

**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)
<b>ARTICLE 1: PUBLICATION AND AVAILABILITY OF INFORMATION</b>	
1. Publication	<ul style="list-style-type: none"> <li>• Revised Kyoto Convention<sup>1</sup> (RKC), General Annex (GA) Chapter (§) 9;</li> <li>• Recommendation (1999) on the Use of World Wide Web sites by Customs administrations;</li> <li>• Revised Arusha Declaration (paragraph 3);</li> <li>• Recommendation (2001) on the application of HS Committee Decisions;</li> <li>• Customs Valuation Compendium.</li> </ul>
2. Information Available Through Internet	<ul style="list-style-type: none"> <li>• RKC, GA § 9;</li> <li>• Recommendation (1999) on the Use of World Wide Web sites by Customs administrations;</li> <li>• Recommendation (2001) on the application of HS Committee Decisions.</li> </ul>
3. Enquiry Points	<ul style="list-style-type: none"> <li>• RKC, GA §§ 7 and 9.</li> </ul>
4. Notification	<ul style="list-style-type: none"> <li>• RKC, GA § 9;</li> <li>• Recommendation (1999) on the Use of World Wide Web sites by Customs administrations;</li> </ul>
<b>ARTICLE 2: OPPORTUNITY TO COMMENT, INFORMATION BEFORE ENTRY INTO FORCE AND CONSULTATION</b>	
1. Opportunity to Comment and Information before Entry into Force	<ul style="list-style-type: none"> <li>• RKC, GA §§ 1 and 9.</li> </ul>
2. Consultations	<ul style="list-style-type: none"> <li>• RKC, GA §§ 1, 7 and 9;</li> <li>• SAFE</li> </ul>
<b>ARTICLE 3: ADVANCE RULINGS</b>	
	<ul style="list-style-type: none"> <li>• RKC, GA § 9;</li> <li>• Recommendation (1996) on the introduction of programmes for</li> </ul>

<sup>1</sup> 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"> <li>• Recommendation (1998) on the improvement of Tariff Classification work and related infrastructure (Appendix, Part II);</li> <li>• Technical Guidelines on Binding Origin Information;</li> <li>• Practical Guidelines for Valuation Controls.</li> </ul>
<b>ARTICLE 4: APPEAL OR REVIEW PROCEDURES</b>	
1. Right to Appeal or Review	<ul style="list-style-type: none"> <li>• RKC, GA § 10.</li> </ul>
<b>ARTICLE 5: OTHER MEASURES TO ENHANCE IMPARTIALITY, NON-DISCRIMINATION AND TRANSPARENCY</b>	
1. Notification for enhanced controls or inspections	<ul style="list-style-type: none"> <li>• RKC, GA § 6;</li> <li>• SAFE;</li> <li>• Risk Management Compendium;</li> <li>• Single Window Compendium</li> </ul>
2. Detention	<ul style="list-style-type: none"> <li>• RKC, GA § 3, 6</li> <li>• Risk Management Compendium.</li> </ul>
3. Test Procedures	<ul style="list-style-type: none"> <li>• RKC, GA § 3, 10.</li> <li>• Customs Laboratory Guide.</li> </ul>
<b>ARTICLE 6: DISCIPLINES ON FEES AND CHARGES IMPOSED ON OR IN CONNECTION WITH IMPORTATION AND EXPORTATION</b>	
1. General Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	<ul style="list-style-type: none"> <li>• RKC, GA §§ 3 and 9; SA A § 1;</li> <li>• Revised Arusha Declaration.</li> </ul>
2. Specific Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	<ul style="list-style-type: none"> <li>• RKC, GA § 3; SA A § 1;</li> <li>• Revised Arusha Declaration.</li> </ul>
3. Penalty Disciplines	<ul style="list-style-type: none"> <li>• RKC, GA § 3, SA H §1</li> </ul>
<b>ARTICLE 7: RELEASE AND CLEARANCE OF GOODS</b>	
1. Pre-arrival Processing	<ul style="list-style-type: none"> <li>• RKC, GA §§ 3 and 7;</li> <li>• SAFE;</li> <li>• Immediate Release Guidelines.</li> </ul>
2. Electronic Payment	<ul style="list-style-type: none"> <li>• RKC, GA § 7;</li> </ul>
3. Separation of Release from Final Determination of Customs Duties, Taxes, Fees and Charges	<ul style="list-style-type: none"> <li>• RKC, GA §§ 3 and 5;</li> <li>• SAFE;</li> <li>• Immediate Release Guidelines.</li> </ul>
4. Risk Management	<ul style="list-style-type: none"> <li>• RKC, GA § 6;</li> <li>• SAFE;</li> <li>• Risk Management Compendium.</li> </ul>
5. Post-clearance Audit	<ul style="list-style-type: none"> <li>• RKC, GA § 6;</li> </ul>

