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⁽¹⁾ Text with EEA relevance.

EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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II

(Non-legislative acts)

REGULATIONS

COMMISSION DELEGATED REGULATION (EU) 2017/2055

of 23 June 2017

supplementing Directive (EU) 2015/2366 of the European Parliament and of the Council with regard to regulatory technical standards for the cooperation and exchange of information between competent authorities relating to the exercise of the right of establishment and the freedom to provide services of payment institutions

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive (EU) 2015/2366 of the European Parliament and of the Council of 25 November 2015 on payment services in the internal market, amending Directives 2002/65/EC, 2009/110/EC and 2013/36/EU and Regulation (EU) No 1093/2010, and repealing Directive 2007/64/EC ⁽¹⁾, and in particular Article 28(5) thereof,

Whereas:

- (1) In order to enhance cooperation between competent authorities and ensure a consistent and efficient notification process for payment institutions intending to exercise the right of establishment and the freedom to provide services on a cross-border basis, it is necessary to specify the framework for cooperation, and for the exchange of information, between competent authorities of the home and of the host Member States, specifying the method, means and details of cooperation and, in particular, the scope and treatment of information to be submitted, including common terminology and standard notification templates.
- (2) For the purposes of having a common terminology and standard notification templates, it is necessary to define some technical terms in order to make a clear distinction between branch applications, services applications and agent applications with regard to payment institutions wishing to carry out their activities in another Member State.
- (3) The establishment of standard procedures covering the language and means of communication of passport applications between competent authorities of home and host Member States facilitates the exercise of the right of establishment and the freedom to provide services and the efficiency of the performance of the respective tasks and responsibilities of the competent authorities of home and host Member States.
- (4) Competent authorities in home Member States should be required to assess the accuracy and completeness of the information submitted by payment institutions intending to provide services in another Member State to ensure the quality of the passport notifications. To this end, competent authorities in home Member States should inform payment institutions of the particular aspects in which passport applications are deemed to be incomplete or incorrect to facilitate the process of identification, communication and submission of the missing or incorrect elements. Further, the assessment of completeness and accuracy should ensure an efficient notification process by clearly determining the one-month period and the three-month period referred to, respectively, in the first subparagraph of Article 28(2) and in the first subparagraph, of Article 28(3) of Directive (EU) 2015/2366 as having commenced on the date of receipt of a passport application containing information that is assessed as complete and correct by the home competent authorities.

⁽¹⁾ OJ L 337, 23.12.2015, p. 35.

- (5) Where a procedure for settlement of disagreements between competent authorities of different Member States has been initiated, in accordance with Article 19 of Regulation (EU) No 1093/2010 of the European Parliament and of the Council ⁽¹⁾, competent authorities of the home Member State should inform the payment institution that a decision concerning the passport application is deferred pending resolution under that provision.
- (6) To ensure an efficient and smooth notification process, allowing competent authorities of home and host Member States to perform their respective assessments in accordance with Directive (EU) 2015/2366, the information to be shared between competent authorities in relation to a passport application should be clearly defined for branch passport applications, agent passport applications and services passport applications, respectively. It is also appropriate to provide standard templates for the transmission of such information. Where available, those templates should also include the Legal Entity Identifier for legal entities.
- (7) To facilitate the identification of payment institutions operating cross-border in different Member States, it is appropriate to determine the format of the relevant unique identification number used in each Member State to identify payment institutions, their branches or agents engaged by payment institutions to provide payment services in the host Member State.
- (8) Where a payment institution carrying out its activities in another Member State changes the information communicated in the initial application, competent authorities of the home Member State should transmit only the information which is affected by the changes in accordance with Article 28(4) of Directive (EU) 2015/2366 to the competent authorities of the host Member State.
- (9) In accordance with point (a) of Article 6(1) of Directive 2009/110/EC of the European Parliament and of the Council ⁽²⁾, electronic money institutions, in addition to issuing electronic money, are entitled to the provision of payment services. Further, in accordance with Article 3(1) of that Directive, the procedures for passport notification of payment institutions apply *mutatis mutandis* to electronic money institutions. Article 3(4) of Directive 2009/110/EC also establishes that the provisions for passport notifications of payment institutions apply *mutatis mutandis* to electronic money institutions distributing electronic money in another Member State through natural or legal persons which act on their behalf. Article 3(5) of Directive 2009/110/EC provides that electronic money institutions shall not issue electronic money through agents, while they are allowed to provide payment services through agents subject to the conditions laid down in Article 19 of Directive (EU) 2015/2366. Notifications between competent authorities should therefore be facilitated with regard to the information relating to a passport application from an electronic money institution intending to exercise the right of establishment or the freedom to provide services, including by engaging an agent for the provision of payment services or by distributing and redeeming electronic money through distributors which act on their behalf in another Member State, in accordance with the applicable framework of the activities that electronic money institutions are entitled to perform.
- (10) This Regulation is based on the draft regulatory technical standards submitted by the European Banking Authority (EBA) to the Commission.
- (11) EBA has conducted open public consultations on the draft regulatory technical standards on which this Regulation is based, analysed the potential related costs and benefits and requested the opinion of the Banking Stakeholder Group established in accordance with Article 37 of Regulation (EU) No 1093/2010,

HAS ADOPTED THIS REGULATION:

CHAPTER 1

GENERAL PROVISIONS

Article 1

Scope

1. This Regulation establishes rules on the cooperation and exchange of information between competent authorities of home and host Member States regarding notifications for the exercise of the right of establishment or the freedom to provide services by payment institutions, in accordance with Article 28 of Directive 2015/2366/EC.

⁽¹⁾ Regulation (EU) No 1093/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Banking Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/78/EC (OJ L 331, 15.12.2010, p. 12).

⁽²⁾ Directive 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC (OJ L 267, 10.10.2009, p. 7).

2. This Regulation applies *mutatis mutandis* to notifications between competent authorities of home and host Member States for the exercise of the right of establishment or of the freedom to provide services by electronic money institutions, including where they distribute electronic money by engaging a natural or legal person, in accordance with Article 3(1), (4) and (5) of Directive 2009/110/EC and Article 111 of Directive 2015/2366/EC.

3. The scope and treatment of information exchanged between competent authorities under the framework for cooperation defined in this Regulation does not entail any consequence on the competence of the home and host authorities as defined under Directive (EU) 2015/2366.

Article 2

Definitions

For the purposes of this Regulation, the following definitions shall apply:

- (a) 'passport application' means a branch passport application, a services passport application or an agent passport application;
- (b) 'branch passport application' means an application made in accordance with Article 28(1) of Directive (EU) 2015/2366 by an authorised payment institution wishing to establish a branch in another Member State;
- (c) 'services passport application' means an application made in accordance with Article 28(1) of Directive (EU) 2015/2366 by an authorised payment institution seeking to provide services in another Member State;
- (d) 'agent passport application' means an application made in accordance with Article 28(1) of Directive (EU) 2015/2366 by an authorised payment institution seeking to provide payment services in another Member State by engaging an agent as referred to in Article 19(5) of that Directive.

Article 3

General requirements

- 1. Notifications referred to in Article 1(1) shall be transmitted by means of the templates set out in Annexes II, III, V and VI.
- 2. Notifications referred to in Article 1(2) shall be transmitted by means of the templates set out in Annexes II, III, V and VI.
- 3. Notifications referred to in Article 1(2) where electronic money institutions distribute electronic money by engaging a natural or legal person shall be transmitted by means of the templates set out in Annexes IV and VI.
- 4. The templates referred to in paragraphs 1, 2 and 3, and the information contained therein, shall comply with the following requirements:
 - (a) they shall be in writing and in a language accepted by the competent authorities of both the home and the host Member States;
 - (b) they shall be transmitted by electronic means, where those means are accepted by the competent authorities of the host Member State in which the payment institution intends to provide payment services, followed by an electronic confirmation of receipt by those competent authorities, or transmitted by post with acknowledgement of receipt.
- 5. Each competent authority shall make the following information available to the other competent authorities:
 - (a) the languages accepted, in accordance with point (a) of paragraph 4;
 - (b) the email address to which information and templates are to be transmitted where submitted by electronic means or the address to which information and templates are to be sent where submitted by post.

Article 4

Assessment of completeness and accuracy

- 1. On receipt of a passport application by a payment institution, the competent authorities of the home Member State shall assess the completeness and accuracy of the information provided pursuant to Article 28(1) of Directive (EU) 2015/2366.

2. Where the information provided in the application is assessed to be incomplete or incorrect pursuant to paragraph 1, the competent authority of the home Member State shall inform the payment institution without delay, indicating in which respect the information is considered to be incomplete or incorrect.

3. The time periods referred to in the first subparagraph of Article 28(2) and the first subparagraph of Article 28(3) of Directive (EU) 2015/2366 shall be considered as having commenced on the date of receipt of a complete and accurate passport application.

Article 5

Settlement of disagreements between competent authorities

Where a procedure for settlement of disagreements between competent authorities of different Member States has been initiated in accordance with Article 27 of Directive (EU) 2015/2366 in relation to a passport application from a payment institution pursuant to Article 28 of that Directive, the competent authorities of the home Member State shall inform the payment institution of the deferral of a decision on the application pending resolution under Article 19 of Regulation (EU) No 1093/2010.

