.org
Country Coverage	European Union + selected Member States United Kingdom (with an additional focus on Northern Ireland) United States of America
Something missing?	Are we missing a country or region that you are interested in? Get in touch at info@customsmanager.org
International Institution Coverage	WCO WTO UN (Sanctions, CITES) Other as appropriate

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A 5-Part Video Series on the New UK Target Border Operating Model

My fellow Customs & Global Trade Professionals,

I am excited to invite you to my five-part YouTube Series on the new UK Target Border Operating Model. There will be a live premiere every morning starting today for the next five days:

- Monday, 17.04.2023 Introduction, Summary, Timeline & Questions
- Tuesday, 18.04.2023 Biosecurity, SPS Controls & Veterinary Certificates
- Wednesday, 19.04.2023 Safety & Security Declarations
- Thursday, 20.04.2023 UK Single Trade Window
- Friday, 21.04.2023 The Most Effective Border in the World

The easy way to understand what the 99-page document says!

Live Premieres at 9 am BST/GMT and 10 am CET are available afterwards for On-Demand viewing on YouTube: <https://www.youtube.com/c/CustomsManagerLtd>. So visit our YouTube channel and subscribe; you will not miss any new videos.

We also have two bonus e-books for you:

- E-Book: 'Due diligence when making customs declarations'.
- NCTS 5 Briefing: What is it, what changes, and what should you do?

As you have come to expect, find below updates from the EU, UK and the UK on customs and global trade changes that occurred over the last two weeks.

You can also join our free networking event; the next one is on Tuesday, 25 April 2023. Also, our training is favoured to get upskilled in customs and global trade fast, including our Diploma in Customs competencies.

Have a great week



Arne Mielken, Customs Manager Ltd.

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Featured Highlights of this Edition

E-Book: 'Due diligence when making customs declarations'.

Due diligence when making customs declarations: Find out about exercising due diligence when making customs declarations and what customs agents need to be aware of.

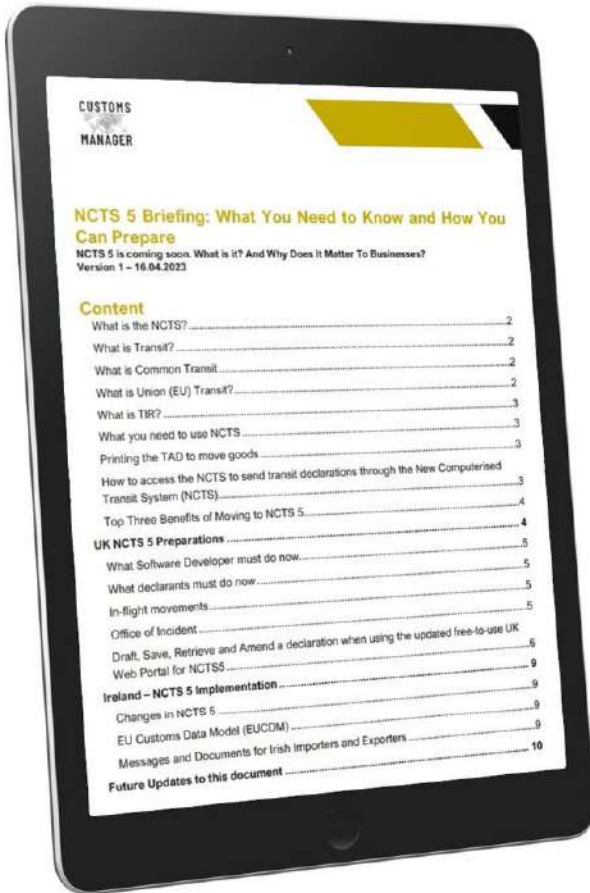


Download this report, which covers the following:

- Selecting a customs agent or representative
- What Customs Authorities Look for in Due Diligence
- Information and supporting materials
- How to spot supply chain fraud possibilities
- Three Top Obligations Customs Agents Have
- UK Establishment
- Rigorous investigations of your trader
- Utilising your approval for simplified procedures
- If you use duty relief or suspension
- How to lower the possibility of tax evasion
- Signal tax evasion

[Download Report Now](#)

NCTS 5 Briefing: What is it, what changes, and what should you do?



In Q4 2023, NCTS will be upgraded to its 5th version across the EU and the UK. This requires systems and process changes that impact importers and exporters in common and union transit countries. We have prepared a briefing on these changes which will be updated regularly. We cover:

- What is the NCTS?
- What is Transit?
- What is Common Transit
- What is Union (EU) Transit?
- What is TIR?
- What you need to use NCTS
- Printing the TAD to move goods
- How to access the NCTS to send transit declarations through the New Computerised Transit System (NCTS)
- Top Three Benefits of Moving to NCTS 5

UK NCTS 5 Preparations

- What Software Developer must do now
- What declarants must do now
- In-flight movements
- Office of Incident
- Draft, Save, Retrieve and Amend a declaration when using the updated free-to-use UK Web Portal for NCTS 5

Ireland – NCTS 5 Implementation

- Changes in NCTS 5
- EU Customs Data Model (EUCDM)
- Messages and Documents for Irish Importers and Exporters

[Download the Document Now](#)

YouTube Special: 5-Part Series on The UK Border Target Operating Model

On 5 April 2023, the government's Border Target Operating Model (TOM) was published in draft form, setting out a new model for importing goods into the UK from countries inside and outside the EU. This will introduce (1) food safety and (2) security customs regulations on products from the EU (and the rest of the world) later this year.

