

COMMISSION IMPLEMENTING REGULATION (EU) 2019/1189**of 8 July 2019****amending Council Regulation (EC) No 2368/2002 implementing the Kimberley Process certification scheme for the international trade in rough diamonds**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EC) No 2368/2002 of 20 December 2002 implementing the Kimberley Process certification scheme for international trade in rough diamonds ⁽¹⁾, and in particular Article 19(6) and Article 20 thereof,

Whereas:

- (1) Following a provisional acceptance at the Brisbane Plenary meeting in December 2017, Kimberley Process Participants approved the addition of the Republic of Gabon to the list of participants in that process at the Brussels Plenary meeting in November 2018.
- (2) The addresses of the competent authorities of several Participants in the Kimberley Process in Annex II and the addresses of Member States' competent authorities in Annex III require an update.
- (3) Following the request for designation of an EU authority pursuant to Article 19 of Regulation (EC) No 2368/2002 by Ireland, the Commission visited the EU authority designated by Ireland to verify its preparedness to assume the duties referred to in Regulation (EC) No 2368/2002. The preparations undertaken and the procedures envisaged by the EU authority designated by Ireland suggest that it will be able to reliably, timely, effectively and adequately fulfil the tasks required by Chapters II, III and V of Regulation (EC) No 2368/2002. It is necessary to provide a realistic timeframe for Ireland to implement the necessary changes.
- (4) By virtue of the adoption of the Administrative Decision '*Compilation of Modifications to Technical definitions*' by Kimberley Process Participants at the Brussels Plenary in November 2018, the term 'country of origin' should be replaced by the term 'country of mining origin' in Kimberley Process Certificates.
- (5) In order to reflect the replacement of the term 'country of origin' by the term 'country of mining origin', in the European Union certificate as defined in Article 2(g) of Regulation (EC) No 2368/2002, Annex IV to that Regulation should be amended accordingly. It is necessary to provide a realistic timeframe for the competent authorities of the Union to adapt to this change taking into account the time needed to ensure the availability of the new certificates.
- (6) Annexes II, III, and IV to Regulation (EC) No 2368/2002 should therefore be amended accordingly.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the committee referred to in Article 22 of Regulation (EC) No 2368/2002,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EC) No 2368/2002 is amended as follows:

- (1) Annex II is replaced by the text set out in Annex I to this Regulation.
- (2) Annex III is replaced by the text set out in Annex II to this Regulation.
- (3) Annex IV is replaced by the text set out in Annex III to this Regulation.

⁽¹⁾ OJ L 358, 31.12.2002, p. 28.

Article 2

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

However, point 3 of Article 1 shall apply from 1 January 2020.

As far as Ireland is concerned, Annex III shall apply from 1 September 2019.

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

Done at Brussels, 8 July 2019.

For the Commission
Federica MOGHERINI
Vice-President

ANNEX I

'ANNEX II

List of participants in the Kimberley Process certification scheme and their duly appointed competent authorities as referred to in Articles 2, 3, 8, 9, 12, 17, 18, 19 and 20

ANGOLA

Ministry of Mineral Resources and Petroleum
Rua Engenheiro Armindo de Andrade, No 103
Miramar Bairro Sambizanga
1072 Luanda
Angola

ARMENIA

Department of Gemstones and Jewellery
Ministry of Trade and Economic Development
M. Mkrtchyan 5
Yerevan
Armenia

AUSTRALIA

Department of Foreign Affairs and Trade
Trade Development Division
R.G. Casey Building
John McEwen Crescent
Barton ACT 0221
Australia

BANGLADESH

Export Promotion Bureau
TCB Bhaban
1, Karwan Bazaar
Dhaka
Bangladesh

BELARUS

Ministry of Finance
Department for Precious Metals and Precious Stones
Sovetskaja Str, 7
220010 Minsk
Republic of Belarus

BOTSWANA

Ministry of Minerals, Green Technology and Energy Security (MMGE)
Fairgrounds Office Park, Plot No 50676 Block C
P/Bag 0018
Gaborone
Botswana

BRAZIL

Ministry of Mines and Energy
Esplanada dos Ministérios, Bloco 'U', 4º andar
70065, 900 Brasilia, DF
Brazil

CAMBODIA

Ministry of Commerce
Lot 19-61, MOC Road (113 Road), Phum Teuk Thla, Sangkat Teuk Thla
Khan Sen Sok, Phnom Penh
Cambodia