CHAPTER 2

BRANCH PASSPORT APPLICATION

Article 6

Information to be transmitted

1. For the purposes of the first subparagraph of Article 28(2) of Directive (EU) 2015/2366, where a branch passport application is submitted by a payment institution, the competent authorities of the home Member State shall communicate the following information to the competent authorities of the host Member State:

- (a) the date of receipt of a complete and accurate passport application from the payment institution in accordance with Article 4;
- (b) the Member State in which the payment institution intends to operate;
- (c) the type of the passport application;
- (d) the name, the address and, where applicable, the authorisation number and the unique identification number of the payment institution in the home Member State in accordance with the formats set out in Annex I;
- (e) where available, the Legal Entity Identifier of the payment institution;
- (f) the identity and contact details of a contact person at the payment institution submitting the branch notification;
- (g) the address of the branch to be established in the host Member State;
- (h) the identity and contact details of the persons responsible for the management of the branch to be established in the host Member State;
- (i) the payment services to be provided in the host Member State;
- (j) the organisational structure of the branch to be established in the host Member State;

- (k) a business plan, including a forecast budget calculation for the first three financial years, which demonstrates that the branch is able to employ the appropriate and proportionate systems, resources and procedures to operate soundly in the host Member State;
 - (l) a description of the branch's governance arrangements and internal control mechanisms, including administrative procedures and risk management procedures, which demonstrates that these governance arrangements, control mechanisms and procedures are proportionate, appropriate, sound and adequate with regard to the payment service business in the host Member State and comply with requirements on money laundering and terrorist financing under Directive (EU) 2015/849 of the European Parliament and of the Council ⁽¹⁾.
2. Where a payment institution has informed the competent authorities in the home Member State of its intention to outsource operational functions of payment services to other entities in the host Member State, the competent authorities of the home Member State shall inform the competent authorities of the host Member State accordingly.

Article 7

Transmission of the information

1. The competent authorities of the home Member State shall transmit the information referred to in Article 6 to the competent authorities of the host Member State by means of the template set out in Annex II, and inform the payment institution that they have transmitted the information.
2. Where there are multiple notifications to communicate, competent authorities may communicate aggregated information by using the fields set out in Annex II.

Article 8

Communication of changes to the application

1. Where, in accordance with Article 28(4) of Directive (EU) 2015/2366, a payment institution notifies the competent authorities of the home Member State of any relevant change to a previous application, the competent authorities of the home Member State shall communicate those relevant changes to the competent authorities of the host Member State.
2. For the purposes of paragraph 1, the competent authorities of the home Member State shall transmit the relevant changes to the competent authorities of the host Member State by compiling only those parts of the template set out in Annex II to this Regulation that are affected by the changes.

Article 9

Information on the start of activities of the branch

For the purposes of the third subparagraph of Article 28(3) of Directive (EU) 2015/2366, the competent authorities of the home Member State shall communicate the date from which a payment institution commences its activities in a host Member State to the competent authorities of that host Member State without undue delay, by means of the template set out in Annex VI to this Regulation.

CHAPTER 3

AGENT PASSPORT APPLICATION

Article 10

Information to be transmitted

1. For the purposes of the first subparagraph of Article 28(2) of Directive (EU) 2015/2366, where an agent passport application is submitted by a payment institution, the competent authorities of the home Member State shall communicate the following information to the competent authorities of the host Member State:
- (a) the date of receipt of a complete and accurate passport application from the payment institution in accordance with Article 4;
 - (b) the Member State in which the payment institution intends to operate by engaging an agent;

⁽¹⁾ Directive (EU) 2015/849 of the European Parliament and of the Council of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing, amending Regulation (EU) No 648/2012 of the European Parliament and of the Council, and repealing Directive 2005/60/EC of the European Parliament and of the Council and Commission Directive 2006/70/EC (OJ L 141, 5.6.2015, p. 73).

- (c) the type of the passport application;
- (d) the nature of the passport application and, where the use of the agent in the host Member State does not give rise to an establishment, a description of the circumstances taken into account by the competent authority in the home Member State in its assessment;
- (e) the name, the address and, where applicable, the authorisation number and the unique identification number of the payment institution in the home Member State in accordance with the formats set out in Annex I;
- (f) where available, the Legal Entity Identifier of the payment institution;
- (g) the identity and contact details of a contact person within the payment institution submitting the agent passport notification;
- (h) the identity and contact details of the agent engaged by the payment institution;
- (i) the unique identification number of the agent in the Member State where it is located, where applicable, in accordance with the formats provided in Annex I;
- (j) where applicable, the identity and contact details of the persons responsible for the central contact point, where this has been appointed in accordance with Article 29(4) of Directive (EU) 2015/2366;
- (k) the payment services to be provided in the host Member State by engaging the agent;
- (l) a description of the internal control mechanisms that will be applied by the agent in order to comply with requirements on anti-money laundering and terrorist financing under Directive (EU) 2015/849;
- (m) the identity and contact details of directors and persons responsible for the management of the agent to be used in the provision of payment services and, for agents other than payment service providers, evidence that they are fit and proper persons.

2. Where a payment institution has informed competent authorities in the home Member State of its intention to outsource operational functions of payment services to other entities in the host Member State, the competent authorities of the home Member State shall inform the competent authorities of the host Member State accordingly.

Article 11

Transmission of the information

1. The competent authorities of the home Member State shall transmit the information referred to in Article 10 to the competent authorities of the host Member State by means of the template set out in Annex III, and inform the payment institution that they have transmitted the information.

2. Where there are multiple notifications to communicate, competent authorities may communicate aggregated information by using the fields set out in Annex III.

Article 12

Communication of changes to the application

1. Where, in accordance with Article 28(4) of Directive (EU) 2015/2366, a payment institution notifies the competent authorities of the home Member State of any relevant change to a previous agent passport application, the competent authorities of the home Member State shall communicate those relevant changes to the competent authorities of the host Member State.

2. For the purposes of paragraph 1, the competent authorities of the home Member State shall transmit the relevant changes to the competent authorities of the host Member State by compiling only those parts of the template set out in Annex III that are affected by the changes.

*Article 13***Information on the start of the activities of the agent**

For the purposes of the third subparagraph of Article 28(3) of Directive (EU) 2015/2366, the competent authorities of the home Member State shall communicate the date from which a payment institution commences its activities through an agent in a host Member State to the competent authorities of that host Member State without undue delay, by means of the template laid down in Annex VI to this Regulation.

CHAPTER 4

SERVICES PASSPORT APPLICATION*Article 14***Information to be transmitted**

1. For the purposes of the first subparagraph of Article 28(2) of Directive (EU) 2015/2366, where a services passport application is submitted by a payment institution, the competent authorities of the home Member State shall communicate the following information to the competent authorities of the host Member State:

- (a) the date of receipt of a complete and accurate passport application from the payment institution in accordance with Article 4;
- (b) the Member State in which the payment institution intends to provide services;
- (c) the type of the passport application;
- (d) the name, the address and where applicable, the authorisation number and the unique identification number of the payment institution in the home Member State in accordance with the formats set out in Annex I
- (e) where available, the Legal Entity Identifier of the payment institution;
- (f) the identity and contact details of a contact person within the payment institution submitting the services passport application;
- (g) the intended date of start of the provision of services in the host Member State;
- (h) the payment service(s) to be provided in the host Member State.

2. Where a payment institution has informed the competent authorities in the home Member State of its intention to outsource operational functions of payment services to other entities in the host Member State, the competent authorities of the home Member State shall inform the competent authorities of the host Member State accordingly.

*Article 15***Transmission of information**

1. The competent authorities of the home Member State shall transmit the information referred to in Article 14 to the competent authorities of the host Member State by means of the template set out in Annex V, and inform the payment institution that they have transmitted the information.

2. Where there are multiple notifications to communicate, competent authorities may communicate aggregated information by using the fields set out in Annex V.

*Article 16***Communication of changes to a services passport application**

1. Where, in accordance with Article 28(4) of Directive (EU) 2015/2366, a payment institution notifies the competent authorities of the home Member State of any relevant change to a previous services passport application, the competent authorities of the home Member State shall communicate those relevant changes to the competent authorities of the host Member State.

2. For the purposes of paragraph 1, the competent authorities of the home Member State shall transmit the relevant changes to the competent authorities of the host Member State by compiling only those parts of the template set out in Annex V that are affected by the changes.

CHAPTER 5

FINAL PROVISIONS*Article 17***Entry into force**

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 23 June 2017.

