

IMPORTANT INFORMATION ABOUT ZONE SCHEDULES

This zone schedule is being made available pursuant to 15 CFR 400.44(e), which states: “The Board shall make copies of zone schedules available on its Web site.”

Availability of this zone schedule on the FTZ Board’s website does not imply that the FTZ Board has approved any rate/charge, policy or other content of this zone schedule. In particular, while the FTZ Board staff intends to conduct spot checks over time, zone schedules are not reviewed for compliance with the public utility requirement (19 U.S.C. 81n, 15 CFR 400.42) prior to making the zone schedules available via the Board’s website.

Pursuant to 15 CFR 400.44(b)(4), a grantee may not assess any specific rate or charge for which the amount – or formula for calculating the amount – does not appear in the zone schedule that the grantee has submitted to the FTZ Board.

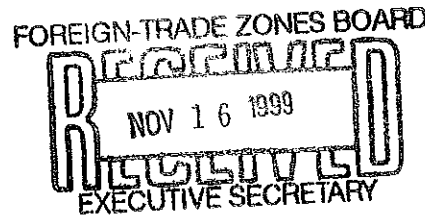
Complaints about a grantee’s compliance with statutory and regulatory requirements related to public utility and uniform treatment – including rate or charge amounts/formulas, a grantee assessing a rate or charge amount/formula that does not appear in its zone schedule, and a grantee not affording uniform treatment under like conditions – may be presented to the FTZ Board under 15 CFR 400.45 (which also allows for complaints to be made on a confidential basis, if necessary).

Questions or concerns may be addressed to the FTZ Board staff at (202) 482-2862 or ftz@trade.gov.



Greater Oakland International Trade Center

56



November 12, 1999

Executive Secretary
Foreign-Trade Zones Board
US Department of Commerce
Room 3716
Washington, D.C. 20230

Dear Secretary,

Per the Board's request of June 1 this year, enclosed please find a copy of the current Zone Schedule for Foreign Trade Zone #56 in the City of Oakland, California.

The attached Zone Schedule is a revised version of the original Tariff schedule for Zone #56 in accordance with changes since the previous revision. These changes include the legal name of the operator, the contact information for the grantee, square footage of the Zone, rates for onsite and offsite services, etc. All changes are noted on page 6 for reference, and have been made available at the office of the Operator and Grantee.

Please contact me at 510 251-5900 to discuss any details of the current Zone Schedule which may require further explanation or amendment.

Sincerely,

Jose Duenas
Executive Director

Enclosures: Zone #56 Schedule (38 pages)

Revised Nov 10, 1999 – Page 1

FOREIGN-TRADE ZONE NO. 56
Pacific American Services L.L.C.
(Operator)

ZONE SCHEDULE
Rules, Regulation, Rates and Charges

Applying at
FOREIGN TRADE ZONE #56
City of Oakland, California
(Grantee)

Operating under a grant of authority issued by the
United States Foreign Trade Zones Board
To the City of Oakland, California

ZONE SCHEDULE

FOREIGN TRADE ZONE NO. 56

Located at 9401 San Leandro Street
City of Oakland, County of Alameda, California

CITY OF OAKLAND
(Grantee)

PACIFIC AMERICAN SERVICES L.L.C.
(Operator)

Grantee's Contact:

Jose Duenas, Executive Director
Greater Oakland International Trade Center (GOITC)
530 Water Street, Suite 740
Oakland, CA 94607
Tel: 510 251-5900
Fax: 510 251-5902

Operator Contact:

Linda Childs Hothem, CEO
Pacific American Services L.L.C.
9401 San Leandro Street
Oakland, CA 94603
Tel: 510 568-8500
Fax: 510 568-4483

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 3

| TABLE OF CONTENTS | Page | Item No. |
|---|------|----------|
| TITLE PAGE | 1 | |
| ADMINISTRATIVE ORGANIZATION | 2 | |
| TABLE OF CONTENTS | 3 | |
| CHECK SHEET FOR TARIFF REVISIONS | 6 | 1 |
| DESCRIPTION OF FOREIGN TRADE ZONE NO | 7 | 2 |
| DEFINITIONS OF TERMS | 8 | 3 |
| EXPLANATIONS OF ABBREVIATIONS AND SYMBOLS | 13 | 4 |
| RULES AND REGULATIONS | | |
| SECTION I. – JURISDICTIONS AND AUTHORITY | 14 | |
| Foreign-Trade Zones Board | 14 | 5 |
| U.S. Customs Service | 14 | 10 |
| Grantee | 14 | 15 |
| Operator | 14 | 20 |
| Zone Tariff | 14 | 25 |
| Government Agencies | 15 | 30 |
| Availability of Information | 15 | 35 |
| SECTION II. – OPERATIONS AND ACTIVITIES | 16 | |
| Operations, Forms and Procedures | 16 | 200 |
| Merchandise Permitted in a Zone | 16 | 205 |
| Status of Merchandise | 17 | 210 |
| Disposition of Merchandise | 18 | 215 |
| Manipulation, Manufacture, Exhibition of Merchandise | 18 | 220 |
| Importation of Zone Merchandise | 19 | 225 |

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 4

| TABLE OF CONTENTS – Continued | Page | Item No. |
|--|------|----------|
| Prohibited Merchandise | 19 | 230 |
| Exclusion from Zone of Goods or Process of Treatment | 20 | 235 |
| Retail Trade Within Zone | 21 | 240 |
| Use of Zone by Carriers | 21 | 245 |
| Erection of Buildings | 21 | 250 |
| Residence Within Zone | 22 | 255 |
| Hours of Business | 22 | 260 |
| SECTION III. – GENERAL | 23 | |
| General Regulations | 23 | 300 |
| Employees and Persons Entering and Leaving Zone | 23 | 305 |
| Compensation Insurance | 24 | 310 |
| Payment of Customs Officers and Employees | 24 | 315 |
| Charges by Government Agencies | 25 | 320 |
| When Charges are Payable | 25 | 325 |
| Service Charges | 25 | 330 |
| Charges, How Enforced | 25 | 335 |
| Charges, Rates, Rules and Regulations Applicable at Grantees' Sub-Zones and Annexes | 26 | 340 |
| SECTION IV. – SPECIAL RULES PERTAINING TO MERCHANDISE | 28 | |
| Trucking | 28 | 400 |
| Zone Accommodations | 28 | 405 |
| Tender for Acceptance | 28 | 410 |
| Merchandise Arriving After Hours | 28 | 415 |
| Hazardous Commodities | 29 | 420 |
| Minimum Acceptance Charges | 29 | 425 |
| Inventory Records, Systems and Reports | 29 | 430 |
| Permission to Manipulate, Manufacture, Exhibit or Destroy | 29 | 435 |
| Limit of Liability | 30 | 440 |
| Customs Inspection of Merchandise | 30 | 445 |

