

U.S. CUSTOMS AND BORDER PROTECTION
FIELD OPERATIONS, NEW YORK
PORT OF NEW YORK/NEWARK

INFORMATIONAL PIPELINE NO. 23-021-NWK

To: All, Importers, Carriers, Terminal Operators, CES Operators, Brokers and Others Concerned in the Trade Community

SUBJECT: Port of New York/Newark Interim Memorandum of Understanding with Red Hook Container Terminals

DATE: SEP 18 2023

REFERENCES: 19 C.F.R §151.1-7, 15; “Memorandum Of Understanding Between United States Customs and Border Protection, The Port Authority of New York and New Jersey and Red Hook Container Terminal, LLC” signed July 25, 2019

PURPOSE:

On Thursday, August 24, 2023, the Port Authority of New York and New Jersey provided notice to Red Hook Container Terminal that Piers 9A and 9B must be vacated due to safety concerns by September 26, 2023. The purpose of this pipeline is to update the trade community of the immediate impact to the Port of New York/Newark’s examination process at Red Hook Container Terminal located at 70 Hamilton Ave, Brooklyn, NY caused by this action. This forced relocation nullifies the “Memorandum Of Understanding Between United States Customs and Border Protection, The Port Authority of New York and New Jersey and Red Hook Container Terminal, LLC” signed on July 25, 2019 because the location contemplated by that MOU is no longer available for use.

BACKGROUND:

In 2012, U.S. Customs and Border Protection (CBP) designated Pier 9 as a location where cargo examinations may be conducted pursuant to 19 CFR 151.6 & 151.7. Based on this, CBP entered into an agreement with the Port Authority of New York and New Jersey and Red Hook Container Terminal for the examination of cargo at 70 Hamilton Ave, Brooklyn, NY. The MOU has been renewed twice since 2012.

ACTION:

The decision by the Port Authority of New York and New Jersey to declare Pier 9A and 9B as unsafe forces Red Hook Container Terminal to vacate the building by September 26, 2023, and in turn effectively terminates CBP’s ability to conduct examinations at that location. Red Hook Container Terminal has proposed utilizing space at Pier 8 located at 2 Atlantic Avenue Brooklyn, NY as an interim or replacement site for examinations. CBP is working closely with Red Hook

Container Terminal and the Port Authority of New York and New Jersey to expeditiously move CBP operations to Pier 8.

During this period, CBP will enter into a new interim MOU with Red Hook Container Terminal and the Port Authority of New York and New Jersey until March 31, 2024 to provide CBP exam services.

CBP is intent on establishing exam operations in the new location without disruption to cargo service at Red Hook. In the event that Red Hook Container Terminal and the Port Authority of New York and New Jersey are not able to prepare this location for the examination of cargo, the Port Director will exercise her authority to suspend CBP cargo exam operations and redirect cargo to a CES facility until examinations can commence at the new facility. If cargo is redirected, CBP is advising any carriers that call at Red Hook Container Terminal that they will need to select one designated comprehensive CES for Enforcement/Trade/Agriculture exams by Wednesday, September 20, 2023. Please provide your designation to Deputy Chief Michael Vernon at michael.d.vernon@cbp.dhs.gov on Appendix A.

Current Comprehensive CES Info is included as Appendix B.

Should you have any questions regarding this matter, please contact Deputy Chief Lucille Cirillo at 201-443-0338 or via email at lucille.cirillo@cbp.dhs.gov

A handwritten signature in blue ink, appearing to read 'TenaVel T. Thomas', with a stylized, looped design.

TenaVel T. Thomas
Port Director
Port of New York/Newark

APPENDIX A
U.S. CUSTOMS AND BORDER PROTECTION
PORT OF NEW YORK/NEWARK

CENTRALIZED EXAMINATION STATION DESIGNATION FORM

Ocean Carriers will designate a Centralized Examination Station (CES) for all Enforcement examinations, including Non-Intrusive Inspections (NII), conducted by CBP. Ocean Carriers will designate a Centralized Examination Station (CES) for all Agriculture examinations conducted by CBP.

Select one (1) Comprehensive CES. Carriers calling on terminals in both New York and New Jersey in the port may select one (1) CES in the event CBP exams are suspended at Red Hook Container Terminal.

The Centralized Examination Stations in the Port of New York/Newark are:

Comprehensive CES*:

East Coast C.E.S., Inc., 1130 Polaris Street, Port Elizabeth, NJ
Global Container Terminals, 241 Western Ave., Staten Island, NY
H&M International Transportation, 700 Belleville Turnpike, Kearny, NJ

*The Comprehensive CES will have the capability to present cargo to CBP for Enforcement {including NII}, Trade Compliance and Agriculture examinations.

Date: _____

Carrier Name: _____

SCAC Code: _____

We hereby designate the following CES for all Enforcement (including NII) examinations:

4601 Arrival CES Name: _____

1001 Arrival CES Name: _____

We hereby designate the following CES for all Agriculture examinations:

4601 Arrival CES Name: _____ 1001 Arrival CES Name: _____

The following Carrier information should be used to direct any correspondence: Contact Name: _____

Phone: _____

Fax: _____

Email address: _____

APPENDIX B
U.S. CUSTOMS AND BORDER PROTECTION
PORT OF NEW YORK/NEWARK

CONTACT INFORMATION FOR
CENTRALIZED EXAMINATION STATIONS

COMPREHENSIVE:

East Coast C.E.S., Inc.

1130 Polaris Street

Port Elizabeth, NJ 07201

FIRMS code: E451

Hours of operation for CBP examinations: Monday - Friday 7:00am - 4:00pm

POC: Steve Banasiak 908-351-2800 ext. 2326

SBanasiak@eastcoastwarehouse.com

CBP - CBP.NY-NWKPROBRES@dhs.gov

Global Container Terminals CES

241 Western Ave.

Staten Island, NY

FIRMS code: E144

Hours of operation for CBP examinations: Monday – Friday 7:00am -4:00pm

OC: Evelyn Solis 718-568-1748

esolis@globalterminals.com OR ces-ny@globalterminals.com CBP – CBP.NY-NWKPROBRES@dhs.gov

H&M International Transportation

700 Belleville Turnpike

Kearny, NJ 07307

FIRMS code: E355

Hours of operation for CBP examinations: Monday – Friday 7:00am -4:00pm

POC: Richard Werkmeister 732-510-2702

rwerk@hmit.net

CBP - CBP.NY-NWKPROBRES@dhs.gov