

**ARRANGEMENT OF CLAUSES**

1. Short title
2. Amendment of section 2 of principal Act
3. Amendment of section 20A of principal Act
4. Repeal and substitution of Schedule IA of principal Act





GRENADA

**ACT NO. 6 OF 2018****I assent,**

CÉCILE E. F. LA GRENADE

*Governor-General.**1st August, 2018.*

AN ACT to amend the Customs Act No. 9 of 2015.

*[ August 10th, 2018 ].*

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives, and by the authority of the same as follows—

**1.** This Act may be cited as the

Short title.

**CUSTOMS (AMENDMENT) ACT, 2018,**

and shall be read as one with the Customs Act No. 9 of 2015, hereinafter referred to as the “principal Act”.

**2.** Section 2 of the principal Act is amended by inserting the following new definitions in alphabetical order—

Amendment of section 2 of principal Act.

““Advance Cargo Information (ACI)” means manifest, airway bill and bill of lading information or data set out in Schedule IA in respect of—

- (a) the cargo and stores including all imports, exports in transit and transhipment of goods;
- (b) any package of which there is no bill of lading or airway bill, on board of a conveyance;

“Advance Cargo Information System (ACIS)” means the electronic manifest single window for ACI data interchange;

“ACI hit” means a cargo manifest, airway bill, bill of lading or any documentation that has been flagged by the ACIS;

“Cargo Manifest” means a list of cargo being transported or warehoused;

“IMPACS” means the Implementing Agency for Crime and Security established under the 2006 Agreement establishing the CARICOM Implementing Agency for Crime and Security;

“Long haul” means flights with a duration of eight hours or more;

“regional space” means the collective territories of the Parties to the ACIS which comprise the Caribbean Community (CARICOM); and

“Short haul” means flights with a duration of eight hours or less;

“watch list” means a list that is used to watch or track the current activity or movements of criminals and suspicious or prohibited cargo including terrorists, other persons and cargo of interest to the Caribbean community (CARICOM).”.

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3. Section 20A of the principal Act is amended as follows—

Amendment of  
section 20A of  
principal Act.

- (a) in subsection (1)—
  - (i) by inserting after the word “proper officer” where it appears the words “through the Advance Cargo Information System”;
  - (ii) by inserting before the word “passenger” the word “advance”; and
  - (iii) by inserting before the word “cargo” the word “advance”;
- (b) in subsection (3) as follows—
  - (i) by inserting after the words “proper officer” the words “through the Advance Cargo Information System”;
  - (ii) by inserting before the word “cargo” the word “advance”;
  - (iii) by inserting before the word “passenger” the word “advance”;
  - (iv) by deleting the words “Part IV” and replace with “Parts I, II and III”.
- (c) by inserting after subsection (3) the following new subsections—

“(3a) IMPACS shall use the Advance Cargo Information data to conduct screening against databases and watchlists of cargo, crew members and passengers on conveyances that enter into, depart from and move within the regional space.

(3b) The Comptroller may share the information contained within the ACIS with the entities approved by the Minister by Order.

(3c) Advance Cargo Information shall only be used for the purposes of this Act.

(3d) Advance Cargo Information collected under this Act shall be retained for a period not exceeding seven years by the ACIS from the date of collection of the information, and any advanced passenger information collected under this Act shall be retained in accordance with the provisions of the Immigration Act or any other relevant enactment.”.

Repeal and substitution of Schedule IA of principal Act.

4. Schedule IA of the principal Act is repealed and the following new Schedule substituted therefor—

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**“SCHEDULE IA**

(Section 20A)

PART I

ADVANCE CARGO INFORMATION

ELECTRONIC MANIFEST MANAGEMENT ASYCUDA

CARGO MANIFEST DATA FIELDS

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
<b>Tracking No's from Consultant Report</b>	<b>General Information</b>	<b>General details with respect to voyage and conveyance</b>	
1	Office of departure/ arrival	Code of the Customs office of departure or arrival	YES
2	Voyage number/ Flight number	Voyage number, which uniquely identifies the current journey of the means of transport (conveyance)	YES
3	Date of departure	Date when the means of transport leaves the place of departure	YES
4	Date of arrival	Estimated date when the means of transport arrives at the place of destination	YES
5	Time of arrival	Estimated time when the means of transport arrives at the place of destination	NO
6	Place of departure	Place (LOCODE) where current voyage begins on the current means of transport	YES
7	Place of destination	Place (LOCODE) where current voyage ends for the current means of transport	YES
<b>SHIPPING INFORMATION</b>			
9	Carrier code	Carrier code assigned to the party undertaking the transport of the goods	YES

