



Regulation Governing the Monitoring of Goods and Vessels Under Customs Control During Transportation

1. Introduction and Citation

- a) This regulation aims to enhance Customs control through the monitoring of vessel movements under Customs supervision, including vessels transporting goods to and from such vessels, as well as goods subject to Customs control or required by law or regulation be treated in a certain manner.
- b) This Regulation shall be cited as the “Regulation Governing the Monitoring of Goods and Vessels Under Customs Control During Transportation.”
- c) This regulation is established pursuant to Article 5(c) of the Customs Act, in accordance with Chapter 5 of Part 2 of the Customs General Regulation, and with reference to Article 272 therein.

2. Objective

The objective of this regulation is to establish a robust system for monitoring the movements of vessels under Customs control, including vessels transporting goods to and from such vessels, as well as goods subject to Customs control or required by law or regulation to be treated in a certain manner. This regulation also encompasses vessels authorized to carry such goods and vessels authorized to receive such goods.

3. Installation of Tracking Device Prior to Issuance of Permit

- a) In accordance with the provisions herein, the vessels listed shall be authorized for movement between locations only upon the condition that a tracking device has been installed on each vessel.
 1. Land and sea vessels transporting liquor, poke, or articles containing liquor and poke cleared by customs for the purpose of transportation to their designated destination;
 2. Sea vessels authorized to receive liquor, poke, or articles containing liquor and poke, cleared by customs;
 3. Sea vessels authorized to travel to destinations other than the port of inward clearance;
 4. Vessels in safe anchorage.
- b) With the exception of vessels mentioned in (a) of this Article, Customs retains the authority to install tracking devices on vessels transporting goods under Customs control from one location to another, as well as on vessels under Customs control in specific circumstances as determined by Customs.
- c) Under this regulation, tracking device shall be issued to the owner of the goods, their designated representative, or the shipping agent of the vessel.

4. Outsourcing the Provision of tracking device

Under Article 3 of this regulation, Customs reserves the right to delegate the provision of equipment to a private entity in accordance with standards determined by Customs.

5. Maintenance of Tracking Device Records

The information regarding the tracking devices installed on vessels shall be recorded by the party designated by Customs for their release.

6. Responsibilities of the Service Recipient

- a) The responsibilities of the recipient of the tracking device, as outlined in Article 3 of this regulation, are as follows;
 1. Handling of tracking devices in a manner determined by the issuer;
 2. Arrange for the utilization of vessels equipped with tracking devices to monitor the vessel's location from the beginning to the end of the journey;
 3. Ensure continuous utilization of vessel-mounted tracking device on vessels transporting liquor and pork, or articles containing alcohol and pork, cleared by customs;
 4. Promptly inform Customs of any damage, malfunction, or service interruption regarding the tracking device;
 5. Ensure the safe maintenance of the tracking device installed in the vessel.
- b) If the service recipient violates this regulation regarding vessels served in accordance with it and the tracking device installed on the vessel for determining its location, Customs reserves the right to suspend the services.
- c) Notwithstanding sub-paragraph (b) of this Article, this regulation shall not preclude action under the Customs Act and Customs General Regulation with regard to vessels served in accordance with this regulation.

7. Commencement

This regulation shall come into force on March 15, 2024. Regulation 2018/U-001(2) (October 26, 2021) is hereby repealed upon the entry into force of this Regulation.

DISCLAIMER

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