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN TRADE ZONE NO.56
OAKLAND, CALIFORNIA
ZONE SCHEDULE

Revised Nov 10, 1999

Page 5

| TABLE OF CONTENTS – Concluded | Page | Item No. |
|--|---------|----------|
| Bonds | 31 | 450 |
| Marking | 31 | 455 |
| Permission to Withdraw Merchandise | 31 | 460 |
| Merchandise Held for Charges | 31 | 465 |
| Customs Permit | 32 | 470 |
| Clearing Merchandise and Traffic | 32 | 475 |
| SECTION V – RATES AND CHARGES FOR FACILITIES & SERVICES | 33 | |
| General Application | 33 | 500 |
| Shift Work | 33 | 505 |
| Assigned Space, Support Services | 33 | 510 |
| Use of Assigned Space Regulated | 34 | 515 |
| Penalty Storage Charge | 34 | 520 |
| Space Assignments | 33 – 34 | 525 |
| SECTION VI – PUBLIC WAREHOUSE | 35 | |
| General Merchandise Storage Rates | 35 | 600 |
| General Merchandise Handling Rates | 36 | 605 |
| SECTION VII – OFFSITE SUBZONE | 37 | |
| Offsite Annual Subzone Fees | 37 | 610 |
| Offsite Subzone Services | 38 | 615 |

Issued by Jose Duenas
Executive Director
GOITC, 530 Water Street, Oakland, CA

**FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA**

Revised Nov 10, 1999 Page . . . 6

CORRECTION NUMBER CHECK SHEET

Item
No.

Changes in and additions to this Tariff will be made by reprinting the page upon which the change or addition is made, and such page will be designated as a revised page and will carry a "Correction" number in the lower left-hand corner.

Upon the receipt of a revised or new page, place a check opposite the "Correction" numbers (shown below) corresponding to the number shown in the lower left-hand corner of the new revised page. If "Correction" numbers are properly checked on receipt of new or revised pages, they will appear checked off in consecutive order with no omissions. If the check marks indicate that a "Correction" has not been received, a request should be made at once for a copy of the missing page.

| Correction Number | Page No. | Correction Number | Page No. | Correction Number | Page No. |
|-------------------|----------|-------------------|----------|-------------------|----------|
| 1 | 525 | 15 | 615 | 29 | |
| 2 | 540 | 16 | | 30 | |
| 3 | 555 | 17 | | 31 | |
| 4 | 556 | 18 | | 32 | |
| 5 | 1 | 19 | | 33 | |
| 6 | 2 | 20 | | 34 | |
| 7 | 5 | 21 | | 35 | |
| 8 | 6 | 22 | | 36 | |
| 9 | 2 | 23 | | 37 | |
| 10 | 20 | 24 | | 38 | |
| 11 | 35 | 25 | | 39 | |
| 12 | 600 | 26 | | 40 | |
| 13 | 605 | 27 | | 41 | |
| 14 | 610 | 28 | | 42 | |

1

ISSUED:

EFFECTIVE:

Issued by Jose Duenas
Executive Director, GOITC
530 Water Street, Oakland, CA

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Revised Nov 10, 1999
... Page No. 7

| DESCRIPTION OF FOREIGN-TRADE ZONE NO. 56 | Item No. |
|---|----------|
| <p>Foreign Trade Zone 56 is located at 9401 San Leandro Street, Oakland, California. It consists of approximately 500,000 square feet of office, exhibition, warehouse, distribution and light industrial space.</p> <p>The Zone facility has adequate power, water, sewerage communication systems, on site rail service, and access to highway and air transportation.</p> <p>The Zone is equipped to provide private lease storage manipulation, manufacturing, public warehouse and exhibition space.</p> | 2 |
| | |

ISSUED:

EFFECTIVE:

Issued by Jose Duénas
Executive Director
GOITC, 530 Water St, Oakland CA 94607

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 8

DEFINITIONS OF TERMS

Item
No.

ACT. — The Foreign-Trade Zones Act of June 18, 1934 (48 Stat. 998-1003; 19 U.S.C. 81a-81u), as amended by Public Law 566, 81st Congress, approved June 17, 1950.

SECRETARY. — The term "Secretary" means the Secretary of Commerce.

BOARD. — The Board created by the ACT to carry out the provisions thereof. The Board shall consist of the Secretary of Commerce, who shall be the chairman and executive officer, the Secretary of the Treasury, and the Secretary of the Army.

ZONE. — The term "Zone" means Foreign-Trade Zone No. 56.

SUB-ZONE. — Means any area contiguous or non-contiguous to Foreign-Trade Zone No. 56, authorized by the Board for general or specialized purposes.

DIRECTOR OF CUSTOMS. — The U.S. District Director of Customs for District 28.

3

GRANTEE. — The City of Oakland to which the privileges of establishing, operating and maintaining Foreign-Trade Zone No. 56 has been granted.

ZONE OPERATOR. — Oakland International Trade Center Inc., a private company incorporated in the State of California.

USER/CLIENT. — An individual, company or corporation utilizing the services and facilities of Foreign-Trade Zone No. 56.

CUSTOMS TERRITORY. — The territory of the United States in which the general tariff law of the United States applies but which is not included in any foreign-trade zone.

• ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 9

DEFINITION OF TERMS – Continued

Item
No.

UNITED STATES. – The several States; the District of Columbia, and Puerto Rico. The term "United States" includes all Territories and possessions of the United States, except the Virgin Islands, American Samoa, Wake Island, Midway Islands, Kingman Reef, and the Island of Guam.

STATUS OF MERCHANDISE. – Means the designation given under U.S. Customs Regulations, 19 CFR Part 146, to all merchandise within a foreign-trade zone. All merchandise within the Zone, except merchandise in transit through the zone as provided in Part 146.14 of Customs Regulations, and except for merchandise temporarily transferred to the Zone for manipulation under Section 562 of the Tariff Act of 1930, shall be given a zone status as:

- (1) Privileged foreign merchandise
- (2) Privileged domestic merchandise
- (3) Non-privileged foreign merchandise
- (4) Non-privileged domestic merchandise
- (5) Zone-restricted merchandise

3

in accordance with Sections 146.21, 146.22, 146.23 146.24, and 146.25 of Customs Regulations.

ZONE MERCHANDISE. – All merchandise within the trade zone to which a Zone status has been applied and which is subject to the provisions of the Act and Regulations.

TRANSSHIPMENT MERCHANDISE. – Foreign merchandise which enters and leaves the United States through the same port, being transferred from one vessel to another directly or by way of a foreign-trade zone or Customs bonded warehouse. The term is particularly applied to such merchandise transferred through a foreign-trade zone.

ZONE LOT. – The unit or units of goods for which a separate record and account is to be kept by the Zone operator/user.

*ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 10

DEFINITION OF TERMS — Continued

Item
No.

