

ACE

Automated Broker Interface

Automated Interface

Requirements

Implementation Guide for National Marine Fisheries Service
September 20, 2016



U.S. Customs and
Border Protection

Implementation Guide for the National Marine Fisheries Service (NMFS) Participating Government Agency (PGA) International Trade Data System (ITDS), September 20, 2016

The following implementation guidelines have been established to accommodate the electronic filing of the information required by the National Marine Fisheries Service (NMFS) via the US Customs and Border Protection's (CBP) Automated Commercial Environment (ACE) system using the Partner Government Agency (PGA) Message Set (i.e. data set) and the Document Imaging System (DIS) in support of the initiative known as the International Trade Data System (ITDS). ITDS is an initiative of the US Government to create a "single window" system that will support electronically based import and export filings in a manner that will efficiently and effectively facilitate trade and scanned images of the various international documents through the use of the CBP DIS.

NMFS is responsible for monitoring the import and export of various marine species and products, commonly referred to as "fisheries" or "seafood" products. These products include a list of approximately 700 Harmonized Tariff Schedule (HTS) codes. However, the agency currently only requires the submission of information supplemental to the CBP entry filing requirements for approximately 64 of these products under three separate program areas. These three programs are: the Highly Migratory Species (HMS) Program which covers the import and export of certain species of tuna, swordfish and shark fins, the Antarctic Marine Living Resources (AMLR) Program which includes import and exports of toothfish and Antarctic krill, and the NOAA Form 370 Tuna Tracking and Verification Program (TTVP/370 Program) which monitors the importation of all frozen tuna and/or processed tuna products and authenticates any associated dolphin-safe claim. The 370 Program is also used to facilitate the enforcement of a specific yellowfin tuna embargo. The proposed import filing requirements and guidelines for all three of the NMFS programs are addressed separately in the following pages. NMFS export requirements will be forthcoming. Questions or comments pertaining to any of these requirements can be addressed to Dale Jones of the NMFS Office of Science and Technology by calling 301-427-8143 or by email to dale.jones@noaa.gov.

Pursuant to rules published by NMFS on *August 3, 2016*, persons importing products listed in this guide must submit an NMFS "PGA Message Set" and, through the use of the document imaging system (DIS) submit copies of all documents established by rule as required for the product involved. The specific PGA Message Set and each specific PG required should be considered required or "mandatory" if identified in this document for the product.

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Revisions in this draft as of 8-3-2016

- New Permit requirements change the permit necessary for all three NMFS programs. (PG Record 14 Submissions)
 - All NMFS programs will operate using the same permit. **The NMFS International Fisheries Trade Permit (IFTP) will be used and required for any of or all three of the NMFS programs.** Only one permit is required for use with any program.
 - The TTVP/370 Program will now require the submission of a valid IFTP permit number when it did not previously require any permit.
 - The HMS Permit requirement is changed from the Highly Migratory Species International Fisheries Trade permit to the International Fisheries Trade Permit.
 - The AMLR Permit requirement is changed from the Antarctic Marine Living Resource Permit
- The HMS Program includes an additional/second PG14 record if the product is ATLANTIC Bluefin tuna to provide for the submission of the electronic Bluefin Catch Document (eBCD) number and/or eBCD Re-Export number from ICCAT. If an eBCD or eBCD re-export number is provided, then a document image of an ICCAT Bluefin Tuna Catch Document need not be provided via DIS.

Revisions in draft of 7-22-2015;

- Clarifies the separation and grouping of data for product that contains or that is yellowfin tuna (Page 3)
- Addresses the use of the disclaimer if a product does not contain tuna through the use of a PG01 (page 4)
- Clarifies the terms or conditions that create an embargo of yellowfin tuna

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(page 9) Revisions for 6-15-2015 version;

- Clarification of the use of the PG50 and PG51 records positioning in the message set. Revisions in this draft as of 6-12-2015;
- Eliminates NMFS reporting requirements for approximately 45 HTS products comprising the “List E” HTS Codes of the 370 Program. These pertained to High Seas Driftnet harvests (Italy.)
- Restructures the “lay out” for the PG31 record for the 370 and HMS Programs to include/add the code “VCR” in positions 5, 6 & 7 and move/adjust the required two digit “Country Code” to positions 8 & 9.
- Adds a previously omitted PG22 record requirement in the AMR Program to include a “Y” in position 5 to indicate that a copy of the document being listed has been retained by the filer.

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NMFS PG Message Set: NMFS Tuna Tracking and Verification Program (TTVP / NOAA 370) Requirements (Imports Only) http://www.nmfs.noaa.gov/pr/dolphinsafe/noaa370.htm	
This Guide is to be used in conjunction with the Partner Government Agencies ACE CBI CATAIR and associated/referenced appendices. See http://www.cbp.gov/trade/ace/catair	
General NMFS Requirements and Restrictions	<ul style="list-style-type: none"> The NMFS 370 program includes all tuna or tuna products except fresh tuna (regardless of origin). Applicable HTS Codes found in attached lists A, B, C & D (D = only if it contains tuna). For cannery processed product, those in attached HTS Code list B, that are imported to the US Customs District from American Samoa, certain data usually or otherwise required at the time of filing need not be submitted if <u>provided to NMFS under the regulations found at 50 CFR 216.93(d)(2)</u>. Under these specific conditions, only a PG01 Record and the document images of the 370 form(s) associated with the shipment will be required to be submitted with the filing.
	See 50 CFR 216.24 (f)(2) and 50 CFR 216.93 (d)(2) for legal reference
	Note: For all Bluefin Tuna and for all frozen Big Eye Tuna products , there are additional filing requirements under the NMFS HMS program.
	An International Fisheries Trade Permit (IFTP) is now required for NOAA 370 covered product. This permit can be obtained at; https://fisheriespermits.noaa.gov/npspub/pub_cmn_login/index_live.jsp If an IFTP was already acquired for other NMFS programs the same IFTP # can be used for the same importer of record for TTVP/370 imports.
Document Images Required (in lieu of paper form submissions)	Images of NOAA 370, Fisheries Certificate of Origin forms and supporting Captain's and/or Observer's statements or IDCP Member Nation Certificates, including multiple document copies as are <u>required</u> to document the harvest of <u>all</u> products contained in the shipment per NOAA 370 section 5 "Dolphin Safe Status".
	All supplemental certifications (attachments) attesting to the circumstances pertaining to the harvest per section 5 of the 370 form. Potential supplemental/conditional certifications include; <ul style="list-style-type: none"> Captain's Statement Observer's Statement International Dolphin Conservation Program (IDCP) Member Nation Certification Note: These statements/certifications and the 370 form should all be submitted as a single multiple-page PDF document for each Entry.
Required PG Message Set Records;	
<ul style="list-style-type: none"> The individual PG Records and data elements listed below must be provided via the message set in addition to all other associated Mandatory Message Set Records such as the Control Identifier- "PG", Record Type- "01" or other Mandatory associated data such as fillers that are listed as Mandatory with the following PG Record Numbers. 	

