

U.S. Principal Party in Interest (Exporter of Record) in a Routed Transaction

This is a brief summary of changes in the "exporter of record" final rule published July 10, 2000 by two U.S. Department of Commerce agencies, the Bureau of Census and the Bureau of Export Administration. This is a summary of very basic information about routed transactions. For the remainder of these and other regulations, you may review the federal register notices on the internet sites of both agencies at: www.bxa.doc.gov and www.census.gov. The effective date of the regulations was July 10, 2000 with a 90-day grace period. After October 10, 2000, the Shipper's Export Declaration (SED) or AES record must comply with the new regulations.

The federal register notices have defined the parties to a transaction and their responsibilities in routed export transactions, updated information on Shipper's Export Declarations and the Automated Export System, and updated information for export clearance.

Definitions

U.S. principal party in interest - exporter in the transaction

Foreign principal party in interest - buyer in the transaction

Routed transaction - the **foreign principal party** designates and authorizes the U.S. forwarding agent to facilitate the export of goods from the U.S.

In a routed transaction, the forwarding agent must obtain a power of attorney or written authorization from the foreign principal party in interest to act on their behalf. If the foreign principal party in interest designates a U.S. forwarding agent to complete the SED or AES record, the **U.S. principal party in interest must provide certain export information (10 items)** to such an agent **to assist** in their preparation of the SED or AES record.

In a routed transaction (this is where the **foreign principal party** designates the U.S. forwarding agent), the U.S. principal party in interest is responsible for providing the forwarding agent with the following information in order **to assist** in preparing the SED or AES record.

U.S. PRINCIPAL PARTY IN INTEREST PROVIDES THE FOLLOWING INFORMATION TO THE FORWARDING AGENT:

1. Name and address of the U.S. principal party in interest (USPPI)
2. U.S. Principal party in interest EIN number
3. Point of origin of the goods (state or foreign trade zone)
4. Schedule B number
5. Identify whether the goods are domestic, foreign, or foreign military sale (D/F/M on the SED).
6. Schedule B description of commodities
7. Quantity and/or unit of measure
8. Value
9. Upon request from the foreign principal party or the forwarding agent, the ECCN (export control classification number **or** give sufficient technical information to determine the ECCN).
10. Any other information that will affect the determination of license authority.

FORWARDING AGENT REPORTS THE FOLLOWING INFORMATION, IN ADDITION TO THE ABOVE on the SED or AES record:

1. Date of exportation
2. Bill of lading or airway bill number
3. Ultimate consignee
4. Intermediate consignee
5. Forwarding or other agents name and address
6. Country of ultimate destination
7. Loading pier
8. Method of transportation
9. Exporting carrier
10. Port of export
11. Port of unloading
12. Containerized or not
13. Weight (in kilograms)
14. ECCN
15. License authority
16. Signature in certification block on paper SED

In a routed export transaction, the forwarding agent is responsible for preparing, signing, and filing the SED or AES record based on the information received from the U.S. principal party in interest and other parties involved in the transaction.

Once again, in a routed transaction, the U.S. principal party in interest (exporter) must be listed as such on the SED or AES record.

In a routed export transaction, **upon request of the U.S. principal party in interest**, the forwarding agent must provide the U.S. party in interest with documentation verifying that the information provided by the U.S. principal party in interest was accurately reported on the SED or AES record.

****NOTE****

October 1, 2000, a new Shipper's Export Declaration (SED) form was released to the public. The document reflects changes in terminology and adds additional blocks for other information. Exporters had a grace period of 6 months to deplete their supply of the old SED forms. Effective **April 1, 2001**, the new form was required. For a copy of the new form go to the Census website at www.census.gov - on the home page enter into "foreign trade", on the next screen you can enter into the new SED form.