

# Customs & Trade Updates

Week 45/2022

Period Covered: 31 October 2022 – 4 November 2022

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<b>Topic Coverage</b>	<ul style="list-style-type: none"><li>• Customs</li><li>• Trade Agreements</li><li>• Biosecurity &amp; Veterinary Border Controls</li><li>• Excise Controls</li><li>• Import VAT</li><li>• Export Controls</li><li>• Sanctions</li></ul>
<b>Country Coverage</b>	<ul style="list-style-type: none"><li>• European Union</li><li>• United Kingdom</li><li>• United States of America</li></ul>

This solution enables customs managers, import and export professionals of small and medium-sized enterprises and their advisers to assure greater compliance with complicated customs and global trade legislation and have access to cost-saving options throughout the world without paying a large fee. Of course, large and complex business managers can also benefit

If you find these updates beneficial, please consider a low-cost subscription to support our efforts. This will provide you access to all links and supplementary materials and is a crucial contribution to the running of this service, making it accessible to more businesses wishing to benefit from global. To subscribe, email [info@customsmanager.org](mailto:info@customsmanager.org)

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## Happy Birthday Customs Manager Ltd.

Dear Customs & Global Trade Community,  
Last Week, we turned 2 years old.

We are incredibly proud of how far we have come serving clients from across the globe, across all industries and through a wide range of policy and law areas, like customs, excise, vat, export controls, sanctions and veterinary / biosecurity matters. We help EU businesses to trade globally, including the UK, in four languages, so you can get your advice in English, German, French and Spanish. To celebrate our anniversary, we offer a 20% discounts on all trainings booked this week Just use code *happybirthday22* and book by e-mailing [info@customsmanager.org](mailto:info@customsmanager.org).

Find upcoming training dates for Winter 2022 here: <https://www.customsmanager.org/training>.

The main news this week is that the EU published the **CN 2023** in the Official Journal of the European Union on 31st of October 2022. The Combined Nomenclature is the common nomenclature of the European Union. The 8-digit sub-headings in the nomenclature are used in export declarations and in statistical declarations on internal trade. There are changes to the nomenclature every year and the nomenclature that will come into force in the beginning of the following year is published yearly in the Official Journal of the European Union, by the end of October at the latest. We have analysed the change for you and send you the new and deleted codes, as well as the correlation table. A summary is also available in this update.

Also, please note our webinar event on **the 16 November 2022** on import restrictions into the UK for goods originating in Russia. Also, on 9 December we will host the “**EU Customs Update 2023**” event, a four hour update on everything that will happen in 2023, covering the update to the CN code, the UCC change proposal, the customs single window law and role out of E-customs declaration changes throughout Europe, along with a discussion on ICS Phase 2 and an outlook for Phase 3.

Please get in touch to express your interest in the event. E-mail the address above.

Best wishes



*Arne Mielken*

Arne Mielken  
Customs Manager Ltd.

## European Union

We looked through the following updates of the European Union as published in the Official Journal of the EU.

04/11/2022	<a href="#">L284</a>	<a href="#">C421 C422</a>
03/11/2022	<a href="#">L283</a>	<a href="#">C420</a>
31/10/2022	<a href="#">L281 L282</a>	<a href="#">C417 C417A C418 C419</a>

We also subscribe to news updates from DG TAXUD (Customs matters), DG SANTE (Biosecurity and veterinary matters) and DG TRADE (EU trade matters, ADD-CVD and export controls) as well as receiving other newsletters and subscriptions to get a comprehensive picture.

## EU CN 2023

### Commission publishes the 2023 version of the Combined Nomenclature

The European Commission has published the latest version of the Combined Nomenclature (CN) applicable as from 1 January 2023. The Combined Nomenclature forms the basis for the declaration of goods (a) at importation or exportation or (b) when subject to intra-Union trade statistics. This determines which rate of customs duty applies and how the goods are treated for statistical purposes. The CN is thus a vital working tool for business and the Member States' customs administrations. The Combined Nomenclature was established by Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff. It is updated every year and is published as a Commission Implementing Regulation in the Official Journal of the European Union, L Series. The latest version is now available as Commission Implementing Regulation (EU) 2022/1998 in EU Official Journal L 282 of 31 October 2022. This version applies from 1 January 2003.

### HS Headings to which CN codes are newly introduced

- 1006 - Rice

### HS Headings to which codes are newly introduced and others deleted

- 0809 Apricots, cherries, peaches (including nectarines), plums and sloes, fresh
- 2530 - Mineral substances not elsewhere specified or included

- 2619 - Slag, dross (other than granulated slag), scalings and other waste from the manufacture of iron or steel
- 2805 - Alkali or alkaline-earth metals; rare-earth metals, scandium and yttrium, whether or not intermixed or interalloyed; mercury
- 2846 - Compounds, inorganic or organic, of rare-earth metals, of yttrium or of scandium or of mixtures of these metals
- 2917 - Polycarboxylic acids, their anhydrides, halides, peroxides and peroxyacids; their halogenated, sulphonated, nitrated or nitrosated derivatives
- 4421 - Other articles of wood
- 7601 - Unwrought aluminium
- 8462 - Machine tools (including presses) for working metal by forging, hammering or die forging (excluding rolling mills); machine tools (including presses, slitting lines and cut-to-length lines) for working metal by bending, folding, straightening, flattening, shearing, punching, notching or nibbling (excluding draw-benches); presses for working metal or metal carbides, not specified above
- 8485 - Machines for additive manufacturing
- 8504 - Electrical transformers, static converters (for example, rectifiers) and inductors
- 8505 - Electromagnets; permanent magnets and articles intended to become permanent magnets after magnetisation; electromagnetic or permanent magnet chucks, clamps and similar holding devices; electromagnetic couplings, clutches and brakes; electromagnetic lifting heads