We invite you to a **free daily live streaming of five (5) bite-sized information sessions** on the new UK Border Target Operating Model.

Join us at 9 am BST-GMT or 10 am CET over on our YouTube Channel: <https://www.youtube.com/c/CustomsManagerLtd>

TOP TIP: Subscribe to the Channel to avoid missing any new videos.

The [60+ slides of all five presentations](#) can be downloaded [RIGHT HERE](#) in full.

Videos Live Stream Programme on YouTube

- ▶ **Monday, 17.04.2023** Introduction, Summary, Timeline & Questions
- ▶ **Tuesday, 18.04.2023** Biosecurity, SPS Controls & Veterinary Certificates
- ▶ **Wednesday, 19.04.2023** Safety & Security Declarations
- ▶ **Thursday, 20.04.2023** UK Single Trade Window
- ▶ **Friday, 21.04.2023** The Most Effective Border in the World

- ▶ **Live Premieres** at 9am BST/GMT and 10 am CET
- ▶ On-Demand viewing available on YouTube:

<https://www.youtube.com/c/CustomsManagerLtd>

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UK Customs & Global Trade Updates

UK Biosecurity & Veterinary Affairs (incl. trade in fish) Update

Publication of UK's Border Target Operating Model (TOM)

On 5 April 2023, the government's Border Target Operating Model (TOM) was published in draft form, setting out a new model for importing goods into the UK from countries inside and outside the EU. This will introduce (1) food safety and (2) security customs regulations on products from the EU (and the rest of the world) later this year.

Priority 1: Food Safety & Biosecurity

The TOM proposes a new approach to biosecurity controls (applying to imports of animals, animal products, plants and plant products).

Practically, the new system would feature

- risk-based safety checks on meat or plant-based food (+ live animals and others)
- An SPS "trusted traders" programme to allow for simplifications and facilitations
- A UK Single Trade Window - a single digital gateway to eliminate bureaucratic requirements for routine importers and exporters.

Priority 2: Safety and Security Declarations

The TOM proposes a new approach to security controls (applying to all imports and specific outbound movements).

Priority 3: Data & Modern Technology and Trade Simplification: The UK Single Trade Window

The new system "minimises trader burdens and maintains border security while remaining in line with international standards," the government said, adding that it "Sets out how controls will be streamlined, digitised and, over time, delivered through the UK's new Single Trade Window."

Priority 4: Establishing the most effective border in the world.

"Implementing an improved regime of sanitary and phytosanitary (SPS) controls on imports will bring us closer to our goal of establishing the most effective border in the world."

Timetable

Between November 2023 and November 2024, there will be three periods in which the new import restrictions will take effect.

- From November 2023, export health certifications and phytosanitary certificates for certain animal and plant goods will be needed.
- Beginning in February of the following year, border inspections will include physical and identification checks.
- From November 2024, Safety and Security Declarations will be required for imports

Simplifications

Some provisions eliminate the need for safety and security checks for certain outgoing free port products, outgoing transit, and fish caught in UK seas and delivered to ports outside the UK.

Next Steps

A six-week engagement will take place, with the final Target Operating Model to be published later this year.

Join our YouTube Series here: <https://www.youtube.com/c/CustomsManagerLtd>

Businesses approved to export to the EU

Use the lists to check if your business in Great Britain or one of the Crown Dependencies is approved to export to the EU and determine your TRACES number. Updated the lists of companies approved to export to the EU.

[Access the List](#)

Global Export Health Certificate changes

Download the list of global export health certificate changes published by the UK.

[Access the latest document](#)

UK HMRC Contacts

Helpline Numbers and Access Details of government agencies and departments involved in UK Customs & Global Trade

Download the updated document for helpline numbers and contact details of HMRC. In addition, you can find details on the Animal, Plant and Health Agency (APHA), IPAFFS & PEACH, the Department for Business and Trade, Support lines for England, Scotland, Wales and Northern Ireland, the Department for Environment, Food and Rural Affairs and HMRC (export support service, imports and exports general enquiries, New Computerised Transit System (NCTS)).

[Download the document on the latest UK Government Helplines](#)

UK Customs Valuation Updates

HMRC's new Advance Valuation Ruling Service

HMRC will introduce a new Advance Valuation Ruling Service (AVRS) in the spring of this year. This will give traders legal certainty on the valuation method of goods imported into the UK for three years. Traders do not have to use this service, but it will provide reassurance that a chosen valuation method is correct and will assist in completing customs declarations. Traders can already apply for Tariff and Origin rulings via existing services. To prepare for AVRS, they need a Government Gateway ID and an EORI number. There is an extensive guide which details the six available methods.

