National Marine Fisheries Service International Trade Data System (ITDS) Implementation Final Rule

Christopher Rogers
Office of International Affairs and Seafood Inspection

Dale Jones
Office of Science and Technology

…will begin shortly

August 18, 2016

Overview

Introduction to ITDS

Single Window

Overview of the 3 NMFS programs for ITDS integration

Description of transition from current entry processing to ITDS

NMFS Final Rule and its implications

Responsibilities under new protocols

Resources

Q& A

Why is ITDS Now Required for the National Marine Fisheries Service?

US imports ~ 90% of seafood, several products and/or nations subject to monitoring/embargoes

Customs Modernization Act (1993) – established national customs automation program: ACE/ITDS

SAFE Port Act (2006) – mandates ACE/ITDS participation by all agencies for admissibility decisions

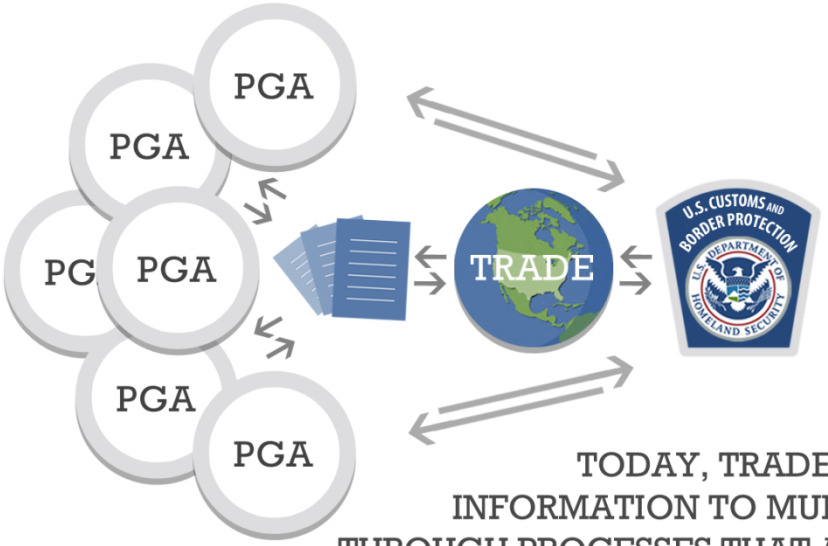
Executive Order of February 19, 2014 – Streamlining the Export-Import Process: single window by December 2016

ITDS
INTERNATIONAL TRADE DATA SYSTEM

ace

ITDS Model – Paperless/Single Window

CURRENT FLOW OF INFORMATION



SINGLE WINDOW VISION

TODAY, TRADERS MUST SUBMIT THE SAME INFORMATION TO MULTIPLE AGENCIES, MULTIPLE TIMES THROUGH PROCESSES THAT ARE LARGELY PAPER BASED AND MANUAL.

THE SINGLE WINDOW WILL STREAMLINE THIS PROCESS.

Benefits of a Single Window

- **TRADERS WILL ONLY HAVE TO SUBMIT THEIR DATA ONCE, TO ONE SYSTEM.**
- **INTERACTIONS BETWEEN PGAs WILL BE AUTOMATED TO ENABLE NEAR-REAL TIME DECISION MAKING.**
- **COSTS WILL BE REDUCED FOR BUSINESS AND GOVERNMENT.**
- **AGENCIES WILL OBTAIN DATA MORE QUICKLY AND BE ABLE TO BETTER IDENTIFY UNSAFE, DANGEROUS, OR PROHIBITED SHIPMENTS.**

Final Rule for NMFS ITDS

1. NMFS will use the ACE/ITDS Single Window for collecting data at entry
2. Three existing paper-based programs will be converted: HMS, AMLR, TTVP
3. Importer Permit Required; Data collected at entry via message set and document imaging system (DIS)

Three NMFS Message Set Programs

1. Highly Migratory Species (e.g., tunas, swordfish)
2. Antarctic Marine Living Resources (AMLR)
3. NOAA 370 Tuna Tracking & Verification Program (TTVP) – Dolphin Protection / product labeling (Import only program)

These programs "cover" approximately 35 HTS codes. All other marine products imported and exported (over 700 HTS codes) do not require an international trade permit nor the submission of additional filing information (message set or digital imaged documents) beyond that which Customs or Census may otherwise already require.