Subscribers and current clients find attached the

1. A spreadsheet with the new codes
2. A spreadsheet with the deleted codes
3. A correlation table between the 2022 and 2023 changes

**Attention! The new 2023 CN codes won't be used until January 2023 declarations. All declarations about the year 2022 must use old CN codes.**

[Commission Implementing Regulation \(EU\) 2022/2093 of 25 October 2022 repealing Regulation \(EEC\) No 3417/88 concerning the classification of certain goods in the Combined Nomenclature](#)

## Export Controls

### EU Annual Export Control Forum

Reminder: The annual Export Control Forum is around the corner. EU will discuss the latest on export control developments and the unprecedented cooperation with partners to undermine Russia's military actions. [Register here.](#)



## Sanctions

### **EU sanctions against Russia - Collection**

In response to the Russian attack on Ukraine, the EU imposed extensive economic and financial sanctions on Russia and Belarus. The adjustments were made via the existing embargo regulations of Regulation (EU) 833/2014 (Russia Embargo Regulation), Regulation (EU) 269/2014 (Measures for the territorial integrity of Ukraine), Regulation (EU) 2022/263 (Restrictive measures as a reaction to the recognition by the Russian Federation of the areas not controlled by the Ukrainian government) and Regulation (EC) 765/2006 (Belarus Embargo Regulation).

The sanctions were last tightened on October 6, 2022 and October 20, 2022.

In detail, the following changes have been made:

#### **I. List of names in Annex I of Regulation (EU) 269/2014**

Annex I of [Regulation \(EU\) 269/2014](#) was expanded with Implementing Regulation (EU) 2022/1906 of October 6, 2022 to include numerous new listings (30 individuals and 7 organizations) - mainly with reference to the mock referendums carried out by Russia or the Russian occupation administration in Ukrainian territories – extended. On the occasion of the Iranian regime's military support for Russia's war of aggression against Ukraine, Implementing Regulation (EU) 2022/1985 of October 20, 2022 included three individuals and one entity in Annex I of Regulation (EU) No. 269/2014.

Funds and economic resources owned or held by persons listed in Schedule I are frozen. Furthermore, no funds or economic resources may be made available or benefit to these persons, directly or indirectly. Exceptions are provided for a narrowly limited area of application.

#### **II. Russia Embargo Regulation**

[Regulation \(EU\) 833/2014](#) was recently expanded by the following regulations:

- Regulation (EU) 2022/879 of June 3, 2022: Extension of the bans (especially import ban) for crude oil or petroleum products according to Annex XXV, restrictions on auditing services, restrictions on existing exemption options to enable oil imports and transport, adjustments in transactions with state-owned companies listed in Annex XIX, inclusion of chemicals in Annex VII and other goods in the existing Annex XXI, capital market restrictions.
- Regulation (EU) 2022/1269 of July 21, 2022: extension of the restrictions (particularly import ban) for Russian gold mentioned in Annex XXVI, expansion of the access ban for Russian ships to EU ports to include locks in the Union, Inclusion of high-tech items, such as machine tools and other chemicals, in Annex VII and Annex XXIII, prohibition exclusions for medical, pharmaceutical, petroleum, and food exports, capital market and finance-related modifications.
- Regulation (EU) 2022/1904 of October 6, 2022: Implementation of the price cap for oil and oil products with a ban on ship transport to third countries, extension of the export ban on goods

in Annex VII to include goods in the Anti-Torture Regulation, other chemicals, semiconductors, and electronic components, extension of the export ban on aircraft components in Annex XI, export ban on Firearms Regulation goods, and ban on services for Russian entities in the field (e.g. for civil nuclear projects, legally compliant termination of joint ventures, as well as securing the EU energy supply and Russian hospital infrastructure).

Further information on the sanctions can be obtained by e-mailing [info@customsmanager.org](mailto:info@customsmanager.org)

### **III. Belarus Embargo Regulation**

In view of the forced landing of a Ryanair plane in Minsk and Belarus' involvement in the military aggression against Ukraine, sanctions against Belarus have been expanded. In addition to further personal listings, new goods-related restrictions on exports and imports were also decided. The tightening was implemented immediately by adapting the basic regulation, Regulation ( EC ) No. 765/2006. Further restrictions were recently imposed with [Regulation \( EU \) 2022/877 of June 3, 2022](#). These essentially relate to further listings of persons, organizations and institutions in Annex V and Annex XV.

### **IV. Overview of recent changes to EU Sanctions list**

Please find in the attachment a list of the most recent changes introduced by the EU to EU Sanctions lists. You will find the country, the type of modification and the legal basis in the attached spreadsheet covering the last three months.

