

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 Alain Jolicoeur, President, Canada Border Services Agency, on May 30, 2008 and comes into force on April 1, 2010.

Dated at Ottawa, Province of Ontario, this.....day of March, 2010.

Stephen Rigby
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
Director, Recourse Directorate
Manager, National Headquarters, Recourse Directorate
Senior Program Advisor, Recourse Directorate

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, Post-Border Programs Directorate, Programs Branch
Director General, Recourse Directorate
Director, Post-Border Programs Directorate, Programs Branch
Director, Recourse Directorate
Manager, National Headquarters, Recourse Directorate
Manager, National Headquarters, Post-Border Programs Directorate, Programs Branch
Officer, Post-Border Programs Directorate, Programs Branch
Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Manager, National Headquarters
Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch

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
Director, Recourse Directorate
Manager, National Headquarters, Recourse Directorate
Director General, Post-Border Programs Directorate, Programs Branch
Director, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Director, Tariff Division, Post-Border Programs Directorate, Programs Branch
Director, Post-Border Programs Directorate, Programs Branch
Manager, Post-Border Programs Directorate, Programs Branch
Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Manager, Headquarters
Senior Program Advisor, Recourse Directorate
Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Officer, Tariff Division, Post-Border Programs Directorate, Programs Branch
Officer, Post-Border Programs Directorate, Programs Branch
Director General, Post-Border Programs Directorate, Programs Branch
Manager, Post-Border Programs Directorate, Programs 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:

- I. conduct a verification of origin of goods for which preferential tariff treatment under a free trade agreement, other than CEFTA, is claimed
- II. 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
Director, Recourse Directorate
Manager, National Headquarters, Recourse Directorate
Director General, Post-Border Programs Directorate, Programs Branch
Director, Post-Border Programs Directorate, Programs Branch
Director, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Director, Tariff Division, Post-Border Programs Directorate, Programs Branch
Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Manager, National Headquarters
Manager, Post-Border Programs Directorate, Programs Branch
Senior Program Advisor, Recourse Directorate
Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Officer, Tariff Division, Post-Border Programs Directorate, Programs Branch

Authorized Regional Positions:

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

Subsection 42.1(1.1)

Authority to:

- I. conduct a verification of origin of goods for which preferential tariff treatment under the CEFTA is claimed

Authorized Headquarters Positions:

Director General, Recourse Directorate
Director, Recourse Directorate
Manager, National Headquarters, Recourse Directorate
Director General, Post-Border Programs Directorate, Programs Branch
Director, Post-Border Programs Directorate, Programs Branch
Director, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Director, Tariff Division, Post-Border Programs Directorate, Programs Branch
Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Manager, National Headquarters
Manager, Post-Border Programs Directorate, Programs Branch
Senior Program Advisor, Recourse Directorate
Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Officer, Tariff Division, Post-Border Programs Directorate, Programs 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 General, Post-Border Programs Directorate, Programs Branch
Director, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Director, Tariff Division, Post-Border Programs Directorate, Programs Branch
Director, Post-Border Programs Directorate, Programs Branch
Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Manager, National Headquarters
Manager, Post-Border Programs Directorate, Programs Branch
Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Officer, Tariff Division, Post-Border Programs Directorate, Programs Branch
Officer, Post-Border Programs Directorate, Programs 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 General, Post-Border Programs Directorate, Programs Branch

Director, Post-Border Programs Directorate, Programs Branch

Manager, Post-Border Programs Directorate, Programs Branch

Senior Program Advisor, Post-Border Programs Directorate, Programs Branch

Senior Program Officer, Post-Border Programs Directorate, Programs Branch

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 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:

Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Officer, Tariff Division, Post-Border Programs Directorate, Programs Branch
Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs 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:

Director General, Border Programs Directorate, Programs Branch

Director, Border Programs Directorate, Programs Branch

*Manager, National Headquarters, Border Programs Directorate, Programs Branch

*Manager, Border Programs Directorate, Programs Branch

*Senior Program Advisor, Border Programs Directorate, Programs Branch

*Senior Program Officer, Border Programs Directorate, Programs 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 Programs Directorate, Programs 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, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch

Director, Tariff Division, Post-Border Programs Directorate, Programs Branch

Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch

Manager, National Headquarters

Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch

Officer, Tariff Division, Post-Border Programs Directorate, Programs Branch

Officer, Anti-dumping and Countervailing Directorate, Programs 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, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch

Director, Tariff Division, Post-Border Programs Directorate, Programs Branch

Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch

Manager, National Headquarters

Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch

Officer, Tariff Division, Post-Border Programs Directorate, Programs 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 Programs Directorate, Programs Branch

*Manager, National Headquarters, Border Programs Directorate, Programs Branch

*Manager, Border Programs Directorate, Programs Branch

*Restricted to persons working in the Prohibited Importations Unit.

*Subject to guidelines established by the Director General, Border Programs Directorate, Programs 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.

Section 97.201 (2)

Authority to:

- I. conduct a verification of origin of goods on behalf of the EFTA state to which the goods were exported
- II. enter any prescribed premises or place at any reasonable time to verify the goods are originating within the meaning of Annex C of CEFTA

Authorized Headquarters Positions:

Director General, Recourse Directorate
Director, Recourse Directorate
Manager, National Headquarters, Recourse Directorate
Director General, Post-Border Programs Directorate, Programs Branch
Director, Post-Border Programs Directorate, Programs Branch
Director, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Director, Tariff Division, Post-Border Programs Directorate, Programs Branch
Manager, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Manager, National Headquarters
Manager, Post-Border Programs Directorate, Programs Branch
Senior Program Advisor, Recourse Directorate
Officer, Origin and Valuation Division, Post-Border Programs Directorate, Programs Branch
Officer, Tariff Division, Post-Border Programs Directorate, Programs Branch

Authorized Regional Positions:

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