

WTO TRADE FACILITATION TOOLKIT

LIST OF ARTICLES IN SECTION I OF THE WTO AGREEMENT ON TRADE FACILITATION
- REFERENCED TO WCO INSTRUMENTS AND TOOLS -

Article in Section I of the WTO Agreement on Trade Facilitation (WT/MIN(13)/36 WT/L/911)	WCO Instruments, Tools, Guidelines (not exhaustive)
ARTICLE 1: PUBLICATION AND AVAILABILITY OF INFORMATION	
1. Publication	<ul style="list-style-type: none"> • Revised Kyoto Convention¹ (RKC), 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; • Customs Valuation Compendium.
2. Information Available Through Internet	<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.
3. Enquiry Points	<ul style="list-style-type: none"> • RKC, GA §§ 7 and 9.
4. Notification	<ul style="list-style-type: none"> • RKC, GA § 9; • Recommendation (1999) on the Use of World Wide Web sites by Customs administrations;
ARTICLE 2: OPPORTUNITY TO COMMENT, INFORMATION BEFORE ENTRY INTO FORCE AND CONSULTATION	
1. Opportunity to Comment and Information before Entry into Force	<ul style="list-style-type: none"> • RKC, GA §§ 1 and 9.
2. Consultations	<ul style="list-style-type: none"> • RKC, GA §§ 1, 7 and 9; • SAFE
ARTICLE 3: ADVANCE RULINGS	
	<ul style="list-style-type: none"> • RKC, GA § 9; • Recommendation (1996) on the introduction of programmes for

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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	binding pre-entry classification information; <ul style="list-style-type: none"> • 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 Controls.
ARTICLE 4: APPEAL OR REVIEW PROCEDURES	
1. Right to Appeal or Review	<ul style="list-style-type: none"> • RKC, GA § 10.
ARTICLE 5: OTHER MEASURES TO ENHANCE IMPARTIALITY, NON-DISCRIMINATION AND TRANSPARENCY	
1. Notification for enhanced controls or inspections	<ul style="list-style-type: none"> • RKC, GA § 6; • SAFE; • Risk Management Compendium; • Single Window Compendium
2. Detention	<ul style="list-style-type: none"> • RKC, GA § 3, 6 • Risk Management Compendium.
3. Test Procedures	<ul style="list-style-type: none"> • RKC, GA § 3, 10. • Customs Laboratory Guide.
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 Connection with Importation and Exportation	<ul style="list-style-type: none"> • RKC, GA § 3; SA A § 1; • Revised Arusha Declaration.
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 and 7; • SAFE; • Immediate Release Guidelines.
2. Electronic Payment	<ul style="list-style-type: none"> • RKC, GA § 7;
3. Separation of Release from Final Determination of Customs Duties, Taxes, Fees and Charges	<ul style="list-style-type: none"> • RKC, GA §§ 3 and 5; • SAFE; • Immediate Release Guidelines.
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;

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	<ul style="list-style-type: none"> • SAFE; • Risk Management Compendium; • Post Clearance Audit Guidelines.
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; • Immediate Release Guidelines.
9. Perishable goods	<ul style="list-style-type: none"> • RKC, GA § 3;
ARTICLE 8: BORDER AGENCY COOPERATION	<ul style="list-style-type: none"> • RKC, GA § 3; • SAFE; • Customs Compendium : Integrated Border Management. • WCO Data Model • Single Window Compendium.
ARTICLE 9: MOVEMENT OF GOODS UNDER CUSTOMS CONTROL INTENDED FOR IMPORT	<ul style="list-style-type: none"> • RKC, SA E §§ 1 and 2; • Customs Compendium on a Secure and Efficient Transit System.
ARTICLE 10: FORMALITIES CONNECTED WITH IMPORTATION AND EXPORTATION AND TRANSIT	
1. Formalities and Documentation Requirements	<ul style="list-style-type: none"> • RKC, GA § 3; • Recommendation on Dematerialization of Supporting Documents.
2. Acceptance of Copies	<ul style="list-style-type: none"> • RKC, GA § 3; • Recommendation (2012) on Dematerialization of Supporting Documents.
3. Use of International Standards	<ul style="list-style-type: none"> • RKC, §§ 3 and 7; • Data Model; • Recommendation (June 2009) concerning the use of the WCO Data Model; • Recommendation (June 1990) on the use of the UNTDED; • Recommendation (June 1990) on the use of UN/EDIFACT.
4. Single Window	<ul style="list-style-type: none"> • RKC, GA § 3;

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	<ul style="list-style-type: none"> • SAFE. • Single Window Compendium • Single Window Information Store (on WCO web site) • Data Model.
5. Pre-shipment Inspection	<ul style="list-style-type: none"> • Practical Guidelines for Valuation Control.
6. Use of Customs Brokers	<ul style="list-style-type: none"> • RKC, GA §§ 3 and 8.
7. Common Border Procedures and Uniform Documentation Requirements	<ul style="list-style-type: none"> • RKC, GA § 3
8. Rejected Goods	<ul style="list-style-type: none"> • RKC, GA § 3 and SA C § 1
9. Temporary Admission of Goods/Inward and Outward Processing	
(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 §2, §3
ARTICLE 11: FREEDOM OF TRANSIT	<ul style="list-style-type: none"> • RKC, GA §§ 1 and 2: • Customs Compendium on 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; • Globally Networked Customs (GNC) Feasibility Study; • Johannesburg Convention (not in force); • Customs Enforcement Network Global Application (CEN); • National Customs Enforcement Network Application (nCEN); • Customs Enforcement Network Communication Platform (CENcomm).
1. Measures Promoting Compliance and Cooperation	<ul style="list-style-type: none"> • RKC, GA §§ 1 and 3; • RKC, SA H § 1.
2. Exchange of Information	<ul style="list-style-type: none"> • RKC, GA §§ 6 and 7; • Nairobi Convention; • Model Bilateral Agreement; • Guide to the Exchange of Valuation Information; • GNC Feasibility Study; • Customs Enforcement Network Global Application (CEN); • National Customs Enforcement Network Application (nCEN);

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	<ul style="list-style-type: none"> • Customs Enforcement Network Communication Platform (CENcomm).
3. Verification	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
4. Request	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
5. Protection and confidentiality	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
6. Provision of Information	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
7. Postponement or refusal of a request	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
8. Reciprocity	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
9. Administrative burden	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
10. Limitations	
11. Unauthorized use or disclosure	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement.
12. Bilateral and regional agreements	<ul style="list-style-type: none"> • Nairobi Convention; • Model Bilateral Agreement; • Johannesburg Convention • CMAAs/MOUs • SAFE Framework of Standards; • Guidelines on ISCM (Advance Electronic Cargo Information); • GNC.
