

# **DEPARTMENT OF HOMELAND SECURITY**

U.S. Customs and Border Protection

OMB APPROVAL NO. 1651-0050 EXPIRATION DATE 09/30/2020

# **CUSTOMS BOND**

19 CFR Part 113

CBP USE ONLY	BOND NUMBER (Assigned by CBP)
USE	

Broker	Filer Code: _			Surety Reference	Number: _					
In order to secure payment of any duty, tax or charge and compliance with law or regulation as a result of activity covered by any condition referenced below, we, the below name principal(s) and surety(ies), bind ourselves to the United States in the amount or amounts, as set forth below.										
SECTION I – Select Single Transaction OR Continuous Bond (not both) and fill in the applicable blank spaces.										
SINGLE TRANSACTION BOND  Identification of transaction secure number, etc.)		•	red by this bond (e.g., entry number, T			n Date	Port Code			
CONTINUOUS BOND		Effective Date	annual perion	od, or until termina	bond for eac ntention to te	rminate this bond				
SECTIO	N II - This b	ond includes the	following agre	eements. Check o	ne box only	<u>y.</u> (Except 3a n	nay be check	ced independ	lently or with 3.)	
Activity Code	tivity			Limit of Liability	Activity Code	Activity Name and CBP Regulations Limit of Liabil in which conditions codified			Limit of Liability	
1 Importer or broker§113.62				8	Detention of Copyrighted Material \$113.70					
1a	Drawback Payments Refunds§113.65				9	-Single Transaction Only-  Neutrality§113.71 -Single Transaction Only-				
2	Custodian of Bonded Merchandise §113.63 (Includes bonded carriers, freight forwarders, cartmen and lightermen, all classes of warehouse, container station operators)				10	Court Costs for Condemned Goods§113.72				
3		ontinuous Bond On	,		11	-Single Airport Security	<i>Transaction</i> ( y BondPa			
	Instruments of International Traffic §113.66				12	International Trade Commission (ITC)				
4	-Continuous Bond Only- Foreign Trade Zone				14	Exclusion BondPart 113 App B In-Bond Export Consolidation Bond				
5	-Continuous Bond Only- Public Gauger §113.67				15	Intellectual Property Rights (IPR)				
6	Wool & Fur Products				16	Importer Security Filing (ISF)Part 113 App D				
7	Bill of Lading.	gle Transaction Or	§113.69		17	Marine Terminal Operator -Continuous Bond Only-				
PRINCIPAL			seal in acco	By checking the box you agree that you have a seal in accordance with 19 CFR 113.25 ▶			AFFIX SEAL or Check Box			
Name and Physical Address (including legal description and state of incorporation)			CBP Identific	CBP Identification Number:						
				Signature						
								Check	Box	
Principal and surety agree that any charge against the bond under any of the listed names is as though it was made by the principal(s). Principal and surety agree that they are bound to the same extent as if they executed a separate bond covering each set of conditions incorporated by reference to the CBP regulations into this bond. If the surety fails to appoint an agent under Title 31, United States Code, Section 9306, surety consents to service on the Clerk of any United States District Court or the U.S. Court of International Trade, where suit is brought on										
this bond. That clerk is to send notice of the service to the surety at: •										
SURETY										
Name and Physical Address (including legal description and state of incorporation)			Surety Numl	Surety Number Agent ID Num						
				Signature		•				
								Check I	Зох	

Broker Filer Code:	Sure	ety Reference N	Number: _		_	
Principal Name:			AFFIX SEAL or Check Box			
CO-PRINCIPAL					By checking the box you agree that you have a seal in accordance with 19 CFR 113.25	
Name and Physical Address (include and state of incorporation)	ding legal description	CBP Identific	ation Numl			
	Signature					
				Check Box		
SECTION III – List below the con the principal's nar	nplete name of all trade me including their CBP	e names or unit	ncorporate lumber(s).	d divisions that will be p	permitted to obligate this bond in	
CBP Identification Number	Name		CBP	Identification Number	Name	
			Total Nur	mber of Importer Name	s listed in Section III:	
CO-SURETY		1 -				
Name and Physical Address (include and state of incorporation)	Surety Numb Signature	er	Agent ID Number			
					Check Box	

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# CUSTOMS BOND INSTRUCTIONS FOR COMPLETION

All fields are required unless otherwise stated in these instructions.

