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International Service Announcement

U.S. Customs Publishes AES Penalty Guidelines

Dear Valued Customer:

Please Be Advised:

U.S. Customs and Border Protection has posted penalty guidelines for enforcing the Census Bureau rules requiring exporters and forwarders to electronically file export declarations before cargo is loaded on a transport conveyance. **Enforcement of the fines and penalties is effective February 1, 2009.**

Background:

Recent regulatory actions from the U.S. Census Bureau have significantly changed the requirements for filing the U.S. Shipper's Export Declaration (SED). The regulation requiring the use of the Automated Export System, or the web-based AESDirect <http://www.aesdirect.gov/> and eliminating the use of paper-based export documents went into effect on July 2, 2008. Enforcement began on September 30, 2008; however, the agency postponed the assessment of penalties until it completed its guidelines for how to implement and mitigate penalties.

For More Information:

The penalty mitigation guidelines (CBP Bulletin, Vol. 43, No. 2, dated January 2, 2009) can be accessed at the following URL: http://cbp.gov/xp/cgov/trade/legal/bulletins_decisions/bulletins_2009/vol43_01022009_no2/

Again, enforcement of the fines and penalties is effective February 1, 2009.

Please contact your local Con-way Freight Account Executive or call the Con-way Freight Customs Resource Center at 800-342-7618 should you require additional information.

Con-way Freight