## **Biosecurity / Veterinary Controls**

### **EU pest control against horned beetle**

The EU is taking measures on *Anoplophora chinensis* (Forster) and other measures to prevent the introduction into, and the spread within, the Union territory of the pest. The citrus long-horned beetle is a native to Japan, China, Korea, and Southeast Asia where it is considered a serious pest. Several countries in Europe had been infested with this insect in the past, including Italy, Switzerland, Turkey, France, Germany, and Croatia. So certain plants imported into EU must be inspected at entrance or permitted control locations. Targeted destructive sampling will be used to find the pest in roots and stems. In accordance with ISPM No. 31, the inspection sample must be large enough to detect 1% infection with 99.9% confidence.

[Link](#)



## United Kingdom

We looked through the updates on [www.legislation.co.uk](http://www.legislation.co.uk), and the updates to the GOV.uk website and drew information from various websites and subscriptions. This brings all the key updates for customs declarations, duties and tariffs (import and export), Office of Financial Sanctions Implementation, Export health certificates, Biosecurity, the Border and Trade, UK Cabinet Office Information, JCCC and DEFRA updates (as far as public), HM Revenue & Customs, Trade and investment updates published on gov.uk. and the updates from the UK Mission to the WTO. Are we missing something? Let us know.

### UK Cabinet Border Bulletin 4 November 2022

This bulletin provides the latest news from the Government relating to UK borders.

- How to get help with the Customs Declaration Service (CDS)
- Highly Pathogenic Avian Influenza (HPAI) import restrictions: Japan
- Apprenticeship webinars for SMEs
- Helpline numbers

Attached for subscribers. Please get in touch if you would like to subscribe.

## CDS

### Message from HMRC to Customers on CDS

*HMRC has released the following message to their clients:*

*Dear customer,*

*Our records show you hold a duty deferment account on CHIEF. As all import declarations must now be made using Customs Declaration Service (CDS) software, we are letting you know how to set up payments on the CDS and the different ways you can pay.*

*If you have not moved to the CDS you need to [subscribe online](#) and use [our online guidance](#) to help you understand how to submit import declarations using CDS software. Once you've submitted your first import declaration, you can use one of the payments methods below.*

*If you've moved to the CDS but haven't started using it, you can use one of the payment methods below after submitting your first import declaration:*

## **1. Duty deferment accounts**

You can pay your customs duties on the CDS using your existing duty deferment account. If you want to use this payment method, you'll need to [set up a new Direct Debit Instruction for the CDS](#).

You can find help on how to do this by watching our YouTube videos:

- [How to set up a Direct Debit instruction on CDS \(one signature\)](#)
- [How to set up a Direct Debit instruction on CDS \(multiple signatures\)](#)

CHIEF and the CDS are separate systems. Only declarations submitted to the CDS are collected by the Direct Debit Instructions set up in the CDS. Similarly, only declarations submitted to CHIEF are collected by the Direct Debit Instructions set up in CHIEF.

Bank account information cannot be shared from one system to another without a new Direct Debit Instruction. This is an anti-fraud measure, to comply with banking industry standards.

So, if you, or a partner you work with, are still using CHIEF for other goods movements despite having migrated to the CDS, you could be declaring using both the CDS and CHIEF. If you are, please do not cancel your CHIEF Direct Debit Instructions as you'll require both Direct Debits for the CDS and CHIEF until you've fully migrated to the CDS. You won't be charged twice for the same liability.

### **Information for subsidiary companies**

If your business is a subsidiary in a group corporate structure, your parent company (with an Economic Operators Registration and Identification number ending in 000) must manage and be responsible for running your duty deferment account on the CDS. This includes the setting up of a Direct Debit Instruction managing third party access and the viewing of statements.

Please make sure arrangements are put in place between you and the parent company when action is required, or statements need to be viewed. The duty deferment account will still belong to you.

## **2. Other methods of payment**

If you decide not to use a duty deferment account on the CDS, there are other ways you can pay your customs duty and import VAT.

You can [pay immediately each time you import goods](#), or use one of our [other methods to pay duties and VAT on imports](#).

### **Further help and support**

You can watch our other [YouTube videos about the CDS](#) for more help, or if you have any questions about the CDS, please [contact us](#).

To make sure we can send you updates and notifications about the CDS, please provide your [preferred email address](#).

Yours faithfully  
HM Revenue & Customs



### **CDS: Down – so check service page before embarking on journey**

This week, HMRC was experiencing some issues with Customs Declaration Service (CDS) following an update connected to another system – They had put in place contingency processes at GB ports to ensure businesses can keep goods and freight moving while they returned to full service.

Hauliers using the Goods Vehicle Movement Service should create a Goods Movement Reference (GMR) and select 'Declaration by Conduct'

Traders / Declarants to amend, arrive or re-submit declarations when CDS issues have been resolved

This issue is not related to the CHIEF extension closure on 31st Oct.

Full details of all of HMRC's systems are available on our service availability page, which is regularly updated – [link here](#). HMRC encourages businesses refer back to this page before embarking on any journey.