Top Tip

[Read the Blog on AVRS](#)

[Access Gov.UK Guidance on Customs Valuation](#)

UK Customs Classification Updates

New digital assistant and webchat services for classifying your goods

HMRC has developed a virtual assistant and webchat service, which complements the current email service and offers you real-time engagement with knowledgeable classification specialists, is an alternative route via which customers may get guidance from our Tariff classification services. You can also get email advice by writing [to this address](#). Binding decisions that may be requested via GOV.UK by utilising the 'Apply for an Advance Tariff Ruling' link and the Business Tax Account (BTA) login information. If you want to try out our new service, this can be accessed via the [UK Integrated Online Tariff](#). Just begin searching for your commodity code and click on the digital assistant link towards the bottom of the page when you need assistance. The digital assistant is available 24/a seven and routing through to the classification webchat is accessible 9.from 30am to 4.30pm, Monday to Friday

UK Origin Updates

UK Rules of Origin on the Trade Tariff

HMRC recently introduced a new Rules of Origin tool. [In addition, the Trade Tariff](#) has been updated to include a richer interface to help traders determine the originating status of their products for import or export. The tool will help identify the factors which influence whether or not the consequences can be considered as originating according to the rules of the trade agreement concerned. To access the tool, go to the commodity code for your product, select the country you are trading with and click the 'Rules of Origin' tab.

UK Customs Updates

UK Border Force customs offices list

Find a contact list of Border Force customs offices and their opening times.

[Download here](#)

Importers with no EORI

We've noticed that some customers who import goods but don't have an Economic Operators Registration and Identification number (EORI) use the CHIEF workaround code 'GBPR' when using the Customs Declaration Service (CDS) software. Unfortunately, this workaround does not work with the CDS. If a private individual who imports goods does not hold an EORI number, the full name and address should be entered in place of 'GBPR'. As a result, a private individual will not need to subscribe to the CDS for a movement claim if the declaration is submitted by a CDS-subscribed individual/party, such as a customs agent. Agents should not insert their own EORI in place of the importer EORI in these circumstances, as it cannot be removed afterwards.

Eight Opportunities Claiming Relief in the UK: Guidance Updated

1. You can claim relief to pay no duty or VAT when importing laboratory animals intended for scientific research.
2. You can claim relief to pay no Customs Duty and VAT if you're importing therapeutic substances of human origin, blood-grouping or tissue-typing reagents, or related packaging, solvents and accessories.
3. You can claim relief to pay no Customs Duty or VAT if you import donated medical equipment from outside the UK and EU.
4. If you're importing commercial samples from countries outside the UK, you may be able to claim relief from Customs Duty and VAT.
5. You can claim relief on Customs Duty, VAT and Excise Duty if you import goods for testing, analysis or examination to the UK.
6. You can claim a relief to pay less Customs Duty and VAT if you are moving your business to the UK and carrying on a similar activity.
7. You can claim a relief to pay no Customs Duty and VAT if you're importing inherited goods into the UK
8. You can claim a relief to pay no Customs Duty and VAT if you are importing or presenting a decoration or award in the UK.

UK Excise Updates

Abuse of import procedures for alcohol

Criminals are trying to deceive customs agents into submitting incorrect import entries for alcohol. As a result, false or misleading information is being supplied by importers or their representatives, leading to the loss of UK excise duty and VAT. Some of these importers claim to be real businesses whose identities have been hijacked; others are bogus firms that default on payments due to HMRC. If you are a customs agent acting for an alcohol importer, you could unwittingly be helping criminals to commit alcohol fraud. This is a crime that hurts both genuine businesses and the public purse. Please share this new information with people in your business who create import entries for alcohol. The main areas of concern are alcohol described as zero strength, low strength or subject to reliefs. The tax types to look out for:

Beers, Wines, or Spirits

- 431 (no duty charged)

Beers only

- 446 and 443 (low duty rates)
- 447 and 473 (high strength – both codes required)

Wines only

- 433 and 435 (low duty rates)

Spirits only

- low volumes (less duty paid)

Please check that the tax type used matches the alcohol being imported. If you identify a problem, you should proceed with caution. It is in your interest to check carefully whom you are dealing with. Adequate due diligence helps protect both business and HMRC from financial losses and disruption due to fraud.

UK CDS Update

CDS changes this week

Here are the changes for CDS this week announced by Gov. uk

- 4-digit Requested and Previous Procedure Code that can be used in Data Element (DE) 1/10 for Imports. 'Requested procedure 71: Entry to a Customs Warehouse' has been updated to replace outdated page names and links. The technical content remains unchanged.
- Data Element (DE) 1/11 for Customs Clearance Requests (CCR) C21i. Terminology has also been updated to replace outdated page names and links. Technical content remains unchanged
- Guidance on completing the DE 4/13 Valuation Indicator and DE 4/16 Valuation Method has been updated.

UK Biosecurity & Veterinary Affairs (incl. trade in fish) Update

Businesses approved to export to the EU

Use the lists to check if your business in Great Britain or one of the Crown Dependencies is approved to export to the EU and determine your TRACES number. Updated the lists of companies approved to export to the EU.

