

SUPPLEMENTAL INFORMATION AND CERTIFICATION FOR FILING AN APPLICATION FOR PERMIT UNDER 26 U.S.C. CHAPTER 52 TO IMPORT TOBACCO PRODUCTS

GENERAL INSTRUCTION: by signing and dating below, the applicant understands all of these items.

1. TTB requirements and prohibitions for the packages containing the tobacco products per 27 Code of Federal Regulations (CFR) 41.71 through 41.74. See http://www.ttb.gov/tobacco/tobacco_laws.shtml.
2. TTB requirements for maintaining records at the premises and submitting operational reports per 27 CFR 41.204 through 41.206.
3. TTB requirements to inform TTB about changes in business entity's location, ownership, control or structure per 27 CFR 41.220 through 41.228.
4. Customs requirement to state the country of origin on every article of foreign origin imported into the United States (19 United States Code (U.S.C.) section 1304 and 19 CFR Part 134). See <http://www.access.gpo.gov/nara/cfr/cfr-table-search.html>.
5. **Master Settlement Agreement (MSA)**- If your business deals in cigarettes, roll-your-own tobacco or smokeless tobacco, most States impose MSA fees and requirements. These fees and requirements are in addition to any State excise taxes. For information contact <http://www.naaq.org/>.
6. **U.S. Department of Agriculture (USDA) - "Tobacco Buyout"**- The Tobacco Transition Payment Program (TTPP), also called the "Tobacco Buyout", is funded through assessments on manufacturers and importers of all tobacco products over a 10-year period. Assessments come from Commodity Credit Corporation (CCC), USDA, on a quarterly basis. The total amount of all assessments is based upon domestic sales of all tobacco products to cover the cost of the tobacco buyout program (approximately \$10 billion). This program continues until 2014. For information contact <http://www.fsa.usda.gov/tobacco>.
7. **U.S. Department of Health and Human Services**- The Federal Cigarette Labeling and Advertising Act (FCLAA), 15 U.S.C.1335a(a), in part, requires that each person who manufactures, packages, or imports cigarettes annually submit to the Department of Health and Human Services (HHS), a list of ingredients added to tobacco in the manufacturer of cigarettes (Ingredient Report). The Centers for Disease Control and Prevention (CDC), Office on Smoking and Health (OSH), has been delegated the responsibility of implementing these provisions. The Ingredient Report must include all additives and flavors. Submissions are due to CDC, OSH by March 31st; and for importers, the Ingredient Report is also due upon initial importation into the United States. The report submitted by March 31st each year must represent the ingredients added to tobacco in the manufacture of cigarettes during the previous calendar year-see <http://www.hhs.gov/>.
 - a. **The Smokeless Tobacco Health Education Act (CSTHEA)**- 15 U.S.C. 4403(a)(1)(A), in part requires each manufacturer, packager, or importer of smokeless tobacco products to annually submit to HHS the list of ingredients added to tobacco in the manufacture of smokeless tobacco products (Ingredient Report). CSTHEA, 15 U.S.C. 4403(a)(1)(B), further requires the submission of the quantity of nicotine contained in each smokeless tobacco product (Nicotine Report).
9. Warning statements required by Title 15 U.S.C. sections 1333 and 4402 for cigarettes and smokeless tobacco enforced by the Federal Trade Commission. See <http://www.ftc.gov/>.
10. Items 1 through 9 inform the applicant of its responsibility to comply with these listed Federal and State requirements. This document does not relieve an applicant of its responsibility to comply with *any other additional* Federal and State requirements regarding tobacco products which may not be listed in items 1 through 9.

I have read items 1 through 10 above. I understand these items. I acknowledge that failing to follow items 1 through 3 could result in action against the importer of tobacco products permit issued by TTB. Furthermore, the applicant acknowledges that failing to comply with items 4 through 10 may result in other Federal agency or State action against its business.

_____ Signature (see instructions for signing the application TTB Form 5230.4)

_____ Typed or written name of individual signing _____ Date