ZONE LOT NUMBER. — The number assigned to a zone lot by Customs.

BULK. — In trade, a product, or a mass (of a product) which is not packaged, bundled, bottled, or otherwise packed, so that it is designated as bulk or bulk merchandise.

WAREHOUSE. — A covered and enclosed structure, affording weather protection, used primarily for short or long term storage of merchandise, and often containing business offices. In a foreign-trade zone it also is used for manipulation, manufacture, and exhibition of merchandise.

STORAGE. — The keeping of merchandise in or upon the premises within the foreign-trade zone. Covered storage means keeping within a covered and enclosed structure affording weather protection. The term "storage", without other designation, ordinarily implies covered storage.

OPEN OR YARD STORAGE. — The keeping of merchandise on open space within the fenced-in area of the foreign trade zone where merchandise not requiring weather protection may be stored.

UNIT OF QUANTITY. — Means the customary grouping of a commodity as a unit to indicate the medium or method of measure.

QUANTITY. — Means the numerical count of the units composing a shipment of commodity.

TON. — Means weight ton 2000 pounds, unless otherwise indicated, measurement ton 40 cubic feet; ship's measurement ton 100 cubic feet, used in determining the gross and net register tonnage of a vessel.

WEIGHT. — Means the gross weight of the merchandise including container, except as noted to the contrary.

3

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 11

DEFINITION OF TERMS — Continued

Item
No.

MANIPULATION. — Means breaking up, repacking, assembling, distributing, sorting, grading, cleaning, mixing with foreign or domestic merchandise, or other processing which does not constitute a manufacture.

MANUFACTURING. — Means the making or production of goods by hand or machinery, particularly the utilization of labor and machinery to produce a finished product from raw materials or components.

LEASE. — The document of agreement entered into between Operator and Zone User for assignment of space within the Foreign-Trade Zone No. 56.

FOREIGN-TRADE ZONE FORMS

(1) Customs Form 214 and 214A — Application and permit to admit merchandise into the foreign-trade zone, permit to transfer merchandise through Customs territory to Zone and Customs Officer's return thereon, and Customs report of merchandise received at Zone. Can also be used as an application and permit for privileged foreign status for Zone Merchandise. This is application for liquidation of duties, and taxes, if any, under the the First Proviso of Section 3 of the Act, filed with Zone Customs entry on Customs Form 7502.

(2) Customs Form 215 and 215A — Application and permit to transfer merchandise constructively from foreign-trade zone to Customs territory, filed when making Customs entry of merchandise in Zone.

(3) Customs Form 216 and 216A - Application and permit for the manipulation, manufacture, exhibition, or destruction of foreign-trade zone merchandise, and Customs Officer's return.

CONTROL NUMBER. — The number used on all Trade Zone entry and exit forms to identify all merchandise and commodities. The Control Number shall, in all cases, be the same as the Tariff number for that same merchandise described in the Tariff Schedules of the United State Annotated.

3

* ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 12

DEFINITION OF TERMS – Concluded

Item
No.

HOLIDAYS. – Those legal holidays during which the Zone is closed for regular business:

- | | |
|---|--|
| *New Year's Day | January 1 |
| *Washington's Birthday (President's Day) | 3rd Monday in February |
| *Memorial Day | Last Monday in May |
| *Independence Day | 4th of July |
| *Labor Day | 1st Monday in September |
| *Columbus Day (Discover's Day) | 2nd Monday in October |
| *Veteran's Day | November 11 |
| *Thanksgiving Day | 4th Thursday in November |
| *Christmas | 25th of December |
| Christmas Holiday | Workday contiguous to Christmas Day; either preceding or following. Public notice will be published each year. |

3

*Federal Holidays

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 13

| EXPLANATION OF ABBREVIATIONS AND SYMBOLS | Item No. | |
|--|---|-------------------------------|
| # | 4 | |
| Change, clarification, reword | | |
| #+ | | Change, increase |
| #- | | Change, reduction |
| + | | New item |
| - | | Deletion |
| R | | Reissued material |
| % | | Percent |
| Art. | | Article |
| Bbl. | | Barrel |
| C.O.D. | | Cash on Delivery |
| Crt. | | Crate |
| Cs. | | Case |
| Ctn. | | Carton |
| Cu. Ft. | | Cubic feet or cubic foot |
| Cwt. | | 100 pounds |
| E.g. | | For example |
| Etc. | | Et Cetera |
| E.F. | | Folded Flat |
| Incl. | | Inclusive |
| K.D. | | Knocked down |
| Lbs. | | Pounds |
| No. | | Number |
| N.O.S. | | Not Otherwise Specified |
| N.S.P.F. | | Not Specifically Provided For |
| Par | | Paragraph |
| Pkg. | Package | |
| Sec. | Section | |
| Sq. Ft. | Square feet or square foot | |
| SU | Set Up | |
| T.S.U.S.A. | Tariff Schedules of the United States Annotated | |

*ISSUED: EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
 OAKLAND, CALIFORNIA
 TARIFF NO. 1

Nov 10, 1999
 Revised Page No. 14

| RULES AND REGULATIONS SECTION I. – Jurisdiction and Authority | Item No. |
|---|----------|
| <p>FOREIGN-TRADE ZONES BOARD: The jurisdiction and authority of the Board is derived from Public Law Numbers 397, 734d Congress (48 Stat. 998) approved June 18, 1934, as amended by Public Law Numbered 566, 81st Congress (169 Stat. 246) approved June 17, 1950.</p> | 5 |
| <p>U.S. CUSTOMS SERVICE: The activity and authority is derived from Title 19, Code of Federal Regulations Part 146 - Foreign-Trade Zones.</p> | 10 |
| <p>GRANTEE: Jurisdiction and authority received from a Grant issued by the Foreign-Trade Zones Board, Washington, D.C. on _____ 1980 to the City of Oakland under provisions of Public Law 397, 73rd Congress and Legislation, enacted by the State of California Chapter 4, Section 6300, California Administrative Code.</p> | 15 |
| <p>OPERATOR: Jurisdiction and authority received from the City of Oakland, Grantee, through provisions of Foreign-Trade Zone Operating Agreement executed by Grantee and Operator on August 30, 1990.</p> | 20 |
| <p>ZONE TARIFF. – The Tariff No. 1 and the rules and regulations contained therein governing procedures within Foreign-Trade Zone No. 56 are issued in conformity with and supplementary to the Foreign-Trade Zones Board's regulations and such of the United States laws and regulations relating to the Port of Entry as are applicable to foreign-trade operations.</p> | 25 |
| | |

| | |
|---|------------|
| ISSUED: | EFFECTIVE: |
| <p>Issued by Jose Duenas Executive Director GOITC, 530 Water Street, Oakland CA</p> | |

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Revised

Nov 10, 1999

... Page No. 15

RULES AND REGULATIONS
SECTION I. - Jurisdiction and Authority - Concluded

Item
No.