[Access the List](#)

Global Export Health Certificate changes

Download the list of global export health certificate changes published by the UK.

[Access the latest document](#)

UK Export Controls

End-use controls applying to military-related items

When do military end-use export controls apply, and to which destinations? Guidance expanded to include what you must do when informed of a licence requirement. Addition of several case studies for scenarios when the control might be used. [Read Guidance](#)

UK Sanctions

Financial sanctions, Russia

The Russia (Sanctions) (EU Exit) Regulations 2019 have been updated with HM Treasury Notice, Russia, 13/04/2023. [Access List](#)

Customs & Global Trade Updates of the European Union

The European Union operates a Customs Union. Therefore, laws, Guidance etc., are published at the European level. Importers and Exporters, therefore, need to be aware of changes at the European level and assess the impact on their business carefully. But, of course, we monitor changes, so you don't have to.

Customs Classification Updates

Can you classify a wine set?



This so-called wine set consists of the following:

- a 'waiter's knife' of base metal consisting of a foil cutter, a corkscrew, and a combined cork lever/bottle cap opener,
- a wine drip ring of base metal lined with non-woven fabric,
- a pointed stopper of base metal with a round stud fitted with two rings to seal the bottle,
- a glass thermometer with a base metal handle to measure the temperature of the wine.

The set is presented for retail sale in a wooden box with an insert featuring recesses of the exact dimensions of the articles.

Justification

- Please refer to the words of CN codes 8205 and 8205 51 00, and General Rules 1, 3(b), 5(a), and 6 for the meaning (GIR) of the Combined Nomenclature are applied
- GIR 3(b) says that the goods are put up for sale as a set if at least two items in the set can be put in different headings.
 - The bottle openers and corkscrews are included in heading 8205 as hand tools, according to the Harmonized System Explanatory Notes (HSEN) to heading 8205 (E)(1)
 - The Thermometer would go into heading 9025
- The goods are sold in a wooden box that can go straight to the buyer without being packed.
- They are all assembled to do a certain job: serving wine.

The set's most crucial part or "essential element" is the "waiter's knife," which has a foil cutter, corkscrew, and cork lever/bottle cap opener. This is because opening a wine bottle is the most important part of serving wine; without it, the rest of the set would be useless.

The pieces of the set fit into the wooden box in a certain way. It is made of solid wood to keep goods in it for a long time. It's the kind of product that usually comes with this kind of set, but it needs to.

GIR 5(a) says that the wooden box should be put in the same group as the set because of this. So, the wine set should be placed under the CN code 8205 51 00:

“Hand tools, incl. glaziers' diamonds, of base metal, n.e.s.; blowlamps and the like; vices, clamps and the like (other than accessories for and parts of machine-tools or water-jet cutting machines); anvils; portable forges; hand-operated or pedal-operated grinding wheels with frameworks.”

TOP TIP

- Book Customs Classification Training
- Join Our Free Weekly Networking Event

Book here: <https://www.customsmanager.org/events>

[Access Law and Details](#)

Anti-dumping Duty & Countervailing Duty Updates

Chemical Industry: Dry sodium gluconate from China

Dry sodium gluconate from China with the Customs Union and Statistics (CUS) number 0023277-9 and the Chemical Abstracts Service (CAS) registry number 527-07-1, which comes from China and has the CN code ex 2918 16 00 (TARIC code 2918160010), will now have to pay a definitive anti-dumping duty. Therefore, the rates of the final anti-dumping duty that apply to the net, free-at-Union-frontier price, before duty, of the product described in paragraph 1 and made by the companies mentioned below are as follows:

Company	Definitive anti-dumping duty (%)	TARIC additional code
Shandong Kaison Biochemical Co., Ltd	5,6	A972
Qingdao Kehai Biochemistry Co. Ltd	27,1	A973
All other companies	53,2	A999

[Access the Law and Details](#)

Transport Industry (Busses and Lorries): ADD on certain tyres from China

The EU has re-imposed a definitive countervailing duty on imports of certain pneumatic tyres, new or retreaded, of rubber, of a type used for buses or lorries, with a load index of more than 121 from China. This is in response to the General Court's decision in joined cases T-30/19 and T-72/19.

[Read Details](#)

EU Sanctions

Wagner Military Group added to EU Russia Sanctions List

The EU has added the Wagner Group and RIA FAN to the Sanctions List.

- The Wagner Group, a Russia-based unincorporated private military corporation, succeeded the Slavonic Corps in 2014. Dimitriy Utkin leads, and Yevgeniy Prigozhin finances it. Wagner Group funds and operates via local companies and government backing. The Wagner Group attacked Soledar and Bakhmut in January 2023 and is actively involved in Russia's conflict against Ukraine. Thus, the Wagner Group supports acts undermining Ukraine's territorial integrity, sovereignty, and independence.
- Yevgeniy Prigozhin is the head of the Board of Trustees for Patriot Media Group, which includes RIA FAN. RIA FAN spreads the lie that is good for the government about what Russia is doing in Ukraine. For example, Wagner Group's efforts to stop "Ukrainian Nazis" in the ongoing war of attack against Ukraine are praised by RIA FAN. So, RIA FAN funds policies that hurt Ukraine's sovereignty, national integrity, and freedom. The Patriot Media Group owns RIA FAN.