### **Statement on Origin & Importers Knowledge codes UNCHANGED**

This week, changes to Data Element 2/3: Documents and Other Reference Codes (Union) of the Customs Declaration Service document codes, document status codes and details to be declared such as licences and certificates (Appendix 5A). Document codes U116, U117 and U118 have been removed. If you're claiming a preferential rate of duty under the UK's deal with the EU on the Customs Declaration Service you should use codes U110, U111 and U112. [Link](#)

### **Consolidated CDS Changes**

- A reference in the notes for Additional Procedure Code 13C has been corrected from ATA to CPD carnet in the 'Additional Procedure Code 1-Series: Other Codes: Applicable to more than one Procedure Code' guidance.
- A reference in the notes for Additional Procedure Code 13C has been corrected from ATA to CPD carnet in the 'Additional Procedure Code 1-Series: Other Codes: Applicable to more than one Procedure Code' guidance.

### **CHIEF Guidance updated**

HMRC has released CHIEF Guidance. It is attached for subscribers. If you would like to subscribe to the full update with clickable links and supportive documentation for 1 GBP/\$/€ per day, please let in touch.

## **Returned Goods**

### **Returning goods to the UK**

Find out how to return goods requiring import and export declarations after importing them to another country, or if they're rejected for import at another country's border. The steps to to return goods to the UK have been updated.

## **Customs Classification**

### **Pea flour**

Check the tariff classification for dried peas processed as pea flour. [Link here](#)

### **Composite system for dental repair**

Check the tariff classification for components in sets for dental repair. [Link here](#)

### **Anti-stress balls**

Check the tariff classification for anti-stress balls and anti-stress items. [Link here](#)

### **Stuffed toys**

Check the tariff classification for stuffed toys. [Link here](#)

### **Saltwater Fish**

Check the tariff classification for saltwater fish. [Link here](#)

### **Lighting strings for Christmas trees**

Check the tariff classification for lighting strings or light chains used for Christmas trees. [Link here.](#)

### **Electric cycles with pedals**

Check the tariff classification for bicycles, tricycles and quadricycles, with pedal assistance. [Link here.](#)

### **Chewing tobacco and snuff (nasal tobacco)**

Check the tariff classification for chewing tobacco and snuff (nasal tobacco). [Link here.](#)

### **Heat treatment of dried vegetables**

Check the tariff classification for heat treatment of dried vegetables. [Link here](#)

### **Picnic rugs**

Check the tariff classification for picnic rugs made up of 2 layers of knitted textile fabrics. [Link here](#)

## Customs Value

### **Prepare to work out the customs value of your imported goods**

Find out about the customs value and using the valuation methods if you're an importer or clearing agent.

### **Working out the customs value of your imported goods**

How to work out the customs value for Customs Duty, import VAT and trade statistics if you're an importer or clearing agent.

### **New Guidance: Valuing imported goods using Method 1 (transaction value)**

How to use Method 1 to work out the customs value of your imported goods if you're an importer or clearing agent. [Link here](#)

### **New Guidance: Converting foreign currency amounts to include in the customs value**

Find out which rates of exchange to use to work out the customs value of your imported goods if any invoice amounts are shown in a foreign currency. [Link here](#)

### **New Guidance: Delivery costs to include in the customs value**

Find out about the different types of delivery costs, and which ones you must include or exclude in the customs value if you're an importer or clearing agent. [Link here](#)

### **New Guidance: Valuing imported goods that are lost, damaged or defective**

How to work out or amend the customs value or claim for duty repayment if your goods are lost, damaged or defective. [Link here](#)

### **New Guidance: Excluding interest charges from the customs value**

Find out when to exclude interest charges from the customs value and what evidence you'll need if you're an importer or clearing agent. [Link here](#)

### **New Guidance: Valuing imported goods using Method 2 (transaction value of identical goods)**

How to use Method 2 to work out the customs value of your imported goods if you're an importer or clearing agent. [Link here](#)

### **New Guidance: Valuing imported goods using Method 3 (transaction value of similar goods)**

How to use Method 3 to work out the customs value of your imported goods if you're an importer or clearing agent. [Link here](#).

### **New Guidance: Adjusting for level and quantity when using Methods 2 or 3**

Examples of how and when to adjust the customs value for commercial level and quantity when using Methods 2 or 3 if you're an importer or clearing agent. [Link here](#)



**New Guidance: Valuing imported goods using Method 4 (deductive method)**

How to use Method 4 to work out the customs value of your imported goods if you're an importer or clearing agent. [Link](#)

**New Guidance: Valuing imported fruit and vegetables with Method 4**

How to use simplified procedure values to work out the customs value of consignments of whole fruit or vegetables imported into the UK if you're an importer or clearing agent.

