DEPARTMENT OF HOMELAND SECURITY

U.S. Customs and Border Protection
[1651–0001]

Agency Information Collection Activities: Cargo Manifest/Declaration, Stow Plan, Container Status Messages and Importer Security Filing


ACTION: 60-Day notice and request for comments: revision of an existing collection of information.

SUMMARY: The Department of Homeland Security, U.S. Customs and Border Protection will be submitting the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The information collection is published in the Federal Register to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted (no later than October 2, 2017) to be assured of consideration.

ADDRESS: Written comments and/or suggestions regarding the item(s) contained in this notice must include the OMB Control Number 1651–0001 in the subject line and the agency name. To avoid duplicate submissions, please use only one of the following methods to submit comments:

(1) Email. Submit comments to: CBP_PRA@cbp.dhs.gov.

(2) Mail. Submit written comments to CBP Paperwork Reduction Act Officer, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, Economic Impact Analysis Branch, 90 K Street NE., 10th Floor, Washington, DC 20229–1177.

FOR FURTHER INFORMATION CONTACT:

Requests for additional BRA information should be directed to CBP Paperwork Reduction Act Officer, U.S. Customs and Border Protection, Office of Trade, Regulations and Rulings, Economic Impact Analysis Branch, 90 K Street NE., 10th Floor, Washington, DC 20229–1177, or via email CBP_PRA@cbp.dhs.gov. Please note that the contact information provided here is solely for questions regarding this notice. Individuals seeking information about other CBP programs should contact the CBP National Customer Service Center at 877–227–5511, (TTY) 1–800–877–8339, or CBP Web site at https://www.cbp.gov/.

SUPPLEMENTAL INFORMATION: CBP invites the general public and other Federal agencies to comment on the proposed and/or continuing information collections pursuant to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.). Written comments and suggestions from the public and affected agencies should address one or more of the following four points: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency’s estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) suggestions to enhance the quality, utility, and clarity of the information to be collected; and (4) suggestions to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses. The comments that are submitted will be summarized and included in the request for approval. All comments will become a matter of public record.

OVERVIEW OF THIS INFORMATION COLLECTION

Title: Cargo Manifest/Declaration, Stow Plan, Container Status Messages and Importer Security Filing.

OMB Number: 1651–0001.

Form Numbers: CBP Forms 1302, 1302A, 7509, 7533.

Abstract: This OMB approval includes the following existing information collections: CBP Form 1302 (or electronic equivalent); CBP Form 1302A (or electronic equivalent); CBP Form 7509 (or electronic equivalent); CBP Form 7533 (or electronic equivalent); Manifest Confidentiality; Vessel Stow Plan (Import); Container Status Messages; and Importer Security Filing. Electronic Ocean Export Manifest; Electronic Air Export Manifest; Electronic Rail Export Manifest; and Vessel Stow Plan (Export). CBP is proposing to add a new information collection for the Air Cargo Advance Screening (ACAS) Pilot Program.

CBP Form 1302: The master or commander of a vessel arriving in the United States from abroad with cargo on board must file CBP Form 1302, Inward Cargo Declaration, or submit the information on this form using a CBP-approved electronic equivalent. CBP Form 1302 is part of the manifest requirements for vessels entering the United States and was agreed upon by
treaty at the United Nations Inter-
governmental Maritime Consultative
Organization (IMCO). This form and/or
electronic equivalent, is provided for by
19 CFR 4.5, 4.7, 4.7a, 4.8, 4.33, 4.34,
4.38, 4.84, 4.85, 4.86, 4.91, 4.93 and 4.99
and is accessible at: http://
www.cbp.gov/sites/default/files/
documents/CBP%20Form%201302_0.pdf.

CBP Form 1302A: The master or
commander of a vessel departing from
the United States must file CBP Form
1302A, Cargo Declaration Outward With
Commercial Forms, or CBP-approved
electronic equivalent, with copies of
bills of lading or equivalent commercial
documents relating to all cargo
companseled by the manifest. This form
and/or electronic equivalent, is
provided for by 19 CFR 4.62, 4.63, 4.75,
4.82, and 4.87–4.89 and is accessible at:
http://www.cbp.gov/sites/default/files/
documents/CBP%20Form%201302_0.pdf.