So, Annex I of Regulation (EU) No. 269/2014 is changed to reflect this, and importers and exporters in the EU are now prohibited from engaging / trading with these companies.

[Download the regulation](#)

Changes to other EU Sanctions Lists

Please review the information carefully if trading with any of these countries.

[Iran](#)

[Russia / Ukraine](#)

[Iraq](#)

Humanitarian Exemption for Sanctions – EU law changed

The UNSC passed UNSCR 2664 (2022) to allow the transfer of money, other financial assets, or economic resources, as well as the transfer of goods and services that are needed to make sure that emergency aid is delivered on time or to support activities that help people meet their basic needs. This is called the "humanitarian exemption," and only certain actors can use it.

[Read the Law](#)

EU Suspension Updates

Autonomous Common Customs Tariff Duties Suspension: Call For Information

The EU Commission has received requests for the January round of 2024. On the Commission's (Europa) topic page on the customs union, you can now find a list of the goods for which a tax delay has been asked. Complaints to new requests must be sent to the Commission through the national governments by June 16, 2023. This is when the second meeting of the Economic Tariff Questions Group is set to occur. Interested operators should check the list often to find out how the requests are coming along. On the Europa website, you can learn more about the process for suspending tariffs.

[Access Details](#)

EU hopes to finalise a free-trade agreement with Australia this summer

Even though the two sides still need to resolve some more controversial points, the European Union hopes to sign a free trade deal with Australia by the summer. The geographical marking of food products like cheese and issues relating to data and privacy is still up for debate. An agreement would increase commerce between Australia and the EU by lowering product tariffs. Additionally, it would advance the bloc's goal of diversifying the supply of essential raw resources to the EU and fit into its ambition to strengthen its geopolitical clout in the Indo-Pacific region. Australia ranks as the 21st-largest trade partner of the EU. It is a significant exporter of restorative materials like lithium and cobalt, essential for Europe's transition to a green economy. Total two-way goods trade between the EU and Australia reached \$17.9 billion in 2022, up 93% from the previous year. Due to its involvement in both the Comprehensive and Progressive Agreement for Trans-Pacific Partnership and the Regional Comprehensive Economic Partnership sponsored by China, Australia is also a strategically significant trading partner. Once completed, any agreement would need the support of member states and the European Parliament.

United States

Forced Labour Updates

Lawmakers call for stricter enforcement of forced labour

A cross-party coalition of lawmakers wants to assist U.S. Customs and Border Protection in enforcing a Chinese import restriction connected to forced labour. This month, lawmakers will hear and discuss additional suggestions.

Background:

- According to the Uyghur Forced Labour Prevention Act, China's Xinjiang Uyghur Autonomous Region cannot be imported.
- The UFLPA enforcement priority areas for the Forced Labour Enforcement Taskforce include polysilicon, cotton, and tomatoes.
- Non-Chinese enterprises risk confiscating their products if their constituent parts are connected to the XUAR or forced labour in China.

The Letter of the Congressional-Executive Commission on China:

- The UFLPA's enforcement is "putting substantial political and economic pressure on the government of [China] and forcing global corporations to investigate and disclose supply chains," according to the letter sent to FLETF chair Robert Silvers on April 11.

However, the Commission wants to strengthen further enforcement by addressing the following issues.

Entity Catalogue:

- The lawmakers contend **that a comprehensive Entity List** is necessary for UFLPA implementation, wonder why the FLETF has not added more of the organisations linked to the XUAR and forced labour identified by civil society organisations, and express concern that the current procedure for adding *entities* "is too bureaucratically cumbersome to allow for effective decision-making."
- They requested that the FLETF quickly update and maintain the Entity List "utilising fully the data provided by reputable civil society organisations."

Detentions:

- According to the letter, the UFLPA requires CBP to inform Congress anytime cargo is admitted after a delay brought on by information, reasonable suspicion of ties to the XUAR or the use of forced labour by Uyghurs and other oppressed people outside of the XUAR. The letter raised concern about detained importers' claims that the UFLPA does not apply to their products and the application review that CBP does not think must be reported for these goods.

- Legislators want to know why efforts to move labour or goods connected to the XUAR outside the XUAR are permitted without legislative or open reporting.
- In addition, they need FLETF information on the unit/value of all Chinese products from high-risk industries and the percentage of those products held since June 2022.

Transshipment:

- The letter asked CBP to provide a report on whether it needs extra equipment and software to handle transshipment from other countries, which is a significant implementation difficulty for the UFLPA.
- The letter also questioned whether Mexico and Canada comply with their import duties under the U.S.-Mexico-Canada Agreement and whether CBP prioritises risk-based transshipments.

