

# **FEDEX INTERNATIONAL CONTROLLED EXPORT (FICE) TERMS AND CONDITIONS**

**Effective January 15, 2009**

FedEx International Controlled Export is a service option for FedEx International Priority, FedEx International Priority Freight and FedEx International Priority DirectDistribution services allowing shippers to tender U.S. export shipments requiring pre-export regulatory clearances. Unless the FedEx International Controlled Export service option is used, such U.S. export shipments requiring pre-export regulatory clearances are prohibited via FedEx International Priority, FedEx International Priority Freight and FedEx International Priority DirectDistribution services. Shipments tendered using the FedEx International Controlled Export service option are governed by the terms and conditions in the current FedEx Service Guide, the terms and conditions of the automation system used to prepare this shipping transaction, as well as these additional terms and conditions of use (this "Agreement"). Please read this information carefully. If you agree to be bound by this Agreement, you must acknowledge your agreement below on behalf of yourself and the entity, if any, with whom you are employed or represent. Once acknowledged, this document will constitute a legal agreement between Federal Express Corporation ("FedEx") and you and such legal entity (collectively referred to as "Shipper" or "You") governing all use of the FedEx International Controlled Export service option. Please print out a copy of this Agreement and retain it with your files for future reference.

## **SECTION 1. AVAILABILITY AND USE**

The FedEx International Controlled Export service option is available only to U.S.- and Puerto Rico-based shippers with an active FedEx account number. A FedEx International Controlled Export-enabled FedEx Ship Manager device and/or FedEx Ship Manager at fedex.com must be used to tender FedEx International Controlled Export shipments.

## **SECTION 2. ADDITIONAL SHIPPER RESPONSIBILITIES**

1. Shipper agrees to comply with the following requirements with respect to every shipment for which the FedEx International Controlled Export service option is selected:
2. Identify each FedEx International Controlled Export shipment by selecting the FedEx International Controlled Export option and the type of controlled export at time of shipment.
3. Provide complete and accurate Electronic Export Information (EEI) (formerly SED) when FedEx is filing the EEI on your behalf.
4. Provide all paperwork required for export and import clearance (e.g., Commercial Invoice, license, copy of EEI filing). If you filed the EEI, you must provide FedEx with the ITN received from AES. If an EEI is not required to be filed, you must provide the proper Foreign Trade Regulations (FTR) exemption that applies. If the shipment is shipped under a DEA permit or State Department License, you cannot use an FTR exemption. You must file an EEI and provide a copy of the EEI filing.
5. When you are shipping licensable and non-licensable commodities to the same recipient on the same day, only licensable commodities may be tendered as part of the FedEx International Controlled Export shipment and any non-licensable commodities must be tendered to FedEx as a separate shipment on a separate air waybill.

6. If shipment information is transmitted to FedEx, but the shipment is not subsequently tendered to FedEx on the same shipping day, You must contact the appropriate U.S. government agency to make necessary corrections to any licenses or permits electronically decremented.

The Shipper, Consignee or Third Party selected to pay the transportation charges will pay the \$50.00 USD/shipment FedEx Handling Fee associated with this service option.

### **SECTION 3. TERMINATION**

Shipper may cease using the FedEx International Controlled Export service option at any time. FedEx may discontinue, suspend or modify FedEx International Controlled Export service at any time, for any reason, with or without notice. In addition, FedEx may terminate this Agreement at any time, without notice.

### **SECTION 4. IMPROPER USE**

In the event that Shipper improperly declares or tenders any shipment using the FedEx International Controlled Export service option, or U.S. Customs and Border Protection disallows export of a FedEx International Controlled Export shipment, FedEx may at its sole discretion consider the shipment undeliverable and the Undeliverable Shipments provisions in the FedEx Service Guide will govern return, storage or disposal of the shipment.

To learn more about FedEx International Controlled Export (FICE) service option, checkout these two useful resources:

[Streamlining Your Controlled Export Shipments Using FICE](#)  
[International Traffic in Arms Regulations Compliance Made Simpler](#)