

# **Performance Indicators for the Agreement on Trade Facilitation**

January 2014

ATF Articles		Level <sup>1</sup>	Yes/No question	Quantitative indicator	WCO instruments and tools
Article 1: Publication and availability of information	1. Publication	1	Do you publish Customs laws, regulations, procedures (including all associated regulatory documents), fees and charges imposed prior to implementation?	% of information stipulated in Article 1.1 of the ATF publicly available	<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>• Revised Arusha Declaration</li> <li>• Recommendation (2001) on the Application of HS Committee Decisions</li> </ul>
	2. Information Available Through Internet	2	Do you make available on the internet information on importation, exportation, transit and appeal procedures (including all associated regulatory documents), fees and charges?	% of information stipulated in Article 1.1 of the ATF publicly available on the internet ----- No. of visits to the Webpage	<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	2	Do you have one or more enquiry points to answer enquiries of interested parties?	Average times between receipt of enquires and issuance of answers ----- No. of answers issued per year	<ul style="list-style-type: none"> <li>• RKC (GA 7 and 9)</li> </ul>
	4. Notification	1	-	-	
Article 2: Opportunity to comment, information before entry into force and consultation	1. Opportunity to Comment and Information before Entry into Force	2	Do you provide opportunities and reasonable time periods to traders to comment on the introduction or amendment of laws and regulations?	Time periods for traders to make comments on laws and regulations ----- No. of cases involving the introduction or amendment of laws and regulations which were subject to prior consultation with traders ----- No. of comments received per year	<ul style="list-style-type: none"> <li>• RKC (GA 1 and 9)</li> </ul>
	2. Consultations	2	Do you have a formal consultative committee/meeting with business?	No. of formal consultative meetings with business per year	<ul style="list-style-type: none"> <li>• RKC (GA 1, 7 and 9)</li> <li>• SAFE</li> </ul>

<sup>1</sup> This column describes the level of commitment under the respective Article of the ATF. 1 denotes a binding Article containing the word “shall”. 2 denotes a binding Article with certain reservations, such as “to the extent possible”. 3 denotes a non-binding Article.

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Article 3: Advance rulings	(Classifications)	1	Do you have an advance ruling system on tariff classification?	No. of written advance rulings issued per year	<ul style="list-style-type: none"> <li>RKC (GA 9)</li> <li>Recommendation (1996) on the Introduction of Programmes for Binding Pre-Entry Classification Information</li> <li>Recommendation (1998) on the Improvement of Tariff Classification Work and Related Infrastructure</li> </ul>
	(Non-preferential Rules of Origin)	1	Do you have an advance ruling system on non-preferential rules of origin?	No. of written advance rulings issued per year	<ul style="list-style-type: none"> <li>RKC (GA 9)</li> <li>Technical Guidelines on Binding Origin Information</li> </ul>
	(Valuation)	2	Do you have an advance ruling system on Customs valuation?	No. of written advance rulings issued per year	<ul style="list-style-type: none"> <li>RKC (GA 9)</li> <li>Practical Guidelines for Valuation Control</li> </ul>
Article 4: Appeal or review procedures	1. Right to Appeal or Review	1	Do you have administrative appeal or review procedures, before judicial procedures are used?	No. of administrative appeals or reviews filed per year	<ul style="list-style-type: none"> <li>RKC (GA 10)</li> </ul>
Article 5: Other measures to enhance impartiality, non-discrimination and transparency	1. Notifications for enhanced controls or inspections	3	Do you have a system of issuing notifications or guidance for enhancing the level of controls at the border?	No. of notifications or guidance issued per year	<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	1	Do you inform the carrier or importer of the detention of goods declared for importation?	Average times between detentions and notifications	<ul style="list-style-type: none"> <li>RKC (GA 6 and SA H1)</li> <li>Risk Management Compendium</li> </ul>
	3. Test Procedures	3	Do you grant an opportunity for a second test?	No. of second tests conducted per year	<ul style="list-style-type: none"> <li>RKC (GA 3)</li> </ul>
Article 6: Disciplines on fees and charges imposed on or in connection	1. General Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	1	Do you review fees and charges periodically?	Average cycle of the review	<ul style="list-style-type: none"> <li>RKC (GA 3, 9 and SA A1)</li> <li>Revised Arusha Declaration</li> </ul>