GOVERNMENT AGENCIES. - All lawful regulations regarding government agencies in or about ports of entry must be complied with insofar as they are not in conflict with Public Law 297 of the 73rd Congress and the Regulations issued thereunder.

30

AVAILABILITY OF INFORMATION. - Copies of all laws, rules and regulations referred to in Section I of this tariff are maintained and are available for review and reference within the on-site zone offices of the Operator. at 9401 San Leandro Street, Oakland, CA.

35

Issued by Jose Duenas
Executive Director
GOITC, 530 Water Street, Oakland CA

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 16

RULES AND REGULATIONS
SECTION II. – Operations and Activities

Item
No.

OPERATIONS, FORMS AND PROCEDURES – GENERAL. – The merchandise and operations permitted in a Zone, the disposition of merchandise in a Zone, the Zone status of the merchandise and special provisions applicable to each status, the subsequent export-importation of merchandise removed from a Zone, and other operations in a Zone authorized by the Act, are hereinafter in this Section generally described. The Zone forms required for such activities are available upon request from the Zone Operator.

200

MERCHANDISE PERMITTED IN A ZONE. – Foreign and domestic merchandise of every description, except such as it specifically prohibited by law, may, without being subject to the Customs laws of the United States, except as otherwise provided in the Act and the regulations made thereunder, be brought into a Zone.

205

The application for the admission of merchandise into a Zone shall be approved or disapproved by the Director as the representative of the Board, where the merchandise is not excluded by any other Federal agency having jurisdiction over the merchandise.

Applications to admit merchandise into the Zone shall be made on CF 214 and submitted to the Operator for approval and processing by the Director.

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 17

RULES AND REGULATIONS
SECTION II. — Operations and Activities — Continued

Item
No.

STATUS OF MERCHANDISE. — (a) For the purposes of the Act and the regulations of this Section, all merchandise within a Zone, except merchandise in transit through a Zone as provided in sections 146.14 and 146.13 of Customs regulations, and except merchandise temporarily transferred to a Zone for manipulation as provided in paragraph (b) of this Section, shall be given a Zone Status as:

- (1) privileged foreign merchandise,
- (2) privileged domestic merchandise,
- (3) non-privileged foreign merchandise,
- (4) non-privileged domestic merchandise,
- (5) zone-restricted merchandise,

210

in accordance with Subpart C of customs regulations.

(b) Imported merchandise which as been entered and which has remained in continuous Customs custody may be temporarily transferred to a Zone for manipulation under Customs supervision pursuant to Section 562, Tariff Act of 1930, as amended, for return to Customs territory. Any such merchandise shall not be considered within the purview of the Foreign-Trade Zones Act, but shall be treated in all respects as though remaining in Customs territory. Therefore no Zone form or procedure shall be considered applicable, but the merchandise shall remain subject in the Zone to such requirements as are necessary for the enforcement of Section 562 and other pertinent Customs laws.

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
 OAKLAND, CALIFORNIA
 TARIFF NO. 1

Original ... Page No. 18

RULES AND REGULATIONS
 SECTION II. — Operations and Activities — Continued

Item
 No.

DISPOSITION OF MERCHANDISE IN A ZONE. — In general, merchandise lawfully brought into a Zone may, in accordance with these and other regulations made under the provisions of the Act, be exported, destroyed, or sent into Customs territory of the United States therefrom, in the original package or otherwise; but when foreign merchandise, and domestic merchandise whose identity has been lost, is so sent from a Zone into Customs territory of the United States, it shall be subject to the laws and regulations of the United States affecting imported merchandise.

215

MANIPULATION, MANUFACTURE, EXHIBITION OF MERCHANDISE. — In general, merchandise lawfully brought into a Zone may, in accordance with these and other regulations made under the provisions of the Act, be stored, sold, exhibited, broken up, repacked, assembled, distributed, sorted, graded, cleaned, mixed with foreign and domestic merchandise, or otherwise manipulated, or be manufactured except as otherwise provided by the Act.

(a) Permission for any manipulation, manufacture, or exhibition in a Zone shall be obtained from the Director of Customs, as the representative of the Board, subject to such application and procedure prescribed by the Secretary of the Treasury for the protection of the revenue. Application will be made on CF 216 and submitted to the operator for approval and processing by the Director.

(b) In the event of the denial of any application by the Director of Customs for any reason, the applicant, the grantee, or the operator of the Zone may appeal the adverse ruling to the Board. If any revenue protection considerations are involved in such an application, the Board shall be guided by the determinations of the Secretary of the Treasury with respect to them.

220

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
 Economic Development and Employment
 City of Oakland, 1417 Clay Street
 Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
 OAKLAND, CALIFORNIA
 TARIFF NO. 1

Original . . . Page No. 19

RULES AND REGULATIONS
 SECTION II. — Operations and Activities — Continued

Item
 No.

IMPORTATION OF ZONE MERCHANDISE.— Articles produced or manufactured in a Zone and exported therefrom shall, on subsequent importation into the Customs territory of the United States, be subject to the import laws applicable to like articles manufactured in a foreign country, except that articles produced or manufactured in a Zone exclusively with the use of domestic merchandise, the identity of which has been maintained in accordance with the Second Proviso of Section 3 of the Act, as amended, may, on such importation, be entered as American goods returned.

225

PROHIBITED MERCHANDISE AND ACTIVITIES. — Merchandise which is specifically and absolutely prohibited by law shall not be admitted into a Zone. Any merchandise so prohibited by law which is found within a Zone shall be disposed of in the manner provided for in the laws and regulations applicable to such merchandise. A distinction is made between (1) merchandise which is specifically and absolutely prohibited by law on the grounds of policy or morals, such as immoral or subversive literature, obscene articles, or lottery matter, and (2) merchandise which is subject to conditional prohibition only, for example, articles which are subject to permits or licenses for the protection of economic or national security or which may be reconditioned to bring them into compliance with the laws administered by various Federal agencies. Directors of Customs are required to exclude the first class of articles and may not permit them to be transferred to a Zone if they are aware of their prohibited status, except that the Director may permit the temporary deposit of any such merchandise in the Zone pending final determination of its status. The transfer of articles of the second class to a Zone is subject to any requirements of the Federal agency concerned. There is no prohibition against placing over-quota merchandise in a Zone pending its right to transfer to Customs territory pursuant to the applicable quota provisions.

230

(a) Specific Merchandise Prohibited:

Lottery materials
 Gaming equipment

Pornographic material
 Obscene articles

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
 Economic Development and Employment
 City of Oakland, 1417 Clay Street
 Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
 OAKLAND, CALIFORNIA
 TARIFF NO. 1

Original . . . Page No. 20

RULES AND REGULATIONS
 SECTION II. - Operations and Activities - Continued

Item
 No.