For the Commission
The President
Jean-Claude JUNKER

Format of the relevant unique identification number in each Member State

Member State	Legal person		Natural person	
	ID number type	ID number format	ID number type	ID number format
Austria	If registered: Firmenbuchnummer (https://www.justiz.gv.at/web2013/html/default/8ab4a8a422985de30122a90fc2ca620b.de.html)	Maximum: six digits plus one check letter	If not registered: Umsatzsteuer-Identifikations-Nummer (UID-Nummer) (https://www.bmf.gv.at/steuern/selbststaendige-unternehmer/umsatzsteuer/UID-und-ZM.html)	—
Belgium	KBO/BCE number (KBO = KruispuntBank van Ondernemingen; BCE = Banque-Carrefour des Entreprises) http://economie.fgov.be/nl/ondernemingen/KBO/#.VlbmZpYcTcu	0 + VAT number (0XXX.XXX.XXX)	KBO/BCE number (KBO, KruispuntBank van Ondernemingen; BCE, Banque-Carrefour des Entreprises) http://economie.fgov.be/nl/ondernemingen/KBO/#.VlbmZpYcTcu	10 digits (0 + 9 digit-VAT number)
Bulgaria	Unified Identification Code' as regulated by Art. 23, para. 1 of the Bulgarian Commercial Register Act.	9 digits	Unified Identification Code' as regulated by Art. 23, para. 1 of the Bulgarian Commercial Register Act.	9 digits
Croatia	OIB (fiscal number; Osobni identifikacijski broj — Personal Identification Number)	11 digits (10 random digits + 1 check digit)	OIB (fiscal number; Osobni identifikacijski broj — Personal Identification Number)	11 digits (10 random digits + 1 check digit)
Cyprus	Tax Identification Number (TIN) https://ec.europa.eu/taxation_customs/tin/tinByCountry.html	8 digits and 1 letter (e.g. 99999999L)	Tax Identification Code (TIC) https://ec.europa.eu/taxation_customs/tin/tinByCountry.html	8 digits and 1 letter (the first digit is always zero)
Czech Republic	Personal identification number (Identifikační číslo osoby (IČO))	8 digits (e.g.:12345678)	Personal identification number (Identifikační číslo osoby (IČO))	8 digits (e.g. 12345678)
Denmark	Company registration number (CVR number)	8-digit number (e.g. 12345678)	Personal registration number (CPR number)	10 digit number in the format '123456-7890'
Estonia	Company registry code, accessible at the Company Commercial Registry website. https://ariregister.rik.ee/index?lang=eng	8-digit number	Personal identification code (ID code)	Personal identification code (ID code)

Member State	Legal person		Natural person	
	ID number type	ID number format	ID number type	ID number format
Finland	Local business ID (https://www.ytj.fi/en/index/businessid.html) or international VAT number	Local business ID: 7 digits, a dash and a control mark, e.g. 1234567-8 — VAT number: 8 digits — e.g. FI12345678		—
France	SIREN	9 digits	SIREN	9 digits
Germany	If registered: Handelsregisternummer (HReg-Nr.) (Commercial Register-number; https://www.handelsregister.de/rp_web/mask.do), incl. place of registration HRA; HRB; GnR; PR;VR	HRA xxxx HRB xxxx GnR xxxx PR xxxxx VR xxxx Choose the applicable format, depending on the (legal) person type, followed by a number with different length	If not registered: Umsatzsteuer-Identifikationsnummer (USt-IdNr.) (http://www.bzst.de/DE/Steuern_International/USt_Identifikationsnummer/Merkblaetter/Aufbau_USt_IdNr.html?nn=19560) (VAT-number)	DExxxxxxxxx followed by a 9 digit number
Greece	Tax Identification Number (TIN — ΑΦΜ) https://ec.europa.eu/taxation_customs/tin/pdf/en/TIN_-_country_sheet_EL_en.pdf	9 digits	Tax Identification Number (TIN — ΑΦΜ) https://ec.europa.eu/taxation_customs/tin/pdf/en/TIN_-_country_sheet_EL_en.pdf	9 digits
Hungary	Company registration number	Numbers (##-##-#####)	Register number of private entrepreneurs Company registration number for sole proprietorships	Numbers (#####); Numbers (##-##-#####)
Iceland	—	—	—	—
Ireland	Company registration number https://www.cro.ie/	6 digits	—	—
Italy	Registration number	5 digits	Fiscal code, available on the website of the OAM (Organismo per la Gestione degli Elenchi degli Agenti in Attività Finanziaria e dei Mediatori Creditizi): https://www.organismo-am.it/elenco-agenti-servizi-di-pagamento	Alphanumeric code of 16 characters ('SP' followed by digits)

Member State	Legal person		Natural person	
	ID number type	ID number format	ID number type	ID number format
Latvia	Tax registration number (http://www.csb.gov.lv/en/node/29890)	11 digits	Personal ID number (XXXXXX-XXXXX), or if person is a tax payer — individual entrepreneur, tax registration number (http://www.csb.gov.lv/en/node/29890)	Tax registration number: 11 digits
Liechtenstein	If available, the Legal Entity Identifier of the entity, or if not available: Commercial register number (Handelsregister-Nummer)	Prefix FL + 11 digits (FL-XXXX.XXX.XXX-X).	Personenidentifikationsnummer (Personal Identification Number)	Maximum 12 digits
Lithuania	Company code from the Register of Legal Entities managed by the Centre of Registers of the Republic of Lithuania (http://www.registrucentras.lt/jar/p_en/); or	9 digits (used to be 7 until 2004)	Taxpayer's code — Name and Surname (the taxpayer's code is identical to personal code; however, for data protection reasons it is not normally disclosed), or	Name and Surname (letters)
Luxembourg	Company registration number	The letter B followed by 6 digits (e.g. B 123456)	Social security number	13 digits (first 8 digits are the person's date of birth: YYYYMMDD)
Malta	Company registration number: http://rocsupport.mfsa.com.mt/pages/default.aspx	The letter C followed by 5 digits — e.g. C 28938	Identity Card number OR Passport number: http://www.consilium.europa.eu/prado/en/prado-documents/mlt/all/index.html	6 digits and a capital letter — Example: 034976M OR 6 digits — e.g. 728349
Netherlands	Chamber of Commerce (KvK) number	8 digits	Chamber of Commerce (KvK) number	8 digits
Norway	Business Register Number (Organisation number)	9 digits (for example 981 276 957)	National identity number/D-number	11 digits (first 6 digits are the person's date of birth: DD.MM.YY.)
Poland	Polish NIP (numer identyfikacji podatkowej)		Polish NIP (numer identyfikacji podatkowej)	
Portugal	Número de Identificação de Pessoa Coletiva (NIPC)	9 digits	Número de Identificação Fiscal (NIF)	9 digits
Romania	—	—	—	—

Member State	Legal person		Natural person	
	ID number type	ID number format	ID number type	ID number format
Slovak Republic	Identifikačné číslo organizácie/Company Registration Number (IČO)	8 digits IČO — 00 000 000	Company Registration Number (IČO) is assigned to legal persons and entrepreneurs http://slovak.statistics.sk/wps/portal/ext/Databases/register_organizacii/!ut/p/b1/jY7RCoIwGEafKPfPqdsuV-BcLGnJlu0mLCKEp11E0dtn0m3Wd_fBOXCQRzXyXXNvz82t7bvm8v4-2zu9ZvM5FsCwo6DyyiTGrrA06QDsBmAhRZFQDcC0TEGJwm64IQQE-c-HLxPwy18i3x5C9DiGCKKE4pRzChnlLOYEbZEffWGMqbRzIF2cgyJYQmktQE4_wFT_CEWElkUfTugabP2s1OwFKhgzhg!!/dl4/d5/L2dBISEvZ0FBIS9nQSEh/	8 digits IČO — 00 000 000
Slovenia	Identification (registration) number assigned by the Agency of the Republic of Slovenia for Public Legal Records and Related Services (www.ajpes.si)	10 digits	Identification (registration) number assigned by the Agency of the Republic of Slovenia for Public Legal Records and Related Services (www.ajpes.si)	10 digits
Spain	<p>LEI code</p> <p>In absence:</p> <p>NIF ('Número de Identificación Fiscal') a.k.a tax identification number.</p> <p>Further information about the structure of the tax ID number is available at the following links:</p> <p>NIF (Legal Entities):</p> <p>http://www.agenciatributaria.es/AEAT.internet/Inicio_es_ES/La_Agencia_Tributaria/Campanas/Censos_NIF_y_domicilio_fiscal/Empresas_y_profesionales_Declaracion_censal_Modelos_036_y_037/Informacion/NIF_de_personas_juridicas_y_entidades.shtml</p>	<p>It is composed of 20 characters as follows:</p> <p>Characters 1-4: A 4-character prefix allocated uniquely to each LOU (Local Operating Unit).</p> <p>Characters 5-6: 2 reserved characters set to zero.</p> <p>Characters 7-18: Entity-specific part of the code generated and assigned by LOUs according to transparent, sound and robust allocation policies.</p> <p>Characters 19-20: Two check digits as described in the ISO 17442 standard.</p> <p>It is composed of 9 characters as follows:</p> <p>a) A letter providing information on its legal form:</p> <p>A. Corporations.</p> <p>B. Limited liability companies.</p> <p>C. General partnerships</p>	<p>NIF ('Número de Identificación Fiscal'), or tax identification number.</p> <p>For Non-Resident Spanish Individuals, for Spanish Individuals under 14 and for Non-Resident Foreign Individuals doing transactions with tax transcendence:</p> <p>For Foreign Individuals: NIE ('Número de Identidad de Extranjero').</p> <p>Further information about the structure of the tax ID number is available at the following links:</p> <p>NIF (Individuals) and NIE:</p> <p>http://www.agenciatributaria.es/AEAT.internet/Inicio_es_ES/La_Agencia_Tributaria/Campanas/Censos_NIF_y_domicilio_fiscal/Ciudadanos/Informacion/NIF_de_personas_fisicas.shtml</p>	<p>It is composed of 9 characters:</p> <p>8 digits and a final letter as check code at the end.</p> <p>It is composed of a letter ('L' for Spanish Non-Residents, 'K' for under 14 and 'M' for Non-Resident Foreigners),</p> <p>7 alphanumeric characters and a letter (check control)</p> <p>It is composed of 9 characters: an initial letter, 'X', followed by 7 digits, and a final letter as check code.</p> <p>Having exhausted the numerical capacity of the letter 'X', the sequence will be continued in alphabetical order (first with 'Y' and then 'Z').</p>