**New Guidance: Valuing imported goods using Method 5 (computed value)**

How to use Method 5 to work out the customs value of your imported goods if you're an importer or clearing agent. [Link](#)

**New Guidance: Valuing imported goods using Method 6 (fall-back method)**

How to use Method 6 to work out the customs value of your imported goods if you're an importer or clearing agent. [Link](#)

**New Guidance: Working out the VAT value using the customs value**

How to use the customs value to calculate VAT for imported goods if you're an importer or clearing agent. [Link here](#)

**New Guidance: Valuing imported goods if you're claiming IP or OP**

How to work out the customs value of imported goods if you're claiming inward or outward processing relief. [Link](#)

**New Guidance: Valuing imported goods for branch offices or inter-company transfers and accounting**

How to work out the customs value if transactions are between branch offices or include inter-company transfers and accounting if you're an importer or clearing agent. [Link](#)

**New Guidance: How to include royalties and licence fees in the customs value**

Find out when to include or exclude royalties and licence fees in the customs value, and which method to use to calculate the value if you're an importer or clearing agent. [Link](#)

**New Guidance: How to calculate the customs value if you're a selling agent**

Find out which method you should use to calculate the customs value if you're a selling agent or branch office. [Link](#)

**New Guidance: Valuing imported goods that are free of charge, used, rented or leased**

How to work out the customs value of imported goods that are free of charge, used, rented or leased if you're an importer or clearing agent. [Link](#)



## UK AEO

### **Mutual recognition with NZ**

New Zealand has been added to the list of countries that the UK has negotiated a Mutual Recognition Agreement with for businesses that have Authorised Economic Operator Security and Safety status. [Link](#)

## Biosecurity / Veterinary Controls

### **Export Health Certificate validity of certain products prolonged**

- Gelatine and collagen not intended for human consumption: The previous version of certificates GBHC101X and GBHC101E can be accepted until 1 June 2023.
- Hides, horns and trophies: model health certificates: The previous version of certificates GBHC134X, GBHC134E, GBHC137X, GBHC137E, GBHC142X, and GBHC142E can be accepted until 1 June 2023.
- Petfood: The previous version of certificates GBHC079X, GBHC079E, GBHC092X, GBHC092E, GBHC093X, GBHC093E, GBHC130X, GBHC130E, GBHC131X, GBHC131E, GBHC132X, and GBHC132E can be accepted until 1 June 2023.
- Blood Products: The previous version of certificates GBHC095X, GBHC095E, GBHC096X, GBHC096E, GBHC097X, and GBHC097E can be accepted until 1 June 2023.
- Fats: The previous version of certificates GBHC099X, GBHC099E, GBHC100X, and GBHC100E can be accepted until 1 June 2023.
- Animal By Products: The previous version of certificates GBHC078X, GBHC078E, GBHC090X, GBHC090E, GBHC091X, GBHC091E, GBHC098X, GBHC098E, GBHC102X, GBHC102E, GBHC129X and GBHC129E can be accepted until 1 June 2023.

### **Animal diseases: international and UK monitoring**

Monitoring for major, notifiable or new and emerging animal disease outbreaks internationally and in the UK. [Link](#)

### **UK leads the way on ending plastic pollution**

Environment Secretary highlights how the UK will champion ending plastic pollution by 2040. [Link](#)

### **Meat from Japan**

Current issues relating to imports and exports of animals and animal products.

From 28 October 2022, the import of fresh poultry meat from Japan into Great Britain (England, Scotland and Wales) is suspended.

## Trade Policy

### **Trade Secretary sets out plan to 'future-proof UK economy'**

Trade Secretary Kemi Badenoch set out her plan to 'future-proof the UK economy' in a speech at the landmark Green Trade and Investment Expo in the North East. [Link here](#)

### **Future of Global Trade and the Pivotal Role of the United Kingdom**

The Rt Hon Greg Hands MP gave a speech on the future of global trade and the pivotal role the United Kingdom can play in helping to shape it, delivered at the Chatham House Global Trade Conference, London, 3-3 November 2022. Here is some highlights of what he said:

- “We are working with our global partners to put in place the building blocks of a freer, fairer future”. The Prime Minister's speech will focus on how the UK deals with the economic storm unleashed by Russia's illegal invasion of Ukraine, as well as the fragility of global peace and security, and the impact of pandemic influenza on global supply chains. It will also look at removing trade barriers around the world.
- What kind of Britain do we wish to build in a world where liberty, democracy and security are the norm – and in which free, fair, rules-based trade can come to the fore? I'm very much in that camp and this government is as well.
- An FTA with India is a key plank of our work to position the UK at the centre of a network of free trade agreements across the globe, and could boost trade between the two countries by as much as £28bn-a-year - our governments are making good progress.
- The future of the global economy surely lies in the developing world, where the youngest, most dynamic and most rapidly diversifying economies are emerging - that's why the UK government has made trade with developing nations central to our global trade policy.
- The Department for International Trade is making progress towards our goal of building a freer, fairer future for global trade with UK at the centre of it as one of the most progressive trade policy countries in the world. We've agreed Economic Partnerships with 33 African, Caribbean and Pacific countries covering more than £20 billion-worth of trade.

[Link here](#)

*Customs Manager Ltd advises on ADD and CVD issues and provides support for those companies affected by ADD/CVD matters or those wishing support in bringing a case to the EU, US or UK authorities.*

## Trade Agreements

### **Update to UK Free Trade Agreements in force**

Trade agreements set out the rules for buying and selling goods and services between 2 or more countries. They reduce restrictions on imports and exports, which can make trading easier and cheaper when they are used. As an independent trading nation, the UK now has over 70 trade agreements in place. Recent trade agreements that have come into force include:

[Singapore Digital Economy Agreement](#)

[Japan Comprehensive Economic Partnership Agreement](#)

[Norway, Iceland and Liechtenstein Free Trade Agreement](#)

The [UK-EU Trade and Cooperation Agreement](#) treaty covers all UK trade with the EU.