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- If the product is or contains yellowfin tuna, a separate and distinct set or grouping of PG06 through PG31 records must be entered and be grouped by (between) a PG50 record and PG51 record for every distinct set of harvest details shown in each line of section #4 of the “NOAA 370 Fisheries Certificate of Origin” form.
- *If any one of the three following details from section #4 changes or is different, or if a different box under section under Section #5 of a form is selected, then a new/additional set of PG06 through PG31 records must be provided:*
 1. “Tariff Number/Species Description/Product Form”
 2. “Ocean Area”
 3. “Fishing Gear”

” Yellowfin Tuna -The PG10 Record is used to identify and isolate yellowfin tuna product according to the Ocean Area of harvest, Fishing Gear used to harvest and the Vessel flag that harvested the fish as detailed in section 4. Details/data pertaining to yellowfin tuna harvest from section #4 cannot be grouped or co-mingled with details/data for any other product particularly when and even if the products share the same HTS code. (Failure to group and separate distinct harvest information could unintentionally result in a “false positive” and cause the product/shipment to be embargoed.)

Record Identifier	Data Element	Position	Description, Examples and/or instruction
PG-OI	Commercial Description of Shipment (product)	11-80	Example: “Canned Light Meat Tuna in Water”
PG-01	Control Identifier	1-2	Must Always Equal PG
PG-01	Record Type	3-4	Must Always be 01
PG-01	PGA Line Number	5-7	Begin with “001” and number sequentially for additional Lines
PG-01	Government Agency Code	8-10	Enter “NMF” for National Marine Fisheries Service (Appendix V)
PG-01	Government Agency Program Code	11-13	Enter “370” for Tuna Tracking and Verification Program code (Appendix PGA)
PG-01	Government Agency Processing Code	14-16	Indicate whether or not the product contains yellow fin tuna. Use “YFT” for yellowfin. If the product contains no yellowfin tuna use “NOT”.
PG-01	Electronic Image Submitted	17	“Y” (indicates a scanned image will be included)
PG-01	Confidential Info Indicator	18	“Y” (indicates the info is confidential)
PG-01	Disclaimer	80	For this NMFS program a disclaimer may be appropriate for products under list D if they do not contain tuna or for other HTS codes if they are fresh tuna which is not covered under the 370 program. In those cases submit a code indicating the reason data is not being provided. Valid codes are: A = product is not regulated by this agency B = data is not required per agency guidance
PG-02	Control Identifier	1-2	Must Always Equal PG

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PG-02	Record Type	3-4	Must Always be 02
PG-02	Item Type	5	Enter "P" for product (vs. component of P)
PG-14	Control Identifier	1-2	Must Always Equal PG
PG-14	Record Type	3-4	Must Always be 14
PG-14	LPCO Transaction Type	5	2=continuous use permit
PG-14	Licenses, Certificates, Permits or Other (LCPO)	6-8	<i>Enter the license type as "NM4" the code for the NMFS International Fisheries Trade Permit (IFTP)</i>
PG-14	LPCO Number (or Name	9-41	<i>Enter the number assigned to the NMFS IFTP Permit number for the importer of record– This is the new International Fisheries Trade Permit. The IFTP is now required for the NMFS 370 program.</i>
PG-50	Grouping start indicator (note per CBP CATAIR; <i>The PG50 record is used to indicate the start of a grouping. The PG51 record is used to indicate the end of the grouping. The following records can be followed by the PG50 grouping indicator: PG02, PG04, PG13, PG14.</i>)	1-4	The initial use/placement will follow the PG02 and precede the PG06 through PG31 Records as a group. Thereafter it will follow a PG51 (previous group)
PG-06	Control Identifier	1-2	Must Always Equal PG
PG-06	Record Type	3-4	Must Always be 06
PG-06	Source Type Code	5-7	Harvest location and method; Enter "HRV" (Appendix PGA)
PG-06	Country Code (Use "ZZ" unless the harvest took place within the exclusive economic zone/territorial waters of a specific /designated country)	8-9	A two letter code from Appendix B that shows from what Country's territorial waters the harvest took place or, if it was harvested on the high seas in international waters, use code "ZZ".
PG-06	Geographic Location (filer must provide the ocean area or areas where the product was harvested.)	10-29	Code describing the ocean area of the catch (requires multiple entries for multiple vessels/harvest areas listed on the 370 forms.) May only be from the following: ETP, WP, NP, SP, EA, WA, IND, CAR, or OTH (From the 'Appendix PGA" Ocean Geographic Area Codes)
PG-06	Processing Type Code	46-50	The fishing vessel's harvesting gear type on 370 forms. May only be from the following: PS, PL, LL, GN, DN, or OTH (see also Appendix PGA – Processing Type Codes)
PG-10	Control Identifier	1-2	Must Always Equal PG
PG-10	Record Type	3-4	Must Always be 10