CAMEROON

National Permanent Secretariat for the Kimberley Process
Ministry of Mines, Industry and Technological Development
Intek Building, 6th floor,
Navik Street
BP 35601 Yaounde
Cameroon

CANADA

International:

Global Affairs Canada Natural Resources and Governance Division (MES) 125 Sussex Drive Ottawa, Ontario K1A 0G2
Canada

For General Enquiries at Natural Resources Canada:

Kimberley Process Office
Lands and Minerals Sector Natural Resources Canada (NRCan)
580 Booth Street, 10th floor
Ottawa, Ontario
Canada K1A 0E4

CENTRAL AFRICAN REPUBLIC

Secrétariat permanent du processus de Kimberley
BP: 26 Bangui
Central African Republic

CHINA, People's Republic of

Department of Inspection and Quarantine Clearance
General Administration of Quality Supervision, Inspection and Quarantine (AQSIQ)
9 Madian East Road
Haidian District, Beijing 100088
People's Republic of China

HONG KONG, Special Administrative Region of the People's Republic of China

Department of Trade and Industry
Hong Kong Special Administrative Region
Peoples Republic of China
Room 703, Trade and Industry Tower
700 Nathan Road
Kowloon
Hong Kong
China

CONGO, Democratic Republic of

Centre d'Expertise, d'Evaluation et de Certification des Substances Minérales Précieuses et Semi-précieuses (CEEC)
3989, av des cliniques
Kinshasa/Gombe
Democratic Republic of Congo

CONGO, Republic of

Bureau d'Expertise, d'Evaluation et de Certification des Substances Minérales Précieuses (BEEC)
BP 2787
Brazzaville
Republic of Congo

COTE D'IVOIRE

Ministère de l'Industrie et des Mines
Secrétariat Permanent de la Représentation en Côte d'Ivoire du Processus de Kimberley (SPRPK-CI)
Abidjan-Plateau, Immeuble les Harmonies II
Abidjan
Côte d'Ivoire

ESWATINI

Office for the Commissioner of Mines
Minerals and Mines Departments, Third Floor Lilunga Building (West Wing),
Somhlolo Road,
Mbabane
Eswatini

EUROPEAN UNION

European Commission
Service for Foreign Policy Instruments
Office EEAS 03/330
B-1049 Bruxelles/Brussel
Belgium

GABON

Centre Permanent du Processus de Kimberley (CPPK)
Ministry of Equipment, Infrastructure, and Mines
Immeuble de la Geologie, 261 rue Germain Mba
B.P. 284/576
Libreville
Gabon

GHANA

Ministry of Lands and Natural Resources
Accra P.O. Box M 212
Ghana

GUINEA

Ministry of Mines and Geology
Boulevard du Commerce – BP 295
Quartier Almamy/Commune de Kaloum
Conakry
Guinea

GUYANA

Geology and Mines Commission
P O Box 1028
Upper Brickdam
Stabroek
Georgetown
Guyana

INDIA

Government of India, Ministry of Commerce & Industry
Udyog Bhawan
New Delhi 110 011
India

INDONESIA

Directorate of Export and Import Facility, Ministry of Trade M. I. Ridwan Rais Road, No 5 Blok I Iantai 4
Jakarta Pusat Kotak Pos. 10110
Jakarta
Indonesia

ISRAEL

Ministry of Economy and Industry Office of the Diamond Controller
3 Jabotinsky Road
Ramat Gan 52520
Israel

JAPAN

Agency for Natural Resources and Energy
Mineral and Natural Resources Division
1, Chiyoda-ku
Tokyo, Japan
Japan

KAZAKHSTAN

Ministry for Investments and Development of the Republic of Kazakhstan
Committee for Technical Regulation and Metrology
11, Mangilik el street
Nur-Sultan
Republic of Kazakhstan

KOREA, Republic of

Ministry of Foreign Affairs
United Nations Division 60 Sajik-ro 8-gil
Jongno-gu
Seoul 03172
Korea

LAOS, People's Democratic Republic

Department of Import and Export
Ministry of Industry and Commerce
Phonxay road, Saisettha District
Vientiane, Lao PDR
P.O Box: 4107
Laos

LEBANON

Ministry of Economy and Trade
Lazariah Building
Down Town
Beirut
Lebanon

LESOTHO

Department of Mines
Ministry of Mining
Corner Constitution and Parliament Road
P.O. Box 750
Maseru 100
Lesotho