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with importation and exportation	2. Specific disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	1	Do you limit fees and charges to the approximate cost of services rendered?	No. of kinds of fees and charges limited to the cost of services rendered, which are collected by the Customs administration	<ul style="list-style-type: none"> <li>RKC (GA 3 and SA A 1)</li> <li>Revised Arusha Declaration</li> </ul>
	3. Penalty Disciplines	2	Does your Customs administration have the legal authority to impose penalties for a breach of Customs laws and regulations?	No. of cases involving penalties imposed by the Customs administration per year	<ul style="list-style-type: none"> <li>RKC (GA 3 and SA H 1)</li> </ul>
	(Voluntary Disclosure)	3	Do you have legislation that encourages voluntary disclosure?	No. of cases involving voluntary disclosure per year	
Article 7: Release and clearance of goods	1. Pre-arrival Processing	1	Do you allow the submission of Customs import declarations prior to the arrival of goods?	% of pre-arrival declarations relative to all Customs import declarations	<ul style="list-style-type: none"> <li>RKC (GA 3)</li> <li>SAFE</li> <li>Immediate Release Guidelines</li> </ul>
	2. Electronic Payment	2	Do you have a system and procedures to allow the electronic payment of duties?	% of electronic payment relative to the total amount of duties collected	<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	1	Do you adopt or maintain procedures allowing the release of goods prior to the payment of duties?	% of Customs import declarations permitted for release of goods prior to the payment of duties, relative to all Customs import declarations	<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	2	Do you adopt or maintain a risk management system for Customs control?	% of Customs import declarations directed for documentary examination ----- % of Customs import declarations directed for physical inspections	<ul style="list-style-type: none"> <li>RKC (GA 6)</li> <li>SAFE</li> <li>Risk Management Compendium</li> </ul>
	5. Post-clearance Audit	1	Do you have a post-clearance audit system?	No. of post-clearance audits conducted per year	<ul style="list-style-type: none"> <li>RKC (GA 6)</li> <li>SAFE</li> <li>Post-Clearance Audit Guidelines</li> <li>Risk Management Compendium</li> </ul>

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	6. Establishment and Publication of Average Release Times	3	Do you conduct a Time Release Study (TRS)?	Average Customs clearance time for import/export/transit	<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	1	Do you adopt or maintain an AEO programme/compliance programmes?	No. of companies joining your AEO programme/compliance programme	<ul style="list-style-type: none"> <li>• RKC (GA 3)</li> <li>• SAFE</li> <li>• SAFE Package</li> </ul>
	8. Expedited Shipments	1	Do you adopt or maintain procedures allowing for expedited release of goods under Article 8.2 of the ATF?	No. of Customs import declarations subject to respective procedures under Article 8.2 of the ATF per year	<ul style="list-style-type: none"> <li>• RKC (GA 3)</li> <li>• Immediate Release Guidelines</li> </ul>
	9. Perishable Goods	1	Do you give priority to perishable goods when scheduling examinations?	No. of Customs import declarations of perishable goods prioritized in examinations	<ul style="list-style-type: none"> <li>• RKC (GA 3)</li> </ul>
Article 8: Border agency cooperation		1	Do you have regular meetings with CBRAs (Cross-Border Regulatory Agencies) to coordinate their activities to facilitate trade?	% of CBRAs involved in the joint meetings	<ul style="list-style-type: none"> <li>• RKC (GA 3)</li> <li>• SAFE</li> <li>• Coordinated Border Management Compendium (to be developed by the end of 2014)</li> <li>• Data Model</li> </ul>
Article 9: Movement of goods under customs control intended for import		2	Do you allow goods intended for import to be moved under Customs control from a Customs office of entry to another Customs office?	No. of cases involving the movement of goods under Customs control intended for import, per year	<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	1	Do you review formalities and documentation requirements regularly?	Average cycle of the review No. of formalities and documentation requirements	<ul style="list-style-type: none"> <li>• RKC (GA 3)</li> </ul>
	2. Acceptance of Copies	2	Do you accept electronic copies of supporting documents?	% of kinds of supporting documents that can be submitted by electronic means in terms of total kinds of supporting documents	<ul style="list-style-type: none"> <li>• RKC (GA 3)</li> <li>• Recommendation (2012) on Dematerialization of Supporting Documents</li> </ul>

