

September 26, 2008

To Our Valued Customer,

As previously communicated, the U.S. Department of Commerce, and Customs and Border Protection have made it mandatory for all U.S. Exporters to file Electronic Export Information (EEI) using the Automated Export System (AES). Full Implementation of the new rule will commence September 30, 2008.

The new rules not only revise mandatory electronic reporting requirements for Principal Parties of Interest (PPI), but for the carriers as well. This includes strict timing requirements prior to carrier arrival and loading. The regulation will be enforced by Customs and Border Protection (CBP) at US ports of exit. This regulation now has penalty provisions which have increased to US\$ 10,000 per incident, both for shipper and carrier.

Detailed information for this can be found at: <http://www.census.gov/foreign-trade/aes/>

Requirements for Exporters

RCL Agencies, Inc. requires the Shipper shown on the Bill of Lading or his agent to provide written shipping instructions including the Shipper Export Declaration

- a) Automated Export System Citation Number (ITN = Internal Transaction Number) or
- b) AES Post Departure (Option 4) Citation or
- c) Exclusion or Exemption Legends

What will this mean for you? It will mean:

- Organizing efficient loading of your cargo days prior to the rail ramp and/or port cutoff to ensure timely documentation is received and processed
- Submitting detailed oriented documentation including complete shipper / consignee /Schedule B /Harmonized code headings, detailed commodity descriptions, pieces, weight, value, container and seal number for submission of AES and Carrier filings.
- Complete documentation with accurate information requiring minimal amendments (See item 3 below regarding Amendment allowances.)
- Adhering to strict documentation policies prior to loading of cargo to avoid penalty
- Providing completed documentation with authorized signatures as applicable to your shipments as per the required documentation cutoff
- ALL documentation must be sent to rcldocs@oceanfreight.com and/or faxed to: 973-695-1955
- RCL Agencies Inc, agents Charter Container Line, Inc will not provide booking confirmation without a partially completed Shipper's Export Declaration including the full details of Shipper / Consignee / Commodity Schedule B Code and/or detailed description of the commodity (acceptance of the filing code by an authorized company official if researched by our company on your behalf will be required) and signature at the bottom of the Shipper's Export Declaration by an authorized company official. It is expected the commercial invoice and/or completed declaration with pieces / weight and value will be received on or before the date of container positioning.

AES Documentation

Cargo cannot load without written confirmation of AES Citation numbers or exemption/exclusion legends. This information needs to be provided by the cut off times as stipulated above. If AES information is not received by cut off date and time, cargo will be rolled to the next available vessel. Please note the next vessel may be seven or more days after the original sailing.

Charges for any non compliance

All related charges are avoidable, if correct information is provided in a timely fashion. The charges were put in place to promote compliance and to prevent the possible US\$ 10,000 penalties to both carrier and customer.

1. **SED (AES information)** - The shipper shown on the Bill of Lading or his agent must provide shipping instructions including the Shipper Export Declaration, Automated Export System citation number (ITN) or AES Post Departure citation number or exemption/exclusion legends at least by noon, two working days prior to the Carriers vessel arrival in U.S. port loading.

Cargo, if already received at the port terminal, will be rolled to the next available vessel and assessed an administration and re-handling fee of US\$ 400 per container for the account of shipper or its agent. Additional storage charges at the pier may apply.

2. **Storage Charges** -Containers will be rolled to next available vessel. The next available vessel could conceivably be more than just a week's time. Storage charges run from \$150 – \$200 per day at the pier. If the container rolls two or three weeks out, then storage charges will be costly.

3. **Bill of Lading Amendment Fee** - Effective September 29, 2008 any request for changes to the shippers submitted documentation after 9.00am on the third working day after the vessels arrival at the U.S. port of loading, will be charged an additional amendment fee of US\$ 300 per Bill of Lading. This fee varies by underlying Steamship Lines and may be issued in addition to a \$200 administrative booking fees.

All charges incurred due to non compliance will be for the account of the Exporter and/or its assigned agents.

If you have any questions or comments, please contact your RCL representative.

Thank you very much for your continued partnership and support.