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
10	Shipping Agent	Code of the Shipping Agent in charge of the ship reporting during the stay in port	YES
	<b>TOTALS</b>		
11	Bills	Total number of waybills on manifest	YES
12	Packages	Total number of packages on manifest	YES
13	Vehicles	Total number of motor vehicles on manifest	YES
14	Containers	Total number of containers on manifest	YES
15	Gross Weight	Total gross weight contained in the manifest	YES
	<b>TRANSPORT</b>		
16	Mode	Identifying the mode of transport	YES
17	Nationality	Flag/Nationality of means of transport	YES
18	Identity	Ship's name	YES
19	Registration	Conveyance registration number	YES
20	Place	Port where the vessel was registered	NO
21	Date	Date of registration	NO
22	Master	Name of Captain of vessel or aircraft	YES
	<b>TONNAGE</b>		

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
23	Gross and Net Tonnage	Tonnage of the ship - Information data not requested for Customs management of the manifest purpose	YES
24	Office of destination	Office of destination. Code of the Customs office of destination in case of transit	CONDITIONAL
	<b>CO-LOADER</b>		
25	Co-loader code	Carrier code of the party sharing the Conveyance when multiple parties involved	CONDITIONAL
<b>BL</b>	<b>WAYBILL SEGMENT</b>		
26	Waybill reference number	This is the «Identifier» of the transport document. This is the reference assigned by the carrier or agent (e.g. Bill of lading or Airway bill number; it is unique in the manifest)	YES
27	Waybill type	Alphanumeric code for the type of transport document	YES
28	Nature	Code of the document: export-22, import-23, transit-24, transhipment-28, FROB-26	YES
29	Waybill Line	The 'line number' is a sequence number used to identify each item – bill of lading or airway bill in the manifest	YES

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
30	Previous Document	Reference of the previous document (master waybill) when consolidated cargo	CONDITIONAL
31	UCR	Unique consignment reference number	NO
32	Place of loading	Place (LOCODE) where the goods were originally loaded on the means of transport	YES
33	Place of unloading	Place (LOCODE) where the goods will be ultimately unloaded/discharged from the means of transport	YES
34	FAS/Liner	Terms of conditions for transported goods (accepted values F or L)	YES
	<b>CARRIER</b>		
35	Carrier	Carrier Code, name and address of the party undertaking the transport of the goods	YES
36	Shipping agent	Code of the Shipping Agent in charge of the ship management during the stay in port	YES
	<b>EXPORTER/SHIPPER</b>		
37	Exporter code	Exporter Code	NO
38	Exporter name	Exporter Name	YES
39	Exporter address	Exporter Address	YES
	<b>TRANSPORT</b>		

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
40	Place of loading on current transport	Place (LOCODE) where the goods were loaded on current transport (if there was a change of vessel, it would be recorded here)	YES
41	Place of discharge from current transport	Place (LOCODE) where the goods will be discharged from current transport (if there was further transshipment to be done, it would be recorded here)	YES
	<b>NOTIFY</b>		
42	Notify code	Code of the notifying party	NO
43	Notify name	Name of the notifying party	YES
44	Notify address	Address of the notifying party	YES
	<b>CONSIGNEE</b>		
45	Consignee	Consignee code	NO
46	Consignee name	Name of the consignee	YES
47	Consignee address	Full address of the consignee	YES
	<b>GOODS DETAILS</b>		
48	Total containers	Total number of containers for this transport document	YES
49	Packages codes	Kind of packages (packaging type code)	YES
50	Marks	Marks and Numbers	YES
51	Manifested packages	Number of packages as indicated on the waybill	YES
52	Vehicles	Total number of vehicles for this waybill	YES

