



	<p>PART III ENFORCEMENT OF CUSTOMS LAW AND TRADE FACILITATION</p>
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<p>Enforcement of Customs law</p>	<p>6. (1) In coordinating and monitoring the enforcement of Customs law of the community, the Directorate shall -</p> <ul style="list-style-type: none"> (a) provide technical and administrative interpretation of the Customs law of the Community; (b) initiate, compile and analyse proposals on amendments to the Customs law for consideration by the Council; (c) identify hindrances encountered in the enforcement of the Customs law of the Community and report to the Committee and the Council for consideration; (d) publish and circulate customs legal instruments to Partner States for implementation; (e) collaborate with the Customs to develop and undertake sensitisation programmes for stakeholders on Customs law and procedures; and (f) provide guidance on the implementation of the various schemes under the Customs law. <p>(2) For purposes of subregulation (1), the Customs shall-</p> <ul style="list-style-type: none"> (a) submit to the Directorate proposals relating to amendment of the customs law of the Community; (b) provide the Directorate with necessary information in monitoring the enforcement of the Customs law of the Community; (c) report to the Directorate hindrances encountered in the application of the customs law of the Community; and (d) provide information to the Directorate for publication in the <i>Gazette</i> by Council, as provided in the Act.
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<p>Coordination and monitoring the enforcement of the Customs law</p>	<p>7. (1). In coordinating and monitoring the enforcement of Customs laws of the Community, the Directorate shall -</p> <ul style="list-style-type: none"> (a) coordinate the development and monitor the implementation of regulations on compliance and enforcement;
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	<ul style="list-style-type: none"> (b) compile and disseminate information on offences under Customs laws of the Community including drug trafficking, trade in counterfeits and pirated goods, and control of prohibited and restricted goods in liaison with the Partner States and other relevant international bodies; (c) facilitate the exchange of information and publications on illicit traffic of goods; (d) coordinate sensitisation programmes for stakeholders on customs offences and compliance; and (e) coordinate administrative assistance between Customs. <p>(2) For purposes of subregulation (1) the Customs shall-</p> <ul style="list-style-type: none"> (a) avail information to the Directorate on offences committed under customs law of the community for dissemination; (b) forward to the Directorate for circulation, information on administrative measures instituted in relation to transit goods and movement of goods between Partner States.
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Trade facilitation	<p>8. (1). In coordinating and monitoring trade facilitation provided for under Article 6 of the Protocol and section 4(1) (c) of the Act, the Directorate shall -</p> <ul style="list-style-type: none"> (a) undertake research and studies on customs procedures to identify areas in the customs processes for review and improvement; (b) initiate and coordinate the development and review of harmonized and simplified customs procedures and guidelines; (c) compile and disseminate information on customs procedures based on international best practices; (d) provide guidance and advice to customs on the implementation of harmonized and simplified customs procedures; and (e) inform and consult with the Commissioners on customs issues raised by stakeholders for action. <p>(2) For purposes of subregulation (1), the Customs shall-</p> <ul style="list-style-type: none"> (a) share information on the customs modernisation programmes and inform the Directorate which will identify areas for harmonization and rationalization at regional level; and (b) share information with the Directorate on actions taken in relation to subregulation (1) (e).
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Administration of the Rules of Origin	<p>9. (1) In coordinating and monitoring the administration of the Rules of Origin under Article 14 of the Protocol and section 4(1) (d) of the Act, the Directorate shall-</p> <ul style="list-style-type: none"> (a) monitor and assess the implementation of the Rules of Origin in the Partner States to identify areas for review; (b) provide technical advice and co-ordinate investigations relating to the Rules of Origin; (c) collect and disseminate to the Partner States, lists of specimen signatures and stamp impressions of authorized signatories to the EAC Certificate of Origin; (d) publish and distribute the Rules of Origin and the manual on application of East African Community Rules of Origin; (e) advise on the interpretation of the Rules of Origin; and (f) facilitate exchange of information among Partner States on queries and verification findings pertaining to the implementation of the Rules of Origin. <p>(2) For purposes of subregulation (1), the Customs shall -</p> <ul style="list-style-type: none"> (a) submit to the Directorate lists of signatories to the EAC Certificates of origin and stamp impressions for circulation to Partner States; (b) forward queries on origin of goods to the Directorate for follow-up and arrangement of joint verification missions; (c) provide to the Directorate information relating to the Rules of Origin for use in case of dispute settlement; (d) regularly update and exchange among Customs, lists of originating goods that are commonly traded across borders by small scale traders; and (e) submit the lists of originating goods referred to in paragraph (d) to the Directorate for circulation.
Exchange of information	<p>10. (1) Subject to Article 7 of the Protocol and section 4 (1) (f) of the Act, the Directorate shall-</p> <ul style="list-style-type: none"> (a) establish a Customs data bank for depository, analysis, and dissemination of customs information in relation to- <ul style="list-style-type: none"> (i) imports, exports, re-exports, transit, exemptions, temporary imports, transshipments; (ii) classification and valuation rulings; (iii) customs valuation; (iv) customs offences and information on illicit trade; and (v) such other information relating to Customs as the Directorate may request from a Partner State; and (b) coordinate the development of regional interconnectivity of customs systems. <p>(2) For purposes of subregulation (1), the Customs shall-</p> <ul style="list-style-type: none"> (a) avail customs data to the Directorate; and (b) allow the interface of customs systems to enhance exchange of information between Customs.

	<p>PART IV MISCELLANEOUS PROVISIONS</p>
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<p>Coordination of research and studies on customs</p>	<p>11. (1) The Directorate shall undertake and coordinate research and studies on Customs for the purpose of identifying areas for review and customs policy formulation.</p> <p style="padding-left: 40px;">(2) The studies and research findings shall be published and disseminated to such stakeholders as the Directorate and Customs may identify.</p> <p style="padding-left: 40px;">(3) The Customs shall furnish the Directorate with the necessary information while undertaking research and studies.</p>
<p>Coordination of customs related negotiations</p>	<p>12. The Directorate shall coordinate Customs related negotiations and take necessary steps to enable the Partner States to accede to international conventions that are necessary for the modernization of Customs, and co-ordinate the implementation of such conventions.</p>
<p>Development and implementation of joint border programmes</p>	<p>13. The Directorate shall coordinate the development and monitor implementation of joint border control programmes.</p>
<p>Enhancing quality assurance and integrity</p>	<p>14. The Directorate shall initiate and undertake studies and programmes aimed at enhancing quality assurance and integrity, and shall collaborate with the Customs or any other relevant organisation that undertakes similar programmes.</p>
<p>Coordination of meetings</p>	<p>15. The Directorate shall arrange and coordinate meetings of the committee and any other meetings for the purpose of addressing matters that may arise in relation to the implementation of the Customs Union.</p>
<p>Information on hindrances to customs operations</p>	<p>16. The Customs shall inform the Directorate of the hindrances to customs operations that may need to be addressed within the East African Community institutional framework.</p>

Training in Customs	<p>17.(1) The Directorate shall initiate, develop and undertake training in the following customs areas:</p> <ul style="list-style-type: none">a) rules of origin;b) tariff and classification;c) customs valuation;d) Common External Tariff;e) customs law;f) enforcement, prevention, investigation, and suppression of customs offences; andg) any other relevant area. <p>(2). The Customs shall avail training facilities and allow the customs officers to participate in the training exercises.</p>
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