Small imports:

- The Section 321 "loophole," which allows CBP to accept eligible products duty- and tax-free and with reduced paperwork requirements if they are imported by a single person on a single day and have a fair market value of \$800 or less, is being discussed by lawmakers as a way to close it.
- They questioned how CBP is handling this problem in light of direct-to-consumer business models since they were concerned that this provision has made it more challenging to implement the UFLPA.

TOP TIP

Customs Manager Ltd provides firms with cutting-edge training on forced labour—contact info@customsmanager.org.

US Export Controls

The US authorises CA, UK, and AU to export more defence goods.

A final rule from the State Department that goes into effect on May 12 expands the types of security goods that can be sent to Canada, Australia, and the United Kingdom without a licence. The state says these changes are meant to ensure that the export control permits for certain countries continue to improve tactical skills, cooperation, and teamwork between the U.S. military and its friends.

This rule changes Supplement No. 1 to Part 126 of the International Traffic in Arms Regulations.

- Changes the 25th item, USML category IV, to limit its restriction to military goods and services directly linked to torpedo weapons or radar, guidance, and control systems.
- Removes mounting racks and cabinets from the 105th item, USML category XX(c), which is used to ban security goods and services for submarine battle control systems.
- Removes some underwater sound fake defences and clarifies the explanation note 9 by changing the 60th, 66th, and 60th entries.

- Changes the entries for USML category IV(i) industrial know-how in the 28th and 29th entries to show that USML category IV(h) was already altered to describe the same subassemblies of other USML category IV security goods are still subject to ITAR.
- Changes the 67th through 70th entries about USML category XII night vision to show that the ITAR does not apply to first-generation image intensification tubes and that a recent rulemaking moved some goods that were once banned in category XII paragraph (c) to paragraph (e).

Smuggled dual-use items confiscated

- A dual-use export-controlled item was smuggled into Russia, reclaiming \$826,000.
- Starting in 2018, the owners of a foreign firm conspired with the owners of another foreign company, Russians, and a Russian company to transfer an American-made jig grinder into Russia, according to a Department of Justice press announcement.
- This high-precision grinding machine equipment may be sold to European Union nations without a licence but not to Russia since it might be used for nuclear proliferation and defence. In addition, the DOJ claims that the corporations did not get licencing or approval from the Department of Commerce for this shipment.
- DOJ said numerous persons and corporations engaged in this alleged operation had been charged with conspiracy, violating the Export Control Reform Act, exporting products, and foreign money laundering.
- Task Force KleptoCapture, a coalition of law enforcement agencies, coordinated the investigation.

US Customs Broker Regulation Updates

Customs broker updates Go ahead.

U.S. Customs and Border Protection is implementing recent revisions to its customs broker standards, but it hasn't indicated when brokers would need to continue their education.

Broker Rules

CBP finalised 19 CFR 111 customs broker regulations in October 2022.

Significant changes included

- switching from a district permit system to a national one,
- updating the reasonable supervision and
- control oversight framework, requiring brokers to talk directly with importers,
- raising the broker licence fee, and
- creating a new online system for broker submissions and electronic payments.

This regulation was amended:

- By February 17, 2023, powers of attorney signed before December 19, 2022, are required. Since then, brokers and importers of record or drawback recipients must sign POAs directly.
- Brokers must now report personnel in the Automated Commercial Environment by April 19, 2023.

CBP Recommends Broker Licence Examinees Bring Paper Materials

In Cargo Systems Messaging Service (CSMS) #55845271, U.S. Customs and Border Protection (CBP) advised CBLE candidates to bring paper reference materials on April 10, 2023. The CSMS notes that textual reference material is permissible, but electronic gadgets are banned.

[Detailed Info Here](#)

Access [CSMS #55845271](#)

US Customs Updates

CBP Releases 2Q IRS Interest Rates

U.S. Customs and Border Protection (CBP) announced in a Federal Register Notice (FRN) on April 13, 2023, that “quarterly Internal Revenue Service [IRS] interest rates used to calculate interest on overdue accounts (underpayments) and refunds (overpayments) of customs duties will remain the same from the previous quarter.” As a result, corporations will pay 6% and non-corporations 7% interest on overpayments. Corporations and non-corporations pay 7% interest on underpayments. Rates start April 1, 2023.

[Access the Federal Register](#)

Imports of 28 Chemicals Require Advance Notice

- The Environmental Protection Agency's final rule, effective June 12, requires manufacturers (including importers) or processors of any of 28 chemical substances for a significant new use to notify the EPA at least 90 days before starting that activity.
- Tissue and towel paper, hydrogen sulphide control in shipping vessels, bleaching and dyeing fabrics, industrial coatings, electronic lenses, lubricants, and fertilisers are made using the compounds.
- Before importing, manufacturing, or processing for a significant new use, the EPA must analyse the notice, decide, and take the necessary measures.
- Importers must attest that these chemicals conform with all Toxic Chemicals Control Act regulations, including SNUR standards. In addition, exporters of these compounds must also work with 40 CFR part 707, subpart D and 15 USC 2611(b).