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PG-10	Category Type Code	5-10	Enter "NM1" Appendix PGA Category Codes
PG-10	Category Code	11-15	Enter "YFT" If the product is or contains yellowfin Tuna or enter "NOT" if the product is not or does not contain yellowfin
PG-10	Commodity Characteristic Description	24-80	Enter the words "CONTAINS YELLOWFIN TUNA" or leave blank if it contains none
PG-22	Control Identifier	1-2	Must Always Equal PG
PG-22	Record Type	3-4	Must Always be 22
PG-22	Importers Signed Document	5	"Y" indicates that the importer has a copy of the required document
PG-22	Document Identifier	6-12	Repeat this row as many times as is necessary, once for each type of document that is required and submitted from the list in Appendix PGA – Document Identifiers. This will be the codes for the NOAA 370 (code 877) in addition to codes identifying the applicable attachments such as the Captain's statement (code 897), Observer's statement (code 898) and IDCP Member Certification (code 899). (These documents must be submitted at the time of the filing to CBP via the Document Imaging System/DIS)
PG-22	Conformance Declaration	13-17	From the 370 form, Section 5; Indicate the box /letter selected (A or B) from Section 5 of the form and if B, then also indicate the box (1-5) selected. (this will be repeated if there are multiple forms with different boxes selected or checked in section 5)
PG-31	Control Identifier	1-2	Must Always Equal PG
PG-31	Record Type	3-4	Must Always be 31
PG-31	Commodity Harvesting Vessel Characteristic Type Code	5-7	Enter the letters "VCR" code for the Vessel Country of Registry Flag (Country) or Registry of the Harvesting Vessel.
PG-31	Commodity Harvesting Vessel Characteristic	8-9	Flag (Country) of Registry of the Harvesting Vessel - Enter the two digit ISO code from appendix B for the flag country of the harvesting vessel (repeat as many times as is necessary to show for all harvesting vessels associated with this shipment)
PG-51	Grouping end indicator		Must follow all PG-02 through PG-31 groups if a grouping was initiated by a PG50

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370 Program - Supplemental Instructions for the filer:

Does the shipment/Entry contain more than one product as defined or differentiated by HTS Code?

- If so, you will have a separate/repeated set of PG Records including; PG-OI, PG-01, PG 06, PG-10, PG-22, and PG-31 for every specific HTS Code contained in the shipment for this Entry number.

Is there yellowfin tuna or product containing yellowfin tuna in the shipment?

- If a product in the shipment is or contains yellowfin tuna and uses the same/identical HTS code as a non-yellowfin tuna product in the shipment, such as skipjack tuna or if there is a product description that is not species specific, such as “canned light meat tuna” or “Tuna, other than albacore, in airtight containers”; then that product description must be submitted under a separate/ distinct PG01 record (line) and there must be a separate grouping of PG06 through PG31 records for every distinct set of harvest records for yellowfin tuna. Each set of PG06 through PG31 records must be preceded by (start with) a PG50 record and be followed by (end with) a PG51 record.

Were there different ocean areas of harvest or gear types for the same type of product (with the same HTS code)?

- If so, repeat PG-06 once for each combination of ocean area of harvest code and gear type that is listed for that HTS product listed on the various NOAA 370 forms included for this shipment, such as ocean area of harvest such as ETP, WP, IND and gear types such as PS or LL etc.

Is there more than one NOAA 370 Form that has different selections or boxes checked in Section 5, such as one form with 5B1 selected and another form with 5B2 selected?

- If so, repeat PG-22 once for each different box checked/selection made and indicate in the PG-22 line that it is for the 370 form by using code “877”, which will indicate that at least one 370 form is included and on the same PG-22 line include the designation for only one of the boxes checked such as 5B1 then on the next line, repeat PG-22 with the “877” designation and show box/selection 5B2 (or which other box was actually checked)

In addition to the NOAA 370 form, there will be at least one other type of form included with the filing submission (i.e. a Captain’s Statement, an Observer’s Statement or an IDCP-member nation certification).

- Repeat PG-22 once more for each additional type of form that is included. If you have multiples of the same type of form, you need only list that specific type of form once. This includes the Captain’s Statement / 897, the Observer’s Statement /898 and the IDCP Member Nation Certification / 899.

The PG-31 record must be shown for the harvesting vessel’s country of registry (VCR) or “vessel flag” as it is also known, for each HTS Code in the shipment.

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- If there is more than one “flag country” or “country of registry” for the vessels listed, repeat PG-31 once for each separate “flag country” shown. If there are multiple vessels but they are all from the same country (flag), then you need only use the PG-31 record once for each HTS code/product shown.

When submitting Document Images associated with the Entry filing and PGA Message Set, it is advisable to send/submit the documents via DIS a short time (perhaps 10 minutes +/- before transmitting the Entry and PGA Data set so that the system records the receipt of the images in DIS. This will preclude the likelihood of receiving an “error” warning from the system as “missing documentation”.

As of September 20, 2016 all NMFS programs require the submission of the International Fisheries Trade Permit (IFTP) for the importer of record.

- **This permit can be obtained by the importer/exporter of record at https://fisheriespermits.noaa.gov/npspub/pub_cmn_login/index_live.jsp**
- **This is a continuous use permit which can be used repeatedly and is the same permit number for all import transactions for all NMFS programs.**
- **This number is an alpha numeric 14 digit number with the letter P followed by 13 numbers.**

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370 Program Harmonized Tariff Schedule Codes

All tuna and tuna product, except fresh tuna, imported into the United States must be accompanied by a **Fisheries Certificate of Origin (FCO) - NOAA Form 370**, including, but not limited to, those imported under the following Harmonized Tariff Schedule of the United States (HTS) numbers as listed below.