Member State	Legal person		Natural person	
	ID number type	ID number format	ID number type	ID number format
		D. Limited partnerships E. Co-ownerships and inheritances in abeyance F. Cooperatives G. Associations H. Homeowners communities J. Civil corporations N. Foreign entities P. Local government Q. Public organisms R. Religious congregations and institutions S. Central government and autonomous regions bodies U. Joint ventures with legal personality V. Others not defined in the preceding list W. Permanent establishments settled by non-resident entities b) A random number of 7 digits. c) A letter or a number, depending on legal form (check code).		
Sweden	Registration number (www.bolagsverket.se)	NNNNNN-XXXX	Social Security Number	YYMMDD-XXXX
United Kingdom	Tax Identification Number (TIN) https://ec.europa.eu/taxation_customs/tin/pdf/en/TIN_-_country_sheet_UK_en.pdf		Tax Identification Number (TIN) https://ec.europa.eu/taxation_customs/tin/pdf/en/TIN_-_country_sheet_UK_en.pdf	

ANNEX II

**Notification template for the exchange of information in relation to branch passport applications
by payment institutions and e-money institutions**

1)	Home Member State	
2)	Name of the competent authorities of the home Member State	
3)	Date of receipt by the competent authority of the home Member State of the complete and accurate application from the payment institution/e-money institution	DD/MM/YY
4)	Member State where the branch is to be established	
5)	Type of application	<input type="checkbox"/> First application <input type="checkbox"/> Change to previous application <input type="checkbox"/> End of business activity/cessation
6)	Type of Institution	<input type="checkbox"/> Payment Institution <input type="checkbox"/> E-Money Institution
7)	Name of the payment institution/e-money institution	
8)	Head office address of the payment institution/e-money institution	
9)	Unique identification number of the payment institution/e-money institution in the format of the home Member State as specified in Annex I (where applicable)	
10)	Legal Entity Identifier (LEI) of the payment institution/e-money institution (where available)	
11)	Home Member State authorisation number of the payment institution/e-money institution (where applicable)	
12)	Contact person within the payment institution/e-money institution	
13)	Email of the contact person within the payment institution/e-money institution	
14)	Telephone number of the contact person within the payment institution/e-money institution	
15)	Branch address	
16)	Identity of persons responsible for the management of the branch	

17)	Email of the persons responsible for the management of the branch	
18)	Telephone number of the persons responsible for the management of the branch	
19)	Payment services to be provided	<p>1. <input type="checkbox"/> Services enabling cash to be placed on a payment account as well as all the operations required for operating a payment account</p> <p>2. <input type="checkbox"/> Services enabling cash withdrawals from a payment account as well as all the operations required for operating a payment account</p> <p>3. Execution of payment transactions, including transfers of funds on a payment account with the user's payment provider or with another payment service provider:</p> <p>a) execution of direct debits, including one-off direct debits <input type="checkbox"/></p> <p>b) execution of payment transactions through a payment card or a similar device <input type="checkbox"/></p> <p>c) execution of credit transfers, including standing orders <input type="checkbox"/></p> <p>4. Execution of payment transactions where the funds are covered by a credit line for a payment service user:</p> <p>a) execution of direct debits, including one-off direct debits <input type="checkbox"/></p> <p>b) execution of payment transactions through a payment card or a similar device <input type="checkbox"/></p> <p>c) execution of credit transfers, including standing orders <input type="checkbox"/></p> <p>Including granting of credit in accordance with Article 18(4) of Directive (EU) 2015/2366: <input type="checkbox"/> yes <input type="checkbox"/> no</p> <p>5. <input type="checkbox"/> Issuing of payment instruments <input type="checkbox"/> Acquiring of payment transactions Including granting of credit in accordance with Article 18(4) of Directive (EU) 2015/2366: <input type="checkbox"/> yes <input type="checkbox"/> no</p> <p>6. <input type="checkbox"/> Money remittance</p> <p>7. <input type="checkbox"/> Payment initiation services</p> <p>8. <input type="checkbox"/> Account information services</p>
20)	Electronic money services to be provided (applicable only to e-money institutions)	<input type="checkbox"/> Issuing of electronic money <input type="checkbox"/> Distribution and/or Redemption of electronic money

21)	Description of the organisational structure of the branch	
22)	<p>Business plan, which demonstrates that the branch is able to employ the appropriate and proportionate systems, resources and procedures to operate soundly in the host Member State, comprising:</p> <ul style="list-style-type: none">a. main objectives and business strategy of the branch and an explanation of how the branch will contribute to the strategy of the institution and, where applicable, of its group;b. a forecast budget calculation for the first three complete financial years.	
23)	<p>Governance arrangements and internal control mechanisms, comprising the following items:</p> <ul style="list-style-type: none">a. description of the governance structure of the branch, including functional and legal reporting lines and the position and role of the branch within the corporate structure of the institution and, where applicable, of its group;b. description of internal control mechanisms of the branch, including the following items:<ul style="list-style-type: none">i. internal risk control procedures of the branch, the link with the internal risk control procedure of the payment institution/e-money institution, and where applicable, of its group;ii. details of the internal audit arrangements of the branch;iii. details of the anti-money laundering procedures to be adopted by the branch in the host Member State, under Directive (EU) 2015/849.	
24)	<p>In case of outsourcing of operational functions of payment/e-money services:</p> <ul style="list-style-type: none">a. Name and address of the entity to which operational functions are to be outsourced;b. Contact details (email and telephone number) of a contact person within the entity to which operational functions are to be outsourced;c. Type and exhaustive description of the operational functions outsourced.	

ANNEX III

Notification template for the exchange of information in relation to passport applications by payment institutions and e-money institutions using agents

1)	Home Member State	
2)	Host Member State in which the agent is to provide payment services	
3)	Name of the competent authority of the home Member State	
4)	Date of receipt by the competent authority of the home Member State of the complete and accurate application from the payment institution/e-money institution	DD/MM/YY
5)	Type of application	<input type="checkbox"/> First application <input type="checkbox"/> Change to previous application <input type="checkbox"/> Additional agents <input type="checkbox"/> Agent deactivation
6)	Nature of the application (assessment of the competent authority of the home Member State)	<input type="checkbox"/> Right of establishment <input type="checkbox"/> Freedom to provide services, based on the following circumstances:
7)	Type of Institution	<input type="checkbox"/> Payment Institution <input type="checkbox"/> E-Money Institution
8)	Name of the payment institution/e-money institution	
9)	Head office address of the payment/e-money institution	
10)	Unique identification number of the payment institution/e-money institution in the format of the home Member State as specified in Annex I (where applicable)	
11)	Legal Entity Identifier (LEI) of the payment institution/e-money institution (where available)	
12)	Home Member State authorisation number of the payment institution/e-money institution (where applicable)	
13)	Contact person within the payment institution/e-money institution	
14)	Email of the contact person within the payment institution/e-money institution	

15)	Telephone number of the contact person within the payment institution/e-money institution	
16)	<p>Agent details:</p> <p>a. If legal person:</p> <ul style="list-style-type: none"> i. Name ii. Registered address(es) iii. Unique identification number in the format of the Member State where the agent is located as specified in Annex I (where applicable) iv. Legal Entity Identifier (LEI) of the agent (where available) v. Telephone number vi. Email vii. Name, place and date of birth of legal representatives <p>b. If natural person:</p> <ul style="list-style-type: none"> i. Name, date and place of birth ii. Registered business address(es) iii. Unique identification number in the format of the Member State where the agent is located as specified in Annex I (where applicable) iv. Telephone number v. Email 	
17)	<p>If under the right of establishment, central contact point, if already appointed and/or required by the host authorities in accordance with Article 29(4) of Directive (EU) 2015/2366:</p> <ul style="list-style-type: none"> a. Name of representative b. Address c. Telephone number d. Email 	
18)	Payment services to be provided by the agent	<ul style="list-style-type: none"> 1. <input type="checkbox"/> Services enabling cash to be placed on a payment account as well as all the operations required for operating a payment account 2. <input type="checkbox"/> Services enabling cash withdrawals from a payment account as well as all the operations required for operating a payment account 3. Execution of payment transactions, including transfers of funds on a payment account with the user's payment provider or with another payment service provider: <ul style="list-style-type: none"> a) execution of direct debits, including one-off direct debits <input type="checkbox"/> b) execution of payment transactions through a payment card or a similar device <input type="checkbox"/> c) execution of credit transfers, including standing orders <input type="checkbox"/>

