



January 21, 2009

Attn: Valued Clients

This letter is to inform you, effective January 26, 2009, U.S. Customs and Border protection (CBP) will implement a new import security requirement referred to as the "Import Security Filing (ISF), or more commonly known as 10 + 2. Currently this program is applicable for shipments imported via ocean. 10+2 is meant to enhance cargo security by requiring additional data elements prior to loading at the foreign port. Improved targeting of high risk shipments will result in fewer exams for low risk shipments. 10+2 further identifies the parties in the supply chain.

10+2 is for security and targeting purposes only. It is not intended for commercial or trade enforcement purposes or for determining entry. However, Customs will be comparing the ISF to the entry data to analyze and assess risk and to validate the ISF data.

The Security and Accountability for Every (SAFE) Port Act was passed in October 2006, and put into law the requirement to report advance cargo information prior to loading on vessels at foreign ports. A Notice of Proposed Rulemaking for 10+2 was published in January 2008. A Final Rule was published in November 2008.

The effective date of 10+2 is January 26, 2009. Customs will show "restraint" in enforcement during the first year. Full enforcement will take effect January 26, 2010. As of January 26, 2010, importer must comply with on-time, accurate and complete information in order to avoid liquidated damages in the \$5,000 per violation.

#### **Who is responsible for submitting the ISF Data?**

Under this program the importer is responsible for submitting the ISF electronically via ABI (Automated Broker Interface), or AMS (Automated Manifest System) to CBP. The ISF requires that the following 10 data elements be submitted by the importer: The emboldened items are data elements that have to be submitted to U.S. Customs 24 hours prior to lading. The remaining two items must be submitted 24 hours prior to arrival.

##### ***10 Data Elements that the Importer is required to submit:***

- 1. Importer of record number**
- 2. Consignee number**
- 3. Seller (Owner) name/address**
- 4. Buyer (Owner) name/address**
- 5. Ship to Party**
- 6. Manufacturer (Supplier) name/address**
- 7. Country of origin**
- 8. Commodity HTS-6**
9. Container Stuffing location
10. Consolidator name/address

##### ***2 Additional Data Elements that the Carrier is required to submit:***

1. Stow Plan
2. Container Status Messages

The importer may assign an authorized agent such as Versaci Group International to file the ISF on their behalf as long as a Power of Attorney is executed and a bond to secure the ISF filings is in place.

We strongly recommend that you advise your suppliers and international vendors of the new requirements to find the best way to collect the information required for the ISF submission.

If you have any questions or need additional information, please feel free to contact your local Versaci Group Intl brokerage office. For more information on the Import Security Filing (10+2), please visit the following website: US Customs and Border Protection – [www.cbp.gov](http://www.cbp.gov)