

WTO TRADE FACILITATION TOOLKIT

LIST OF MEASURES INCLUDED IN THE WTO TRADE FACILITATION DRAFT CONSOLIDATED NEGOTIATING TEXT
- REFERENCED TO WCO INSTRUMENTS AND TOOLS -

<p align="center">Measures contained in WTO Trade Facilitation Draft Consolidated Negotiating Text (Doc. TN/TF/W/165/Rev.17)</p>	<p align="center">WCO Instruments, Tools, Guidelines (not exhaustive)</p>
<p>SECTION I</p> <p>ARTICLE I: PUBLICATION AND AVAILABILITY OF INFORMATION</p>	
<p>1. Publication</p>	<ul style="list-style-type: none"> • Revised Kyoto Convention (RKC)¹, General Annex (GA) Chapter (§) 9; • Recommendation (1999) on the Use of World Wide Web Sites by Customs Administrations; • Revised Arusha Declaration (paragraph 3); • Recommendation (2001) on the Application of HS Committee Decisions.
<p>2. Information Available Through Internet</p>	<ul style="list-style-type: none"> • RKC, GA § 9; • Recommendation (1999) on the Use of World Wide Web Sites by Customs Administrations; • Recommendation (2001) on the Application of HS Committee Decisions.
<p>3. Enquiry Points</p>	<ul style="list-style-type: none"> • RKC, GA §§ 7 and 9.
<p>4. Notification</p>	<ul style="list-style-type: none"> • RKC, GA §§ 3, 7 and 9; • Recommendation (1999) on the Use of World Wide Web Sites by Customs Administrations; • Recommendation (2001) on the Application of HS Committee Decisions.
<p>ARTICLE 2: PRIOR PUBLICATION AND CONSULTATION</p>	
<p>1. Interval Between Publication and Entry into Force</p>	<ul style="list-style-type: none"> • RKC, GA § 9.

¹ When reference is made to the Revised Kyoto Convention (RKC) as a relevant WCO document, this includes both the legal texts and the guidelines.
 "GA" means General Annex to the RKC and "SA" means Specific Annex.

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2. Opportunity to Comment on New and Amended Rules	<ul style="list-style-type: none"> RKC, GA §§ 1 and 9 (primarily).
3. Consultations	<ul style="list-style-type: none"> RKC, GA §§ 1, 7 and 9; SAFE Framework of Standards to Secure and Facilitate Global Trade (SAFE).
ARTICLE 3: ADVANCE RULINGS	
	<ul style="list-style-type: none"> RKC, GA § 9; Recommendation (1996) on the Introduction of Programmes for Binding Pre-Entry Classification Information; Recommendation (1998) on the Improvement of Tariff Classification Work and Related Infrastructure (Appendix, Part II); Technical Guidelines on Binding Origin Information; Practical Guidelines for Valuation Control.
ARTICLE 4: APPEAL OR REVIEW PROCEDURES	
1. Right of Appeal or Review	<ul style="list-style-type: none"> RKC, GA § 10.
2. Appeal Mechanism [in a Customs Union] [that is a WTO Member]	
ARTICLE 5: OTHER MEASURES TO ENHANCE IMPARTIALITY, NON-DISCRIMINATION AND TRANSPARENCY	
[1. Notifications for enhanced controls or inspections]	<ul style="list-style-type: none"> RKC, GA §§; SAFE; Risk Management Compendium; Single Window Compendium.
2. Detention	<ul style="list-style-type: none"> RKC, GA § 6 and SA H § 1; Risk Management Compendium.
[3. Test Procedures	<ul style="list-style-type: none"> RKC, GA § 3.
ARTICLE 6: DISCIPLINES ON FEES AND CHARGES IMPOSED ON OR IN CONNECTION WITH IMPORTATION AND EXPORTATION	
1. General Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	<ul style="list-style-type: none"> RKC, GA §§ 3 and 9; SA A § 1; Revised Arusha Declaration.
2. Specific disciplines on Fees and Charges Imposed on or in	<ul style="list-style-type: none"> RKC, GA § 3; SA A § 1; Revised Arusha Declaration.

