Customs Post Clearance Audits

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29-Jan-2018
Post Clearance Audits Introduction

Members Subjected to a Post Clearance Audits (PCA)
• BriskHeat Vietnam - Amata Industrial Park, Dong Nai Province
• Wahl Clipper - Long Hau Industrial Park, Long An Province
• Deltrol Fluid Power Controls - VSIP 1, Bien Duong Province

Discussion About:
• What is Customs internal Post Clearance Audit process?
• What is the purpose of the audits?
• What did Customs check?
• What issues did the audits raise?
• How are penalties calculated?
• How to mitigate risk of future audits?
• What are some strategies to help manage audit risk?
• What was learned?
Customs Internal Post Clearance Audit Process
Post Clearance Audits Background

**Customs will verify that:**

- Declarations have been compliant with regulations
- Imports and exports have been properly declared in VNACC, accounting, on premise
- Goods liable to import and export controls have been properly declared for:
  - Prohibitions, restrictions, licenses, quotas, etc.
- Confirm specific approvals and authorizations have been followed, such as:
  - Pre-authenticated transit documents, preferential origin/movement certificates, licenses, quota arrangements, Customs and excise warehouses and other procedures
- Confirm revenue
- Confirm duties and VAT have been paid
- Facilitate international trade movements of the compliant sector (FAA, FDA, etc.)
What did Customs Examine?

- Accounting records
- Financial statements
  - Inventory and raw materials
  - WIP
  - Finished Goods
  - Equipment and tools
  - Goods in transit
  - Good on consignment
- Physical inspection of RMs comparisons to:
  - Accounting books
  - VNACC
- WIP = based on completion rate and SBOMs
- FGs in warehouse have SBOMs
- Goods in transit
  - AccBook = Customs declarations
- Good on consignment
  - AccBook = Customs declarations
- Other
  - Revenue
  - Accounts payable
  - Accounts receivable
  - Cash
  - VAT
  - Import & export declarations
- Shipping BOMS
  - Had to explain extra FG SBOMs
Which Documents Were Required?

- Import and clearing documents (bill of lading, airway bill, suppliers invoices, packing lists, etc.)
- Export declarations
- Shipping BOMs
- Purchase daily reports
- Production daily reports
- Inventory book
- Revenue records for both local and export (invoices, waybill, sales, day book, debtors ledgers etc.)
- Correspondence files, management reports, audited Accounting financial statements
- Bank statements and bank transfers and any other relevant Books of Accounts

- Initially, pre-audit they asked us to provide a sample of declarations
- During the audit, they specified which documents they wanted to check.
What Did We Learn?

- They were very interested in shipping BOMs (especially those used for balance adjustments)
- Eliminate shipping adjustments using SBOMs (to balance VNACC)
- Golden samples and training materials, pay duties and VAT (rather than expense them)
- Accurate Engineering BOMs are needed
- Packing lists need to have detailed weights and correct qtys by line item
- Collect more accurate RM usage, quickly and in real-time
- Adjust accounting books RM variance every 6 months
- Make shipping BOMs for all finished goods
- Waste amounts can exceed 3%
- Collect and store all waste scrap to prove scrap amounts later
- Make monthly scrap declarations with Customs
What Did We Learn?

What Did We Learn? (cont’d)
- Formal liquidations with Customs, locks in values and then cannot be changed later
- Perform liquidations possibly only once a year (provides time for adjustments)
- CO can reduce import duties and risk
- Monthly internally compare Customs declarations to Accounting records
- Review latest decrees and circulars about Customs (many changes)
- Unit prices of imports calculated based on average unit price for period
- Penalties:
  - Customs < Accounting - import duties & VAT due, but no penalties (goods not yet sold or consumed)
  - Customs > Accounting – import duties & VAT due, 20% penalties (goods “apparently” sold)
- Risks (if penalties are large):
  - Subjected to the “Red Lane” for all shipments (everything inspected)
  - Getting blacklisted for all shipments (unable to import or export)
THANK YOU!

Open Discussion