



Customer Advisory #149 – 2010 EU Advance Cargo Declaration Regulation Effective January 2011

Dear Valued Customer,

CMA CGM deems it important to remind its customers that the European Union regulation of advance cargo declaration which was adopted in 2005 (Regulation [648/2005](#) subsequently implemented by Regulation [1875/2006](#) and then amended by Regulation [312/2009](#)), will enter into force on January 1st, 2011.

The rules on EU advance cargo declaration will apply in addition to existing Customs rules laid down in the Community Customs Code. The updated list of EU members is accessible on http://europa.eu/abc/european_countries/index_en.htm

The EU advance cargo declaration regime will apply on January 1st, 2011, to all shipping sectors and will apply to import, export and transit of goods in the EU. The key changes to EU Customs Code 2005 being:

- Security risk assessment takes place before goods arrive in or are shipped out of the EU
- Electronic submission by a single filer
- Uniform data set
- Risk assessment done by a single EU Member State (MS), for all goods, irrespective of port of discharge, based on common criteria accepted by all other MS

I. RULES COVERING THE IMPORT OF GOODS IN THE EU AND TRANSHIPMENT CARGO

➔ Submission of Import or Transit cargo information

CMA CGM or its representative must declare cargo information in advance to the Customs office of first entry port in the form of an "Entry Summary Declaration (ENS)" when:

- Importing cargo in the EU from non-EU origin or,
- When Containers carried on board a ship following a foreign (non-EU) voyage but which must be transhipped in a subsequent EU port. Such would apply for instance to cargo loaded in the USA bound for West Africa but transhipped in Antwerp or,
- When cargo remaining on board for carriage to other ports (FROB)

➔ Cargo information to be submitted

Details of information are laid down in annex 30 A to [Regulation 1875/2006](#). Advance cargo declarations must be done electronically and CMA CGM is responsible for the timely electronic transmission of this ENS (one ENS per B/L), for the accuracy and completeness of information herein. They include, but are not limited to:

- Full style of shipper (consignor) and consignee (EORI number if available),

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- Full name and address of "Notify party" when goods are carried under a negotiable "to order" BL (mandatory),
- Accurate goods description (general terms are not accepted),
- At least the 1st six digits of the commodity Harmonised System (HS) code of which nomenclature can be accessed:
http://www.wcoomd.org/home_wco_topics_hsoverviewboxes_tools_and_instruments_hsnomenclaturetable2007.htm,
- Place of loading
- Place of unloading in EU code
- Type (code) and number of packages
- Cargo gross weight (kg)
- UN dangerous goods code (where applicable)
- Container number,
- Seal number

The required cargo information must be submitted to the Customs Office not later than 24 hours before commencement of loading of the cargo in each foreign POL on board the ship (2 hours prior to vessel's arrival in EU port in case of "Short Sea") and the declaration applies to each foreign (non EU) port of loading.

As this information needs to be sent to European Customs 24 hours prior to commencement of loading of cargo at Port of Loading, CMA CGM will require all Shipping Instructions within 48 hours of the advertised operational cut at each USA load port. This will give us the required time to process the b/l's and send the manifest to European Customs within their required timeframes

To comply with this Regulation, CMA CGM (or its subsidiaries) will require from its customers complete and accurate shipping instructions.

For more information, please check the FAQ section http://ec.europa.eu/ecip/help/faq/index_en.htm of the European Customs information portal http://ec.europa.eu/ecip/index_en.htm or, Please contact your local CMA CGM Office

GLOSSARY

ENS: Entry Summary Declaration
EXS: Exit Summary Declaration
MS: EU Member State
AEO: Authorized Economic Operator
EORI: Economic Operator Registration & Identification
FROB: Freight Remaining on Board
MRN: Movement Reference Number
HS: EU Harmonised System

Best regards,

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