(A)Frozen:

0303.41.0000 Tuna, Albacore or longfinned tunas, frozen.
0303.42.0020 Tuna, Yellowfin, whole, frozen.
0303.42.0040 Tuna, Yellowfin, eviscerated, head on, frozen.
0303.42.0060 Tuna, Yellowfin, other, frozen.
0303.43.0000 Tuna, Skipjack, frozen.
0303.44.0000 Tuna, Bigeye, frozen.
0303.45.0110 Tuna, Bluefin, Atlantic, frozen.
0303.45.0150 Tuna, Bluefin, Pacific, frozen
0303.46.0000 Tuna, Bluefin, Southern, frozen.
0303.49.0200 Tuna, other, frozen.
0304.87.0000 Tuna, non-specific, fillet, frozen
0304.99.1190 Tuna, frozen in bulk or in immediate containers weighing with their contents over 6.8 Kg each.

(B)Airtight Containers:

1604.14.1010 Tuna, in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.
1604.14.1091 Tuna, in oil, albacore.
1604.14.1099 Tuna, in oil, other.
1604.14.2251 Tuna, albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.
1604.14.2259 Tuna, albacore, not in oil, other.
1604.14.2291 Tuna, other than albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.
1604.14.2299 Tuna, other than albacore, not in oil, other.
1604.14.3051 Tuna, albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos, over quota.
1604.14.3059 Tuna, albacore, not in oil, other, over quota.
1604.14.3091 Tuna, other than albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each, over quota.
1604.14.3099 Tuna, other than albacore, not in oil, other, over quota.

(C)Loins:

1604.14.4000 Tuna, not in airtight containers, not in oil, over 6.8 kg.
1604.14.5000 Tuna, not in airtight containers, other.

(D)Other (only if the product contains tuna):

0511.91.0090 Fish, shellfish products unfit for human consumption.
1604.20.1000 Pastes.
1604.20.1500 Balls and cakes, in oil.

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1604.20.2000 Balls and cakes, not in oil, less than 6.8 kg, in airtight containers.
1604.20.2500 Balls and cakes, not in oil, less than 6.8 kg, other.
1604.20.3000 Balls and cakes, not in oil, other.

(E)Reserved

(F)Yellow Fin Tuna

This list is a subset from lists A, B, & C. The codes on this list are those that **may contain yellowfin tuna**. The last eight of the codes listed below may or may not contain yellowfin tuna. Therefore it is necessary for the filer to designate that the shipment does contain yellowfin tuna if it does and to provide the required information. The filer must also designate that it does not if the product does not contain yellowfin tuna.

0303.42.0020 Tuna, Yellowfin, whole, frozen. 0303.42.0040
Tuna, Yellowfin, eviscerated, head on, frozen. 0303.42.0060
Tuna, Yellowfin, other, frozen 0304.87.0000
Tuna, non-specific, fillet, frozen
0304.99.1190 Tuna, frozen in bulk or in immediate containers weighing with their contents over 6.8 kgs each
1604.14.1010 Tuna, in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.
1604.14.1099 Tuna, in oil, other.
1604.14.2291 Tuna, other than albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.
1604.14.2299 Tuna, other than albacore, not in oil, other.
1604.14.3091 Tuna, other than albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each, over quota.
1604.14.3099 Tuna, other than albacore, not in oil, other, over quota.
1604.14.4000 Tuna, not in airtight containers, not in oil, over 6.8 kg.
1604.14.5000 Tuna, not in airtight containers, other.

Product that contains yellowfin tuna is embargoed if;

- **exported from or harvested by a vessel from** Belize, Bolivia, Colombia, Honduras, Nicaragua, Panama, Peru, Vanuatu and Venezuela
- **if it was** harvested by purse seine net
- **and it was** harvested in the Eastern Tropical Pacific Ocean area (i.e. ETP).

(G) Tuna from American Samoa

If product is from list “G” as follows and the country of origin is American Samoa then only the PG01 record of the message set is required as a message set however the appropriate NOAA 370 form must still be submitted through DIS. (NMFS required documentation would already have been provided/reported for such products prior in shipping from American Samoa prior to Entry.

1604.14.1010 Tuna, in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.
1604.14.1091 Tuna, in oil, albacore.
1604.14.1099 Tuna, in oil, other.

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1604.14.2251 Tuna, albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.

1604.14.2259 Tuna, albacore, not in oil, other.

1604.14.2291 Tuna, other than albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each.

1604.14.2299 Tuna, other than albacore, not in oil, other.

1604.14.3051 Tuna, albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos, over quota.

1604.14.3059 Tuna, albacore, not in oil, other, over quota.

1604.14.3091 Tuna, other than albacore, not in oil, in foil or other flexible containers weighing with their contents not more than 6.8 kilos each, over quota.