LIBERIA

Government Diamond Office
Ministry of Mines and Energy
Capitol Hill
P.O. Box 10-9024
1000 Monrovia 10
Liberia

MALAYSIA

Ministry of International Trade and Industry
MITI Tower,
No 7, Jalan Sultan Haji Ahmad Shah 50480 Kuala Lumpur
Malaysia

MALI

Ministère des Mines
Bureau d'Expertise d'Evaluation et de Certification des Diamants Bruts
Cité administrative, P.O. BOX: 1909
Bamako
République du Mali

MAURITIUS

Import Division
Ministry of Industry, Commerce & Consumer Protection 4th Floor, Anglo Mauritius Building
Intendance Street
Port Louis
Mauritius

MEXICO

Directorate-General for International Trade in Goods
189 Pachuca Street, Condesa, 17th Floor
Mexico City, 06140
Mexico

NAMIBIA

The Government of Republic of Namibia Ministry of Mines and Energy
Directorate of Diamond Affairs Private Bag 13297
1st Aviation Road (Eros Airport)
Windhoek
Namibia

NEW ZEALAND

Middle East and Africa Division
Ministry of Foreign Affairs and Trade
Private Bag 18 901
Wellington
New Zealand

NORWAY

Ministry of Foreign Affairs
Department for Regional Affairs
Section for Southern and Central Africa
Box 8114 Dep
0032 Oslo, Norway

PANAMA

National Customs Authority
Panama City, Curundu, Dulcideo Gonzalez Avenue, building # 1009
Republic of Panama

RUSSIAN FEDERATION

International:

Ministry of Finance
9, Ilyinka Street
109097 Moscow
Russian Federation

Import and Export Authority:

Gokhran of Russia
14, 1812 Goda St.
121170 Moscow
Russian Federation

SIERRA LEONE

Ministry of Mines and Mineral Resources
Youyi Building
Brookfields
Freetown
Sierra Leone

SINGAPORE

Ministry of Trade and Industry
100 High Street
#09-01, The Treasury
Singapore 179434

SOUTH AFRICA

South African Diamond and Precious Metals Regulator
251 Fox Street
Doornfontein 2028
Johannesburg
South Africa

SRI LANKA

National Gem and Jewellery Authority
25, Galle Face Terrace
Post Code 00300
Colombo 03
Sri Lanka

SWITZERLAND

State Secretariat for Economic Affairs (SECO)
Sanctions Unit
Holzikofenweg 36
CH-3003 Berne/Switzerland

TAIWAN, PENGHU, KINMEN AND MATSU, SEPARATE CUSTOMS TERRITORY

Export/Import Administration Division
Bureau of Foreign Trade
Ministry of Economic Affairs
1, Hu Kou Street
Taipei, 100
Taiwan

TANZANIA

Commission for Minerals
Ministry of Energy and Minerals
Kikuyu Avenue, P.O BOX
422, 40744 Dodoma
Tanzania

THAILAND

Department of Foreign Trade
Ministry of Commerce
563 Nonthaburi Road
Muang District, Nonthaburi 11000
Thailand

TOGO

The Ministry of Mines and Energy
Head Office of Mines and Geology
216, Avenue Sarakawa
B.P. 356
Lomé
Togo

TURKEY

Foreign Exchange Department
Undersecretariat of Treasury
T.C. Başbakanlık Hazine
Müsteşarlığı İnönü Bulvarı No 36
06510 Emek, Ankara
Turkey

Import and Export Authority:

Istanbul Gold Exchange/Borsa Istanbul Precious Metals and Diamond
Market (BIST)
Borsa İstanbul, Resitpasa Mahallesi,
Borsa İstanbul Caddesi No 4
Sarıyer, 34467, Istanbul
Turkey

UKRAINE

Ministry of Finance
State Gemological Centre of Ukraine
38-44, Degtyarivska St.
Kiev 04119
Ukraine

UNITED ARAB EMIRATES

U.A.E. Kimberley Process Office
Dubai Multi Commodities Centre
Dubai Airport Free Zone
Emirates Security Building
Block B, 2nd Floor, Office # 20
P.O. Box 48800
Dubai
United Arab Emirates

UNITED STATES OF AMERICA

United States Kimberley Process Authority
U.S. Department of State
Bureau of Economic and Business Affairs
2201 C Street, NW
Washington DC 20520 United States of America