(As part of a separate action, the Presidential Task Force on Combating Illegal Fishing and Seafood Fraud has recommended additional products for monitoring.).

Primary Products Covered by the Programs

- Tunas – Both HMS and NOAA 370 Programs
- Swordfish – HMS Program
- Toothfish - Antarctic Marine Living Resources

Currently, paper documents are submitted post-release directly to NMFS. The documents attest to the circumstances and conditions of the harvest event.

The NOAA Form 370 program is also used to screen yellowfin tuna imports if originating from or harvested by embargoed countries.

Under ITDS, most shipments of the three product groups above will require filing of the NMFS “Message Set” in ACE and supplemental documents through “DIS”.

Responsibilities Under the New Regulation

- Importer of Record: Obtain Fisheries International Trade Permit and provide data/documents to customs broker
- Entry Filer: submit data and documents via ACE and DIS
- Software Developer: certify message set software in ACE

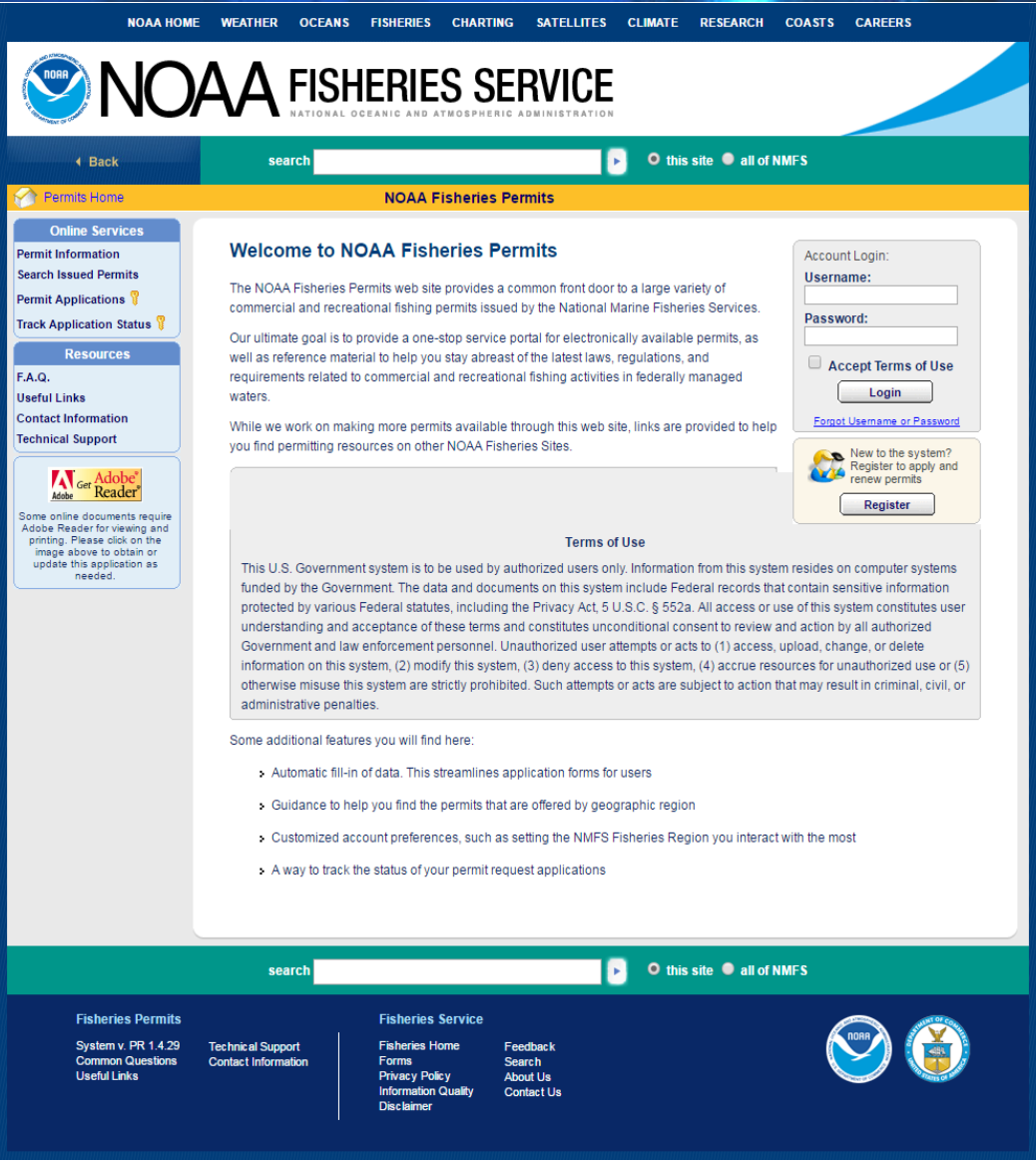
Responsibilities Under the New Regulation