(b) Specific Activities Prohibited

No operation is permitted involving any foreign or domestic merchandise related to the following:

- Playing Cards - manufacture
- Tobacco, cigars
- Cigarettes, papers & tubes - manufacture
- Oleomargarine - processing, blending
- Filled cheese - processing, blending
- Coconut and palm oil - processing
- Narcotic drugs - manufacture
- White phosphorus materials - manufacture
- Firearms - manufacture
- Distilled spirits, wines and beer - rectification, distillation
- Sugar - refining, combining
- Watches, timepiece devices and parts - manufacture

230

The above lists in (a) and (b) are intended to be a guide based on the best information available and not warranted to be absolutely complete or accurate. Final determination can only be made by submission of all proposed operations through the Operator to the Board.

EXCLUSION FROM ZONE OF GOODS OR PROCESS OF TREATMENT. -
 When it shall be reported to the Board that any goods or process of treatment is detrimental to the public interest, health, or safety, the Board shall cause such investigation to be made as it may deem necessary. The Board may order the exclusion from the Zone of any goods or process of treatment that in its judgment is detrimental to the public interest, health, or safety. No operation or process of treatment will be permitted in the Zone that, in the judgment of the Manager, is detrimental to the public interest, health and safety.

235

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
 Economic Development and Employment
 City of Oakland, 1417 Clay Street
 Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 21

RULES AND REGULATIONS
SECTION II. — Operations and Activities — Continued

Item
No.

RETAIL TRADE WITHIN ZONE. — No retail trade shall be conducted within a Zone except under permits issued by the Grantee and approved by the Board. Such permittees shall sell no goods except such domestic or duty-paid or duty-free goods as are brought into the Zone from Customs territory. Permits which are sent to the Board for approval shall be accompanied by a sworn statement, subscribed to by the applicant before a duly authorized officer to administer oaths setting forth in detail the nature of the retail trade to be conducted, and containing an agreement that such applicant will sell no goods except of the kinds specifically authorized by the Act, which are brought into the Zone from Customs territory. No goods shall be offered for sale or sold in a Zone which are not of the same kind and quality permitted to be offered for sale or sold in the political jurisdiction in which the Zone is located. If the permittee violates any provision of the regulations in this Section, his permit shall be revoked by the Grantee, who shall immediately report such action to the Board.

240

USE OF ZONE BY CARRIERS. — The docking facilities, and loading or unloading stations of a Zone are intended primarily for the use of vehicles, for unloading merchandise into the Zone or lading merchandise from the Zone, and their use for other purposes may be terminated by the Secretary of the Treasury if found to endanger the revenue, or by the Board if found to interfere with the primary uses of the Zone.

245

ERECTION OF BUILDINGS WITHIN ZONE BY PERSONS OTHER THAN GRANTEE. — The Grantee may, with the approval of the Board, and under reasonable and uniform regulations for like conditions and circumstances to be prescribed by it, permit other persons, firms, corporations, or associations to erect such buildings and other structures within the Zone as will meet their particular requirements: Provided, (a) that such permission shall not constitute a vested right as against the United States, nor interfere with or complicate the revocation of

250

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 22

RULES AND REGULATIONS
SECTION II. — Operations and Activities — Concluded

Item
No.

the grant by the United States; (b) that in the event of the United States or the grantee desiring to acquire the property of the permittee, no good will shall be considered as accruing from the privilege granted to the Zone; and (c) that such permits shall not be granted on terms that conflict with the public use of the Zone as set forth in the Act. And provided further, that accepted sanitary practices be followed in the construction, equipment, and operation of such buildings and other structures.

250

RESIDENCE WITHIN ZONE. — No person shall be allowed to reside within a Zone except Federal, State, or municipal officers or agents whose resident presence is deemed necessary by the Board.

255

HOURS OF BUSINESS AND SERVICE. — Hours of business and service, for Customs purposes, shall be the same as those prescribed in Customs regulations.

The Zone shall be available for business activities on a regular or normal business hour basis.

All work is to be performed between the hours of 8:00 a.m. - 12:00 noon and 1:00 p.m. - 5:00 p.m., Monday through Friday.

260

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 23

RULES AND REGULATIONS
SECTION III. - GENERAL

Item
No.

GENERAL REGULATIONS. - All persons and merchandise of every description entering or leaving Zone No. 56 for any purpose whatsoever shall be bound by the lawful regulations of the Foreign-Trade Zones Board and by the Zone regulations issued thereunder.

300

EMPLOYEES AND PERSONS ENTERING AND LEAVING ZONE. - Employees and other persons entering or leaving a Zone shall pass through the designated entrances and exits in the enclosure surrounding the Zone. Employees and other persons shall be subject to such examination upon entering and leaving the Zone as the Director may deem necessary for the protection of the revenue. In general, in addition to specific Foreign Trade Zones Board and U.S. Customs Regulations, the recommendations contained in the booklet "Standards for Cargo Security", prepared by Bureau of Customs, will be followed where practical. A copy of the publication is available at the Zone office.

305

(a) ALL PERSONS ENTERING ZONE BOUND BY REGULATIONS. - All persons entering the Zone for any reason whatsoever shall be bound by the regulations promulgated by the Board, Customs, and by the Operator of the Zone.

(b) IDENTIFICATION OF EMPLOYEES WITHIN ZONE. - Every employee within the Zone shall be required while within the Zone to wear appropriate identification badges to be provided by the Operator of the Zone. Employers shall provide lists and have employees obtain permanent badge from Operator.

(c) IDENTIFICATION OF VISITORS AND NON-EMPLOYEE PERSONNEL WITHIN THE ZONE. - All persons having business within the Zone, but not possessing appropriate Zone-issued badges, passes or other approval to enter the Zone shall apply for the appropriate approval and entry identification at the Zone Security Office. Temporary identifications issued by Zone Security shall be surrendered to Zone Security before exiting the Zone.

* ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 24

RULES AND REGULATIONS
SECTION III. — General — Continued

Item
No.

COMPENSATION INSURANCE. — Every person employed by contractors or customers in the Zone shall be properly covered by Workmen's Compensation Insurance. Proof of this shall be furnished before any work may be started or release of liability must be given to the Zone.

310

PAYMENT OF CUSTOMS OFFICERS AND EMPLOYEES. — The Operator maintains in the Zone a legally assigned U.S. Customs officer force which is maintained at no cost to users during regular business hours set forth in this Tariff.

Customs officer services rendered during National holidays, Saturdays, and Sundays or during overtime hours at the specific request of the user of Zone facilities for such purpose, will be charged to user of such services at the cost billed to Operator by the U.S. Customs.

Users of Zone facilities requiring special or additional services not being regularly furnished to all users of Zone must request same in writing to Zone Administrator, who shall clear the possibility of furnishing such services with U.S. Customs and consider cost thereof for account of user. If service is established, it will be made available under similar circumstances to all users on the same basis.