1604.14.3099 Tuna, other than albacore, not in oil, other, over quota.

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NMFS Highly Migratory Species (HMS) Program Import and Export Requirements (Primarily Bluefin Tuna, Frozen Big Eye Tuna and Swordfish) http://www.nmfs.noaa.gov/sfa/hms/compliance/itp/index.html	
<i>This Guide is to be used in conjunction with the Partner Government Agencies ACE CBI CATAIR and associated/referenced appendices. http://www.cbp.gov/trade/ace/catair</i>	
General NMFS Requirements and Restrictions	See NMFS HTS Codes attached for all products covered by the HMS Program An NMFS International Fisheries Trade Permit (IFTP) is Required for the import, export and re-export of all; <ul style="list-style-type: none"> • Atlantic bluefin tuna (Thunnus thynnus) • Pacific bluefin tuna (Thunnus orientalis) • Southern bluefin tuna (Thunnus maccoyii) • Swordfish (Xiphias gladius) • Bigeye tuna (frozen) (Thunnus obesus) • Shark fin
	Filings for all HMS shipments, except shark fins, must be accompanied by the appropriate international form(s) to be submitted via the Document Imaging System (DIS)
	<i>An International Fisheries Trade Permit (IFTP) is now required for NMFS HMS covered product. This permit can be obtained at;</i> https://fisheriespermits.noaa.gov/npspub/pub_cm_n_login/index_live.jsp <i>This permit replaces the HMS Permit. The same IFTP # can be used for the same importer of record for all NMFS Programs including HMS, AMLR and the TTVP/370.</i>
	Shipments of Atlantic Bluefin tuna documented through the International Commission for the Conservation of Atlantic Tunas (ICCAT) Electronic Bluefin Tuna Catch Documentation System (eBCD System) do not require the submission of an actual document but will require the submission of the “eBCD” number issued as an additional/second PG14 Record following the submission of the IFTP Permit.
	Additional mandatory reporting requirements exist for all frozen and processed tuna (not fresh tuna) under the NOAA 370/TTVP program. Assure that all data required by the NMFS 370 program for those tuna products is also submitted.
List of Potential HMS Program Forms Required for submission as Document Image(s)	HMS Program Forms list; <ul style="list-style-type: none"> • CCSBT Catch Monitoring • CCSBT Re-export/Export After Landing of Domestic Product • IATTC Bigeye Tuna Statistical Document • IATTC Bigeye Tuna Re-export Certificate • ICCAT Bigeye Tuna Statistical Document • ICCAT Bigeye Tuna Re-export Certificate • ICCAT Bluefin Tuna Catch Document • ICCAT Bluefin Tuna Re-export Certificate • ICCAT Swordfish Statistical Document • ICCAT Swordfish Re-export Certificate • IOTC Bigeye Tuna Statistical Document • IOTC Bigeye Tuna Re-export Certificate
	Certain copies of these International form(s) must be submitted dependent on and

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	determined by the product species (HTS), area or ocean of harvest and other conditional requirements. The forms that are required to accompany the shipment must be submitted to Customs at the time of filing via the Document Imaging System (DIS)		
<i>Required PG Records; The following list of PG Records must be provided via the PG Message Set in addition to all PG Records designated as "Mandatory" such as the Control Identifier- "PG", Record Type- "01" or other Mandatory associated data such as fillers that are listed as Mandatory with the following PG Record Numbers.</i>			
Record Identifier	Data Element	Position	Description, Examples and/or instruction
PG-OI	Commercial Description of Shipment (product)	11-80	<i>Such as "Frozen Swordfish Steaks"</i>
PG-01	Control Identifier	1-2	Must Always Equal PG
PG-01	Record Type	3-4	Must Always be 01
PG-01	PGA Line Number	5-7	Begin with "001" and number sequentially for additional Lines
PG-01	Partner Government Agency Code (PGA)	8-10	<i>NMF (code used for National Marine Fisheries) (Appendix V)</i>
PG-01	<i>Government Agency Program Code</i>	11-13	<i>HMS (Highly Migratory Species Program code) (Appendix PGA)</i>
PG-01	Electronic Image Submitted	17	<i>"Y" indicates an image will be included (blank for shark fins only – no image required)</i>
PG-01	Confidential Information Indicator	18	<i>"Y" indicates the info is confidential</i>
PG-02	Control Identifier	1-2	Must Always Equal PG
PG-02	Record Type	3-4	Must Always be 02
PG-02	Item Type	5	Enter "P" for product (vs. component of P)
PG-14	Control Identifier	1-2	Must Always Equal PG
PG-14	Record Type	3-4	Must Always be 14
PG-14	LPCO Transaction Type	5	2=continuous use permit
PG-14	Licenses, Certificates, Permits or Other (LCPO)	6-8	<i>Enter the license type as "NM4" the code for the NMFS International Fisheries Trade Permit (IFTP)</i>
PG-14	LPCO Number (or Name	9-41	<i>Enter the number assigned to the NMFS IFTP Permit number for the importer of record– This is the new International Fisheries Trade Permit#. The former NMFS "HMS International Trade Permit" is no longer valid.</i>
PG-14	Record Type	3-4	Must Always be 14
PG-14	LPCO Transaction Type	5	<i>If the shipment includes ATLANTIC Bluefin Tuna, an electronic Bluefin Catch Document (eBCD) or eBCD Re-Export document must be provided. Enter a "1" to indicate that the entry following will be for a single use authorization that being the eBCD or eBCD re-export</i>

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			number issued for this specific shipment/Entry when the product was documented through the ICCAT eBCD documentation system. (https://www.st.nmfs.noaa.gov/noaabcd/internal/contact.jsp)
PG-14	LPCO Type	6-8	Enter "NM5" to identify this document as an "electronic Bluefin Tuna Catch Document (eBCD) or re-export eBCD for Atlantic Bluefin tuna
PG-14	LPCO Number	9-41	Enter the unique specific number assigned/provided by the ICCAT eBCD system for the Atlantic Bluefin tuna harvest included in this shipment.
PG-50	Grouping start indicator	1-4	The initial use/placement must follow the PG02 and precede the PG06 through PG31 Records as a group. Thereafter it will follow a PG51 (previous group)
PG-06	Control Identifier	1-2	Must Always Equal PG
PG-06	Record Type	3-4	Must Always be 06
PG-06	Source Type Code	5-7	Harvest location and method; Enter "HRV" (Appendix PGA)
PG-06	<i>Country Code (Use "ZZ" unless the harvest took place within the exclusive economic zone/territorial waters of a specific /designated country)</i>	8-9	<i>A two letter code from Appendix B that shows from what Country's territorial waters the harvest took place or, if it was on the high seas in international waters, the code "ZZ" is used.</i>
PG-06	<i>Geographic location (filer must provide the ocean area or areas where the product was harvested)</i>	10-29	<i>Ocean Geographic Area Codes Use valid codes for the ocean area of catch example; "North Atlantic" from appendix PGA.</i>
PG-06	Processing Type Code	46-50	<i>The fishing vessel's harvesting gear type (see code list)(Appendix PGA)</i>
PG-22	Control Identifier	1-2	Must Always Equal PG
PG-22	Record Type	3-4	Must Always be 22
PG-22	Importers Signed Document	5	<i>"Y" indicates that the importer has and retains a copy of the required document (none currently required for shark fins)</i>
PG-22	Document Identifier (will be repeated multiple time for multiple documents)	6-12	<i>Include the code from the Appendix PGA for each of the specific document images submitted via the Document Imaging System. At least one of the Catch, Statistical or Re-export documents listed above, is required for all imports, exports or re-exports of HMS products except for shark fins or Atlantic Bluefin tuna. (An eBCD number must be provided for all Atlantic Bluefin tuna via the PG14 record as structured above.) The DIS</i>