- **Effective September 20, 2016**, the Highly Migratory Species International Trade Permit (HMS ITP) and the Antarctic Marine Living Resources Dealer Permit (AMLR Dealer Permit) will be eliminated and replaced by the National Marine Fisheries Service's International Fisheries Trade Permit (IFTP).

- Importers of products covered by the NOAA Form 370 Tuna Tracking and Verification Program (TTVP) will be required to obtain the IFTP. *(A single IFTP will entitle the holder to conduct trade under any of the three current NMFS trade programs, HMS, AMLR and TTVP.)*

- All importers and exporters who deal with HMS, AMLR and TTVP program covered products will need to establish a National Permit System (NPS) account on line to obtain an IFTP permit. The current fee for processing an IFTP application is $30.00. An update and renewal to the IFTP will be required annually thereafter.

www.fisheriespermits.noaa.gov/npspub



Recap: NMFS Fisheries Final Rule

1. Transition to electronic import/export filing via the ACE “single window”
2. Utilize ACE PGA Message Set to collect data necessary to facilitate an electronic (automated) authorization decision for product/shipment release.
3. Utilize the CBP Data Imaging System (DIS) to collect the NMFS required international forms and eliminate the collection of all paper forms.
4. Utilize Interoperable Web Services (IWS) to automate system to system communications necessary for import and export authorizations.
5. Utilize Secure File Transfer Protocol (SFTP) to receive CBP data collected on NMFS monitored products.
6. Consolidate NMFS trade permits and utilize an electronic system to facilitate timely permit acquisition and automated permit validation.
7. Effective date of implementation is **September 20, 2016.**

Resources / Links

- www.nmfs.noaa.gov/ia
  www.itds.gov/xp/itds/tsn/index.html
  www.cbp.gov/trade/ace/catair
  www.fisheriespermits.noaa.gov/npspub/
  WWW.Regulations.Gov (Docket Number: 2016-18401)

- Effective date of implementation: **September 20, 2016**
- NMFS ITDS Final Rule Compliance Guide
- Additional information, materials and engagement meetings will be posted at: **www.fisheries.noaa.gov/ia/**

Public Webinar-Conference Calls

August 18, 2016, 2:30-4:00 PM Eastern Time
September 1, 2016, 2:30-4:30 PM Eastern Time

Questions?

National Marine Fisheries Service, Office of International Affairs and Seafood Inspection

US Department of Commerce, National Oceanic and Atmospheric Administration

Christopher Rogers, NMFS Office of International Affairs and Seafood Inspection, Christopher.Rogers@noaa.gov

Dale Jones, NMFS Office of Science and Technology, Dale.Jones@noaa.gov