



Japan-ASEAN Cooperation



Sustainable Human Resource Development in logistics services for ASEAN Member States



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Japan-ASEAN Cooperation



Sustainable Human Resource Development in logistics services for ASEAN Member States

CROSS BORDER TRANSPORT OPERATION AND LAWS

CHAPTER THREE

PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

1. Guarantor shall issue and submit Guarantee to Office of Guarantee to get approval.
2. The Office of Guarantee issues the Principal Multiple Journey Guarantee Certificate and keeps evidence that it has accepted Guarantor's guarantee application.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

3. The Office of Guarantee shall exchange particulars data of the guarantee to the Customs Office of Departure and particulars of the guarantee certificate shall be entered into Customs transit declaration by Principal and shall be printed on the Transit Accompanying Document.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

**SIMPLIFIED PROCEDURE DONE BY ATT (Principal) -
FORMALITY AT ORIGIN COUNTRY (DEPARTURE)**

**Note: in case of non electronic exchange data, Principal
must provide Guarantee Certificate in Paper to the Customs
office of departure.**



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

4. ATT/Principal enters data according to particulars agreed by Contracting Parties into Customs Transit Declaration electronically together with particulars of Guarantee
5. If the system reject, the reason of rejection will be notified to the Principal who is allowed to make necessary changes or make a new entry



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

6. Principal shall lodge Customs transit declaration (with electronic signature) to Customs office of departure. Customs official shall indicate the time limit within to Customs Transit declaration for an intention to carry out inspection, beyond the time limit, cargo will be automatically released



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

7. Customs office of departure accepts and registers the Customs Transit Declaration if it completely contains all necessary information, accompanied by all necessary documents and goods are presented to Customs (if required)



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

8. Customs office of departure shall response Principal electronically such acceptance and approve/authorise Principal to commence the transit operation without presentation of the goods at Customs office of departure.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

9. After authorising for without presenting of goods, if being requested, Principal must enter in the designated fields of the Customs transit declaration the details

- Prescribed itinerary,
- The period within which the goods must be presented at Customs office of destination,



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

9.

•Identification measures applied

Principal Shall enter all above details, not later than on the consignment of the goods

And shall print phrase “Authorized Transit Trader –
Presentation at Customs Office of departure exemption” in
TRANSIT ACCOMPANYING DOCUMENT



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

10. If Customs officials checks the goods before departure, he shall record the fact in Transit Accompanying Document and update the system.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

**11. AMENDMENT AFTER ACCEPTED CUSTOMS TRANSIT
DECLARATION can be done by approval of Customs office
of departure but should not affect to the nature, type or
official description of the goods**



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

11. AMENDMENT AFTER ACCEPTED CUSTOMS TRANSIT DECLARATION can not be done if:

- a) Customs inform Principal that he wish to examine goods
- b) Customs find particulars in declaration are incorrect
- c) Goods have been released



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

12. Customs must retain declaration and authorised to release goods by issuing a Transit Accompanying Documents to Principal. If Customs allows, Principal can print by himself or other authorised computer system.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

13. Customs office of departure affixed the Customs seal or special seals. If seals can not be affixed, in normal case, the goods will not allowed to release.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

14. Customs office of departure shall set a time limit for completion of the transit operation by the presentation of the goods at the Customs office of destination , considering the itinerary, current transport legislation and information provided by Principal



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

14. If over the time limit but failure is due to circumstances not attributable to the carrier or Principal, the latter shall be deemed to have complied with the time limit prescribed.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

15. Before releasing the goods, Customs office of departure shall check existence and validity of the guarantee by communicating with office of guarantee



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT ORIGIN COUNTRY (DEPARTURE)

16. After releasing the goods, Customs office of departure shall transmit details of declaration to Customs office of destination using “Anticipated Arrival Record” message and to each Customs office of transit using Anticipated Transit Record” message



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT TRANSIT COUNTRIES

1. After crossing border, following items shall be presented to Customs office of transit by the Carrier/Principal
 - a) Mean of transport
 - b) Goods
 - c) Transit Accompanying Document
 - d) Any related list of items



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT TRANSIT COUNTRIES

2. Customs office of transit shall

- a) Record the passage of the goods against the **“Anticipated Transit Record”** message received from Customs office of departure. The passage of goods will be notified to Customs office of departure using the **“Notification Cross Frontier”** message.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT TRANSIT COUNTRIES

2. Customs office of transit shall

b) Check the seal if still be intact and non-intrusive inspection

c) Not require routine examination en route of the mean of transport (in exceptional case, may require Customs escort with the cost shall be commensurate with the service rendered)