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			<i>document required is determined by the regulatory parameters involving the particular species (HTS), ocean harvest area and export/re-export status. These documents must be submitted at the time of the filing to CBP via the Document Imaging System/DIS.</i>
PG-22	Compliance Description (will be repeated multiple time for multiple documents)	51-80	<i>Enter the unique/specific number that appears on every document submitted via the DIS. This is the specific "serialized" number assigned to the individual reporting form for that specific harvest. (The unique number is entered in positions 51 through 80 and must correspond to the document identifier for each PG Record 22 in positions 6-12) (There are 30 characters to utilize in space 51 through 80.)</i>
PG-31	Control Identifier	1-2	Must Always Equal PG
PG-31	Record Type	3-4	Must Always be 31
PG-31	Commodity Harvesting Vessel Characteristic Type Code	5-7	Enter the letters "VCR" signifying the Vessel Country of Registry Flag (Country) of Registry of the Harvesting Vessel.
PG-31	Commodity Harvesting Vessel Characteristic	8-9	Flag (Country) of Registry of the Harvesting Vessel Enter the two digit ISO code from appendix B for the flag country of the harvesting vessel (repeat as many times as is necessary to show for all harvesting vessels associated with this shipment)
PG-51	Grouping end indicator		Must follow all PG-02 through PG-31 groups if a grouping was initiated by a PG50
<p>Note: In addition to the requirements identified here, for frozen or processed tuna, there are separate and additional import documentation requirements <u>under the NMFS 370 Program (The 370 requirements do not include fresh tuna)</u>. To determine which additional requirements may apply to tuna product consult the NMFS 370 Program requirements.</p>			

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HMS - Supplemental Instructions for the filer:

Does the shipment/Entry contain more than one product as defined or differentiated by HTS Code?

- If so, you will have a separate/repeated set of PG Records including; PG-OI, PG-01, PG 06, PG-22 and PG-31 for every specific HTS Code Product contained in the shipment for this Entry number.

Were there different ocean areas of harvest or gear types used for the same type of product (with the same HTS code)?

- If so, repeat PG-06 once for each combination of ocean area of harvest and gear type that is listed for that HTS product listed on the various forms included for this shipment. Such as ETP (Eastern Tropical Pacific), WP (Western Pacific) or IND (Indian Ocean) and LL (long line) or PS (Purse Sein).

As of September 20, 2016 all NMFS programs require the submission of the International Fisheries Trade Permit (IFTP) for the importer of record.

- **This permit can be obtained by the importer/exporter of record at https://fisheriespermits.noaa.gov/npspub/pub_cmn_login/index_live.jsp This is a continuous use permit which can be used repeatedly and is the same permit number for all import transactions for all NMFS programs.**
- **This number is an alpha numeric 14 digit number with the letter P followed by 13 numbers.**

Does the shipment contain Atlantic Bluefin tuna?

- If so, the product must be documented via the International Commission for the Conservation of Atlantic Tunas (ICCAT) Atlantic Bluefin Tuna catch documentation system (eBCD system). Product documented via the eBCD for harvest and direct import or as a re-export from another country coming to the US, the eBCD system will issue a unique eBCD certificate number and, if applicable an eBCD re-export certificate number.
- The eBCD number or, if applicable, eBCD re-export number will be entered via use of the PG14Record Document Identifier and PG14 Compliance Description.
- No DIS documentation is required for Atlantic Tuna under the HMS program. Only the provision of the eBCD number is required.

Is there more than one Catch, Statistical or Re- Export Document form required?

- If so, repeat PG-22 once for each different form required. Indicate which form it is in the PG-22 line by including the code for that form from Appendix PGA.
- Designate the code for the ocean area of catch/harvest; such as WP (Western Pacific or IND (Indian Ocean).

In addition to the Catch Document or Statistical Document forms, there may be Re-Export Document forms required and submitted as well. A Re-Export Document may be present and accompany a product being imported to the US if the product was initially landed in one country and then imported and re-exported from at least one additional country prior to being imported to the US. The international forms involved, and in use for the HMS programs are adopted by numerous countries. Regional Fisheries Management Organizations (RFMOs) or Treaty / Convention entities often require a full “harvest to market” tracking of these products which incorporates both initial and re-export forms.

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Repeat PG-22 once for each additional type of form that is included. The unique, specific identifying numbers on the forms that contain them should be recorded through the repetitive use of PG-22. (Most HMS related forms do contain a specific (serialized) number unique to that individual document.)

The PG-31 record must be shown for the harvesting vessel's country of registry or "vessel flag" for each harvest country and product or HTS Code in the shipment.

Is there multiple harvest vessels listed on the form(s) that are flagged (registered) in different countries?

- If there is more than one "flag country" or "country of registry" for the vessels listed, repeat PG-31 once for each separate "flag country" shown. If there are multiple vessels, but they are all from the same country (bear the same flag), then you need only use the PG-31 record once for each HTS code/product shown.

Use the PG50 record to begin/precede a grouping of PG06 through PG31 Records that refer and pertain to the same harvest and use the PG51 record to end/follow the grouping.

When submitting Document Images associated with the Entry filing and PGA Message Set, it is advisable to send/submit the documents via DIS a short time (perhaps 10 minutes +/- before transmitting the Entry and PGA Data set so that the system records the receipt of the images in DIS. This will preclude the likelihood of receiving and "error" warning from the system as "missing documentation".