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
53	Manifested gross weight	Gross weight as indicated on the waybill. This field must be accurately captured as the data are compared to the «Totals» information of the general segment	YES
54	Volume (CBM)	Volume of the goods in cubic metres	NO
55	Description of goods	Commercial description of the goods from the waybill data (e.g. clothes, machines...)	YES
56	H.S. Code	Tariff Code for goods	NO
57	UNDG	Dangerous goods code (UNDG)	CONDITIONAL
58	Place of Origin	Place where goods are loaded into container for shipment (free text area)	NO
59	Place of Destination	Place where goods will be unloaded from container (free text area)	NO
60	Location	Code of the place where the goods are located in a shed or container park	NO
<b>DECLARED VALUES AND SEAL DETAILS</b>			
61	Value code	Value code	YES
62	P/C	Prepaid or collect indicator for the value code	CONDITIONAL
63	Amount	Amount for the value code	YES
64	Currency	Currency code for the value code	YES
65	Seals Number	Number of seals affixed on non-containerized cargo	CONDITIONAL

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
66	Marks of seals	Description Marks or references number of seals	CONDITIONAL
67	Party	Code of the party having affixed the seals	CONDITIONAL
68	Information	Additional Information when required	NO
<b>CT</b>	<b>CONTAINER SEGMENT</b>		
69	Container Number	Container number(s) for container(s) relating to waybill	YES
70	Number of packages	Number of packages in container	YES
71	Ctn. Type	Container size-type	YES
72	E/F	Empty/Full indicator	YES
73	Seal Number	Quantity of seals affixed and seal numbers (3 fields)	YES
74	Party	Party affixing the seals	YES
75	Empty Weight	Empty weight of container (KG)	YES
76	Goods Weight	Weight of goods in container (KG)	YES
77	Min. Temp. CE	Minimum temperature in Celsius for refrigerated containers	CONDITIONAL
78	Max. Temp. CE	Maximum temperature in Celsius for refrigerated containers	CONDITIONAL
79	Humidity	Temperature in Celsius that the goods should be stored	CONDITIONAL
80	Dangerous Code	UNDG code for dangerous goods	CONDITIONAL

NO.	DATA FIELDS	DESCRIPTION	MANDATORY
81	H.S. Code	Tariff Code for goods in container	NO
82	Goods Description	Description of goods in container	YES
83	Ctn Disposition	(Cargo disposition, accepted values "CY, CFS and P. UNSTUFF) Required only when BL nature 23 and container is not empty	CONDITIONAL
84	Volume	Volume of cargo per container	YES
85	Container line code	Code identifying shipping container owner	YES
<b>VS</b>	<b>Vehicle Segment</b>		
86	Chasis Number	Chasis Number of Vehicle	YES
87	Engine Number	Engine Number of Vehicle	YES
88	Engine Size	Engine (cc) or (kw)	YES
89	Odometer Reading	Mileage of vehicle	YES
90	Make/Brand	Make and Brand of Vehicle	YES
91	Year	Year of Manufacture	YES
92	Colour	Colour of Vehicle	YES
93	New/Used	If vehicle new or used	YES

**PART II**

## ADVANCE PASSENGER INFORMATION

**(a) Data relating to the flight or voyage (Header Data)–**

- **Flight Identification**  
(IATA Airline code and flight number)
- **Vessel Identification**  
(Vessel name and voyage number)
- **Country of Registration**  
(Country where vessel is registered)
- **Agent/Owner (Where applicable)**  
(Name of Agent for the vessel or where no Agent, Name of owner)
- **Call Sign (If applicable)**
- **Scheduled Departure Date**  
(Date of scheduled departure of vessel based on local time of departure location)
- **Scheduled Departure Time**  
(Time of scheduled departure of vessel based on local time of arrival location)
- **Scheduled Arrival Date**  
(Date of scheduled arrival of vessel based on local time of arrival location)
- **Scheduled Arrival Time**  
(Time of scheduled arrival of vessel based on local time of arrival location)
- **Last Place/Port of Call of Conveyance**  
(Vessel departed from this last foreign place/port of call to go to “place/port of vessel initial arrival”)

- **Place/Port of Conveyance Initial Arrival**  
(Place or Port in the country of destination where the vessel arrives from the “last place or Port of call of Conveyance”)
- **Subsequent Place/Port of Call within the country/regional space**
- **Number of Passengers on board**  
(Total number of passengers on board)
- **Number of crew on board**

(b) **Data relating to each individual on board-**

- **Official Travel Document Number**  
(Passport, or other Government approved travel documents)
- **Issuing State or Organization of the Official Travel Document**  
(Name of State or Organization responsible for the issuance of the official document)
- **Official Travel Document Type**  
(Indicator to identify type of official travel document)
- **Expiration Date of Official Travel Document**  
(Expiration date of the official travel document)
- **Surname/Given Name(s)**  
(Family name and given name(s) of the holder as it appears on the travel document)
- **Nationality**  
(Nationality of the holder of the travel document)
- **Date of Birth**  
(Date of birth of the holder)