		<p>4. Execution of payment transactions where the funds are covered by a credit line for a payment service user:</p> <p>a) execution of direct debits, including one-off direct debits <input type="checkbox"/></p> <p>b) execution of payment transactions through a payment card or a similar device <input type="checkbox"/></p> <p>c) execution of credit transfers, including standing orders <input type="checkbox"/></p> <p>Including granting of credit in accordance with Article 18(4) of Directive (EU) 2015/2366: <input type="checkbox"/> yes <input type="checkbox"/> no</p> <p>5. <input type="checkbox"/> Issuing of payment instruments <input type="checkbox"/> Acquiring of payment transactions</p> <p>Including granting of credit in accordance with Article 18(4) of Directive (EU) 2015/2366: <input type="checkbox"/> yes <input type="checkbox"/> no</p> <p>6. <input type="checkbox"/> Money remittance</p> <p>7. <input type="checkbox"/> Payment initiation services</p> <p>8. <input type="checkbox"/> Account information services</p>
19)	Description of the internal control mechanisms that will be used by the payment institution/e-money institution/agent in order to comply with the obligations in relation to the prevention of money laundering and terrorist financing under Directive (EU) 2015/849	
20)	Identity and contact details of directors and persons responsible for the management of the agent engaged	
21)	For agents other than payment service providers, criteria considered to ensure that directors and persons responsible for the management of the agent to be used in the provision of payment services are fit and proper persons.	<p>a. <input type="checkbox"/> Evidence gathered by the Payment Institution attesting that directors and persons responsible for the management of the agent to be used in the provision of payment services are fit and proper persons.</p> <p>b. <input type="checkbox"/> Actions taken by the competent authority in the home Member State pursuant to Article 19(3) of Directive (EU) 2015/2366 to verify the information provided by the payment institution.</p>
22)	<p>In case of outsourcing of operational functions of payment/e-money services:</p> <p>a. Name and address of the entity to which operational functions are to be outsourced</p> <p>b. Contact details (email and telephone number) of a contact person within the entity to which operational functions are to be outsourced</p> <p>c. Type and exhaustive description of the operational functions outsourced</p>	

ANNEX IV

Notification template for the exchange of information in relation to passport applications by e-money institutions using distributors

1)	Home Member State	
2)	Host Member State in which e-money services are to be provided	
3)	Name of the competent authority of the home Member State	
4)	Date of receipt by the competent authority of the home Member State of the complete and accurate application from the e-money institution	DD/MM/YY
5)	Type of application	<input type="checkbox"/> First application <input type="checkbox"/> Change to previous application <input type="checkbox"/> Additional distributors <input type="checkbox"/> Distributor deactivation
6)	Nature of the application (assessment of the competent authority of the home Member State)	<input type="checkbox"/> Right of establishment <input type="checkbox"/> Freedom to provide services, based on the following circumstances:
7)	Name of the e-money institution	
8)	Head office address of the e-money institution	
9)	Unique identification number of the e-money institution in the format of the home Member State as specified in Annex I (where applicable)	
10)	Legal Entity Identifier (LEI) of the e-money institution (where available)	
11)	Home Member State authorisation number of the e-money institution (where applicable)	
12)	Contact person within the e-money institution	
13)	Email of the contact person within the e-money institution	
14)	Telephone number of the contact person within the e-money institution	

15)	<p>Distributor details:</p> <p>a. If legal person:</p> <ul style="list-style-type: none"> i. Name ii. Registered Address(es) iii. Unique identification number in the format of the Member State where the distributor is located as specified in Annex I (where applicable) iv. Legal Entity Identifier (LEI) of the distributor (where available) v. Telephone number vi. Email vii. Name, place and date of birth of legal representatives <p>b. If natural person:</p> <ul style="list-style-type: none"> i. Name, date and place of birth ii. Registered Business address(es) iii. Unique identification number in the format of the Member State where the distributor is located as specified in Annex I (where applicable) iv. Telephone number v. Email 	
16)	Electronic money services to be provided by the distributor	<input type="checkbox"/> Distribution <input type="checkbox"/> Redemption of electronic money
17)	Description of the internal control mechanisms that will be used by the e-money institution/distributor in order to comply with the obligations in relation to the prevention of money laundering and terrorist financing under Directive (EU) 2015/849.	
18)	<p>In case of outsourcing of operational functions of e-money services:</p> <ul style="list-style-type: none"> a. Name and address of the entity to which operational functions are to be outsourced b. Contact details (email and telephone number) of a contact person within the entity to which operational functions are to be outsourced c. Type and exhaustive description of the operational functions outsourced 	

ANNEX V

Notification template for the exchange of information in relation to freedom to provide services applications with no agent or distributor

1)	Home Member State	
2)	Name of the competent authority of the home Member State	
3)	Date of receipt by the competent authority of the home Member State of the complete and accurate application from the payment institution/e-money institution	DD/MM/YY
4)	Member State where the services are to be provided	
5)	Type of application	<input type="checkbox"/> First application <input type="checkbox"/> Change to previous application <input type="checkbox"/> End of business activity/cessation
6)	Type of Institution	<input type="checkbox"/> Payment Institution <input type="checkbox"/> E-Money Institution
7)	Name of the payment institution/e-money institution	
8)	Head office address of the payment institution/e-money institution	
9)	Unique identification number of the payment institution/e-money institution in the format of the home Member State as specified in Annex I (where applicable)	
10)	Legal Entity Identifier (LEI) of the payment institution/e-money institution (where available)	
11)	Home Member State authorisation number of the payment institution/e-money institution (where applicable)	
12)	Contact person within the payment institution/e-money institution	
13)	Email of the contact person within the payment institution/e-money institution	
14)	Telephone number of the contact person within the payment institution/e-money institution	
15)	The intended date of start of the provision of payment/e-money services (shall not precede the communication of the decision of the competent authority of the home Member State referred to in Article 28(3) of Directive (EU) 2015/2366	DD/MM/YYYY

16)	Payment services to be provided	<ol style="list-style-type: none"> 1. <input type="checkbox"/> Services enabling cash to be placed on a payment account as well as all the operations required for operating a payment account 2. <input type="checkbox"/> Services enabling cash withdrawals from a payment account as well as all the operations required for operating a payment account 3. Execution of payment transactions, including transfers of funds on a payment account with the user's payment provider or with another payment service provider: <ol style="list-style-type: none"> a) execution of direct debits, including one-off direct debits <input type="checkbox"/> b) execution of payment transactions through a payment card or a similar device <input type="checkbox"/> c) execution of credit transfers, including standing orders <input type="checkbox"/> 4. Execution of payment transactions where the funds are covered by a credit line for a payment service user: <ol style="list-style-type: none"> a) execution of direct debits, including one-off direct debits <input type="checkbox"/> b) execution of payment transactions through a payment card or a similar device <input type="checkbox"/> c) execution of credit transfers, including standing orders <input type="checkbox"/> <p>Including granting of credit in accordance with Article 18(4) of Directive (EU) 2015/2366: <input type="checkbox"/> yes <input type="checkbox"/> no</p> 5. <input type="checkbox"/> Issuing of payment instruments <input type="checkbox"/> Acquiring of payment transactions <p>Including granting of credit in accordance with Article 18(4) of Directive (EU) 2015/2366: <input type="checkbox"/> yes <input type="checkbox"/> no</p> 6. <input type="checkbox"/> Money remittance 7. <input type="checkbox"/> Payment initiation services 8. <input type="checkbox"/> Account information services
17)	E-money services to be provided (applicable only to e-money institutions)	<input type="checkbox"/> Issuing of electronic money <input type="checkbox"/> Distribution and/or Redemption of electronic money
18)	<p>In case of outsourcing of operational functions of payment/e-money services:</p> <ol style="list-style-type: none"> a. Name and address of the entity to which operational functions are to be outsourced b. Contact details (email and telephone number) of a contact person within the entity to which operational functions are to be outsourced c. Type and exhaustive description of the operational functions outsourced 	

ANNEX VI

Notification template for the exchange of information in relation to start of branch/agent/distributor passport activities by payment institutions and e-money institutions

Start of activities		
1)	Home Member State	
2)	Name of the competent authority of the home Member State	
3)	Date of the initial application according to Annex II or III or IV.	
4)	Member State where the branch/agent/distributor is to start activities	
5)	Type of Institution	<input type="checkbox"/> Payment Institution <input type="checkbox"/> E-Money Institution
6)	Name of the payment institution/e-money institution	
7)	Head office address of the payment institution/e-money institution	
8)	Unique identification number of the payment institution/e-money institution in the format of the home Member State as specified in Annex I (where applicable)	
9)	Legal Entity Identifier (LEI) of the payment institution/e-money institution (where available)	
10)	Home Member State authorisation number of the payment institution/e-money institution (where applicable)	
11)	Type of passporting	<input type="checkbox"/> Branch <input type="checkbox"/> Agent <input type="checkbox"/> Distributor
12)	For agents/distributors,	a. If legal person: i. Name ii. Unique identification number in the format of the Member State where the agent/distributor is located as specified in Annex I (where applicable)

Start of activities		
		iii. Legal Entity Identifier (LEI) of the agent/distributor (where available) iv. Telephone number b. If natural person: i. Name, date and place of birth ii. Unique identification number in the format of the Member State where the agent/distributor is located as specified in Annex I (where applicable)
13)	For agents and branches, date of entry in the register of the competent authorities of the Home Member State	DD/MM/YYYY
14)	Start date of the branch/agent/distributor activities (for agents and branches, the date shall not precede the date of entry of the agent/branch in the register of the home Member State as referred to in Article 28(3) of Directive (EU) 2015/2366)	DD/MM/YYYY

COMMISSION DELEGATED REGULATION (EU) 2017/2056**of 22 August 2017****amending Delegated Regulation (EU) No 522/2014 supplementing Regulation (EU) No 1301/2013 of the European Parliament and of the Council with regard to the detailed rules concerning the principles for the selection and management of innovative actions in the area of sustainable urban development to be supported by the European Regional Development Fund**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1301/2013 of the European Parliament and of the Council of 17 December 2013 on the European Regional Development Fund and on specific provisions concerning the Investment for growth and jobs goal and repealing Regulation (EC) No 1080/2006 ⁽¹⁾, and in particular Article 8(3) thereof,

Whereas:

- (1) Commission Delegated Regulation (EU) No 522/2014 ⁽²⁾ provides that urban innovative actions are to be implemented within a maximum period of three years. However, a longer period may be necessary to enable urban authorities to fully test all the aspects of the innovative solutions proposed, to collect the results and to ensure the transferability of the solutions to other urban authorities in the Union.
- (2) In order to provide sufficient time for the complete implementation of complex innovative solutions, so that innovative actions fully deliver their added value, the timeframe provided for in Delegated Regulation (EU) No 522/2014 should therefore be extended by one year.
- (3) Delegated Regulation (EU) No 522/2014 should therefore be amended accordingly.
- (4) In order to ensure that the amendment to Delegated Regulation (EU) No 522/2014 is applied in the context of the next call, which is planned for December 2017, this Regulation should enter into force on the day following that of its publication,

HAS ADOPTED THIS REGULATION:

Article 1

In Article 2 of Delegated Regulation (EU) No 522/2014, paragraph 6 is replaced by the following:

‘6. Each innovative action shall be implemented within a maximum period of four years’.