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HMS Program Harmonized Tariff Schedule Codes

All tuna and swordfish product included in the following Harmonized Tariff Schedule of the United States (HTS) categories that is imported into the United States must be accompanied by an international Catch Document, Certificate or Re-Export Certificate and a PG Message Set as designated in the above described requirements. All Shark fin imported must be accompanied by a PG Message Set but no additional supporting documents are required for shark fins.

Bluefin Tuna

<u>0302.35.0100</u>	Atlantic and Pacific bluefin tunas (<i>Thunnus thynnus</i> , <i>Thunnus orientalis</i>)
<u>0302.36.0000</u>	Southern bluefin tunas (<i>Thunnus maccoyii</i>)
<u>0303.45.01</u>	Atlantic and Pacific bluefin tunas (<i>Thunnus thynnus</i> , <i>Thunnus orientalis</i>)
<u>0303.45.0110</u>	<i>Thunnus thynnus</i>
<u>0303.45.0150</u>	<i>Thunnus orientalis</i>
<u>0303.46.0000</u>	Southern bluefin tunas (<i>Thunnus maccoyii</i>)

Swordfish

<u>0302.47.00</u>	Swordfish (<i>Xiphias gladius</i>)
<u>0302.47.0010</u>	Steaks
<u>0302.47.0090</u>	Other
<u>0303.57.00</u>	Swordfish (<i>Xiphias gladius</i>)
<u>0303.57.0010</u>	Steaks
<u>0303.57.0090</u>	Other
<u>0304.45.0000</u>	Swordfish (<i>Xiphias gladius</i>)
<u>0304.54.0000</u>	Swordfish (<i>Xiphias gladius</i>)
<u>0304.84.0000</u>	Swordfish (<i>Xiphias gladius</i>)
	Swordfish (<i>Xiphias gladius</i>): <u>0304.91.1000</u> In bulk or in immediate containers weighing with their contents over 6.8 kg each
<u>0304.91.9000</u>	Other

Frozen bigeye tuna

<u>0303.44.0000</u>	Bigeye tunas (<i>Thunnus obesus</i>)
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Sharkfin

<u>0305.71.0000</u>	Shark fins
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NMFS Antarctic Marine Living Resources (AMR) Program Requirements (Primarily Fresh or Frozen Toothfish Imports and Exports) http://www.nmfs.noaa.gov/sfa/seafood/documents/toothfish_brochure.pdf http://www.nmfs.noaa.gov/ia/permits/amlr.html			
<i>This Guide is to be used in conjunction with the Partner Government Agencies ACE CBI CATAIR and associated/referenced appendices. http://www.cbp.gov/trade/ace/catair</i>			
General NMFS Requirements and Restrictions	See NMFS HTS codes list attached for all products covered by the AMLR Program		
	An NMFS International Fisheries Trade Permit (IFTP) is Required for all Antarctic Marine Living Resource (AMLR) imports and exports (This includes Toothfish and Krill) <i>This permit can be obtained at;</i> https://fisheriespermits.noaa.gov/npspub/pub_cmn_login/index_live.jsp <i>This permit replaces the AMLR Permit. The same IFTP # can be used for the same importer of record for all NMFS Programs including HMS, AMLR and the TTVP/370.</i>		
	All Frozen toothfish import requires NMFS Pre-Approval prior to import (http://www.nmfs.noaa.gov/ia/services/docs/dealers%20frozen%20toothfish%20brochure.pdf)		
Document Images - Only Required for Fresh Toothfish	All imports/exports of Fresh Toothfish will require the submission of document images; Requirements include; <ul style="list-style-type: none"> • Dissostichus Catch Documents (DCD) • Reporting form for Catch Documents Accompanying Fresh, Air-Shipped shipments of toothfish and/or • Dissostichus Re-Export Document for product that has either been re-exported to the US from a country other than the harvesting country or for any re-exports from the United States 		
<i>Required PG Records; The following PG Records must be provided via the message set in addition to all associated Mandatory Records such as the Control Identifier- "PG", Record Type- "01" .</i>			
<i>A separate or additional PG-01 line and supporting PG records must be provided for any shipment/Entry containing both fresh and frozen toothfish. Data/details pertaining to fresh toothfish cannot be grouped or co-mingled with data/details on frozen product even if the products have the same HTS #</i>			
Record Identifier	Data Element	Position	Description, Examples and/or instruction
PG-01	Commercial Description of Shipment	11-80	Example: "DISSOTICHUS – FRESH TOOTHFISH"
PG-01	Control Identifier	1-2	Must Always Equal PG
PG-01	Record Type	3-4	Must Always be 01
PG-01	PGA Line Number	5-7	Begin with "001" and number sequentially for additional PG01 Lines
PG-01	Partner Government Agency (PGA)	8-10	Enter "NMF" for National Marine Fisheries Service (Appendix V)
PG-01	Government Agency Program Code	11-13	"AMR" -Antarctic Marine Living Resources (Appendix PGA)
PG-01	Government Agency Processing Code	14-16	Indicate whether or not the product is Fresh or Frozen. Code "FRE" =Fresh or "FRZ"=Frozen
PG-01	Electronic Image Submitted	17	"Y" indicates an Image is attached (not necessary for frozen toothfish)