VENEZUELA

Central Bank of Venezuela
36 Av. Urdaneta, Caracas, Capital District
Caracas
ZIP Code 1010
Venezuela

VIETNAM

Ministry of Industry and Trade
Agency of Foreign Trade 54 Hai Ba Trung
Hoan Kiem
Hanoi
Vietnam

ZIMBABWE

Principal Minerals Development Office
Ministry of Mines and Mining Development
6th Floor, ZIMRE Centre
Cnr L.Takawira St/K. Nkrumah Ave.
Harare
Zimbabwe'

ANNEX II

‘ANNEX III

List of Member States’ competent authorities and their tasks as referred to in Articles 2 and 19*BELGIUM*

Federale Overheidsdienst Economie, KMO, Middenstand en Energie, Algemene Directie Economisch Potentieel, Dienst Vergunningen/Service Public Fédéral Economie,

PME, Classes moyennes et Energie, Direction générale des Analyses économiques et de l’Economie internationale, Service Licences

(Federal Public Service Economy SME’s, Self-employed and Energy, Directorate-General for Economic Analyses & International Economy)

Italiëlei 124, bus 71

B-2000 Antwerpen

Tel. +32 22775459

Fax +32 227754 61 or +32 22779870

Email: kpcs-belgiumdiamonds@economie.fgov.be

In Belgium the controls of imports and exports of rough diamonds required by Regulation (EC) No 2368/2002 and the customs treatment will only be done at:

The Diamond Office

Hovenierstraat 22

B-2018 Antwerpen

CZECH REPUBLIC

In the Czech Republic the controls of imports and exports of rough diamonds required by Regulation (EC) No 2368/2002 and the customs treatment will only be done at:

Generální ředitelství cel

Budějovická 7

140 96 Praha 4

Česká republika

Tel. (420-2) 61333841, (420-2) 61333859, cell (420-737) 213793

Fax (420-2) 61333870

Email: diamond@cs.mfcr.cz

Permanent service at designated custom office — Praha Ruzyně

Tel. (420-2) 20113788 (Mondays to Fridays — 7.30-15.30)

Tel. (420-2) 20119678 (Saturdays, Sundays and rest — 15.30-7.30)

GERMANY

In Germany the controls of imports and exports of rough diamonds required by Regulation (EC) No 2368/2002, including the issuing of Union certificates, will only be done at the following authority:

Hauptzollamt Koblenz

Zollamt Idar-Oberstein

Zertifizierungsstelle für Rohdiamanten

Hauptstraße 197

D-55743 Idar-Oberstein

Tel. + 49 678156270

Fax +49 6781562719

Email: poststelle.za-idar-oberstein@zoll.bund.de

For the purpose of Articles 5(3), 6, 9, 10, 14(3), 15 and 17 of this Regulation, concerning in particular reporting obligations to the Commission, the following authority shall act as competent German authority:

Generalzolldirektion
Direktion VI –
Recht des grenzüberschreitenden Warenverkehrs/Besonderes Zollrecht
Krelingstraße 50
D-90408 Nürnberg
Tel. +49 22830349874
Fax +49 22830399106
Email: DVIA3.gzd@zoll.bund.de

IRELAND

The Kimberley Process and Responsible Minerals Authority
Exploration and Mining Division
Department of Communications, Climate Action and Environment
29-31 Adelaide Road
Dublin
D02 X285
Ireland
Tel. +353 16782000
Email: KPRMA@DCCAE.gov.ie

PORTUGAL

Autoridade Tributária e Aduaneira
Direção de Serviços de Licenciamento
R. da Alfândega, 5
1149-006 Lisboa
Tel. + 351 218813843/8
Fax + 351 218813986
Email: dsl@at.gov.pt

In Portugal the controls of imports and exports of rough diamonds required by Regulation (EC) No 2368/2002, including the issuing of EU certificates, will only be done at the following authority:

Alfândega do Aeroporto de Lisboa
Aeroporto de Lisboa,
Terminal de Carga, Edifício 134
1750-364 Lisboa
Tel. +351 210030080
Fax +351 210037777
Email address: aalisboa-kimberley@at.gov.pt