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	<ul style="list-style-type: none"> <li>• SAFE;</li> <li>• Risk Management Compendium;</li> <li>• Post Clearance Audit Guidelines.</li> </ul>
6. Establishment and Publication of Average Release Times	<ul style="list-style-type: none"> <li>• Guide to Measure the Time Required for the Release of Goods (TRS Guide);</li> <li>• TRS Online Software;</li> <li>• The Customs International Benchmarking Manual.</li> </ul>
7. Trade Facilitation Measures for Authorized Operators	<ul style="list-style-type: none"> <li>• RKC, GA § 3;</li> <li>• SAFE;</li> <li>• SAFE Package.</li> </ul>
8. Expedited Shipments	<ul style="list-style-type: none"> <li>• RKC, GA § 3;</li> <li>• Immediate Release Guidelines.</li> </ul>
9. Perishable goods	<ul style="list-style-type: none"> <li>• RKC, GA § 3;</li> </ul>
ARTICLE 8: BORDER AGENCY COOPERATION	<ul style="list-style-type: none"> <li>• RKC, GA § 3;</li> <li>• SAFE;</li> <li>• Customs Compendium : Integrated Border Management.</li> <li>• WCO Data Model</li> <li>• Single Window Compendium.</li> </ul>
ARTICLE 9: MOVEMENT OF GOODS UNDER CUSTOMS CONTROL INTENDED FOR IMPORT	<ul style="list-style-type: none"> <li>• RKC, SA E §§ 1 and 2;</li> <li>• Customs Compendium on a Secure and Efficient Transit System.</li> </ul>
ARTICLE 10: FORMALITIES CONNECTED WITH IMPORTATION AND EXPORTATION AND TRANSIT	
1. Formalities and Documentation Requirements	<ul style="list-style-type: none"> <li>• RKC, GA § 3;</li> <li>• Recommendation on Dematerialization of Supporting Documents.</li> </ul>
2. Acceptance of Copies	<ul style="list-style-type: none"> <li>• RKC, GA § 3;</li> <li>• Recommendation (2012) on Dematerialization of Supporting Documents.</li> </ul>
3. Use of International Standards	<ul style="list-style-type: none"> <li>• RKC, §§ 3 and 7;</li> <li>• Data Model;</li> <li>• Recommendation (June 2009) concerning the use of the WCO Data Model;</li> <li>• Recommendation (June 1990) on the use of the UNTDED;</li> <li>• Recommendation (June 1990) on the use of UN/EDIFACT.</li> </ul>
4. Single Window	<ul style="list-style-type: none"> <li>• RKC, GA § 3;</li> </ul>

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	<ul style="list-style-type: none"> <li>• SAFE.</li> <li>• Single Window Compendium</li> <li>• Single Window Information Store (on WCO web site)</li> <li>• Data Model.</li> </ul>
5. Pre-shipment Inspection	<ul style="list-style-type: none"> <li>• Practical Guidelines for Valuation Control.</li> </ul>
6. Use of Customs Brokers	<ul style="list-style-type: none"> <li>• RKC, GA §§ 3 and 8.</li> </ul>
7. Common Border Procedures and Uniform Documentation Requirements	<ul style="list-style-type: none"> <li>• RKC, GA § 3</li> </ul>
8. Rejected Goods	<ul style="list-style-type: none"> <li>• RKC, GA § 3 and SA C § 1</li> </ul>
9. Temporary Admission of Goods/Inward and Outward Processing	
(a) Temporary Admission of Goods	<ul style="list-style-type: none"> <li>• RKC SA G § 1;</li> <li>• Istanbul Convention;</li> <li>• A.T.A. Convention</li> </ul>
(b) Inward and Outward Processing	<ul style="list-style-type: none"> <li>• RKC SA F §1 §2, §3</li> </ul>
ARTICLE 11: FREEDOM OF TRANSIT	<ul style="list-style-type: none"> <li>• RKC, GA §§ 1 and 2:</li> <li>• Customs Compendium on Secure and Efficient Transit System.</li> </ul>
ARTICLE 12: CUSTOMS COOPERATION	<ul style="list-style-type: none"> <li>• Nairobi Convention,</li> <li>• Guide to the Exchange of Customs Valuation Information</li> <li>• RKC;</li> <li>• Model Bilateral Agreement;</li> <li>• Globally Networked Customs (GNC) Feasibility Study;</li> <li>• Johannesburg Convention (not in force);</li> <li>• Customs Enforcement Network Global Application (CEN);</li> <li>• National Customs Enforcement Network Application (nCEN);</li> <li>• Customs Enforcement Network Communication Platform (CENcomm).</li> </ul>
1. Measures Promoting Compliance and Cooperation	<ul style="list-style-type: none"> <li>• RKC, GA §§ 1 and 3;</li> <li>• RKC, SA H § 1.</li> </ul>
2. Exchange of Information	<ul style="list-style-type: none"> <li>• RKC, GA §§ 6 and 7;</li> <li>• Nairobi Convention;</li> <li>• Model Bilateral Agreement;</li> <li>• Guide to the Exchange of Valuation Information;</li> <li>• GNC Feasibility Study;</li> <li>• Customs Enforcement Network Global Application (CEN);</li> <li>• National Customs Enforcement Network Application (nCEN);</li> </ul>

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

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