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3. Use of International Standards	3	Do you use the WCO Data Model for identifying and describing information required in Customs import/export/transit declarations?	% of data elements in Customs import/export/transit declarations conforming to the WCO Data Model	<ul style="list-style-type: none"> <li>• RKC (GA 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) Concerning the Use of the UNTDED</li> <li>• Recommendation (June 1990) Concerning the Use of UN/EDIFACT</li> </ul>
4. Single Window	3	Do you have a Single Window system?	No. of business processes or services involved in your Single Window system	<ul style="list-style-type: none"> <li>• RKC (GA 3)</li> <li>• SAFE</li> <li>• Single Window Compendium</li> <li>• Single Window Information Store</li> <li>• Data Model</li> </ul>
5. Pre-shipment Inspection	1	Do you require the use of pre-shipment inspections in areas other than tariff classification and Customs valuation?	No. of Customs import declarations subject to pre-shipment inspection per year	<ul style="list-style-type: none"> <li>• Practical Guidelines for Valuation Control</li> </ul>
6. Use of Customs Brokers	1	Does your Customs legislation allow any persons having the right to dispose of the goods to lodge Customs declarations?	% of Customs import declarations lodged by persons other than Customs brokers	<ul style="list-style-type: none"> <li>• RKC, GA §§ 3 and 8</li> </ul>
7. Common Border Procedures and Uniform Documentation Requirements	2	Do you apply common Customs procedures and uniform documentation requirements throughout your Customs territory?		<ul style="list-style-type: none"> <li>• RKC, GA § 3</li> </ul>
8. Rejected Goods	2	Do you allow the importer to return the rejected goods to the exporter or another person designated by the exporter?	No. of cases involving returns to the exporter or another person designated by the exporter per year	<ul style="list-style-type: none"> <li>• RKC (GA 3 and SA C1)</li> </ul>

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	9. (a) Temporary Admission of Goods	2	Do you allow goods which are intended for re-exportation within a specific period to be brought into your Customs territory without requiring the payment of duties?	No. of temporary admission procedures per year	<ul style="list-style-type: none"> <li>• RKC (SA G 1)</li> <li>• Istanbul Convention</li> <li>• A.T.A. Convention</li> </ul>
	9. (b) Inward and Outward Processing	2	Do you allow inward and outward processing?	No. of cases involving inward and outward processing per year	<ul style="list-style-type: none"> <li>• RKC (SA F 1, 2)</li> </ul>
Article 11: Freedom of transit		1	Do you have transit procedures which allow the movement of goods within your Customs territory without requiring the payment of duties?	No. of transit entry declarations per year	<ul style="list-style-type: none"> <li>• RKC (SA E 1, 2)</li> <li>• Transit Handbook (to be developed by the end of 2014)</li> </ul>
Article 12: Customs Cooperation	(Exchange of Information)	1	Do you have legislation to allow your Customs administration to provide information on import or export declarations to foreign Customs administrations?	No. of cases involving provision of information on request from foreign Customs administrations per year	<ul style="list-style-type: none"> <li>• Nairobi Convention</li> <li>• Johannesburg Convention</li> <li>• Model Bilateral Agreement</li> </ul>
	(Protection and Confidentiality)	1	Do you have legislation to protect information provided by foreign Customs administrations?	No. of cases involving the use of information provided by foreign Customs administrations at judicial or criminal proceedings per year	