Occupants of lease or preferential assigned open space areas on which occupants erect their own facilities and whose operations require the assignment of additionally assigned Customs personnel for their own exclusive use shall arrange, in advance, with Zone Administrator for such services.

The cost of Customs personnel for Customs services at special purpose Sub-Zones which may, from time to time, be authorized shall be subject to prior arrangement of cost between Zone Administrator and user of special purpose Sub-Zone. Such charges will be based on schedules contained in Customs Regulations current at the time such services are performed. (See Item No. 340).

315

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 25

RULES AND REGULATIONS
SECTION III. — General — Continued

Item
No.

CHARGES BY GOVERNMENT AGENCIES. — Any charges, costs or fees incurred by a Zone client for services of any government agency having jurisdiction over the Zone client's merchandise for inspection, examination, testing or any other function are not included in the Zone schedules or prepaid costs. Such charges are the sole liability of the Zone client, who is responsible for arrangements with the government agency concerned.

320

WHEN CHARGES ARE PAYABLE. — Zone charges are due and payable as they accrue.

325

SERVICES CHARGES. — A service charge of 1½ percent per month will be charged on all accounts receivable of 30 days age. No proration will be made and 1½ percent per month will be charged every anniversary date thereafter.

330

CHARGES, HOW ENFORCED. — For the purpose of enforcing the payment of charges named in this schedule on merchandise handled over, stored, or manipulated on the Zone facilities, the Zone may take possession of such merchandise, and may remove and store same at the charge, risk and expense of the owner or consignee thereof and/or may sell the goods by public auction, and/or pursue such other remedies as may be provided by law. The Operator shall be entitled to recover all outstanding charges and other costs of recovering the outstanding charges including, but not limited to, the legal costs.

335

* ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 26

RULES AND REGULATIONS
SECTION III. - General - Continued

Item
No.

CHARGES, RATES, RULES AND REGULATIONS APPLICABLE AT GRANTEE'S SUB-ZONES AND ANNEXES. - The Grantee, Operator, and all persons and entities doing business within a sub-zone established by the Grantee must comply with provisions of the Foreign-Trade Zones Act, as amended; with the lawful and effective Rules, Regulations and Procedures of the Foreign-Trade Zones Board; with such of the laws and lawful regulations of the United States, the States, or the subdivision and agencies thereof as may be applicable to operators, occupants, their employees and invitees, and users of sub-zones; and with such of the provisions of this Tariff and subsequent issues and modifications thereof as may be applicable to the operations conducted in the subzone.

All persons and entities who request the Grantee to apply for authority to establish a sub-zone whose site is located outside the areas in which the Grantee is authorized to function as a City Agency must first initiate and make arrangements for Grantee to obtain the necessary permit or consent of the local authorities having jurisdiction in the area in which site is to be located.

Where applicant desires to have a sub-zone located within Grantee's jurisdiction and Grantee has no site available for its location or where sites available are not suited for proposed operations, the applicant must arrange for the acquisition of a suitable and available site. The Grantee will provide cooperation with all State or local industrial development agencies, public or private, to assist applicants to the fullest extent possible in securing a suitable location.

All persons and entities who request the Grantee to apply for authority to establish a sub-zone must first enter into an agreement with the Grantee governing proposed sub-zone operations. This agreement will contain provisions including, but not limited to, those relating to costs incident to the preparation of the application and any subsequent amendment or modification thereof; costs incident to public hearings and legal proceedings; charges for providing required Customs

340

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 27

RULES AND REGULATIONS
SECTION III. - General - Concluded

Item
No.

services; and charges for Grantee's special services not provided in this Tariff. Applicants for the establishment of a sub-zone will bear application costs and charges of preparing and filing of application by Grantee whether or not the application is favorably acted upon by the Foreign-Trade Zones Board.

Grantee will apply the rates and charges set forth in this Tariff and applicable to the sub-zone operation uniformly to all sub-zone occupants or users. Where such rates and charges are not applicable to the sub-zone operation it is intended that the provisions of the agreement between the applicant and Grantee will govern. Said agreement shall have to be filed by Grantee as an exhibit to its application for the sub-zone site and the provisions for rates, charges and costs shall thereafter be applied uniformly to all subsequent applicants under identical circumstances for identical services. Contingencies not covered by this Tariff or by application agreements will be subject to agreements amending or supplementing the primary application agreement. Amending or supplementary agreements as well as all practices that may develop and be permitted in sub-zone operations will also be made uniformly extensive to subsequent applicants under identical circumstances for identical services. Further, sub-zones and annexes being operated as public services, such as warehouse, etc., shall file appropriate schedules with Operator and Grantee.

340

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 28

RULES AND REGULATIONS
SECTION IV. – Special Rules Pertaining to Merchandise

Item
No.

TRUCKING. – Transfer of foreign merchandise between Customs territory and the Zone must be made by truckers or carriers holding a customs house cartmans license (CHL) and subject to Customs regulations. Likewise, transfers of foreign nonprivileged merchandise to or through Customs territory must be made by Customs bonded trucks or other carriers and subject to Customs regulations.

400

ZONE ACCOMMODATIONS. – Before merchandise may be entered into the Zone, applications on Customs Form 214 must be completed by Zone user or his agent, filed and approved by the Zone Operator and with the authorized Customs personnel. The application shall describe the merchandise fully, in terms of the Tariff Schedules of the United States Annotated.

405

TENDER FOR ACCEPTANCE. – All merchandise for Zone acceptance shall be delivered at designated points properly marked and packed and accompanied or preceded by the necessary documents for preserving the identity of such merchandise.

410

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 29

| RULES AND REGULATIONS | |
|--|------------|
| SECTION IV. – Special Rules Pertaining to Merchandise – Continued | Item No. |
| <p>HAZARDOUS COMMODITIES. – The Zone will not be required to accept for storage any commodity that will affect the rate of insurance on other merchandise in storage.</p> <p>Where reference is made hereto, by any rate item, the product will not be stored except in locations or areas that are not restricted in the acceptance of any commodity for storage under the insurance rate established on contents stored therein.</p> | 420 |
| <p>MINIMUM ACCEPTANCE CHARGES. – The Zone reserves the right to refuse acceptance of any merchandise, the value of which may be determined as less than the probable Zone charges; or, at its discretion, it may required the prepayment of all such charges on this class of merchandise.</p> | 425 |
| <p>INVENTORY RECORDS, SYSTEMS AND REPORTS. –</p> | 430 |
| <p>PERMISSION TO MANIPULATE, MANUFACTURE, EXHIBIT OR DESTROY. – Before any of these activities may be performed within the Zone, application on Customs Form 216 must be presented to the Administrator for concurrence by the Zone. The Administrator will then forward the application to the Director of Customs, through the Customs Officer on duty at the Zone. On approval by the Director, the contemplated activity will then be permitted.</p> | 435 |
| ISSUED: | EFFECTIVE: |
| Issued by George H. Williams, Director Economic Development and Employment City of Oakland, 1417 Clay Street Oakland, California 94612 | |