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT TRANSIT COUNTRIES

3. At the exist of border Customs office of transit shall again check
 - a) Mean of transport
 - b) Goods
 - c) Transit Accompanying Document
 - d) Any related list of items
 - e) Customs Seal



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

1. Carrier shall present the goods and mean of transport including related transit documents to Customs office of destination



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

2. Customs office of destination shall register the presented documents and record on the Transit Accompanying Document the date of arrival and enter the details of controls carried out and update the computerized system



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

3. “Arrival Advice” message notify to the Customs office of departure on the arrival of the goods shall be transmitted not later than the following day after the goods are presented at Customs office of destination.
Customs may retain a copy of TAD as required



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

4. Customs office of destination shall endorse the Transit Accompanying Document and provide upon request Principal TAD for the purpose of “ENDING” of transit operation



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

5. Customs office of destination shall notify Customs office of departure that the transit operation procedure has been “TERMINATED” by sending “Control Result” message



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

**SIMPLIFIED PROCEDURE DONE BY ATT (Principal) -
FORMALITY AT DESTINATION**

WHAT IS DIFFERENT BETWEEN ENDING AND TERMINATE

Ending : Customs Transit ends its process at “WHERE”

Terminate : Discharge Transit operation and Guarantee



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

6. Customs office of destination shown in Customs transit declaration or TAD can be changed to other customs office



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

**SIMPLIFIED PROCEDURE DONE BY ATT (Principal) -
FORMALITY AT DESTINATION**

**7. ATT may apply for authorisation to end Transit Operation
at TRADER 's Premise**



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

8. When goods arrives at PLACE, Trader shall;
- Immediately inform Customs office of destination of any excess quantities, deficits, irregularities such as broken seal
 - Immediately and before unloading, send “Arrival Advice” message to Customs office of destination

