EU Exportban PPE - factsheet

CIE uitvoeringsverordening 2020/402 is van kracht sinds 14/03 voor periode van 6 wkn.

Niet uitgevoerd mogen worden (zie annex 1 van verordening voor details; onderaan deze factshee)

Contactpersonen

- GMT: 5.1.2e 5.1.2e, 5.1.2e, 5.1.2e
- PV: 5.1.2e
- BZ: 5.1.2e
- Douane/CDIU: 5.1.2e
- IGJ: 5.1.2e

Van toepassing op (aangepast 20/03/2020):

- The Implementing Regulation applies to all **exports outside the Union**.
- This includes all **non-EU countries**, including preferential partners.
- However, in view of the deep integration of the internal market with all four member States of the **European Free Trade Association (EFTA**), as well as the integration of the production value chains and distribution networks with the same countries, the Implementing Regulation does not apply to exports to those four countries, which thus remain unrestricted. Given the particular dependency of the the overseas countries and territories listed in Annex II of the Treaty, as well as the Faeroe Islands on the metropolitan supply chains of the Member States, and of Andorra, San Marino and the Vatican City on the supply chains of neighbouring Member States the same applies to them.
- The Implementing Regulation does not apply to **trade between the EU Member States**. Pursuant to Article 127(3) of the Withdrawal Agreement, the United Kingdom of Great Britain and Northern Ireland is to be considered as a Member State, and not as a third country.

Exportauthorisatie: IGJ is nationale autoriteit, dat is 20/3 bij CIE aangegeven.

Uitvoerende dienst is CDIU dienst van Douane. Die hebben lijn meegekregen in principe niet uitvoeren.

Art 2.3. geeft basis voor (mogelijke basis voor) uitzondering:

In deciding whether to grant an export authorisation under this Regulation, Member States shall take into account all relevant considerations including, where appropriate, whether the export serves, inter alia:

— to fulfil supply obligations under a joint procurement procedure in accordance with Article 5 of Decision No 1082/2013/EU of the European Parliament and of the Council of 22 October 2013 on serious cross-border threats to health(2);

— to support concerted support actions coordinated by the Integrated Political Crisis Response Mechanism (IPCR), the European Commission or other Union institutions;

— to respond to the requests of assistance addressed to and handled by the UPCM (Union Civil Protection Mechanism), by third countries or international organisations;

— to support the statutory activities of support companies abroad that enjoy protection under the Geneva Convention, and in so far as they do not impair the ability to work as a national support company;

— to support the activities of the World Health Organisation's (WHO) Global Outbreak Alert & Response Network (GOARN);

— to supply foreign operations of EU Member States including, military operations, international police missions and/or civilian international peacekeeping missions;

— for the supply of EU and Member State delegations abroad.

Aanvullende guidance dd. 20/03:

Export authorisations could be granted only where the shipment in question does not pose a threat to the availability of PPE on the market of the Member State in question or elsewhere in the Union for the purpose of meeting the objective of the Regulation.

- Within this overarching objective, the competent authorities enjoy a margin of discretion and exports of certain quantities of specific PPE products may be authorised under specific circumstances depending on the needs of Member States.

Article 2(3) of the Implementing Regulation includes an illustrative list of considerations which are to be taken into account, where appropriate, in deciding whether an export authorisation could be issued.[…] The list in Article 2(3) is not exhaustive and Member States may take other elements into account. However, they must comply with the general objective of the Implementing Regulation as recalled above.

The Member States must process the export authorisation requests within 5 working days from the date on which all required information has been provided to the competent authorities.

- Member States are requested to **notify** to the Commission electronically the authorisations granted and not granted, on the basis of the template in Annex II. This notification should be made without delay as soon as the decision on the authorisation is taken.
- This information should be transmitted electronically, to the functional mailbox below: 5.1.2e @ec.europa.eu

The functional mailbox should also be used for any questions on the application of this system.

Other questions? 5.1.2e @ec.europa.eu

Documenten:

20/3

C(2020)1864_EN_ACT_part1_v2.pdf
C(2020)1865_EN_annexe_acte
C(2020)1865_EN_ACT_part1_v

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203347 getekende brief DGCZ.pdf
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18/3


Annexes_Export authorisation Guidan


Export authorisation Guidance_EN.pdf

15/3


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