NCSD Announces Webinar Schedule for May 2023

On April 7, 2023, in Cargo Systems Messaging Service #55817322, the National Commodity Specialist Division (NCSD) of the U.S. Office of Trade announced the schedule of commodity-specific educational webinars for May 2023.

The topics of the webinars include:

- May 11: Diving into Watersport, Swimming Pool, and Fishing Equipment;
- May 16: Classification Issues with Engines, Drive-Axles & More! and
- May 31: Getting Down and Dirty with Cast Iron Soil Pipe.

[CSMS #55817322 can be found here](#)

The list of trade outreach webinars can be found [here](#)

The complete list of NCSD webinars for 2023 can be found [here](#)

New Customs Bulletin and Decisions

This provides a weekly compilation of decisions, rulings, regulations, notices, and abstracts concerning customs and related matters of the U.S. Customs and Border Protection, U.S. Court of Appeals for the Federal Circuit, and U.S. Court of International Trade. [Customs Bulletin Weekly, Vol. 57, April 12, 2023, No. 14](#)

US Anti-Dumping Duty

ITC and ITA updates

The websites of the International Trade Commission (ITC) and the International Trade Administration (ITA) include connections to several programmes and resources about anti-dumping duty (ADD) and countervailing duty (CVD) concerns for imports into the United States.

The following ADD/CVD topics are covered on the "Import Injury Investigations" portion of the ITC website, which may be viewed online [here](#):

- Anti-dumping and Countervailing Petitions and Orders;
- Five-Year (Sunset) Reviews; and Global and
- Special Safeguard Investigations.

Extensive sections about ITC publications, investigations, and dockets are also available on the ITC website.

Links to ADD/CVD issues are provided [here](#), including

- links to Anti-dumping Procedures,
- Scope Definitions,
- Federal Register Notices, and
- Recent Case Announcements,

which are all included on the ITA web page's ADD/CVD section.

Links to requests for public comment on the ADD and CVD cases and updates on those processes are also available on the ITA website.

US Sanctions

U.S. Sanctions Suppliers of Precursor Chemicals for Fentanyl Production

OFAC designated two entities in the People's Republic of China (PRC) and five individuals based in the PRC and Guatemala for supplying precursor chemicals to drug cartels in Mexico to produce illicit fentanyl intended for U.S. markets.

[Read Press Release](#)

Treasury Targets Russian Financial Facilitators and Sanctions Evaders Around the World

OFAC is targeting the facilitation network of Alisher Usmanov, who is subject to sanctions in multiple jurisdictions. The action also includes designations to reinforce existing measures and further disrupt Russia's importation of critical technologies used in its war against Ukraine. OFAC is designating 25 individuals and 29 entities with touchpoints in 20 jurisdictions. The U.S. Department of State is concurrently designating several entities operating in the defense sector of the Russian Federation economy and entities supporting Russia's war against Ukraine, as well as additional entities associated with Russia's State Atomic Energy Corporation (Rosatom). Additionally, the U.S. Department of Commerce will take concurrent action to add 28 entities to its Entity List.

[Details in Fact Sheet](#)

[Press Release](#)

SND updated: Counter Terrorism Designation and Designations Updates

[See latest updates](#)

Settlement Agreement between the OFAC and Microsoft Corporation

The U.S. Department of the Treasury's Office of Foreign Assets Control ("OFAC") today announced a settlement with Microsoft Corporation ("Microsoft"), a multinational technology company headquartered in Redmond, Washington. Microsoft has agreed to remit \$2,980,265.86 to settle its potential civil liability for 1,339 apparent violations of the Cuban Assets Control Regulations, the Iranian Transactions and Sanctions Regulations, the Syrian Sanctions Regulations, and the Ukraine-/Russia-Related Sanctions Regulations involving the exportation of services or software from the United States to comprehensively sanctioned jurisdictions and to Specially Designated Nationals or blocked persons. The settlement amount reflects OFAC's determination that Microsoft's conduct was non-egregious and voluntarily self-disclosed.

[Press Release](#)

Cyber-related Designation & Global Magnitsky Designation

[Access Information](#)

WCO

The World Customs Organisation ("WCO") put on a Symposium on E-Commerce and Customs Valuation on February 15, 2023.

Symposium on E-Commerce and Customs Valuation

Unfortunately, several significant problems were found:

Breakdown in the system caused by too much data from low-level packages, gaps in data systems and processing, and problems with compliance and regulation.

The WCO and the World Trade Organisation ("WTO") gave a high-level overview of the current challenges and questions to consider. There were also in-depth presentations on the challenges faced by national Customs Authorities, such as the European Commission, the CBP, and Indian Customs, with input from the private sector on how to handle the rapidly growing cross-border e-commerce trade.

The ICC's working group looked at e-commerce and the new problems it causes for the customs community and came up with four main issues. The ICC's top goal is to speed up the digitalisation of customs processes and the digital dealing environment, including e-invoices, e-bills of lading, and similar documents. This goes along with the fact that items sent through e-commerce are now subject to customs value checks after they have been cleared. The ICC is interested in how items moved between two sites without being sold and in different customs countries (i.e. a transfer of inventory) are valued and how goods returned by an e-consumer are valued. The talks were helpful because they led to many ideas. To reduce the amount of data made, a de minimis customs processing was suggested, which would raise the value limits to keep out packages with low values. It was also recommended that entries be made more accessible by reducing the number of data fields, more data should be stored digitally, and data standards should be the same across countries. It is also hoped that private companies, freight forwarders, and customs officials will work together more on checks after clearing a shipment.