FOREIGN-TRADE ZONE NO. 56
 OAKLAND, CALIFORNIA
 TARIFF NO. 1

Original . . . Page No. 30

| RULES AND REGULATIONS SECTION IV. – Special Rules Pertaining to Merchandise – Continued | Item No. |
|---|-------------------|
| <p>LIMIT OF LIABILITY. – The Zone will not be responsible for loss or damage caused by fire, explosion, heat, dampness, leakage, the elements, evaporation, natural shrinkage, wastage, or decay; animals, rats, mice or other rodents; moths, weevil or other insects; leakage or discharge from fire protection systems, collapse of buildings or structures, breakdown of plant machinery or equipment, Acts of God, the Public Enemy, the inherent nature of the merchandise itself; nor will it be answerable for any loss, damage, or delay arising from the insufficient notifications, nor from war, insurrection, shortage of labor, combinations, riots or strikes of any persons in its employ or in the service of others or from any consequences arising therefrom.</p> <p>In performing the service of checking, the Zone will accept no responsibility for concealed damage or for the condition of contents of packages, cases, or other containers, whether or not receipts issued so state.</p> <p>The Operator will not be responsible for any loss or damage arising from or occasioned by any misunderstanding of orders or instructions received or taken by telephone from the Zone users to the Operator.</p> | <p>440</p> |
| <p>CUSTOMS INSPECTION OF MERCHANDISE WHILE IN ZONE. – The consignee or his agent shall at all times be immediately available to make the merchandise subject to inspection required by the U.S. Customs Service and shall have the sole responsibility of opening crates and packages, handling the merchandise and securing the crates and packages following the inspection. In the event that the consignee or his agent is not immediately available for the inspections, then the Foreign-Trade Zone personnel shall be authorized to open such packages for the U.S. Customs Service and shall not be liable for any loss or damage for any reason whatsoever to the goods of the consignee.</p> | <p>445</p> |
| <p>ISSUED:</p> | <p>EFFECTIVE:</p> |

Issued by George H. Williams, Director
 Economic Development and Employment
 City of Oakland, 1417 Clay Street
 Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 31

| RULES AND REGULATIONS SECTION IV. – Special Rules Pertaining to Merchandise – Concluded | Item No. |
|---|-------------|
| <p>BONDS. – The Operator maintains, for Customs purposes, and on behalf of the Grantee, a Customs Bond as a guarantee for the payment from the Zone of all duties and taxes on such merchandise as may be removed from the Zone without a proper Customs permit or otherwise missing from the Zone. The Operator may require similar bonds to be established by the Zone User.</p> | 450 |
| <p>MARKING. – All merchandise handled in the Zone, before entry to Customs territory, must be truly marked in accordance with Customs regulations as to the country of origin and in accordance with all other government regulations, and no merchandise will be permitted to leave the Zone for any purpose that carries any false or misleading label or mark. When repacked or labeled in the Zone the goods should, when possible, be marked to indicate the fact.</p> | 455 |
| <p>PERMISSION TO WITHDRAW MERCHANDISE. – No merchandise shall be released from the Zone without the permission of the Operator and the Customs Officer. All requests to the Operator of release merchandise will be accompanied by a Release Order and Zone Forms, prepared by the owner of the merchandise. The Release Order must be approved by the Operator before Customs will permit delivery of the merchandise.</p> | 460 |
| <p>MERCHANDISE HELD FOR CHARGES. – The Zone Operator reserves the right to withhold permission to withdraw merchandise from the Zone for users with unpaid charges for Zone use.</p> | 465 |
| | |

ISSUED: EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
 OAKLAND, CALIFORNIA
 TARIFF NO. 1

Original . . . Page No. 32

RULES AND REGULATIONS
 SECTION V. — Rates and Charges for Facilities and Services

Item
 No.

SERVICE CHARGES FOR ASSIGNED SPACE. —

| <u>Type of Space</u> | <u>Service Charges</u> |
|---|--|
| Office/Exhibit | No charge for normal utilities, janitorial, and support services. Special utilities, services, and furnishings are responsibility of tenant. |
| Light Industrial Warehouse/Distribution Open Yard | Tenant pays for own interior janitorial, trash removal and utilities. |

510

The Rent Rate includes costs of installation, supervision and maintenance of electronic physical security system, guard service, Zone overhead, services of regularly assigned U.S. Customs Officer during normal work periods, property taxes, insurance and special assessments.

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
 Economic Development and Employment
 City of Oakland, 1417 Clay Street
 Oakland, California 94612

FOREIGN-TRADE ZONE NO. 56
OAKLAND, CALIFORNIA
TARIFF NO. 1

Original . . . Page No. 33

| RULES AND REGULATIONS SECTION V. — Rates and Charges for Facilities and Services — Continued | Item No. |
|--|-------------|
| USE OF ASSIGNED SPACE REGULATED. — The Zone management reserves the right to regulate the use which any Zone user places on any area assigned, either regular or temporary, within the Zone. | 515 |
| PENALTY STORAGE CHARGE. — When merchandise is placed in a Zone area or an area under control of the Zone management contrary to rules and regulations and administrative instructions of the Zone management, or when without the express authorization of the Zone management merchandise is placed outside of the Zone area leased by a Zone user, a penalty storage charge may be made against such user. This charge will be based on a daily charge of \$1.00 per cubic foot or 50 pounds measure, whichever is greater. Penalty storage charges will be payable when they accrue and the Zone reserves the right to seize merchandise in accordance with Tariff Item No. 335, which remains in illegal storage beyond a period of five consecutive days. | 520 |
| <p>SPACE ASSIGNMENTS. — Assignments of space within Foreign-Trade Zone 56 for storage, manipulation, manufacture, exhibit or office use shall be made in two categories. Any assigned space shall be for the exclusive use of the assignee and may not be subleased, hypothicated or assigned without the approval of the Operator.</p> <p>1. Regular Assignment - Private Lease Area:</p> <p>(a) A private lease agreement and space assignment will be issued by the Foreign-Trade Zone Operator for any office, exhibit, storage, manipulation or manufacturing area available after a written application for such space has been received and approved by the Zone Operator.</p> | 525 |

ISSUED:

EFFECTIVE:

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

RULES AND REGULATIONS
SECTION V-Rates and Charges for Facilities and Services-Continued

Item
No.

- (c) All such private leases entered into between Zone Operator and Tenant shall be subject to all provisions of this Tariff, as well as the negotiated provisions of the lease. Copies of pro forma lease agreements are available at the Zone office.
- (d) Rates for private lease areas shall be established on per annum basis unless otherwise provided for in the tariff.