*Article 2*This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 22 August 2017.

*For the Commission**The President*

Jean-Claude JUNCKER

⁽¹⁾ OJ L 347, 20.12.2013, p. 289.⁽²⁾ Commission Delegated Regulation (EU) No 522/2014 of 11 March 2014 supplementing Regulation (EU) No 1301/2013 of the European Parliament and of the Council with regard to the detailed rules concerning the principles for the selection and management of innovative actions in the area of sustainable urban development to be supported by the European Regional Development Fund (OJ L 148, 20.5.2014, p. 1).

COMMISSION IMPLEMENTING REGULATION (EU) 2017/2057**of 10 November 2017****concerning the non-approval of *Achillea millefolium* L. as a basic substance in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directives 79/117/EEC and 91/414/EEC ⁽¹⁾, and in particular Article 23(5) in conjunction with Article 13(2) thereof,

Whereas:

- (1) In accordance with Article 23(3) of Regulation (EC) No 1107/2009, the Commission received on 10 July 2015 an application from the Institut Technique de l'Agriculture Biologique (ITAB) for the approval of *Millefolii herba* as a basic substance. That application was accompanied by the information required under the second subparagraph of Article 23(3) of Regulation (EC) No 1107/2009.
- (2) The Commission asked the European Food Safety Authority ('the Authority') for scientific assistance. The Authority provided the Commission with a Technical Report on the substance concerned on 29 September 2016 ⁽²⁾. The Commission presented the review report ⁽³⁾ and the draft of this Regulation on the non-approval of *Millefolii herba* to the Standing Committee on Plants, Animals, Food and Feed on 24 January 2017 and finalised them for the meeting of that Committee on 6 October 2017.
- (3) During the consultation organised by the Authority, the applicant modified the basic substance name to *Achillea millefolium* L.
- (4) The documentation provided by the applicant does not show that *Achillea millefolium* L. fulfils the criteria of a foodstuff as defined in Article 2 of Regulation (EC) No 178/2002 of the European Parliament and of the Council ⁽⁴⁾.
- (5) Specific concerns were identified, in the Technical Report of the Authority, regarding exposure to the infusion and the components alpha- and beta-thujone, camphor and 1,8-cineole specifically through pesticide use. Concerns were identified regarding possible adverse effects for pregnant women and on sperm parameters as well as regarding the endocrine-disrupting potential. As a result, the assessment of the risk to operators, workers, bystanders, consumers and non-target organisms could not be finalised.
- (6) The Commission invited the applicant to submit its comments on the Technical Report of the Authority and on the draft review report. The applicant submitted its comments, which have been carefully examined.
- (7) However, despite the arguments put forward by the applicant, the concerns related to the substance cannot be eliminated.
- (8) Consequently, as laid down in the Commission review report, it has not been established that the requirements laid down in Article 23 of Regulation (EC) No 1107/2009 are satisfied. It is therefore appropriate not to approve *Achillea millefolium* L. as a basic substance.
- (9) This Regulation does not prejudice the submission of a further application for the approval of *Achillea millefolium* L. as a basic substance in accordance with Article 23(3) of Regulation (EC) No 1107/2009.

⁽¹⁾ OJ L 309, 24.11.2009, p. 1.⁽²⁾ Technical report on the outcome of the consultation with Member States and EFSA on the basic substance application for *Millefolii herba* — Yarrow infusion for use in plant protection as fungicide and insecticide on various crops and to prevent freezing. EFSA supporting publication 2016:EN-1093.⁽³⁾ <http://ec.europa.eu/food/plant/pesticides/eu-pesticides-database/public/?event=activesubstance.selection&language=EN>⁽⁴⁾ Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (OJ L 31, 1.2.2002, p. 1).

- (10) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

The substance *Achillea millefolium* L. is not approved as a basic substance.

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 10 November 2017.

For the Commission

The President

Jean-Claude JUNKER

COMMISSION IMPLEMENTING REGULATION (EU) 2017/2058**of 10 November 2017****amending Implementing Regulation (EU) 2016/6 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety ⁽¹⁾, and in particular Article 53(1)(b)(ii) thereof,

Whereas:

- (1) Article 53 of Regulation (EC) No 178/2002 provides for the possibility to adopt appropriate Union emergency measures for food and feed imported from a third country in order to protect public health, animal health or the environment, where the risk cannot be contained satisfactorily by means of measures taken by the Member States individually.
- (2) Following the accident at the Fukushima nuclear power station on 11 March 2011, the Commission was informed that radionuclide levels in certain food products originating in Japan exceeded the action levels in food applicable in Japan. Such contamination may constitute a threat to public and animal health in the Union and therefore Commission Implementing Regulation (EU) No 297/2011 ⁽²⁾ was adopted. That Regulation was replaced by Commission Implementing Regulation (EU) No 961/2011 ⁽³⁾ which was later replaced by Commission Implementing Regulation (EU) No 284/2012 ⁽⁴⁾. The latter was replaced by Commission Implementing Regulation (EU) No 996/2012 ⁽⁵⁾ which was later replaced by Commission Implementing Regulation (EU) No 322/2014 ⁽⁶⁾ and which was in turn replaced by Commission Implementing Regulation (EU) 2016/6 ⁽⁷⁾.
- (3) Since Implementing Regulation (EU) 2016/6 provides that the measures provided therein are to be reviewed by 30 June 2016 and in order to take into account the further development of the situation and occurrence data for 2015 and 2016 on radioactivity in feed and food, it is appropriate to amend Implementing Regulation (EU) 2016/6.
- (4) Council Regulation (Euratom) 2016/52 ⁽⁸⁾ repeals Council Regulation (Euratom) No 3954/87 ⁽⁹⁾ and Commission Regulation (Euratom) No 770/90 ⁽¹⁰⁾ and therefore it is appropriate to amend the references to these Regulations accordingly.
- (5) The existing measures have been reviewed taking into account more than 132 000 occurrence data on radioactivity in feed and food other than beef and more than 527 000 occurrence data on radioactivity in beef, provided by the Japanese authorities concerning the fifth and sixth growing season (January 2015 until December 2016) after the accident.
- (6) The data submitted by the Japanese authorities provide evidence that no exceedance of the maximum levels of radioactivity were observed in feed and food originating from Akita during the fifth and sixth growing season after the accident and it is no longer necessary to require the sampling and analysis of feed and food originating in the prefectures of Akita regarding the presence of radioactivity before export to the Union.
- (7) For feed and food products originating in the prefecture of Fukushima, taking into account the occurrence data provided by the Japanese authorities for 2014, 2015 and 2016, it is appropriate to lift the requirement of sampling and analysis before export to the Union for rice and products derived thereof. For the other feed and food originating in that prefecture, it is appropriate to maintain the requirement of sampling and analysis before export to the Union.

- (8) As regards the prefectures of Gunma, Ibaraki, Tochigi, Iwate and Chiba, it is currently required to sample and analyse mushrooms, fish and fishery products and certain edible wild plants and the processed and derived products thereof, before export to the Union. The occurrence data for the fifth and sixth growing season provide evidence that for some of those feed and food commodities originating from certain prefectures, it is appropriate to no longer require sampling and analysis before export to the Union.
- (9) As regards the prefectures of Akita, Yamagata and Nagano, it is currently required to sample and analyse mushrooms and certain edible wild plants and the processed and derived products thereof before export to the Union. The occurrence data for the fifth and sixth growing season provide evidence that it is no longer necessary to require the sampling and analysis of feed and food originating in the prefecture of Akita and it is appropriate to no longer require sampling and analysis before export to the Union for some of the edible wild plants from the prefectures of Yamagata and Nagano.
- (10) The occurrence data from the fifth and sixth growing season provide evidence that it is appropriate to maintain the requirement for sampling and analysis before export to the Union for mushrooms originating from the prefectures of Shizuoka, Yamanashi and Niigata.
- (11) Taking into account the occurrence data from the fifth and sixth growing season, it is appropriate to structure the provisions of Implementing Regulation (EU) 2016/6 in a manner that prefectures of which the same feed and food has to be sampled and analysed before export to the Union are grouped together.
- (12) The controls performed at import show that the special conditions provided for by Union law are correctly implemented by the Japanese authorities and non-compliance has not been found at import controls for more than five years. Therefore, it is appropriate to keep the low frequency of controls at import.
- (13) It is appropriate to provide for a review of the provisions of Implementing Regulation (EU) 2016/6 when the results of sampling and analysis on the presence of radioactivity of feed and food of the seventh and eighth growing season (2017 and 2018) after the accident are available, i.e. by 30 June 2019.
- (14) Implementing Regulation (EU) 2016/6 should therefore be amended accordingly.
- (15) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Implementing Regulation (EU) 2016/6 is amended as follows:

- (1) in Article 1, the introductory sentence is replaced by the following:

‘This Regulation shall apply to feed and food, including minor food, within the meaning of Article 1 of Council Regulation (Euratom) 2016/52 (*) (‘the products’) originating in or consigned from Japan, with the exclusion of:

(*) OJ L 13, 20.1.2016, p. 2’;

- (2) Article 5 is amended as follows:

- (a) paragraph (1) is replaced by the following:

‘1. Each consignment of feed and food referred to and falling under the CN codes mentioned in Annex II and the compound feed and food containing more than 50 % of these feed and food, originating in or consigned from Japan, shall be accompanied by a valid original declaration drawn up and signed in accordance with Article 6’;

(b) paragraph (3) (c) is replaced by the following:

‘(c) the product is consigned from but does not originate in one of the prefectures listed in Annex II, for which the sampling and analysis of this product is required and has not been exposed to radioactivity during transiting or processing; or’;

(c) paragraph (4) is replaced by the following:

‘4. Fish and fishery products referred to in Annex II, caught or harvested in the coastal waters of the prefectures of Fukushima, Gunma, Tochigi, Miyagi, Ibaraki, Chiba or Iwate shall be accompanied by a declaration referred to in paragraph 1 and by an analytical report containing the results of sampling and analysis, irrespective of where such products are landed.’;

(3) Article 14 is replaced by the following:

‘Article 14

Review

This Regulation shall be reviewed before 30 June 2019.’;

(4) Annex I is replaced by the text set out in Annex I to this Regulation;

(5) Annex II is replaced by the text set out in Annex II to this Regulation;

(6) Annex III is replaced by the text set out in Annex III to this Regulation.

Article 2

Transitional provision

Consignments of feed and food falling under the scope of Implementing Regulation (EU) 2016/6 which left Japan prior to the entry into force of this Regulation may be imported into the Union under the conditions laid down by Implementing Regulation (EU) 2016/6 prior to its amendment by this Regulation.

Article 3

Entry into force

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 10 November 2017.

For the Commission

The President

Jean-Claude JUNCKER

⁽¹⁾ OJ L 31, 1.2.2002, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) No 297/2011 of 25 March 2011 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station (OJ L 80, 26.3.2011, p. 5).

⁽³⁾ Commission Implementing Regulation (EU) No 961/2011 of 27 September 2011 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station and repealing Regulation (EU) No 297/2011 (OJ L 252, 28.9.2011, p. 10).

- (⁴) Commission Implementing Regulation (EU) No 284/2012 of 29 March 2012 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station and repealing Implementing Regulation (EU) No 961/2011 (OJ L 92, 30.3.2012, p. 16).
 - (⁵) Commission Implementing Regulation (EU) No 996/2012 of 26 October 2012 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station and repealing Implementing Regulation (EU) No 284/2012 (OJ L 299, 27.10.2012, p. 31).
 - (⁶) Commission Implementing Regulation (EU) No 322/2014 of 28 March 2014 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station (OJ L 95, 29.3.2014, p. 1).
 - (⁷) Commission Implementing Regulation (EU) 2016/6 of 5 January 2016 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station and repealing Implementing Regulation (EU) No 322/2014 (OJ L 3, 6.1.2016, p. 5).
 - (⁸) Council Regulation (Euratom) 2016/52 of 15 January 2016 laying down maximum permitted levels of radioactive contamination of food and feed following a nuclear accident or any other case of radiological emergency, and repealing Regulation (Euratom) No 3954/87 and Commission Regulations (Euratom) No 944/89 and (Euratom) No 770/90 (OJ L 13, 20.1.2016, p. 2).
 - (⁹) Council Regulation (Euratom) No 3954/87 of 22 December 1987 laying down maximum permitted levels of radioactive contamination of foodstuffs and of feedingstuffs following a nuclear accident or any other case of radiological emergency (OJ L 371, 30.12.1987, p. 11).
 - (¹⁰) Commission Regulation (Euratom) No 770/90 of 29 March 1990 laying down maximum permitted levels of radioactive contamination of feedingstuffs following a nuclear accident or any other case of radiological emergency (OJ L 83, 30.3.1990, p. 78).
-

ANNEX I

'ANNEX I

Maximum levels for food ⁽¹⁾ (Bq/kg) as provided for in the Japanese legislation

	Foods for infants and young children	Milk and milk-based drinks	Mineral water and similar drinks and tea brewed from unfermented leaves	Other food
Sum of caesium-134 and caesium-137	50 ⁽²⁾	50 ⁽²⁾	10 ⁽²⁾	100 ⁽²⁾

⁽¹⁾ For dried products that are intended to be consumed in a reconstituted state, the maximum level applies to the reconstituted product as ready for consumption.

For dried mushrooms a reconstitution factor of 5 is of application.

For tea, the maximum level applies to the infusion brewed from unfermented tea leaves. The processing factor for dried tea is 50, and therefore a maximum level of 500 Bq/kg on dried tea leaves ensures that the level in the brewed tea does not exceed the maximum level of 10 Bq/kg.

⁽²⁾ In order to ensure consistency with maximum levels currently applied in Japan, these values replace on a provisional basis the values laid down in Regulation (Euratom) 2016/52.

Maximum levels for feed ⁽¹⁾ (Bq/kg) as provided for in the Japanese legislation

	Feed intended for cattle and horses	Feed intended for pigs	Feed intended for poultry	Feed for fish ⁽³⁾
Sum of caesium-134 and caesium-137	100 ⁽²⁾	80 ⁽²⁾	160 ⁽²⁾	40 ⁽²⁾

⁽¹⁾ Maximum level is relative to feed with a moisture content of 12 %.

⁽²⁾ In order to ensure consistency with maximum levels currently applied in Japan, these values replace on a provisional basis the values laid down in Regulation (Euratom) 2016/52.

⁽³⁾ With the exemption of feed for ornamental fish.'

ANNEX II

'ANNEX II

Feed and food for which sampling and analysis regarding the presence of caesium-134 and caesium-137 are required before export to the Union

(a) products originating in the prefecture of Fukushima:

- mushrooms and derived products thereof falling within CN codes 0709 51 00, 0709 59, 0710 80 61, 0710 80 69, 0711 51 00, 0711 59 00, 0712 31 00, 0712 32 00, 0712 33 00, ex 0712 39 00, 2003 10, 2003 90 and ex 2005 99 80;
- fish and fishery products falling within CN codes 0302, 0303, 0304, 0305, 0308, 1504 10, 1504 20, 1604 with the exception of:
 - Japanese amberjack (*Seriola quinqueradiata*) and yellowtail amberjack (*Seriola lalandi*) falling within CN codes ex 0302 89 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - greater amberjack (*Seriola dumerili*) falling within CN codes ex 0302 89 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Japanese seabream (*Pagrus major*) falling within CN codes 0302 85 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - white trevally (*Pseudocaranx dentex*) falling within CN codes falling within CN codes ex 0302 49 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Pacific bluefin tuna (*Thunnus orientalis*) falling within CN codes ex 0302 35, ex 0303 45, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Pacific chub mackerel (*Scomber japonicus*) falling within CN codes ex 0302 44 00, ex 0303 54 10, ex 0304 49 90, ex 0304 59 90, ex 0304 89 49, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 30, ex 0305 54 90, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, 1604 15 and ex 1604 20 50;
- soybeans and derived products thereof falling within CN codes 1201 90 00, 1208 10 00 and 1507;
- giant butterbur or Japanese butterbur (fuki) (*Petasites japonicus*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- *Aralia* spp. and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- bamboo shoot (*Phyllostachys pubescens*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90, ex 0712 90, ex 2004 90 and 2005 91 00;
- bracken (*Pteridium aquilinum*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- koshiabura (shoot of *Eleuterococcus sciadophylloides*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;

- Japanese royal fern (*Osmunda japonica*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- ostrich fern (*Matteuccia struthiopteris*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- (Japanese) persimmon (*Diospyros* sp.) and products derived thereof falling within CN codes 0810 70 00, ex 0811 90, ex 0812 90 and ex 0813 50;

(b) products originating in the prefectures of Miyagi:

- mushrooms and derived products thereof falling within CN codes 0709 51 00, 0709 59, 0710 80 61, 0710 80 69, 0711 51 00, 0711 59 00, 0712 31 00, 0712 32 00, 0712 33 00, ex 0712 39 00, 2003 10, 2003 90 and ex 2005 99 80;
- fish and fishery products falling within CN codes 0302, 0303, 0304, 0305, 0308, 1504 10, 1504 20, 1604 with the exception of:
 - Japanese amberjack (*Seriola quinqueradiata*) and yellowtail amberjack (*Seriola lalandi*) falling within CN codes ex 0302 89 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - greater amberjack (*Seriola dumerili*) falling within CN codes ex 0302 89 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Japanese seabream (*Pagrus major*) falling within CN codes 0302 85 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - white trevally (*Pseudocaranx dentex*) falling within CN codes falling within CN codes ex 0302 49 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Pacific bluefin tuna (*Thunnus orientalis*) falling within CN codes ex 0302 35, ex 0303 45, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Pacific chub mackerel (*Scomber japonicus*) falling within CN codes ex 0302 44 00, ex 0303 54 10, ex 0304 49 90, ex 0304 59 90, ex 0304 89 49, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 30, ex 0305 54 90, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, 1604 15 and ex 1604 20 50;
- *Aralia* spp. and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- bamboo shoot (*Phyllostacys pubescens*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90, ex 0712 90, ex 2004 90 and 2005 91 00;
- bracken (*Pteridium aquilinum*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- koshiabura (shoot of *Eleuterococcus sciadophylloides*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- Japanese royal fern (*Osmunda japonica*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- ostrich fern (*Matteuccia struthiopteris*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;