- **Gender**  
(Gender of the holder)
- **Place of Birth**  
(Please give City and Country of birth)
- **Traveller's Status**  
(Passenger, crew, in-transit)
- **Place/Port of Original Embarkation**  
(Place/Port on that journey where traveller first boarded for foreign travel)
- **Place/Port of Clearance**  
(Place/Port where the traveller is cleared by the border control agencies)
- **Place/Port of Onward Foreign Destination**  
(Foreign place/port where the traveller is transiting)
- **Passenger Name Record (PNR) Data**  
(As available in the traveller's Passenger Name Record in the carrier's Reservation System including all historical changes to the PNR listed). Must include-
  - (1) PNR record locator
  - (2) Date of reservation/issue of ticket
  - (3) Date(s) of intended travel
  - (4) Name(s)
  - (5) Address and contact information (telephone number, e-mail address)
  - (6) All forms of payment information, including billing address
  - (7) Complete travel itinerary for specific PNR

- (8) Frequent flyer information
- (9) Travel agency/Travel agent
- (10) Travel status of passenger, including confirmations, check-in status, no show or go show information
- (11) Split/divided PNR information
- (12) General remarks (including all available information on unaccompanied minors under 18 years, such as name and gender of the minor, language(s) spoken, name and contact details of guardian on departure and relationship to the minor, name and contact details of guardian on arrival and relationship to the minor, departure and arrival agent)
- (13) Ticketing field information, including ticket number, date of ticket issuance and one-way tickets, Automated Ticket Fare Quote fields
- (14) Seat number and other seat information
- (15) Code share information
- (16) All baggage information
- (17) Number and other names of travellers on PNR
- (18) Any Advance Passenger Information (API) data collected
- (19) All historical changes to the PNR listed in numbers 1 to 18

**(c) Additional Data Elements-**

- **Visa Number (if applicable)**
- **Issue Date of Visa**  
(Date when Visa was issued)

- **Place of Issuance of the Visa**  
(Place where Visa was issued)
  
- **Other Document Number used for Travel (if applicable)**  
(The other document number used for travel when the official travel document is not required)
  
- **Type of Other Document used for Travel (supporting travel document)**  
(Indicator to identify type of other document used for travel)
  
- **Primary Residence**
  - Country of Primary Residence  
(Country where Passenger resides most of the year)
  
  - Address  
(location identification such as: street name and number)
  
  - City
  
  - State/Province/County
  
  - Postal Code
  
- **Destination Address**
  - Address where Passenger will be staying in territory of Disembarkation
  
  - City
  
  - State/Province/County
  
  - Postal Code

**(d) Date relating to the Reporting Party-**

- Reporting Party Name
  
- Reporting Party Telephone Number

- Reporting Party Facsimile Number
- Reporting Party Electronic Mail Address

### **PART III**

- (1) The information required in Part I of Schedule IA shall be provided at the latest—
- (a) for incoming cargo (i.e. import),
    - (i) in the case of short haul, at time of “Wheels Up” of aircraft;
    - (ii) in the case of long haul, 4 hours prior to arrival at the first port in the country of destination; and
  - (b) for outgoing cargo (i.e. export), at the time of departure of the aircraft.
- (2) The information required in Part II of Schedule IA shall be provided—
- (a) in the case of commercial or private aircraft, not later than 40 minutes prior to departure from their last port of call;
  - (b) in the case of a vessel or conveyance arriving from a member state of the Caribbean Community, not later than one hour prior to its arrival from that member state;
  - (c) in the case of a vessel or conveyance arriving from a country which is not a member state of the Caribbean Community, at least 24 hours prior to its arrival;
  - (d) in the case of commercial or private aircraft, not later than 40 minutes prior to departure from Grenada; and
  - (e) in the case of a vessel or other conveyance, not later than one hour prior to its departure from Grenada.

Passed by the House of Representatives this 18th day of July , 2018.

ADRIAN FRANCIS  
*Clerk to the House of Representatives(Ag.).*

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Passed by the Senate this 24th day of July, 2018.

ADRIAN FRANCIS  
*Clerk to the Senate (Ag.).*