Port of Chicago – Pipeline

U.S. Customs and Border Protection

Pipeline 08-21
June 23, 2008

To: Customhouse Brokers, Importers, and Others Concerned

SUBJECT: Mandatory AES filing for all shipments requiring SED information and other changes to Department of Commerce export regulations.

Effective July 2, 2008 the U.S. Census Bureau (Census) will require mandatory filing of export information through the Automated Export System (AES) or through AES*Direct* for all shipments where a Shipper's Export Declaration (SED) has been required. Census published the final rule in the *Federal Register* on June 2, 2008 amending Title 15, Code of Federal Regulations, Part 30, and Foreign Trade Regulations (FTR) in its entirety. Although the new regulations are in force as of July 2, 2008, Census is providing the trade an additional 90 days to implement the new requirements.

The most significant change to the FTR is that paper SEDs are no longer acceptable. Exporters will be required to file export information electronically through the AES or AES*Direct*. Where an exemption from the filing requirement is authorized, a legend describing the basis for the exemption shall be made on the first page of the bill of lading, air waybill, or other commercial loading document for carrier use, or on the carrier's outbound manifest. The exemption legend shall reference the number of the section or provision in the regulations where the particular exemption is provided. The exporter must provide the AES filing citation or exemption legend to the exporting carrier for every export shipment.

USPPIs (U.S. Principal Party in Interest), their agents, brokers, freight forwarders, carriers, and other entities of the exporting community are strongly encouraged to read the Federal Register / Vol. 73, No. 106 / Monday, June 2, 2008 and begin implementing electronic reporting procedures through the AES by July 2, 2008.

The Census Bureau will implement provisions of this rule on September 30, 2008, at which time CBP may initiate penalty action against responsible parties failing to comply with these export requirements.

Questions concerning the mandatory filing of export information through the AES may be directed to Chief CBP Officer Robert Trotto at 847-928-5711 or the Census client representatives at 1-800-549-0595 or www.census.gov/trade.

for Carl Ambroson
Area Port Director
Port of Chicago