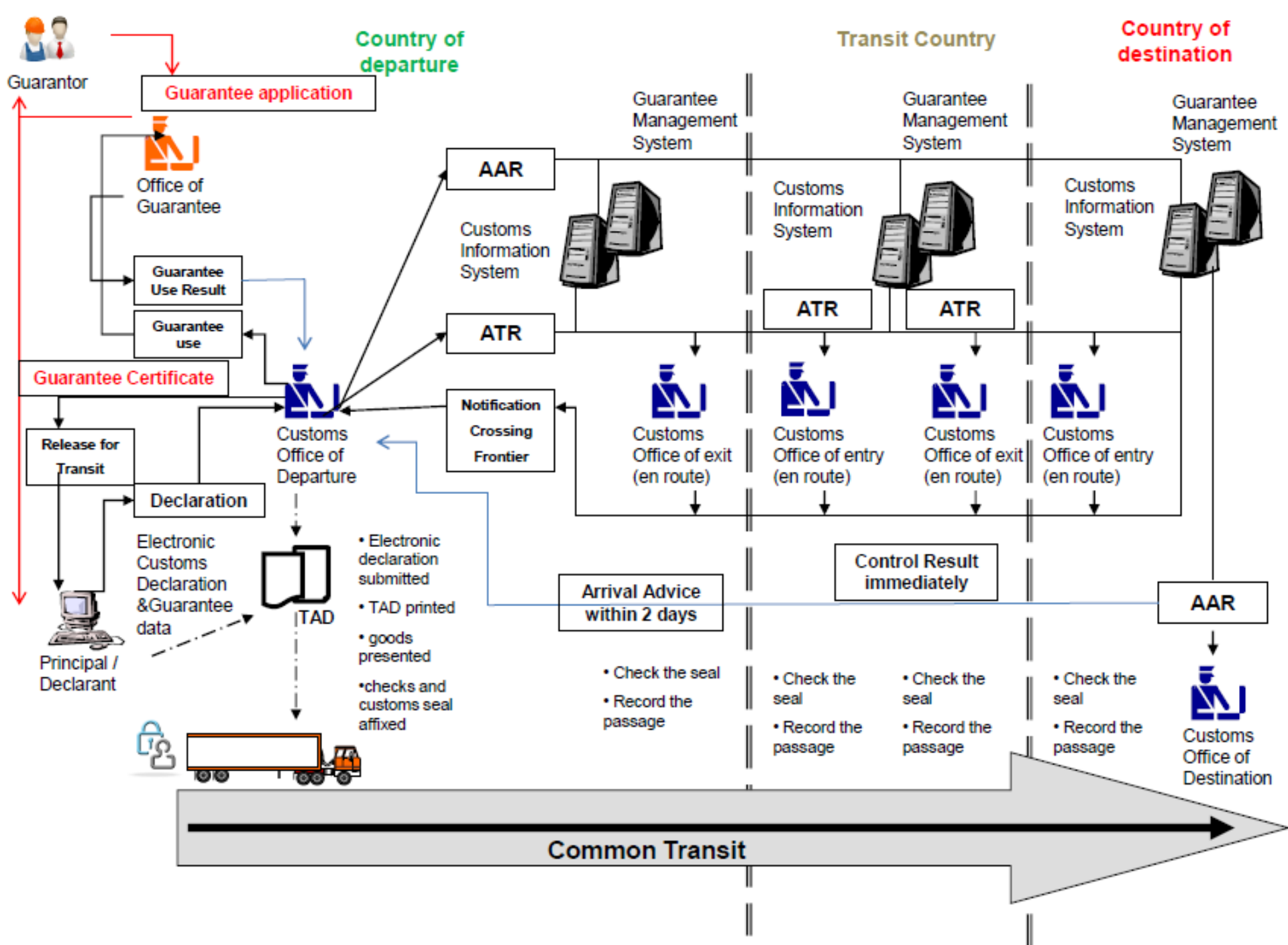


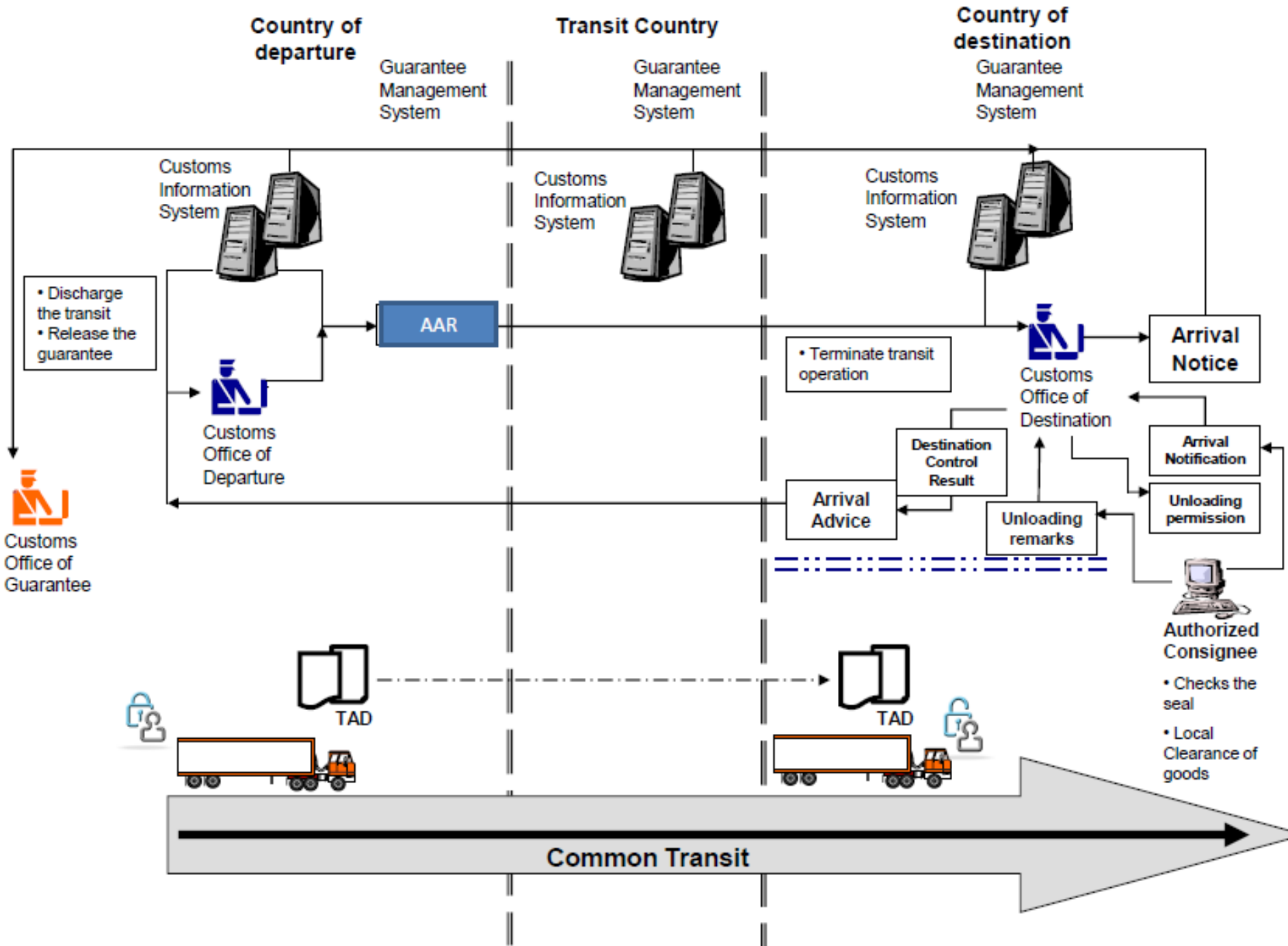
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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

