

AES Newsletter

Volume 1, Issue 5

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MANDATORY REPORTING OF CERTAIN SHIPMENTS THROUGH AES

HR 3194 - Consolidated Appropriations Act 2000

Subtitle E - Automated Export System Relating to Export Information

On November 29, 1999, the President signed H.R. 3194 - Consolidated Appropriations Act of 2000. Section 1252 of this law amends Title 13 U.S.C. Section 301 to require the mandatory reporting of export of items on the U.S. Munitions List (State) and the Commerce Control List (BXA) through the Automated Export System (AES). This legislation will become effective 270 days after the Departments of Commerce, Treasury and the National Institute of Standards and Technology jointly certify to the Committee on Foreign Relations of the Senate and the Committee on International Relations of the House of Representatives that a secure and functional AES is capable of handling and implementing the provisions and workload volume mandated by this legislation.

**AUTOMATED EXPORT SYSTEM BRANCH
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Section 3153 states that it is the sense of the Congress that exporters or their agents who are required to file Shipper's Export Declarations (SEDs) but not required to file through the AES per Section 3152 of this legislation, should do so.

Section 3154 requires that the Secretary of Commerce, in consultation with the Secretaries of State, Defense, Treasury and Energy and the Director of Central Intelligence shall submit a report no later than 180 days after the enactment of this Act to the appropriate committees of Congress setting forth (a) the advisability and feasibility of mandating electronic filing through the AES all SEDs; (b) the manner in which data gathered through the AES can be used most effectively by other automated licensing systems administered by Federal agencies while ensuring the confidentiality of business information; and (c) a proposed timetable for any expansion of information required to be filed through the AES. ♦

STATE DEPARTMENT LICENSED SHIPMENTS

State Department DSP-5 shipments can be reported through the AES predeparture (Option 2). A paper SED must be filed with the carrier for presentation to U.S. Customs for the State Department since State does not have the capability of extracting these data from the AES. Questions or requests for information regarding reporting these shipments through AES should be directed to Marie Cosme-Rittenberg at (703) 921-7293. ♦

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COMMON REPORTING PROBLEMS

Low Value Export Information Codes, "LC" AND "LV"

Export Information codes "LC" and "LV" are to be used for shipments valued \$2500 and under. Code "LV" is used for shipments exempt from Shipper's Export Declaration filing requirements as outlined in section 30.55(h) of the Foreign Trade Statistics Regulations. Code "LC" is used for licensed shipments satisfying this exemption. We recommend that you add an edit for this error.

Reporting Exports to Foreign Countries Moving In-Transit through Canada

Some of these shipments are not reported while others are reported with the wrong method of transportation, port of export and exporting carrier. Only shipments ultimately destined for Canada are exempt from export filing requirements. The carrier that transports the merchandise to the foreign country or in the case of in-transit through Canada, the carrier as it enters Canada is the method of transportation and the exporting carrier. The port of export for surface carriers is the U.S. Customs port where or nearest where the carrier or person crosses the border.

SCAC and IATA/ICAO Codes

The exporting carrier's SCAC code (**not the NVOCC's SCAC code**) is required to be reported. AES matches the SED data reported by the exporters and forwarders to the exporting carrier data via the booking number. AES cannot match the booking number provided by NVOCCs because the NVOCC cannot transmit information to AES at this time.

Filers are reporting the internal Census air carrier codes and misusing the Unknown Code. IATA publishes the correct air carrier codes in the 50th edition of the Airline Coding Directory. This publication lists the two-digit IATA code first followed by the three-digit ICAO code. Questions should be directed to Census staff Mathew Kund or Dan MacCarthy on (301) 457-2209.

Missing or Invalid Exemption Statement

A missing or invalid exemption statement may delay your shipment. This statement is the only means a Customs Inspector has to verify the exported merchandise. The AERP exemption statement is **not** valid for AES. Report the exemption statement as specified in FTSR Letter No. 168. Find this on our website:

www.census.gov/foreign-trade/

Invalid HTS Numbers for Export

A complete list of these HTS numbers that cannot be used for exports is on our website, www.census.gov/foreign-trade/.

Transmission Commodity Line Limits

The number of records received in AES has grown; therefore processing times have slowed while transmissions have grown. Even though AES is multithreaded, allowing many jobs to talk to AES simultaneously, there aren't enough threads to accommodate those large transmissions (500 shipments, 5,000 commodity lines) during peak hours, 9:00am - 5:00pm, EST. We urge filers to limit the number of exporters to 99 per transmission. All filers must limit the number of shipments to 99 per exporter and the number of commodity lines to 999 per shipment for each transmission. If your transmissions exceed these limits, please send them during the night.

Incorrect Exporter Identification Numbers

We have noticed filers reporting incorrect EINs, specifically EINs with all zeroes or all nines. We will be introducing an edit that will generate a fatal error for the obvious incorrectly reported EINs. Please make certain that you report valid EINs, DUNS or Social Security Numbers in your transmissions.