ROMANIA

Autoritatea Națională pentru Protecția Consumatorilor
(National Authority for Consumer Protection)
1 Bd. Aviatorilor Nr. 72, sectorul 1 București, România
(72 Aviatorilor Bvd., sector 1, Bucharest, Romania)
Cod postal (Postal code) 011865
Tel. (40-21) 3184635/3129890/3121275
Fax (40-21) 3184635/3143462
www.anpc.ro

UNITED KINGDOM

Government Diamond Office

Global Business Group

Room W 3.111.B

Foreign and Commonwealth Office

King Charles Street

London SW1A 2AH

Tel. +44 2070086903/5797

Email: KPUK@fco.gov.uk

ANNEX III

‘ANNEX IV

Community certificate as referred to in Article 2

In accordance with the changes enacted by the Treaty of Lisbon, whereby the European Union replaced and succeeded the European Community, the term “EU certificate” shall refer to the Community certificate as defined in Article 2(g) of this Regulation.

The EU Certificate shall have the following features: Member States shall ensure that the Certificates they issue shall be identical. To this end they shall submit to the Commission specimens of the Certificates to be issued.

Member States shall be responsible for having the EU Certificates printed. The EU Certificates may be printed by printers appointed by the Member State in which they are established. In the latter case, reference to the appointment by the Member State must appear on each EU Certificate. Each EU Certificate shall bear an indication of the printer’s name and address or a mark enabling the printer to be identified. The printer shall be a High Security Banknote Printer. The printer shall provide suitable references from governmental and commercial customers.

The European Commission shall make specimens of original EU Certificates available to EU authorities.

Materials

- Dimensions: A4 (210 mm × 297 mm);
- Watermarked with invisible (yellow/blue) UV fibres;
- Solvent sensitive;
- UV dull (features in the document stand out clearly when highlighted under a Ultra-violet lamp);
- 95 g/m² paper.

Printing

- Rainbow background tint (solvent sensitive);
- The “rainbow” effect has a security background that will not visualise when photocopied.
- The inks used must be “solvent sensitive” to protect the document against attack from chemicals used to alter infilled text, such as bleach.
- 1 Colour background tint (permanent and light fast);
- Ensure that a secondary “Rainbow” is printed to prevent the Certificates from exposure to sunlight.
- UV invisible working (stars of the EU Flag);
- The security printer should apply the correct weight of ink to ensure that the UV feature is invisible in normal light.
- EU Flag: Printed gold and European blue;
- Intaglio Border;
- Tactile Intaglio ink is one of the most important features in the document.
- Extra Small Print line reading “Kimberley Process Certificate”;

- Latent image: KP;
- Micro-text reading “KPCS”;
- The document design must incorporate anticopy (“Medallion”) features into the background fine-line printing.

Numbering

- Each EU Certificate shall have a unique serial number, preceded by the code: EU.
- The Commission shall attribute the serial numbers to the Member States that intend to issue EU Certificates.
- There should be two types of matching numbering — visible and invisible:
 - First = 8 digit sequential, once on all parts of the document, printed black
 - The printer shall hold all responsibility for numbering every Certificate.
 - The printer shall also keep a database of all numbering.
 - Second = 8 digit sequential invisible printed numbering (matching above), fluorescing under UV light.

Language

English and, where relevant, the language(s) of the Member State concerned.

Lay out and finishing

Obligatory features

Slot perforated in 1 position, cut to singles A4 size, at 100 mm from right edge

(a) left side

EUROPEAN UNION
Unique Number: EU
KIMBERLEY
PROCESS CERTIFICATE

The rough diamonds in this shipment have been handled in accordance with the provisions of the Kimberley Process Certification Scheme for rough diamonds.

Country of Mining Origin: Number of Parcels:
Country of Provenance
Name and address Name and address.....
of exporter of importer

HS classification	Carat	Value (US\$)
7102.10		
7102.21		
7102.31		

THIS CERTIFICATE
Issued on : Expires on

Signature of Authorised Officer / Official Stamp

(b) right side

Unique Number: EU

**EUROPEAN UNION
KIMBERLEY
PROCESS CERTIFICATE
IMPORT CONFIRMATION**

It is hereby certified that the rough diamonds
in this shipment exported

From.....

Were accepted for import

Into.....

By.....

On.....

And that the import has been checked and verified
in compliance with the provisions
of the Kimberley Process Certification Scheme
for rough diamonds.

HS classification	Carat	Value (US\$)
7102.10		
7102.21		
7102.31		

Signature of Authorised Officer

Stamp of Importing Authority
