

DESIGNATION OF OFFICERS UNDER THE *CUSTOMS ACT*
BY THE PRESIDENT OF THE CANADA BORDER SERVICES AGENCY

I hereby designate the following persons to exercise the powers or perform the duties and functions of an officer under the provisions of the *Customs Act*¹ set out in the attached Schedule:

1. a person, or person within a class of persons, holding a position listed in the attached Schedule, or a person authorized to exercise the powers or perform the duties and functions of that position;
2. the person who has the direct supervisory responsibility of an officer designated under paragraph 1 to exercise the powers or perform the duties and functions of that officer.

This designation replaces the previous designation signed by Greg Goatbe, Vice-president, Admissibility Branch, on February 21, 2005 and comes into force on the date of the signature.

Dated at Ottawa, Province of Ontario, this 30th day of May, 2008.



Alain Jolicœur

President

Canada Border and Services Agency

¹ R.S.C. 1985, c. 1 (2nd Supp.)

Schedule

Subsection 35.02(2)

Authority to:

- I. require any person to mark imported goods
- II. require any person to comply with section 35.01

Authorized Headquarters Positions:

Director General, Recourse Directorate, Admissibility Branch
Director, Recourse Directorate, Admissibility Branch
Manager, National Headquarters, Recourse Directorate, Admissibility Branch
Senior Program Advisor, Recourse Directorate, Admissibility Branch

Authorized Regional Positions:

Director, Trade Compliance Division
Director, Regional Program
District Director
Manager, Regional Programs
Senior Officer Trade Compliance
Appeals Officer
Border Services Officer

Subsection 42(2)

Authority to perform inspections for any purpose related to the administration or enforcement of the *Customs Act* as described under a) - d).

Authorized Headquarters Positions:

Director General, Enforcement Programs Directorate, Enforcement Branch
Director General, Recourse Directorate, Admissibility Branch
Director, Enforcement Programs Directorate, Enforcement Branch
Director, Recourse Directorate, Admissibility Branch
Manager, National Headquarters, Recourse Directorate, Admissibility Branch
Officer, Border & Compliance Programs Directorate, Admissibility Branch
Manager, National Headquarters

Authorized Regional Positions:

Regional Director General
Director, Trade Compliance Division
Director, Regional Program
Manager, Regional Programs
Senior Officer Trade Compliance
Appeals Officer

Section 42.01

Authority to:

- I. conduct a verification of origin (other than a verification of origin referred to in section 42.1), verification of tariff classification or verification of value for duty in respect of imported goods
- II. enter any prescribed premises for that purpose

Authorized Headquarters Positions:

Director General, Recourse Directorate, Admissibility Branch
Director, Recourse Directorate, Admissibility Branch
Manager, National Headquarters, Recourse Directorate, Admissibility Branch
Director, Trade Programs Directorate, Admissibility Branch
Director, Border and Compliance Programs Directorate, Admissibility Branch
Manager, National Headquarters
Senior Program Advisor, Recourse Directorate, Admissibility Branch
Officer, Trade Programs Directorate, Admissibility Branch
Officer, Border and Compliance Programs Directorate, Admissibility Branch

Authorized Regional Positions:

Director, Trade Compliance Division
District Director
Director, Regional Program
Manager, Regional Programs
Senior Officer Trade Compliance
Appeals Officer

Subsection 42.1(1)

Authority to:

- conduct a verification of origin of goods for which preferential tariff treatment under a free trade agreement is claimed
- enter any prescribed premises or place at any reasonable time to verify the amount, if any, of matters described under (i) or (ii)

Authorized Headquarters Positions:

Director General, Recourse Directorate, Admissibility Branch
Director, Recourse Directorate, Admissibility Branch
Manager, National Headquarters, Recourse Directorate, Admissibility Branch
Director, Border and Compliance Programs Directorate, Admissibility Branch
Director, Trade Programs Directorate, Admissibility Branch
Director, Enforcement Branch
Manager, National Headquarters
Senior Program Advisor, Recourse Directorate, Admissibility Branch
Officer, Border and Compliance Programs Directorate, Admissibility Branch
Officer, Trade Programs Directorate, Admissibility Branch

Authorized Regional Positions:

Director, Trade Compliance Division
Director, Regional Program
Manager, Regional Programs
Senior Officer Trade Compliance
Appeals Officer

Subsection 43.1(1)

Authority to, before goods are imported, give an advance ruling with respect to matters described under *a) - c)*, excluding those requests involving a tariff classification as obscenity or hate propaganda under tariff item No. 9899.00.00 in the List of Tariff Provisions set out in the schedule to the *Customs Tariff*.