(c) products originating in the prefectures of Nagano:

- mushrooms and derived products thereof falling within CN codes 0709 51 00, 0709 59, 0710 80 61, 0710 80 69, 0711 51 00, 0711 59 00, 0712 31 00, 0712 32 00, 0712 33 00, ex 0712 39 00, 2003 10, 2003 90 and ex 2005 99 80;
- *Aralia* spp. and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- koshiabura (shoot of *Eleuterococcus sciadophylloides*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- Japanese royal fern (*Osmunda japonica*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- ostrich fern (*Matteuccia struthiopteris*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;

(d) products originating in the prefectures of Gunma, Ibaraki, Tochigi, Chiba or Iwate:

- mushrooms and derived products thereof falling within CN codes 0709 51 00, 0709 59, 0710 80 61, 0710 80 69, 0711 51 00, 0711 59 00, 0712 31 00, 0712 32 00, 0712 33 00, ex 0712 39 00, 2003 10, 2003 90 and ex 2005 99 80;
- fish and fishery products falling within CN codes 0302, 0303, 0304, 0305, 0308, 1504 10, 1504 20, 1604 with the exception of:
 - Japanese amberjack (*Seriola quinqueradiata*) and yellowtail amberjack (*Seriola lalandi*) falling within CN codes ex 0302 89 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - greater amberjack (*Seriola dumerili*) falling within CN codes ex 0302 89 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Japanese seabream (*Pagrus major*) falling within CN codes 0302 85 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - white trevally (*Pseudocaranx dentex*) falling within CN codes falling within CN codes ex 0302 49 90, ex 0303 89 90, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Pacific bluefin tuna (*Thunnus orientalis*) falling within CN codes ex 0302 35, ex 0303 45, ex 0304 49 90, ex 0304 59 90, ex 0304 89 90, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 80, ex 0305 59 85, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, ex 1604 19 91, ex 1604 19 97 and ex 1604 20 90;
 - Pacific chub mackerel (*Scomber japonicus*) falling within CN codes ex 0302 44 00, ex 0303 54 10, ex 0304 49 90, ex 0304 59 90, ex 0304 89 49, ex 0304 99 99, ex 0305 10 00, ex 0305 20 00, ex 0305 39 90, ex 0305 49 30, ex 0305 54 90, ex 0305 69 80, ex 0305 72 00, ex 0305 79 00, ex 1504 10, ex 1504 20, 1604 15 and ex 1604 20 50;
- bamboo shoot (*Phyllostacys pubescens*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90, ex 0712 90, ex 2004 90 and 2005 91 00;
- koshiabura (shoot of *Eleuterococcus sciadophylloides*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;

- (e) products originating in the prefectures of Yamanashi, Yamagata, Shizuoka or Niigata:
- mushrooms and derived products thereof falling within CN codes 0709 51 00, 0709 59, 0710 80 61, 0710 80 69, 0711 51 00, 0711 59 00, 0712 31 00, 0712 32 00, 0712 33 00, ex 0712 39 00, 2003 10, 2003 90 and ex 2005 99 80;
 - koshiabura (shoot of *Eleuterococcus sciadophylloides*) and derived products thereof falling within CN codes ex 0709 99, ex 0710 80, ex 0711 90 and ex 0712 90;
- (f) compound products containing more than 50 % of the products listed under points (a) to (e) of this Annex.'
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ANNEX III

'ANNEX III

Declaration for the import into the Union of

..... (Product and country of origin)

Batch Identification Code **Declaration Number**

In accordance with Commission Implementing Regulation (EU) 2016/6 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station the

.....

(authorised representative referred to in paragraph 2 or 3 of Article 6 of Implementing Regulation (EU) 2016/6)

DECLARES that the

..... (products referred to in Article 5(1) of Implementing Regulation (EU) 2016/6)

of this consignment composed of:

.....

..... (description of consignment, product, number and type of packages, gross or net weight)

embarked at (embarkation place)

on (date of embarkation)

by (identification of transporter)

going to (place and country of destination)

which comes from the establishment

..... (name and address of establishment)

is compliant with the legislation in force in Japan as regards the maximum levels for the sum of caesium-134 and caesium-137.

DECLARES that the consignment concerns:

- ☐ products referred to in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058, which have been harvested and/or processed before 11 March 2011;
- ☐ products referred to in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058, which do not originate in and are not consigned from one of the prefectures listed in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058, for which the sampling and analysis of this product is required;
- ☐ products referred to in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058, which are consigned from but do not originate in one of the prefectures listed in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058, for which the sampling and analysis of this product is required and have not been exposed to radioactivity during transiting or processing;

- ☐ products referred to in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058, which originate in one of the prefectures listed in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058, for which the sampling and analysis of this product is required, and have been sampled on (date) and subjected to laboratory analysis on (date) in the (name of laboratory), to determine the level of the radionuclides, caesium-134 and caesium-137. The analytical report is attached;
- ☐ products referred to in Annex II to Implementing Regulation (EU) 2016/6 as amended by Regulation (EU) 2017/2058 of unknown origin or a derived product thereof or a compound feed or food containing more than 50 % of those products as (an) ingredient(s) of unknown origin, which have been sampled on (date) and subjected to laboratory analysis on (date) in the (name of laboratory), to determine the level of the radionuclides, caesium-134 and caesium-137. The analytical report is attached.

Done at on

Stamp and signature of the
authorised representative referred to in
Article 6(2) or (3) of Implementing
Regulation (EU) 2016/6'

DECISIONS

POLITICAL AND SECURITY COMMITTEE DECISION (CFSP) 2017/2059

of 31 October 2017

extending the mandate of the Head of the European Union Capacity Building Mission in Somalia (EUCAP Somalia) (EUCAP Somalia/2/2017)

THE POLITICAL AND SECURITY COMMITTEE,

Having regard to the Treaty on European Union, and in particular the third paragraph of Article 38 thereof,

Having regard to Council Decision 2012/389/CFSP of 16 July 2012 on the European Union Capacity Building Mission in Somalia (EUCAP Somalia) ⁽¹⁾, and in particular Article 9(1) thereof,

Whereas:

- (1) Pursuant to Article 9(1) of Decision 2012/389/CFSP, the Political and Security Committee (PSC) is authorised, in accordance with Article 38 of the Treaty, to take the relevant decisions for the purpose of exercising the political control and strategic direction of the European Union Capacity Building Mission in Somalia (EUCAP Somalia), including the decision to appoint a Head of Mission.
- (2) On 26 July 2016, the PSC adopted Decision EUCAP NESTOR/1/2016 ⁽²⁾, appointing Ms Maria-Cristina STEPANESCU as Head of EUCAP NESTOR from 1 September 2016 to 12 December 2016.
- (3) On 12 December 2016, the Council adopted Decision (CFSP) 2016/2240 ⁽³⁾, extending the mandate of the Regional Maritime Capacity Building Mission in the Horn of Africa (EUCAP Nestor) until 31 December 2018 and renaming it 'Capacity Building Mission in Somalia (EUCAP Somalia)'.
- (4) On 10 January 2017, the PSC adopted Decision EUCAP Somalia/1/2017 ⁽⁴⁾, extending the mandate of Ms Maria-Cristina STEPANESCU as Head of EUCAP Somalia from 13 December 2016 until 12 December 2017.
- (5) The High Representative of the Union for Foreign Affairs and Security Policy has proposed to extend the mandate of Ms Maria-Cristina STEPANESCU as Head of EUCAP Somalia from 13 December 2017 to 31 December 2018,

HAS ADOPTED THIS DECISION:

Article 1

The mandate of Ms Maria-Cristina STEPANESCU as Head of EUCAP Somalia is hereby extended until 31 December 2018.

⁽¹⁾ OJ L 187, 17.7.2012, p. 40.

⁽²⁾ Political and Security Committee Decision (CFSP) 2016/1633 of 26 July 2016 on the appointment of the Head of Mission of the European Union Mission on Regional Maritime Capacity Building in the Horn of Africa (EUCAP NESTOR) (EUCAP NESTOR/1/2016) (OJ L 243, 10.9.2016, p. 8).

⁽³⁾ Council Decision (CFSP) 2016/2240 of 12 December 2016 amending Decision 2012/389/CFSP on the European Union Mission on Regional Maritime Capacity Building in the Horn of Africa (EUCAP NESTOR) (OJ L 337, 13.12.2016, p. 18).

⁽⁴⁾ Political and Security Committee Decision (CFSP) 2017/114 of 10 January 2017 extending the mandate of the Head of the European Union Capacity Building Mission in Somalia (EUCAP Somalia/1/2017) (OJ L 18, 24.1.2017, p. 49).

Article 2

This Decision shall enter into force on the date of its adoption.

Done at Brussels, 31 October 2017.

For the Political and Security Committee

The Chairperson

W. STEVENS