COMMON REPORTING PROBLEMS continued

Foreign Entity as Exporter of Record

AES provides for reporting the visa, passport or border crossing number when a foreign entity is in the United States at the time of export and shown as the exporter of record. Report "T" as the party ID type for the exporter. Please make sure the foreign entity is reported correctly as we have seen "T" reported as the party ID type with what appears to be an EIN or DUNS number reported as the ID number. ♦

Options 3 and 4 Late Filed Warning Messages

Option 3 and 4 filers are receiving late filed warning messages when the post departure data are transmitted within the specified time periods. We have initiated an emergency change request to fix this problem and expect the program change to be moved to production by the end of January. ♦

EXPORTER OF RECORD REGULATION

The Census Bureau has sent forth for signature, the final rule amending the Foreign Trade Statistics Regulations (FTSR) to incorporate the provisions addressed in the Notice of Proposed Rulemakings (NPRs) of August 6, 1998 and October 4, 1999. These NPRs addressed the responsibilities of exporters and forwarding agents filing export data through the Automated Export System and on the Shippers Export Declaration (SED), authorizing forwarding agents to prepare and file the export information on behalf of a principal party in interest and who should be listed as the ?Exporter?. The new terms ?U.S. principal party in interest? and ?routed export transaction? are defined and the term ?exporter? is clarified.

This final rule also clarifies provisions for export reporting requirements for electronic transmissions and intangible transfers of software and technology, exempts electronic transmissions and other intangible transfers received outside the United States from provisions of the FTSR, clarifies provisions for submitting corrections to SEDs for shipments through the U.S. Postal Service and increases the value limit from \$500 to \$2500 exempting mail shipments from SED/AES filing requirements. ♦

AES and AESDirect Statistics

AES - January 27, 2000

Filers - 447

Letters of Intent - 948

AESDirect - January 26, 2000

Total Registered Filers - 364

AERP Registered Filers - 115

Total Filers Transmitting - 136

SEDs Received - 37,124

AERP HAS ENDED

The U.S. Census Bureau's monthly export filing program, AERP (Automated Export Reporting Program) ended on December 31, 1999. AES is the only electronic means of submitting Shipper's Export Declaration data. ♦

AES and AESDirect on the Road

Staff from the AES Branch will be making presentations and conducting workshops at various trade shows and meetings. Some of these trade shows and meetings are sponsored by private concerns and a fee may be charged. Our participation is intended to dispense information and does not imply endorsement of the sponsor.

<u>Date</u>	<i>Trade Show/Meeting</i>	<i>Contact Phone No.</i>
Feb 1 – 2	BXA Update – West, San Diego, CA	(301) 457-2238
Feb 3	AES Public Meeting, San Diego, CA	(301) 457-6855
Feb 7	OTI Summit (JOC), New Orleans, LA	
Feb 8	Electronics Industries Alliance Washington, DC	(703) 921-7470
Mar 12 – 15	NCBFAA, Tucson, AZ	
Mar 14	Air Cargo Association of Orlando, Orlando, FL	
Mar 16 – 17	AESDirect Workshop, Miami, FL	(301) 457-6855
Mar 28 – 30	Global Automotive Conference, Bowling Green, KY	
May 24	AESDirect Workshop, Chicago, IL	(301) 457-6855
Jul	BXA Update - East, Washington, DC	(301) 457-2238

If you or any organization you know of would like to sponsor a meeting or desire our participation in a meeting, please contact:

Dorothy Brown
(301) 457-6855

E-mail: ***dorothy.lee.brown@ccmail.census.gov***

**Schedule B, Export Commodity
Classification Schedule**

The Schedule B 2000 is available on the
foreign trade website:

www.census.gov/foreign-trade

**We need your e-mail
address**

Please send your e-mail
address to:

AESLOI@ccmail.census.gov

Include in the message the
name of the company and the
name of the contact person.
This helps us get information
to you faster and timely. ♦

PHONE NUMBERS AND E-MAIL ADDRESSES

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REGULATIONS BRANCH (SED QUESTIONS): (301) 457-2238

COMMODITY ANALYSIS BRANCH (SCHEDULE B CLASSIFICATION QUESTIONS):

DURABLE GOODS: (301) 457-3259
NON-DURABLE GOODS: (301) 457-3484

BUREAU OF EXPORT ADMINISTRATION (LICENSING QUESTIONS)

WASHINGTON, DC (202) 482-4811
WESTERN REGIONAL OFFICE (714) 660-0144

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WEB SITES:

CENSUS BUREAU, FOREIGN TRADE DIVISION [HTTP://WWW.CENSUS.GOV/FOREIGN-TRADE/WWW](http://www.census.gov/foreign-trade/www)
U.S. CUSTOMS SERVICE [HTTP://WWW.CUSTOMS.TREAS.GOV/AES](http://www.customs.treas.gov/aes)
BUREAU OF EXPORT ADMINISTRATION: [HTTP://WWW.BXA.DOC.GOV](http://www.bxa.doc.gov)