## PAGE 1 CBP FORM 301

<u>Broker Filer Code</u>: Provide a number that identifies the filer of the bond, whether a Customs broker or surety agent or other party authorized to file the bond.

<u>Surety Reference Number</u>: A 9-digit self-generated surety reference number that a surety may opt to submit to CBP instead of a social security number to be used as a bond control number.

Execution Date: Provide the date that the last required signature of the surety or the bond principal is affixed to the bond.

- Continuous Bonds: Must be the same date or earlier than the effective date
- Single Transaction Bonds: Must be the same date or earlier than the transaction date

## **SECTION I**

NOTE: The Single Transaction Bond or the Continuous Bond box must be checked as appropriate, but not both.

- Single Transaction Bond: Check box next to Single Transaction Bond and line out Continuous Bond (lining out is optional). Check only if the bond will cover a single transaction.
- Continuous Bond: Check box next to Continuous Bond and line out Single Transaction Bond (lining out is optional).

Identification of transaction secured by this bond (e.g., entry number, seizure number, etc.): For a Single Transaction only. Do not complete this box if you are filing a Continuous Bond. If this Single Transaction Bond covers Activity Code 1 or 1a, provide an entry number. If this Single Transaction Bond covers Activity Code 10, provide a seizure number. If this Single Transaction Bond covers Activity Code 16, provide unique ISF transaction number. If the Single Transaction Bond covers Activity Codes 1 and 16 (a unified filing), provide an entry number and a unique ISF transaction number. For any other activity code for which a Single Transaction Bond is allowed, you may provide an identifying number.

<u>Transaction Date</u>: If this is a single transaction bond, provide the date the transaction occurs, if known.

- Single Transaction Bond: Required field
  - Activity Code 1, 1a, 3, 5, 6, 7, 8, 9, 10
    - If known, enter date of transaction
    - If not known, transaction due date would be the execution date
  - Activity Code 16
    - Enter date of ISF transmission
- Continuous Bond: Not applicable, leave blank

Port Code: Provide the 4-digit code of the Port where the single transaction is to occur. Leave blank for continuous bonds.

<u>Effective Date</u>: For a continuous bond only. Provide the date that transactions under the continuous bond may begin to be accepted by CBP.

• The effective date must be the same or after the execution date

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#### **SECTION II**

Activity Code: Check the appropriate Activity Code. Only one (1) box may be checked, except 3a may be checked independently or with 3. Filers may opt to line out all unused activity codes.

For Airport Security Bonds, check continuous and Activity Code 11.

NOTE: Do not check boxes 12, 14, 15, or 17. Until further notice, this Form will not be used for those Activity Codes. Separate bonds must be filed. For Activity Code 12, see Appendix B to Part 113 of the CBP Regulations (19 CFR Part 113). For Activity Code 17, see the Notice of Specific Instruction, Customs Bulletin and Decisions, Vol. 40, No. 52, December 20, 2006, at page 7 for the terms and conditions of the Marine Terminal Operator Bond. For Activity Codes 14 and 15, see the Port Director at the port in which the bond is to be filed.

- <u>Limit of Liability</u>: Provide a number indicating the amount of the bond next to the activity code checked. The amount must be in whole dollars (always round up if there are cents for a Single Transaction Bond).
- Enter "N/A" in all other Limit of Liability areas next to the lined out activity codes. (This is optional)

#### PRINCIPAL

<u>Name and Physical Address (including legal description and state of incorporation)</u>: Provide the full name and legal description (i.e. corporation, partnership, individual, etc.) of the bond principal, a physical address (not a P.O. Box), and the state of incorporation, if applicable.

For Continuous Bonds: If a limited partnership, provide a copy of the partnership agreement. If a general partnership, provide the names and addresses of the partners on the bond form (e.g., A general partnership comprised of <name>, <name>, etc.)