See [all the trade agreements the UK has](#).

The webpage of Gov UK listing all the trade agreements of the UK has been redesigned. [Link](#)

### **ESA-UK economic partnership agreement (EPA)**

Documents containing treaty information and a summary of the agreement on trade between the UK and Eastern and Southern Africa (ESA) countries. Updated to mention that Madagascar and Comoros have now signed the economic partnership agreement. [Link](#)

## Sanctions

### **The Russia (Sanctions) (EU Exit) (Amendment) (No. 15) Regulations 2022**

A tranche of new trade sanctions on Russia was introduced on 28 October 2022. Full details of the new measures, which augment the sanctions measures introduced in 2014, can be found in [The Russia \(Sanctions\) \(EU Exit\) \(Amendment\) \(No. 15\) Regulations 2022](#).

#### SUMMARY:

- Prohibitions on the export, supply and delivery, and making available of additional products, to, or for use in, Russia (as well as related technical assistance, financial services and funds, and brokering services). These include additional items on the G7 Dependency and Further Goods List and oil refining technology and manufacturing products. Appropriate licences can be sought for sanctioned activity, for example for humanitarian purposes.
- Prohibition on the import of liquefied natural gas (LNG) which is consigned from or originating in Russia, and a prohibition on the acquisition of on LNG which originates in Russia or which



is located in Russia with the intention of the LNG entering the UK (as well as related technical assistance, financial services and funds, and brokering services). This measure will be brought into force on 1 January 2023.

- Expansion of the current import and related prohibitions on revenue generating goods, to include: beverages, spirits, vinegar (including vodka), food waste products (primarily beet pulp), as well as related technical assistance, financial services and funds, and brokering services.

Appropriate licences can be sought for sanctioned activity.

- Expansion of the current prohibitions on the import and acquisition of gold and relevant ancillary services to apply to (i) gold which has been processed in a third country, incorporating gold originating in Russia and (ii) gold jewellery (with an exception for personal use which will also apply to the export of gold jewellery).

### **Exceptions**

There are some exceptions to the prohibitions, which are set out in detail in the legislation, and licences can be granted in very limited circumstances.

### **Related measures**

Expansion of the current prohibitions within Part 3 (Finance) of the 2019 Regulations regarding loans to certain companies connected with Russia or owned by persons connected with Russia.

There are also financial sanctions against Russia and further information is available from the [Office for Financial Sanctions Implementation \(OFSI\)](#).

### **Details on new names of UK Russia Sanctions list**

The UK sanctioned "four oligarchs who have enabled Putin to deploy Russian enterprises to aid his military operation" on November 2. Alexander Abramov and Alexander Frolov were sanctioned for their involvement in the extractive, transport, and construction industries. The pair, "known to be business associates of Roman Abramovich, previously owned major stakes in Russian steel manufacturer Evraz plc, are thought to have an estimated global net worth of £4.1 billion and £1.7 billion respectively, and are reported to have UK property investments worth an estimated £100 million." Airat Shaimiev, who has an estimated global net worth of £902 million, and Albert Shigabutdinov, who has an estimated £977 million. They face travel bans, asset freezes, and transit sanctions like Abramov and Frolov. Shigabutdinov's AO TAIF organisation controls 96% of chemical and petrochemical processing in Tatarstan, including crude oil production. OAO Tatavtodor's CEO is Shaimiev. [Link](#).



**Reminder: Frozen Assets Reporting 2022**

Every year HM Treasury carries out a review of frozen assets to update its records and to capture any changes during the reporting period. If you hold or control funds or economic resources belonging to, owned, held, or controlled by a designated person you are required to submit a report to OFSI by Friday 11 November 2022. All returns need to be made in the form of a completed template from the GOV.UK website, to Ofsi. Contact us for address details. The consolidated list of asset freeze targets can be accessed [here](#).

*Customs Manager Ltd advises on all matters of sanctions and offers screening tools that allow to check for sanctions against your business partners and entities. We also offer comprehensive EU, US, and UK training on sanctions.*

## United States

We looked through the updates of the US Federal Register, CBP, BIS, OFAC and others. Here we present latest news and important information, predominantly in the area of U.S. Export Controls and Sanctions.

### **How to Use the Automated Commercial Environment (ACE)**

ACE is the U.S. electronic Single Window platform for all trade processing, including all Manifest, Cargo Release, Post-release, Export and Partner Government Agency (PGA) data. Trade users can access ACE via two channels: The ACE Secure Data Portal (ACE Portal) and electronic data interchange (EDI). Deciding on which ACE access method is needed depends on the specific trade activity. Review the information below to determine what is needed to successfully connect with ACE. The ACE Secure Data Portal (ACE Portal) is a web-based entry point for ACE. It provides a centralized online access point to connect CBP, the trade community and government agencies involved in importing goods into the United States. [Link](#)

### **Uyghur Forced Labor Prevention Act (UFLPA) Guides published**

Three draft implementation guides related to the Uyghur Forced Labor Prevention Act (UFLPA) Region Alert enhancement to the Automated Commercial Environment (ACE) have been posted on [CBP.gov](#).