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Connection with Importation and Exportation	
3. Penalty Disciplines	<ul style="list-style-type: none"> RKC, GA § 3, SA H § 1.
ARTICLE 7: RELEASE AND CLEARANCE OF GOODS	
1. Pre-Arrival Processing	<ul style="list-style-type: none"> RKC, GA § 3; SAFE; Immediate Release Guidelines (IRG).
2. Electronic Payment	<ul style="list-style-type: none"> RKC, GA § 7.
3. Separation of Release from Final Determination and Payment of Customs Duties, Taxes, Fees and Charges	<ul style="list-style-type: none"> RKC, GA §§ 3 and 5; SAFE; IRG.
4. Risk Management	<ul style="list-style-type: none"> RKC, GA § 6; SAFE; Risk Management Compendium.
5. Post-Clearance Audit	<ul style="list-style-type: none"> RKC, GA § 6; SAFE; Post Clearance Audit Guidelines; Risk Management Compendium.
6. Establishment and Publication of Average Release Times	<ul style="list-style-type: none"> Guide to Measure the Time Required for the Release of Goods (TRS Guide); TRS Online Software; The Customs International Benchmarking Manual.
7. Trade Facilitation Measures for [Authorized Operators]	<ul style="list-style-type: none"> RKC, GA § 3; SAFE; SAFE Package.
8. Expedited Shipments	<ul style="list-style-type: none"> RKC, GA § 3; IRG.
9. Perishable goods	<ul style="list-style-type: none"> RKC, GA § 3.
ARTICLE 8: CONSULARIZATION	
[1. Prohibition of Consular Transaction Requirements]	<ul style="list-style-type: none"> RKC, GA § 3.

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<p>ARTICLE 9: BORDER AGENCY COOPERATION</p> <ul style="list-style-type: none"> • RKC, GA § 3; • SAFE; • Customs Compendium : Integrated Border Management; • Data Model. 	
<p>ARTICLE 9 B/S: [DECLARATION OF TRANSHIPPED OR IN TRANSIT GOODS] [DOMESTIC TRANSIT]</p> <ul style="list-style-type: none"> • RKC, SA E §§ 1 and 2; • Customs Compendium on a Secure and Efficient Transit System. 	
<p>ARTICLE 10: FORMALITIES CONNECTED WITH IMPORTATION AND EXPORTATION AND TRANSIT</p>	
<p>1. Formalities and Documentation Requirements</p>	<ul style="list-style-type: none"> • RKC, GA § 3.
<p>2. Acceptance of Copies</p>	<ul style="list-style-type: none"> • RKC, GA § 3; • Recommendation (2012) on Dematerialization of Supporting Documents.
<p>3. Use of International Standards</p>	<ul style="list-style-type: none"> • RKC, GA §§ 3 and 7; • Data Model; • Recommendation (June 2009) Concerning the Use of the WCO Data Model; • Recommendation (June 1990) Concerning the Use of the UNTDED; • Recommendation (June 1990) Concerning the Use of UN/EDIFACT.
<p>4. Single Window</p>	<ul style="list-style-type: none"> • RKC, GA § 3; • SAFE; • Single Window Compendium; • Single Window Information Store (on WCO Web site); • Data Model.
<p>5. Pre-shipment [and Post-shipment] inspections]</p>	<ul style="list-style-type: none"> • Practical Guidelines for Valuation Control.
<p>[6. Use of Customs Brokers</p>	<ul style="list-style-type: none"> • RKC, GA §§ 3 and 8.
<p>7. Common Border Procedures and Uniform Documentation Requirements</p>	<ul style="list-style-type: none"> • RKC, GA § 3.
<p>8. Rejected Goods</p>	<ul style="list-style-type: none"> • RKC, GA § 3 and SA C § 1.
<p>9. Temporary Admission of Goods/Inward and Outward Processing</p>	

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(a) Temporary Admission of Goods	<ul style="list-style-type: none"> • RKC SA G § 1; • Istanbul Convention; • A.T.A. Convention.
(b) Inward and Outward Processing	<ul style="list-style-type: none"> • RKC SA F § 1 and § 2.
ARTICLE 11: FREEDOM OF TRANSIT	
<ul style="list-style-type: none"> • RKC SA E §§1 and 2; • Customs Compendium on a Secure and Efficient Transit System. 	
ARTICLE 12: CUSTOMS COOPERATION	
<ul style="list-style-type: none"> • Nairobi Convention; • Guide to the Exchange of Customs Valuation Information; • RKC; • Model Bilateral Agreement; • GNC Feasibility Study. 	
