

**COAC 1USG Single Window Messaging Working Group
Recommended Carve-Outs for Mandatory Filing in ACE on February 28, 2016**

Ref.	Description of Carve Out / Contingency	Alternate Handling / Contingency Plan
1	Quota/warehouse entries (types 02, 07, 12, 21, 22, 31, 32, 34, and 38)	Allow filing in ACS until May 28, or 90 days after the completion of CBP programming, whichever is later. During that period, prioritize clearance of shipments filed in ACE over those filed in ACS.
2	FTZ entries (type 06)	Allow filing in ACS until May 28, or 90 days after the completion of CBP programming, whichever is later. During that period, prioritize clearance of shipments filed in ACE over those filed in ACS.
3	In-bonds, including split shipments	Allow filing in ACS until May 28, or 90 days after the completion of CBP programming, whichever is later. During that period, prioritize clearance of shipments filed in ACE over those filed in ACS.
4	01 entries with multiple "sold to" parties less than \$2500 per individual sale and type 11 low-value entries	Allow filing in ACS until May 28, or 90 days after the completion of CBP programming, whichever is later. During that period, prioritize clearance of shipments filed in ACE over those filed in ACS.
5	FDA-regulated shipments, except disclaims	Allow filing in ACS until May 28 to give importers adequate time to gather the new data elements and update the related master databases and broker interfaces. During that period, prioritize clearance of shipments filed in ACE over those filed in ACS. For entries filed in ACE, provide an informed compliance period of at least 90 days for data elements not previously collected but now required electronically at the time of entry.
6	NHTSA-regulated shipments	Provide an informed compliance period of at least 90 days for data elements not previously collected/enforced but now required electronically at the time of release.
7	Entries with multiple PGA-regulated lines for NHTSA, FDA, and APHIS-Lacey	Allow filing in ACS until May 28, or 90 days after the completion of CBP response programming, whichever is later. During that period, prioritize clearance of shipments filed in ACE over those filed in ACS.
8	Operational standards for port backlogs	Provide clear operational standards for how CBP will address and resolve backlogs, particularly at land/air ports of entry, if ACE cargo release doesn't work and/or is otherwise untimely. These operational standards should be issued by CBP-HQ via CSMS messaging so there is uniform and consistent treatment among all ports. Build in the ability for CBP officers in the port to manually intervene and force the release of cargo if issues arise and cargo is backlogged, similar to the "green lane" that was implemented during the air manifest cutover at LAX.
9	All other functionality not available or working on Feb 28	Allow filing in ACS until the issues are corrected.
10	Mandatory FDA data elements	Relax the mandatory FDA data requirements for the following data elements, changing them from mandatory to optional (with the understanding that providing them may expedite the review/release): (1) Intended Use Code (all commodity types, including devices); (2) LST/Device Listing Number (devices); (3) API Producer (drugs); and (4) Brand Name (all commodity types)
11	War room	Provide details on when the War Room will be operational and for which matters (technical vs. policy matters) it will be used, similar to guidance received for the War Room on Air Manifest in ACE.