



FedEx Regulatory Alerts & Updates

Regulatory Alert: Customer Bonds for Restricted U.S. Import Shipments 2021

April 15, 2021

BACKGROUND

FedEx Express (FXE) is an express carrier and has appointed FedEx Logistics (FXL) as its broker to clear all express-consigned shipments unless another broker is selected by the shipper or consignee. FXL serves as the importer of record (IOR) for the vast majority of FXE import shipments that require one.

It is important to understand that the majority of U.S. import shipments made using FXE services do NOT require the customer obtain a customs bond. This includes most shipments that are shipped from customers overseas to fulfillment centers in the U.S.

WHEN MUST A CUSTOMER OBTAIN ITS OWN BOND FOR U.S. IMPORTS?

Certain commodities have restrictions, additional documentation requirements, or are deemed "high risk" and require the customer to put up a customs bond in order to import the goods. Restricted goods include but are not limited to the following types of shipments:

- Articles in shipments subject to Anti-Dumping and/or Countervailing Duty (ADD/CVD)
- Articles in shipments that are subject to quota
- Articles requiring a State Department License (SDL)
- Articles subject to DEA import requirements
- Articles subject to EPA form 3540-1, 3520-1, and 3520-21
- TIBs / 9813
- In-bonds
- Alcohol requiring a TTB Importer's Basic Permit

Content Intended for FedEx Express Customers Only

- USMCA claims where C/O is not U.S., CA, or MX
- One-of-a-kind/irreplaceable articles
- Shipments valued at over \$500,000USD
- Precious metals such as gold, silver and platinum in any form including bullion, coins, ingots, etc.

Q & A

Q 1 - What instructions are available for foreign shippers exporting goods destined to a fulfillment center in the USA?

A 1 - If you are shipping with FedEx Express to an E-Commerce Platform or Fulfillment Center, there is no need to arrange for a U.S. Customs bond as long as the goods are not restricted. If FXL is your broker for clearance of your goods into the U.S., you will utilize the FXL bond to clear Customs.

Q 2 – If I am shipping one of the restricted goods mentioned above, how do I obtain a customs bond for FedEx imports into the U.S.?

A 2 - RegAlert 18-031 addresses the current process for setting up a Customs bond for FedEx Express imports into the U.S. A link to that RegAlert is in the References section.

Q 3 – Am I allowed to import the restricted items listed above and use Broker Select Option (BSO) to have another broker in the U.S. clear the shipment?

A 3 – Yes, BSO can be used for most of those shipment types as long as the articles being imported are not on the FedEx Express prohibited items list.

REFERENCES:

Regulatory Alert – Setting Up a Customs Bond for FedEx Express Imports into the USA (posted on 12/21/2017)

https://www.fedex.com/content/dam/fedex/us-united-states/International/images/2019/Q4/RegAlert_18_031_Setting_Up_a_Customs_Bond_for_FedEx_Express_Imports_into_the_USA_DEC_21_17_642043555.pdf

Regulatory Alert – Update – Requirements for Shipments Imported to Fulfillment Centers in USA (posted on 2/13/2019)

https://www.fedex.com/content/dam/fedex/us-united-states/International/images/2019/Q4/RegAlert_Update_19_039_U_Requirements_for_Shipments_Imported_to_Fulfillment_Centers_in_USA_FEB_26_2019_230577061.pdf

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