- Cargo Release CBP and Trade Automated Interface Requirement document (CATAIR)
- Cargo Release Condition Codes document
- Add Manufacturer Name and Address CATAIR

These changes will deploy to the Certification environment on November 8, 2022. The Production environment deployment date is to be determined.

### **BIS information on export controls for advanced computing and semiconductor manufacturing items to China (PRC)**

"Implementation of Additional Export Controls: Certain Advanced Computing and Semiconductor Manufacturing Items; Supercomputer and Semiconductor End Use; Entity List Modifications," a BIS rule, was published on October 7, 2022. BIS now provides links to the rule language, how the public can comment, and background information like Frequently Asked Questions (FAQs). New information will be added to this page as needed.

- BIS's October 7, 2022 press release on the rule is available online [here](#).
- The written presentation of Assistant Secretary Thea D. Rozman Kendler for BIS's October 13, 2022 Public Briefing on the rule is available online [here](#)
- A webcast of Under Secretary Alan F. Estevez's October 27, 2022 fireside chat at the Center for a New American Security (CNAS) discussing the rule is available online [here](#).
- BIS's first round of FAQs, published on October 28, 2022 are available online [here](#)

### **SDN list updated**

A wide range of individuals, vessels and entities have been added to OFAC's SDN List in two rounds. In particular, the US Department of the Treasury's Office of Foreign Assets Control (OFAC) has designated the Islamic State in Somalia (ISIS-Somalia), its first designations against this affiliate of



ISIS. OFAC said that this follows the 'recent October 17, 2022 designations of al-Shabaab financial facilitators and weapons smugglers, further targeting a network of weapons traffickers, their accomplices, and an allied firm that have enabled weapons transfers to several terrorist organisations.' OFAC stated that numerous selected persons "specifically sold weapons to or were active al-Shabaab members." ISIS-weapons Somalia's trafficking network relies on the individuals and entity named today. These networks are linked to al-Qa'ida in the Arabian Peninsula (AQAP) and al-Shabaab and operate mostly in Yemen and Somalia. Treasury also named a key Brazilian ISIS member who attempted to act as a conduit amongst others  
See [here](#) and [here](#).

### **US Sanctions: Russian crude oil FAQ**

A new Russia-related FAQs 10/31/2022 was answered by OFAC: Is crude oil of Russian Federation origin that is loaded onto a vessel at the port of loading for maritime transport prior to December 5, 2022 subject to the price cap. Before December 5, 2022, Russian Federation crude oil placed aboard a vessel for marine transit is exempt from the price cap (also known as the "maritime services policy"). U.S. crude oil shipping service companies can continue. OfAC plans to publish a determination allowing the exportation, reexportation, sale, or supply of marine transport services for Russian Federation crude oil or petroleum products. [Link](#)

### **Use OFAC general licence D-2 to help Iran civil society**

Big Tech firms 'including Google, Apple and Facebook – can do much more to help Iranians' in accordance with the recently issued OFAC general licence D-2. Senate foreign relations committee chair Bob Menendez wrote an open letter to the CEOs of Google, Meta, Amazon, Microsoft and Digital Ocean. Iranian civil society should have access to secure communications apps and virtual proxy networks to circumvent government filters. Access to analytics software would also improve their own tools and avoid Iran-based analytic services. Domain, routing, and hosting services, along with privacy enhancing technologies, would likewise improve resilience.

<https://www.foreign.senate.gov/press/dem/release/senators-menendez-blackburn-representatives-malinowski-tenney-challenge-big-tech-to-help-iranian-protestors>

## **WTO**

### **WTO to champion importance of trade in climate action toolkit at COP27 climate summit**

The WTO is set to play an active role at the UN's COP27 Climate Change Conference taking place in Sharm El-Sheikh, Egypt, from 6 to 18 November. A detailed agenda for the WTO's participation and WTO resources on trade and climate change can be viewed on the new COP27 portal on the WTO website. The conference will also see the launch of the WTO's flagship publication, the World Trade Report, entitled "Climate Change and International Trade". The WTO's webpage is here:



[https://www.wto.org/english/tratop\\_e/envir\\_e/wto\\_cop27\\_e.htm](https://www.wto.org/english/tratop_e/envir_e/wto_cop27_e.htm)

## WCO

### **The New Online AEO Compendium website is launched**

The WCO is thrilled to announce that the new Online AEO Compendium (OAC) has been launched and can be found [here](#). It is worth highlighting the advantages of the OAC compared to the paper-based AEO Compendium. These advantages include:

- Members have dedicated access rights, making it easy to input, update, validate and manage their information in real-time;
- Replacing the free text information with structured information making it possible to search through, harmonize and eliminate duplications;
- Enabling new ways to view, understand and analyze AEO- and MRA-related information at multiple levels, including globally, by WCO region and by Member;
- Offering flexibility and the ability to process, manage and analyze information efficiently and effectively through a standardized data management structure, resulting in a timely and high-quality publication; and,
- Saving time and resources as a result of automated workflows.

At the 28th SAFE Working Group Meeting, WCO Members and private sector representatives praised the excellent work carried out in the development of the OAC website and highlighted the usefulness of this platform. It was emphasized that now the AEO related information can be updated by Members as frequently as possible at the same time allowing the website to remain publicly available and user-friendly for all interested parties.