Authorized Headquarters Positions:

Director, Trade Programs Directorate, Admissibility Branch
Director, Border & Compliance Programs Directorate, Admissibility Branch
Manager, National Headquarters
Officer, Trade Programs Directorate, Admissibility Branch

Authorized Regional Positions:

Director, Trade Compliance Division
Director, Regional Program
Manager, Regional Programs
Senior Officer Trade Compliance

Subsection 43.1(1)

Authority to, before goods are imported, give an advance ruling with respect to matters described under *a) - c)*, in respect of those requests involving a tariff classification of obscenity or hate propaganda under tariff item No. 9899.00.00 in the List of Tariff Provisions set out in the schedule to the *Customs Tariff*.

Authorized Headquarters Positions:

- *Director, Border and Compliance Programs Directorate, Admissibility Branch
- *Manager, National Headquarters, Border and Compliance Programs Directorate, Admissibility Branch
- *Senior Program Advisor, Border and Compliance Programs Directorate, Admissibility Branch
- *Senior Program Officer, Border and Compliance Programs Directorate, Admissibility Branch

- *Restricted to persons working in the Partnerships Division, Prohibited Importations Unit

Subsection 57.01(1)

Authority to make a determination as to whether the goods have been marked in the manner referred to in section 35.01.

Authorized Headquarters Positions:

Authorized Regional Positions:

District Director

Chief of Operations

Manager, Chief or Unit Head authorized to supervise Border Services Officers

Manager, Regional Programs

Superintendent

Senior Officer Trade Compliance

Subsection 58(1)

Authority to determine the origin, tariff classification and value for duty of imported goods at or before the time they are accounted for under subsection 32(1), (3) or (5), excluding goods involving a tariff classification under tariff item No. 9899.00.00 in the List of Tariff Provisions set out in the schedule to the *Customs Tariff*.

Authorized Headquarters Positions:

Officer, Trade Programs Directorate, Admissibility Branch

Authorized Regional Positions:

Any officer, as defined in section 2 of the *Customs Act*

Subsection 58(1)

Classes of officers who may determine the classification of goods under tariff item no. 9899.00.00

Authorized Headquarters Positions:

*Manager, National Headquarters, Border and Compliance Programs Directorate, Admissibility Branch

*Senior Program Advisor, Border and Compliance Programs Directorate, Admissibility Branch

*Senior Program Officer, Border and Compliance Programs Directorate, Admissibility Branch

*Restricted to persons working in the Prohibited Importations Unit

Authorized Regional Positions:

Any officer, as defined in section 2 of the *Customs Act*, in accordance with guidelines established by the Director General, Border and Compliance Programs Directorate, Admissibility Branch.

Subsection 59(1)

Authority to re-determine the origin, tariff classification, value for duty or marking determination of any imported goods in the case of a determination under section 58, excluding goods involving a tariff classification as obscenity or hate propaganda under tariff item No. 9899.00.00 in the List of Tariff Provisions set out in the schedule to the *Customs Tariff*.

Authorized Headquarters Positions:

Director, Trade Programs Directorate, Admissibility Branch
Director, Border & Compliance Programs Directorate, Admissibility Branch
Manager, National Headquarters
Officer, Trade Programs Directorate, Admissibility Branch

Authorized Regional Positions:

Manager, Regional Programs
Senior Officer Trade Compliance

Subparagraph 59(1)(a)(ii)

Authority to re-determine the origin, tariff classification, value for duty or marking determination of any imported goods at any time within four years after the date of the determination, excluding goods involving a tariff classification as obscenity or hate propaganda under tariff item No. 9899.00.00 in the List of Tariff Provisions set out in the schedule to the *Customs Tariff*.

Authorized Headquarters Positions:

Director, Trade Programs Directorate, Admissibility Branch
Director, Border & Compliance Programs Directorate, Admissibility Branch
Manager, National Headquarters
Officer, Trade Programs Directorate, Admissibility Branch

Authorized Regional Positions:

Regional Director General
Director, Trade Compliance Division
Director, Regional Program
Manager, Regional Programs
An officer authorized to supervise officers engaged in processing casual refund claims in a Casual Refund Centre

Subparagraph 59(1)(a)(ii)

Classes of officers who may re-determine a decision made under section 58 of the *Customs Act* respecting the classification of goods as obscenity or hate propaganda under tariff item No. 9899.00.00 within four years after the date of the determination, if the Minister considers it advisable to make the re-determination.

Authorized Headquarters Positions:

Director General, Border and Compliance Programs Directorate, Admissibility Branch

*Manager, National Headquarters, Border and Compliance Programs Directorate, Admissibility Branch

*Restricted to persons working in the Prohibited Importations Unit.

*Subject to guidelines established by the Director General, Border and Compliance Programs Directorate, Admissibility Branch, and provided that the person has not made a previous determination under subsection 58(1) of the *Customs Act* in respect of the same goods.