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**CUSTOMS (AMENDMENT) ACT, 2016**

**ACT 923**

**ARRANGEMENT OF SECTIONS**

*Section*

1. Sections 3A to 3C Act 891 inserted
2. Section 17 of Act 891 amended
3. Section 49 of Act 891 amended
4. Section 60 of Act 891 amended
5. Third Schedule to Act 891 amended



**THE NINE HUNDRED AND TWENTY-THIRD**

# **ACT**

**OF THE PARLIAMENT OF THE REPUBLIC OF GHANA**

**ENTITLED**

## **CUSTOMS (AMENDMENT) ACT, 2016**

AN ACT to amend the Customs Act, 2015 (Act 891) to provide for the establishment of a National Single Window System and for related matters.

DATE OF ASSENT: *9<sup>th</sup> September, 2016.*

PASSED by Parliament and assented to by the President:

### **Sections 3A to 3C of Act 891 inserted**

- 1.** The Customs Act, 2015 (Act 891) referred to in this Act as the principal enactment is amended by the insertion after section 3 of **“National Single Window System”**

**3A.** (1) There is established under this Act, the National Single Window System to allow persons involved in trade and transport to lodge standardised information and documents with a single entry point to fulfil all import, export, transit and other customs-related requirements.

(2) The National Single Window System shall be managed by the Authority.

(3) For the effective management of the National Single Window System, the National Single Window System shall have the following:

- a) The National Risk Management Committee and
- b) The National Risk Management Team

(4) The Minister may, by legislative instrument, prescribe Rules for

- a) The management and pre-arrival processes for the National Single Window System; and
- b) The Commissioner-General to collect samples on behalf of participating government entities for purposes of testing and analysis.

(5) For purposes of this section, “participating Government entities” include the following:

- a) The Minister of Interior;
- b) The Veterinary Services Department;
- c) The national Petroleum Authority;
- d) The Food and Drugs Authority;
- e) The Standards Authority;
- f) The Narcotics Control Board;
- g) The Animals Production Directorate;
- h) The Minerals Commission
- i) The Plant Protection and Regulatory Services Directorate:  
and
- j) The Environment Protection Agency.

#### **National Risk Management Committee**

**3B.** (1) The National Risk Management Committee consists of a representative each from

- a) The Ministry Of Finance;
- b) The Ministry of the Interior;
- c) The Ministry of Health;
- d) The Ministry of Transport;
- e) The Ministry of Trade and Industry;
- f) The Ministry of Food and Agriculture;
- g) The Environment Protection Agency;
- h) The Ghana Shippers Authority;
- i) The National Petroleum Authority;
- j) The Ghana Revenue Authority;
- k) The Food and Drugs Authority;
- l) The Standard Authority;
- m) The Narcotics Control Board;
- n) The Minerals Commission;
- o) The Ghana Ports and Harbours Authority;
- p) The Ghana Immigration Service;
- q) The Bank of Ghana;
- r) The Ghana Maritime Authority;
- s) The Ghana Airports Company Limited;
- t) The National Security Council Secretariat;
- u) The National Security Council;

- v) The Ghana Association of Bankers;
- w) The Ghana Police Service; and
- x) Any other institution that the Minister may include.

(2) The National Risk Management Committee shall

- a) Formulate risk management policies and procedures for the operation of the National Single Window System;
- b) Establish the reporting mechanisms to guarantee continuous feedback of information to and from the National Risk Management Team;
- c) Develop a National Risk Management Strategic Plan; and
- d) Supervise the work of the National Risk Management Team.

#### **National Risk Management Team**

**3C.** (1) The National Risk Management Team consists of a representative each from

- a) The Ministry of the Interior;
- b) The Veterinary Services Department;
- c) The National Petroleum Authority;
- d) The Ghana Revenue Authority;
- e) The Food and Drugs Authority;
- f) The Standards Authority;
- g) The Narcotics Control Board;
- h) The Animals Production Directorate;
- i) The Minerals Commission;
- j) The Plant Protection and Regulatory Services Directorate;
- k) The Environment Protection Agency; and
- l) Any other institution that the Ministry may include.

(2) The National Risk Management Team shall

- a) Be responsible for the implementation of the National Single Window risk management policies and procedures;
- b) Promote a risk management culture within the National Single Window System.
- c) Establish and maintain a national risk register for the effective operation of the National Single Window System;
- d) Institute systems with stakeholders for effective communication and exchange of risk information and data; and
- e) Produce statistics for the National Risk Management Committee.”

**Section 17 of Act 891 amended**

2. The principal enactment is amended in section 17
  - a) by the substitution for the head note of **“Report to be made by the master or agent of a conveyance;”**
  - b) by the substitution for subsection (1) of  
“(1) The master or agent of a conveyance, whether laden or in a ballast, shall, within a prescribed time and in a prescribed manner, before arrival from outside the country, make a report of the conveyance to the Commissioner-General.”.

**Section 49 of Act 891 amended**

3. The principal enactment is amended in Section 49
  - a) by the substitution for subsection (1) of  
“(1) A person who intends to declare goods to be placed shall file a declaration in the prescribed form.”
  - b) By deletion of subsection (2); and
  - c) By the deletion of subsection (7).”;

**Section 60 of Act 891 amended**

4. The principal enactment is amended in subsection (6) of section 60 by the substitution for “dealer” of “manufacturer”.

**Section 151 of Act 891 amended**

5. The principal enactment is amended in Part A of the Third Schedule by the insertion after paragraph 3AF.9 of the following respective columns of the table:

<b>“3AF.10</b>	Bui Power Authority: Machinery and plant for power stations, transmission lines imported for the official use of the Bui Power Authority	<b>0%</b>	<b>0%”</b>
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