SIMPLIFIED PROCEDURE DONE BY ATT (Principal) - FORMALITY AT DESTINATION

8. When goods arrives at PLACE, Trader shall;
- c) Upon receiving “Arrival Advice” message, Customs office of destination shall determine whether inspection is required and will perform the termination of transit operation





Customs Office of Guarantee

- Discharge the transit
- Release the guarantee

- Terminate transit operation

- Authorized Consignee**
- Checks the seal
 - Local Clearance of goods

Common Transit



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS: FALL BACK PROCEDURES

When it could not implement standard electronic procedure,
paper documents can be used.

Applying when computerized system of competent
authorities, Principal are not function.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS: FALL BACK PROCEDURES

Principal declares transit customs declaration manually.
After checking correction, Customs office of departure will
issue Transit Accompanying Document to carrier/principal.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS: FALL BACK PROCEDURES

The rest of procedure is similar to electronic procedure, and all manual record must be input to the computerized system as soon as possible by the Principal, and all customs offices



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS: INCIDENT DURING TRANSIT OPERATION

1. Carrier shall make necessary entries in TAD and submit with consignment and relevant documents to competent authority of the country where the mean of transport is located



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS:

INCIDENT DURING TRANSIT OPERATION

FOLLOWING CASES:

- A) Itinerary prescribed by competent authorities is changed
- B) Seals are broken for reason beyond carrier's control
- C) Goods are transferred to another similar mean of transport beyond carrier's control
- D) In the event of imminent danger necessitating immediate partial or total unloading from mean of transport



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURES:

INCIDENT DURING TRANSIT OPERATION

FOLLOWING CASES:

E) In the event of any incident or accident capable of affecting the ability of Principal or carrier to comply with his obligation



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS:

POST TRANSIT PROCEDURE: CORRECT TERMINATION

Customs Office of Departure must receive Arrival Advice within 2 days after presenting goods at Customs Office of Destination and Control results within 6 days.

Non receive of Arrival Advice, Customs Office of Departure must notify to get confirmation from Customs Office of Destination, they have to reply within 7 days



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS:

POST TRANSIT PROCEDURE: CORRECT TERMINATION

If no response from Customs Office of Destination, Customs Office of Departure will check with Principal to show evidence within 30 days



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS:

CUSTOMS DEBT AND RECOVERY

CUSTOMS DEBT MAY INCUR IF

- Through unlawful removal of goods from ACTs procedure
- Failure to fulfill on of the obligations in ACTs procedure or failure to comply with condition governing the placing of goods under ACTs



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS:

CUSTOMS DEBT AND RECOVERY WHOSE RIGHT TO CLIAM

- By the place where irregularity giving rise to Customs debt occurred
- Authority in Contracting party where it is detected when unknown which territory irregularity happened
- Responsible person for debt is Principal and guarantor shall be jointly responsible.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS:

CUSTOMS DEBT AND RECOVERY

EXEMPTION OF CUSTOMS DEBT:

- A) Destruction or Irrecoverable loss of goods by its nature
- B) Force majeure
- C) Consequence of authorization by competent authorities
- D) Goods are deemed as irretrievably lost and certified by the competent authorities that it cannot be used.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURES: CUSTOMS DEBT AND RECOVERY

When being requested, “Requested Authority” shall promptly or within 60 days advise of action taken to the “applicant authority” for assisting in recovering the claim.

Currency of recovery shall be stated in both currencies of applicant authority and requested authority



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS:

VEHICLES AND CONTAINER

Road transit transport vehicle and/or combination with trailer or container carrying the goods shall not be required to be declared as goods Under ACTS. No guarantee shall be required.



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS: MINOR DISCREPANCIES

Minor discrepancies shall be disregarded:

1. Observance of time-limits or routes prescribed
2. Typo error between particulars in TAD or Customs transit declaration and actual contents of the means of transport shall not ipso facto prevent the discharge of transit operation



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PHYSICAL OPERATION IN ASEAN CUSTOMS TRANSIT SYSTEM

OTHER PROCEDURS: EXCLUSION

- Each Contracting Parity shall have the right to exclude temporarily or permanently from the use of ACTS procedure any person guilty of a serious offence again Customs or other relevant laws or regulations.
- The exclusion shall be notified within 7 days to the competent authorities of all other Contracting Parties