Your Supportive Documents

Download extra materials, factsheets, Q&As, PowerPoint presentations, Excel spreadsheets, reports, and notes to support your work. Click on the link to download the document

UK Border Target Operating Model

[UK Border Target Operating Model 60+ Explainer PowerPoint Presentation \(April 2023\)](#)
[YouTube Special: 5-Part Series on The UK Border Target Operating Model](#)

Customs Compliance

[E-Book: 'Due diligence when making customs declarations.'](#)

NCTS & Transit

[NCTS 5 Briefing: What is it, what changes, and what should you do?](#)

Customs Authorities Helplines & Points of Contact

[HMRC Helplines, Points of Contact](#)

Trade Agreements

[CTPPT - What has been agreed for the UK - Briefing for Customs and Trade Professionals and UK Importers and Exporters](#)

[CPTPP – Our Briefing: Rules of Origin and origin procedures explained](#)

[CPTPP – Our Briefing: Rules of Origin and origin procedures for Textiles and Apparel goods](#)

[CPTPP - Veterinary and SPS matters](#)

[CPTPP - Legal Text](#)

[CPTPP - Download the Product specific Rules of Origin and other provisions](#)

[CPTPP - Certificate of Origin TEMPLATE EXAMPLE](#)

[CPTPP - Read the manual for obtaining preferential tariff treatment when exporting and importing goods](#)

Northern Ireland

[Our Explainer Guide for Northern Ireland \(incl. Windsor Framework\) – March 2023](#)

[Customs Manager’s Webinar on Windsor Framework - SLIDES \(March 2023\)](#)

[House of Commons Study on the Windsor Framework \(March 2023\)](#)

[Sector Explainers for the Windsor Framework \(March 2023\)](#)

Excise Duty

[UK Alcohol Reform Proposals – Action Your Business Can Take Now \(27.03.2023\)](#)

[Report on UK Alcohol Reform Proposals - by UK Gov \(March 2023\)](#)

Customs and Global Trade Government Helplines

[Download the document on the latest UK Government Helplines](#)

Customs Declarations

[Report: 'Due diligence when making customs declarations'.](#)

Transit

[Briefing on NCTS](#)

Trainings & Events

For all bookings: www.customsmanager.org -> Events

All courses are virtual

16 April 2023 - Customs Valuation

This course develops the competencies that professionals need to deal with all aspects of customs valuation, including the Customs Valuation Agreement and how to handle circumstances and activities in customs valuation, including all six valuation methods (Course ID: OC6)

24 April 2023 - Entry of Goods. Export & Exit of Goods

The course has two parts. In the first part, students learn every step of bringing goods into a country up to the ultimate release of the goods. The second part covers activities needed to export and exit goods from your country/jurisdiction compliantly and efficiently (Course ID: OC12+14).

24 Apr, 13:30 – 17:30 BST

25 April 2023 – Weekly Virtual Online Free Networking Event

Join us to connect with others and network, get your questions answered by peers and discuss new laws and regulations. Reserve a slot for free and get immediate dial-in details at www.customsmanager.org -> Events

CITES - Trade in Endangered Species & Products

08 May, 13:00 – 17:00 BST

This course develops the competencies professionals need to deal with all aspects of the CITES regulation, including identifying endangered species and licensable products, applying for permits, and designing an effective compliance system. (Course ID: E-FA 08)

Prohibitions, Restrictions & Licences (includes Export Controls & Sanctions)

11 May, 09:30 – 13:30 BST

This course develops the competencies that professionals need to identify and manage, prohibitions & restrictions (incl. export controls and sanctions) (Course ID: OC08+22)

Origin of Goods & FTA

12 May, 13:00 – 17:00 BST

This course develops the competencies that professionals need to carry out activities required to determine the economic nationality of goods. (Course ID: OC07)

Tariff and Customs Classification

15 May, 09:00 – 13:00 BST

This course develops the competencies professionals need to deal with all aspects of tariff and classification of goods, including HS code determination, application, validation, and usage of tariffs and online databases, GIRs and ATR (BTIs). (Course ID: OC03)

25-26 May 2023 - European Customs Practitioners' Conference, Vilnius, Lithuania

Law. Technologies. EU-UK TCA. Green cross-border trade. From the big picture to daily practice - for European importers, exporters and everyone involved in cross-border Trade. Let's meet in

Vilnius, Lithuania, on May 25-26, 2023! Online attendance is also possible. Registration will start on January 20, 2023. The registration form and all the related information will be available on the LCPA website. The conference, including all materials, will be held in English. Simultaneous translation into Lithuanian and Russian (the working language in Central Asia) will be provided on the first day of the conference. The second day will be held in English only.

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