

FAQs for ACE Changes Related to Russian Sanctions on Diamonds and Seafood

1. Under Executive Order (E.O.)14114, do the requirements to provide a self-certification statement and additional data elements apply to alcohol imports?

- *Response: Under E.O. 14114, the requirements to provide a self-certification statement and additional data elements only apply to applicable seafood and diamond imports. The U.S. Department of Treasury’s Office of Foreign Assets Control has provided the following list of HTSUS subheadings subject to the import prohibitions:*
 - *Seafood and diamonds: <https://ofac.treasury.gov/faqs/1027>*
 - *Additional seafood: <https://ofac.treasury.gov/faqs/1157>*

2. Can the Harmonized Tariff System (HTS) and Country reference files be used to flag for instances when additional data elements are required related to the sanctions on Russian seafood and diamonds?

- *Response: No, U.S. Customs and Border Protection (CBP) has not made any technical changes to the HTS and Country reference files to enable flagging in connection to the applicable sanctions. For information on the affected HTS subheadings, refer to the following OFAC lists:*
 - *Seafood and diamonds: <https://ofac.treasury.gov/faqs/1027>*
 - *Additional seafood: <https://ofac.treasury.gov/faqs/1157>*

3. Why did CBP implement two new records (SE62 and SE63) as part of the programming for enforcement of these sanctions?

- *Response: After careful review, CBP determined that a key value pair was an effective solution to enable filers to specify record type and actual value as separate data elements.*

4. The SE-20 “Self-Certification” is at the header level; will the data submitted for this record apply to all underlying entries (at the line level)?

- *Response: Yes, the SE-20 response will apply to all underlying lines.*

5. For the SE-60 “Sanction Disclaim,” if the disclaim is not applicable, what response should filers provide?

- *Response: If the disclaim is not applicable, filers may submit an “N” or filers may leave that record blank.*

6. What actions will trigger the following error messages?

- **300 – “Additional Data is required for sanctioned HTS”**
 - *Response: This error occurs when required data elements are not provided for an entry classified with an applicable sanctioned HTSUS subheading.*
- **307 – “Missing Self-Certification”**

- *Response: This error occurs when an entry classified with an applicable sanctioned HTSUS subheading is submitted without a “Y” for the “SCE” indicator in the SE20 record.*
 - **310 – “Rejecting Entry – HTS under Russian Seafood sanction”**
 - *Response: This error occurs when an entry is classified with an applicable sanctioned HTSUS subheading and the corresponding Country of Harvest is “RU” (Russia).*
- 7. If a filer provides a required self-certification statement via DIS and the associated “SCE” reference ID is provided in the SE-20 record, are the applicable SE62 and SE63 data elements always also required?**
- *Response: Currently, the SE62 and SE63 records are not conditional upon the provision of a self-certification statement in DIS. If an entry is filed with an applicable HTSUS subheading, the SE62 record data is always required, except for instances when a disclaim is submitted via the SE60. Data in the SE63 record is required for seafood imports when the method of harvest is vessel.*
- 8. Is the “IMO” prefix required when providing the seven-digit International Maritime Organization (IMO) number in the SE63 record?**
- *Response: CBP accepts the IMO number with or without the “IMO” prefix.*
- 9. What are the response options for the Sanction Disclaim Indicator (SE60 record) related to the sanctions on certain Russian seafood and diamonds?**
- *Response: Below are the SE60 record response options:*
 - *When importing jewelry (under an applicable HTSUS subheading) that excludes diamonds, filers may submit a “Y” in the SE60 record. In this case, submission of associated SE62 and SE63 records is not required.*
 - *For all other imports under an applicable HTSUS subheading, filers may submit an “N” or they may leave the SE60 record blank.*
- 10. For the new error codes associated with these sanctions, in what transmission (SX or SO) will the error codes be returned?**
- *Response: The new error codes will be returned in the SX transmission in the SE90 error record.*
- 11. What values should be submitted to indicate the method of harvest for seafood imports?**
- *Response: Filers should submit one of the following harvest method values for seafood entries:*
 - *VESSEL*
 - *HCF*
 - *HBA*

- SVH

12. Can CBP use the data provided in the National Marine Fisheries Service (NMFS) PGA Message Set to meet the requirements under E.O. 14114?

- *Response: No, CBP does not own data collected on behalf of NMFS and therefore CBP must collect the data separately to meet the requirements of E.O. 14114.*

13. May a filer disclaim products containing seafood products on the OFAC list that do not contain the specific species (cod, salmon, pollock or crab) of seafood sanctioned?

- *Response: If a seafood entry is filed using an applicable HTSUS subheading, a disclaimer is not permitted.*

14. For products filed under an applicable HTSUS subheading, are filers required to submit a self-certification statement and additional data elements in the SE-62 and SE-63 records?

- *Response: For products filed under an applicable HTSUS subheading, a self-certification statement is always required. For imports of jewelry under an applicable HTSUS subheading that exclude diamonds, filers may disclaim the requirement to provide the “Country of Mining” data element. For all other imports, additional data elements are required.*

15. Under what circumstances may a filer disclaim the requirement to provide additional data elements for an applicable import of seafood or diamonds?

- *Response: For imports of jewelry under an applicable HTSUS subheading that exclude diamonds, filers may disclaim the requirement to provide the “Country of Mining” data element. For all other imports, additional data elements are required.*

16. What HTSUS subheadings are subject to the import prohibitions under [E.O. 14114](#)? What products are currently affected by the sanctions?

- *Response: The U.S. Department of Treasury’s Office of Foreign Assets Control has provided the following list of HTSUS subheadings subject to the import prohibitions:*
 - *Seafood and diamonds: <https://ofac.treasury.gov/faqs/1027>*
 - *Additional seafood: <https://ofac.treasury.gov/faqs/1157>*

17. Why is it necessary to submit the Self-Certification indicator and the self-certification statement via DIS?

- *Response: The self-certification indicator signals to CBP that a required certification is completed for the item and available for review in DIS. Review of the details contained in the Self-Certification statement and any required enforcement can then be conducted.*