Electronic Ocean Export Manifest:
CBP began a pilot in 2015 to
electronically collect ocean export
manifest information. This information
is transmitted to CBP in advance via the
Automated Export System (AES) within
the Automated Commercial
Environment (ACE).

CBP Form 7509: The aircraft
commander or agent must file Form
7509, Air Cargo Manifest, with CBP
at the departure airport, or respondents
may submit the information on this
form using a CBP-approved electronic
equivalent. CBP Form 7509 contains
information about the cargo onboard the
aircraft. This form, and/or electronic
equivalent, is provided for by 19 CFR
122.35, 122.48, 122.48a, 122.52, 122.54,
122.73, 122.113, and 122.118, and is
accessible at: http://www.cbp.gov/sites/
default/files/documents/CBP%20Form%207509_0.pdf.

Air Cargo Advanced Screening: CBP
began a pilot in 2012 announced via a
notice published in Federal Register
on October 24, 2012 (77 FR 65006). The
ACAS pilot is a voluntary test in which
participants agree to submit a subset of
the required 19 CFR 122.48a data
elements at the earliest point practicable
prior to loading of the cargo onto the
aircraft destined to or transiting through
the United States. The ACAS pilot data
is transmitted to CBP via a CBP-
approved electronic data interchange
system. Currently, the ACAS data
consists of:
(1) Air waybill number
(2) Total quantity based on the smallest
external packing unit
(3) Total weight
(4) Cargo description
(5) Shipper name and address
(6) Consignee name and address

Electronic Air Export Manifest: CBP
began a pilot in 2015 to electronically
collect air export manifest information.
This information is transmitted to CBP
in advance via ACE’s AES.

CBP Form 7533: The master or person
in charge of a conveyance files CBP
Form 7533, Inward Cargo Manifest for
Vessel Under Five Tons, Ferry, Train,
Car, Vehicle, etc, which is required for
a vehicle or a vessel of less than 5 net
tons arriving in the United States from
Canada or Mexico, otherwise than by
sea, with baggage or merchandise.
Respondents may also submit the
information on this form using a CBP-
approved electronic equivalent. CBP
Form 7533, and/or electronic
equivalent, is provided for by 19 CFR
123.4, 123.7, 123.61, 123.91, and 123.92,
and is accessible at: http://
www.cbp.gov/sites/default/files/
documents/CBP%20Form%207533_0.pdf.

Electronic Rail Export Manifest: CBP
began a pilot in 2015 to electronically
collect the rail export manifest
information. This information is
transmitted to CBP in advance via ACE’s
AES.

Manifest Confidentiality: An importer
or consignee (inward) or a shipper
(outward) may request confidential
treatment of its name and address
contained in manifests by following the
procedure set forth in 19 CFR 103.31.

Type of Review: Revision and
Extension

AFFECTED PARTIES: Businesses.
DEPARTMENT OF HOMELAND SECURITY

Office of the Secretary

Determination Pursuant to Section 102 of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996, as Amended

AGENCY: Office of the Secretary, Department of Homeland Security.

ACTION: Notice of determination.

SUMMARY: The Secretary of Homeland Security has determined, pursuant to law, that it is necessary to waive certain laws, regulations and other legal requirements in order to ensure the expeditious construction of barriers and roads in the vicinity of the international land border of the United States near the city of San Diego in the state of California.

DATES: This determination takes effect on August 2, 2017.


Determination and Waiver

Section 1

The United States Border Patrol’s San Diego Sector is one of the busiest Sectors in the Nation. For example, in fiscal year 2016 alone, the United States Border Patrol apprehended over 31,000 illegal aliens and seized approximately 9,167 pounds of marijuana and approximately 1,317 pounds of cocaine in the San Diego Sector. To be sure, the construction of border infrastructure and other operational improvements have improved border security in the San Diego Sector; however, more work needs to be done. The San Diego Sector remains an area of high illegal entry for which there is an immediate need to construct additional border barriers and roads.

To begin to meet the need for additional border infrastructure within the San Diego Sector, DHS will immediately implement various border infrastructure projects. These projects will focus on an approximately fifteen mile segment of the border within the San Diego Sector that starts at the Pacific Ocean and extends eastward. This approximately fifteen mile segment of the border is referred to herein as the “Project Area” and is more specifically described in Section 2 below.

All of the projects that DHS will undertake within the Project Area will further Border Patrol’s ability to deter and prevent illegal crossings. For example, DHS will replace existing primary fencing in the Project Area. The