<u>CBP Identification Number</u>: Provide the CBP identification number filed pursuant to 19 CFR 24.5. When the Internal Revenue Service (IRS) Employer Identification Number (EIN) is used, the two-digit suffix code must be included and an eleven-digit number must be provided.

<u>Signature</u>: Provide the signature of a party authorized to bind the principal to the bond contract. The name and title (or Attorney in Fact) of the party signing the bond must be typed in this box also. If Attorney in Fact is signing the bond, the Company Name of the Attorney in Fact must be typed in this box.

<u>SEAL</u>: Principal must determine if a seal is required under the law of the state in which the bond is executed. A checked box indicates a seal is affixed or submitted electronically to CBP as per 19 CFR 113.25. An unchecked box is an acknowledgment that no seal is required.

Mailing Address Requested by the Surety: Provide a mailing address where the surety may receive notice of service.

#### SURETY

Name and Physical Address (including legal description and state of incorporation): If applicable provide the full surety name as it is set forth the in the Treasury Listing of Approved Sureties published in the Federal Register by the Department of the Treasury (Treasury Department Circular 570), and a physical address. If an individual surety, provide name and legal description of the surety, and a physical address.

<u>Surety Number</u>: Provide the 3-digit identification code assigned by CBP to a surety company.

<u>Agent ID Number</u>: Provide an identification number as identified by the surety granting such power of attorney. If an individual, a social security number may be provided, but a CBP-assigned number may also be used.

<u>Signature</u>: Provide the signature of a party authorized to bind the surety to the bond contract. The name and title (or Attorney in Fact) of the party signing the bond must be typed in this box also.

<u>SEAL</u>: Surety must determine if a seal is required under the law of the state in which the bond is executed. A checked box indicates a seal is affixed or submitted electronically to CBP as per 19 CFR 113.25. An unchecked box is an acknowledgment that no seal is required.

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#### PAGE 2 CBP FORM 301

If there is no substantive information on page 2 of the CBP 301 form, it need not be filed with CBP (Single Transaction or Continuous Bonds). Substantive information is limited to Co-Principal, Section III Divisions/Users, and Co-Surety. If page 2 is required, the four header data items (Broker Filer Code, Surety Reference Number, Principal Name, and CBP Identification Number) must be provided and identical to those fields on page 1.

#### CO-PRINCIPAL

Follow the same instructions as for the principal.

#### SECTION III

List the complete name of all trade names or unincorporated divisions that will be permitted to obligate the bond in the <u>principal's name including their CBP identification numbers</u>: Provide the complete name for each entity listed (e.g., ABC Company DBA 123 Company.) If the identification number is based upon an EIN, the number must match the base number (the first nine digits of a principal's identification number on the bond).

Total Number of Importer Names Listed in Section III: Provide total number of entities listed. If none, enter a 0 (zero). Do not include the main principal or any co-principals in the total number of Section III users.

# **CO-SURETY**

Follow the same instructions as for the surety.

## OTHER INSTRUCTIONS

If a bond has more than two (2) co-principals, a CBP Form 301A must be used. Note that co-principals cannot be added by rider. The bond must be terminated and replaced to add (or delete) a co-principal.

For bond conditions, refer to Part 113, Subpart G, CBP regulations and the Appendices to that Part.

<u>Paperwork Reduction Act Notice</u>: An agency may not conduct or sponsor an information collection and a person is not required to respond to this information unless it displays a current valid OMB control number and an expiration date. The control number for this collection is 1651-0050. The estimated time to complete this application is 15 minutes. If you have any comments regarding the burden estimate you can write to U.S. Customs and Border Protection, Office of International Trade, Regulations and Rulings, 799 9<sup>th</sup> Street, NW., Washington, DC 20229.

<u>Privacy Act Statement</u>: The following notice is given pursuant to section 7(b) of the Privacy Act of 1974 (5 U.S.C. 552a). Furnishing the information of this form, including the Social Security number, is mandatory. The primary use of the Social Security Number is to verify, in the CBP Automated System, at the time an agent submits a CBP bond for approval that the individual was granted a Corporate Surety Power of Attorney by the surety company. Section 7 of the Act of July 30, 1947, chapter 390, 61 Stat. 646, authorizes the collection of this information.

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