### **Attachements in this Update**

- EU 2022 CN New Commodity Codes
- EU 2022 CN Deleted Commodity Code
- EU 2022 CN Correlation Tables
- EU Updated Legislation to Sanctions Lists
- UK CHIEF information (update)

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## Invitation: UK Import Restrictions for Your Russian Goods (Expert Webinar) – 16.11.2022

The United Kingdom has imposed a wide range of sanctions on goods that are being imported into the United Kingdom consigned from or originating in the Russian Federation. However, these laws are complicated to understand. More importantly, it is difficult to understand which of your products are subject to import prohibitions and for which products you can benefit from an exemption. Time to talk about it.

Join us on **Wednesday, 16 November 2022 at 2 pm BST / 3 pm CET / 9 am EST** for a one-hour expert-led, educational, practical webinar on a **Legal Review of Import Restrictions for Goods from Russia to the UK**

We will analyse the 2019 Russia (Sanctions) (EU Exit) Regulations from an import perspective, which will assist businesses in determine quickly which products are subject to import licences or outright prohibitions. We will cover:

- What is the Russia (Sanctions) (EU Exit) Regulations 2019?
- What amendments were made and when?
- Timeline of Import Sanctions from Russia into the UK so far
- Structure of the Russia (Sanctions) (EU Exit) Regulations 2019
- What prohibitions apply? What trade sanctions are imposed?
- Where do I find the import restrictions in the Russia (Sanctions) (EU Exit) Regulations 2019?
- What exceptions apply?
- Trade Licences
- Consigned from? Originating from? Sent from?
- Example of a Product Specific Analysis to help you identify the goods that are subject to prohibitions

Participants will have the opportunity to ask their questions to the expert trainer. They will be receiving the full slide deck and a 40+ page guide to legally importing from Russia to the UK.

This webinar is aimed at anyone involved in importing products into the UK that originate from Russia and who is interested in understanding the analysis of the Russia (Sanctions) (EU Exit) Regulations 2019. The cost of joining the expert webinar is 99 GBP + VAT (as applicable). Participation is free for subscribers or current clients (under active contract).

BOOKING: E-mail [info@customsmanager.org](mailto:info@customsmanager.org) to reserve your spot.

## Invitation: EU Customs Update 2023 – 9 December 2022

There are many changes that are on the horizon for 2023 in the EU in the area of customs. We expect the revised Union Customs Code proposals along with the entry into operation of ICS 2. The EU also adopted the Customs Environment for a Single Window and, of course, the implementation of the new datasets for customs declaration is being rolled out throughout the Member States. In addition to these legal and policy issues, the CN 2023 has been published, and guidance documents on valuation and the UCC have been updated. There are also interesting customs classification decisions.

Join our ½ day intensive briefing and hear experts update you on:

- Changes to CN 2023
- Changes to new EU Guidance
- The new UCC proposals
- ICS 2 – Phase 2 and 3
- The customs environment for the single window
- Updated UCC guidance

The event will take place on Friday, 9 December 2022, from 9am to 1 pm GMT or 10am to 2pm CET. It is an online exclusive event and the cost is 275 Euro or 250 GBP+VAT (as applicable) per participant. Full slide pack will be provided. To book, e-mail [info@customsmanager.org](mailto:info@customsmanager.org)

## About This Update

Part of our suite of solutions to empower customs managers, our Trade Intelligence update allows global trade professionals to save time and free up skilled staff to carry out more strategic tasks. Subscribers or current clients receive a professionally curated compilation of legislative changes that occurred in the prior week, created by experienced trade specialists and quality assessed before release.

Readers can rest assured that they have not missed any updates. Subscribers can save time by forgoing to scan through floods of marketing emails and blog entries and instead focus on operational performance and long-term profitability.

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You can also call our helpline on 079146450183. The first call is free, after this, we charge a moderate fee to get instant expert support.

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## Winter 2022/2023 Public Training Programme

We are excited to have released our Winter 2022/2023 Public Training Programme for Trade Agreements, Biosecurity & Veterinary Controls, Export Controls, and Sanctions for the EU, UK and US. Download it [here](#) or visit <https://www.customsmanager.org/training>

### About Customs Manager Ltd.

Working with us means having a [Customs Advisor](#), [Global Trade Expert](#) and [Export Controls Consultant](#), on speed dial. If you are looking for a [customs consultant UK and EU](#), let us help you trade effectively, efficiently and, of course, compliantly, wherever you want to go in the world.

Need to stay up-to-date with changing customs and global trade rules? We monitor legislation so our clients don't have to. Learn about all changes in our fresh [expert blog](#), [join exclusive briefings](#) and ask any questions 24/7 through the [VIP hotline](#). Or sign up for our no-charge, insightful [newsletter](#).

Entrust us with your training needs and help us to upskill you and your teams in English, German, French and Spanish. We offer [public and private live, in-house](#) and [on-demand \(study from anywhere and anytime\)](#) courses.

To complete our support for global trading businesses, we are also a [UK Customs Broker](#). We act as a [customs clearance agent](#) on behalf of many EU and UK businesses, assisting with customs documentation and all other formalities to ensure the customs clearance of our goods. Whether you're seeking a long-term partner to look after your [customs clearance](#) or require support for a one-off shipment, please don't hesitate to get in touch to discuss your requirements.

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