525

WAREHOUSE
ISSUED: April 25, 1986

EFFECTIVE: May 1, 1986

Issued by George H. Williams, Director
Economic Development and Employment
City of Oakland, 1417 Clay Street
Oakland, California 94612

Correction #1

FOREIGN TRADE ZONE NO.56
 OAKLAND, CALIFORNIA
 ZONE SCHEDULE

Revised Nov 10, 1999

Page 35

RULES AND REGULATIONS
 SECTION VI - PUBLIC STORAGE

Item
 No.

GENERAL MERCHANDISE STORAGE RATES - The Zone Operator will provide merchandise storage space according to the following rate schedule:

600

| CUBIC FEET | CUBIC METERS | STORAGE TAX PAID | U.S. CUSTOMS STORAGE |
|------------|--------------|------------------|----------------------|
| 0.50 | 0.014 | 0.063 | 0.074 |
| 0.75 | 0.021 | 0.084 | 0.097 |
| 1.00 | 0.028 | 0.097 | 0.15 |
| 1.50 | 0.042 | 0.19 | 0.23 |
| 2.00 | 0.057 | 0.22 | 0.25 |
| 2.50 | 0.071 | 0.3 | 0.37 |
| 3.00 | 0.085 | 0.35 | 0.4 |
| 4.00 | 0.113 | 0.48 | 0.51 |
| 5.00 | 0.142 | 0.52 | 0.62 |
| 7.50 | 0.212 | 0.97 | 1.04 |
| 10.00 | 0.283 | 1.04 | 1.27 |
| 12.50 | 0.354 | 1.69 | 1.8 |
| 15.00 | 0.425 | 1.78 | 2.12 |
| 25.00 | 0.708 | 2.56 | 3.09 |
| 50.00 | 1.416 | 5.1 | 6.2 |
| 50+ | | 0.063 cu. Ft. | 0.074 cu. Ft. |

Issued by Jose Duenas
 Executive Director
 GOITC, 530 Water Street, Oakland, CA

FOREIGN TRADE ZONE NO.56
OAKLAND, CALIFORNIA
ZONE SCHEDULE

Revised Nov 10, 1999

Page 36

RULES AND REGULATIONS
SECTION VI - PUBLIC STORAGE

Item
No.

GENERAL MERCHANDISE HANDLING RATES - The Zone Operator will provide merchandise handling services according to the following rate schedule:

605

| CUBIC FEET | CUBIC METERS | Palletized /Driver | Unloading by PACAM |
|------------|--------------|--------------------|--------------------|
| 0.50 | 0.014 | 0.21 | 0.32 |
| 0.75 | 0.021 | 0.24 | 0.37 |
| 1.00 | 0.028 | 0.35 | 0.44 |
| 1.50 | 0.042 | 0.4 | 0.46 |
| 2.00 | 0.057 | 0.45 | 0.59 |
| 2.50 | 0.071 | 0.62 | 0.8 |
| 3.00 | 0.085 | 0.66 | 0.83 |
| 4.00 | 0.113 | 0.9 | 1.11 |
| 5.00 | 0.142 | 1.01 | 1.22 |
| 7.50 | 0.212 | 2.24 | 2.53 |
| 10.00 | 0.283 | 2.72 | 3.09 |
| 12.50 | 0.354 | 3.09 | 3.99 |
| 15.00 | 0.425 | 3.75 | 4.8 |
| 25.00 | 0.708 | 5.08 | 6.65 |
| 50.00 | 1.416 | 8.49 | 8.49 |
| 50+ | | 12.6 | 12.6 |

Issued by Jose Duenas
Executive Director
GOITC, 530 Water Street, Oakland, CA

FOREIGN TRADE ZONE NO.56
OAKLAND, CALIFORNIA
ZONE SCHEDULE

Revised Nov 10, 1999

Page 37

RULES AND REGULATIONS
SECTION VII - OFFSITE ANNUAL ZONE FEES

Item
No.

SUBZONE SETUP AND ACTIVATION FEES: The General Purpose Zone operator will activate and help set up a system to administer FTZ documentation and reporting in the outside user's own facilities. There is a one time activation and set up fee; 50% to be paid on request of the user to the operator for the activation, and 50% to be paid on receipt from U.S. Customs of Authority to Operate. Fees are assessed according to the following schedule:

TIER I: \$8,000 --

Applicable to FTZ user that has existing systems to conform with U.S. Customs Standard Operating Procedures and FTZ Board Annual reporting in compliance with FTZ Board and U.S. Customs Regulations. These systems must adhere to on-going inventory control and record keeping systems. This tier does not apply to manufacturing processes. FTZ user will seek own approval of Operations Manual and bonds which U.S. Customs directly will carry.

610

TIER II: \$10,000 --

Applicable to FTZ user that has existing inventory control & record keeping system and reports that must be integrated to meet U.S. Customs Standard Operating Procedures and FTZ Board annual reporting. FTZ 56 will help to develop Operations Manual and obtain necessary U.S.C.S. bonds. This tier includes processing but not manufacturing processes.

TIER III: \$12,000 --

Applicable to FTZ user involved in a manufacturing process with an existing inventory control and reports that can be integrated with existing U.S. Customs Standard Operating Procedures Manual and FTZ Board requirements for annual reporting.

Issued by Jose Duenas
Executive Director
GOITC, 530 Water Street, Oakland, CA

FOREIGN TRADE ZONE NO.56
OAKLAND, CALIFORNIA
ZONE SCHEDULE

Revised Nov 10, 1999

Page38

SUBZONE SERVICES: The General Purpose Zone operator will provide the following services for the fee schedule noted in item 610:

- 1). Assistance in preparing application to Grantee, U.S. Customs and FTZ Board for activation of premise.
- 2). Reviewing (Tier I) and or developing (Tier II) with user, a Standard Operating Procedures Manual. This manual to include but not limited to:
 - a) Paperwork requirements and procedures on receipts, manipulations and transfers from the zone.
 - b) Reporting requirements such as Monthly Census, Annual Reconciliation to U.S. Customs and Annual Report to Grantee for the Department of Commerce.
 - c) Procedures on labeling and segregation requirements on specific lots of merchandise.
 - d) Procedures for handling Customs stickers and seals and audits.
 - e) Procedures for handling cycle counts and annual physical inventories required by U.S. Customs.

615

This manual will provide U.S. Customs with all required information on inventory, record keeping, reporting, audit trail and auditing procedures for off-site locations without the daily physical presence of the operator.

- 3) Coordinate with U.S. Customs and user on all security requirements and procedures for their facility and the day-to-day operation.
- 4) Provide master forms and reports to be used and produced in the day-to-day operation.
- 5) Eight (8) hours of training for the initial office and warehouse personnel on all areas in the Manual and day-to-day operations and security procedures in the zone.

* Additional training will be at a rate of \$165.00 per hour.

Issued by Jose Duenas
Executive Director
GOITC, 530 Water Street, Oakland, CA