Multiyear Expert Meeting on

Transport, Trade Logistics and Trade Facilitation, Seventh session: Trade facilitation and transit in support of the 2030 Agenda for Sustainable Development

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Building a legal enabling environment for a Single Window: Jamaica case

Presentation by

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Building a legal enabling environment for a Single Window Jamaica case

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Building an ESW = Building a house

1. Foundation
2. Construction
3. Moving in
Must-have of the Single Window

- Authorization
- Equivalence
- Convergence
- Legal personality

- Government department
- Public or private entity
- Joint venture with commercial entities

- SW Operator: Jamaica Customs Authority
- Government agency
- Functions and responsibilities: SW law
- Replaceable in the future
2. Construction

Collaboration

**Internal**
- Public authorities
- Interaction SW &BRA
- Trade Facilitation Committee

**External**
- Traders
- Relation with end-users
- End-user Agreements
Objective: healthy interaction between the ESW and the BRA

Content:
- Tailor-made to the BRA’s activities
- Representation
- Collection of fees and charges
- Access and share data
- Monitoring and Evaluation
- Capacity Building

Agreement between each BRA and JCA

Phases

**Design**
- Gap Analysis
- BPA
- MoU/Agreements

**Formulation**
- e-Commerce
- Amendments
- Umbrella SW law (Jamaica)

**Enactment**
- Approval
- Implementation
- Potential amendments
3. Moving in

Business process

- Good declaration
- Licenses/permits
- Pre-arrival processing
- e-certificates: Origin or SPS
- E-signature
- E-Payments
- Data protection
- Enabling advance declaration
- Recognition of certificates
Findings and preliminary legal recommendations

- Review mechanism: To set up a review/appeal mechanism of decisions taken by other trade-related agencies
- Acknowledgement of receipt: To clearly state the moment when a notification is considered received by the applicant
- User authentication: To specify the means of validating the users’ identity
- Standardized Forms: To adopt standardized and harmonized forms for the ESW’s services
- E-payment: To authorize the ESW to use e-payment means specifying the electronic means while securing the integrity and confidentiality of such payment.

Mapping

Client orientation

Take away

Involve the private sector

Call a good lawyer
THANK YOU

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