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PG-01	Confidential Information Indicator	18	"Y" indicates the info is confidential
PG-02	Control Identifier	1-2	Must Always Equal PG
PG-02	Record Type	3-4	Must Always be 02
PG-02	Item Type	5	Enter "P" for product (vs. component of P)
PG-10	Control Identifier	1-2	Must Always Equal PG
PG-10	Record Type	3-4	Must Always be 10
PG-10	Commodity Qualifier Code	16-19	A code of "FRZ" = Frozen or "FRE"=Fresh must be provided for all toothfish
PG-14	Control Identifier	1-2	Must Always Equal PG (If the product is <u>frozen</u> toothfish, then the PG14 record use will be repeated to provide information for "pre-approval" issued for the specific Entry/shipment
PG-14	Record Type	3-4	Must Always be 14
PG-14	LPCO Transaction Type	5	Info on the permit issued; enter a "2" to identify this a continuous use document (permit)
PG-14	LPCO Type	6-8	Enter "NM4" to identify this document as an NMFS IFTP Permit
PG-14	LCPO Number	9-41	NMFS IFTP <u>Permit number</u> . The unique permit # for the importer of record (Recently changed to "International Fisheries Trade Permit (IFTP)" – (The AMLR Permit is no longer valid).
PG-14	Control Identifier	1-2	Must Always Equal PG (repeat use for frozen toothfish "pre-approval" authorization form
PG-14	Record Type	3-4	Must Always be 14
PG-14	LPCO Transaction Type	5	Info on the pre-approval issued; If this is FROZEN toothfish, enter a "1" to indicate that the entry following will be for a single use authorization, that being the "pre-approval" issued for this specific shipment/Entry
PG-14	LPCO Type	6-8	Enter "NM2" to identify this document as an "Approval Action of Catch Documents for toothfish Imports" (From Appendix PGA, Record 14 Type Codes)
PG-14	LPCO Number	9-41	Enter the unique specific number assigned to this Pre-Approval issued by NMFS to the importer
PG-14	LPCO Quantity	51-66	Enter the quantity by weight in Kilograms - KG shown on the pre-approval issued for this shipment for frozen product. (Four decimal places are implied)
PG-14	LPCO Unit of Measure	67-71	Enter "KG"
Note- for <u>frozen</u> toothfish, no additional records beyond the PG14 record and no DIS documents are			

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required. However, For FRESH toothfish the following PG Records and information is required pertaining to the documents to be submitted via DIS;			
PG-22	Control Identifier	1-2	Must Always Equal PG
PG-22	Record Type	3-4	Must Always be 22
PG-22	Importers Signed Document	5	“Y” indicates that the importer has a copy of the required document
PG-22	Document Identifier	6-12	Repeat this row as many times as is necessary, once for each type of document that is required to accompany fresh toothfish and that is submitted. Codes from the list in Appendix PGA – Document Identifiers. These will be for: the Reporting Form for Catch Documents Accompanying Fresh, Air-shipped Shipments of Toothfish (code 888), the Dissostichus Catch Document (code 889) and possibly for Dissostichus Re-Export Document (code TBD/added to Appendix PGA) (These documents must be submitted via DIS at the time of the filing to CBP via the Document Imaging System/DIS)
PG-22	Compliance Description (will be repeated multiple time for multiple documents)	51-80	<i>Enter the unique/specific document number that appears on every AMLR program related document submitted via the DIS. This is the specific “serialized” number assigned to the individual reporting form for a specific harvest.</i>

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AMR - Supplemental Instructions for the filer:

Does the shipment/Entry contain more than one product as defined or differentiated by HTS Code?

- If so, you will have a separate/repeated set of PG Records including; PG-OI, PG-01, PG-02, PG 06, PG-22 and PG-31 for each specific HTS Code Product contained in the shipment for this Entry number.

If the shipment contains both fresh and frozen toothfish, and if the same HTS code is used for both fresh and frozen toothfish, then a separate/distinct and additional PG01 record and series of PG Records must be provided for both the fresh and the frozen product. PG Records pertaining to the fresh and frozen product cannot be contained together following the same PG01 Record.

NMFS “Approval Action” for frozen toothfish. This process involves the submission of all necessary documents to NMFS for review at least 15 days prior to the anticipated date of arrival. The NMFS Pre-approval must be obtained for the import of all frozen toothfish in any form.

- For **FROZEN** toothfish. Only a PG Message Set including record PGOI, PG01, PG02, PG10 and two PG14 sets of records are required. (PG14 records must be provided for both the Permit and the Pre-Approval) No DIS submissions are necessary for **FROZEN** toothfish.

For the import of FRESH toothfish, the full PG Records series shown in the Matrix above must be submitted, including PGOI, PG01, PG02, PG10, PG14 and PG22 as necessary. The “Reporting Form for Fresh Toothfish” and the Dissostichus Catch Documents (DCDs) for that shipment must be submitted via DIS.

For the import of krill, no additional forms are required to be submitted to Customs; however the PGA Message set must be submitted, including the Mandatory records in addition to the PG-14 Record, providing the NMFS AMLR Permit number.

As of September 20, 2016 all NMFS programs require the submission of the International Fisheries Trade Permit (IFTP) for the importer of record.

- **This permit can be obtained by the importer/exporter of record at https://fisheriespermits.noaa.gov/npspub/pub_cmn_login/index_live.jsp**
- **This is a continuous use permit which can be used repeatedly and is the same permit number for all import transactions for all NMFS programs.**
- **This number is an alpha numeric 14 digit number with the letter P followed by 13 numbers.**

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Antarctic Marine Living Resources (AMR) Program HTS Codes

<u>0306.19.0030</u>	Antarctic krill (<i>Euphausia superba</i>)
<u>0511.99.3030</u>	Antarctic krill (<i>Euphausia superba</i>)
<u>0302.83.0000</u>	Toothfish (<i>Dissostichus</i> spp.) Fish, fresh or chilled, excluding fish fillets and other fish meat of heading 0304
<u>0303.83.0000</u>	Toothfish (<i>Dissostichus</i> spp.) Fish, frozen, excluding fish fillets and other fish meat of heading 0304
<u>0304.46.0000</u>	Toothfish (<i>Dissostichus</i> spp.) Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen
<u>0304.55.0000</u>	Toothfish (<i>Dissostichus</i> spp.) Fish fillets and other fish meat (whether or not minced), fresh chilled or fozen
<u>0304.85.0000</u>	Toothfish (<i>Dissostichus</i> spp.) Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen
<u>0304.92.1000</u>	Toothfish (<i>Dissostichus</i> spp.): Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen.) In bulk or in immediate containers weighing with their contents over 6.8 kg each
<u>0304.92.9000</u>	Toothfish (<i>Dissostichus</i> spp.): Fish fillets and other fish meat (whether or not minced), fresh, chilled or frozen.) Other