

II

(Non-legislative acts)

REGULATIONS

COMMISSION DELEGATED REGULATION (EU) 2020/621

of 18 February 2020

amending Annexes I and V to Regulation (EU) 2019/125 of the European Parliament and of the Council concerning trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2019/125 of the European Parliament and of the Council of 16 January 2019 concerning trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment ⁽¹⁾, and in particular the first paragraph of Article 24 thereof,

Whereas:

- (1) The competent authorities of the Member States are listed in Annex I to Regulation (EU) 2019/125. Belgium, Ireland, France, Croatia, Italy, Hungary, the Netherlands, Austria, Poland, Romania, Slovakia and the United Kingdom have informed the Commission that the entries concerning their competent authorities should be amended. The address for notifications to the Commission also needs to be amended.
- (2) Pursuant to Articles 16 and 19 of Regulation (EU) 2019/125 an authorisation is required for exporting certain goods that could be used for the purpose of capital punishment and for brokering services or technical assistance related to such goods, which are listed in Annex IV to that Regulation.
- (3) A Union General Export Authorisation, set out in Annex V to Regulation (EU) 2019/125, applies to exports to countries that have abolished capital punishment for all crimes and confirmed that abolition through an international commitment ⁽²⁾, if they meet the conditions and requirements for using that authorisation. Part 2 of Annex V lists the relevant countries.
- (4) As regards countries that are not members of the Council of Europe, the list in Part 2 of Annex V to Regulation (EU) 2019/125 comprises those countries that have not only abolished capital punishment for all crimes but also ratified the Second Optional Protocol to the International Covenant on Civil and Political Rights ⁽³⁾ without making a reservation.
- (5) Following their ratifications of that Protocol without making a reservation, Gambia and Madagascar meet the conditions for inclusion in the list laid down in Annex V to Regulation (EU) 2019/125.
- (6) As regards the entry 'Former Yugoslav Republic of Macedonia', on 15 February 2019 the European Union was formally notified about the entry into force of the Prespa Agreement ⁽⁴⁾, which establishes 'Republic of North Macedonia' as the full name and 'North Macedonia' as the short name of the country (Article 1.3.a.). It is appropriate to reflect this change of name and move the relevant entry to the appropriate place in the list.

⁽¹⁾ OJ L 30, 31.1.2019, p. 1.

⁽²⁾ See Article 20(1) and recital 33 of Regulation (EU) 2019/125.

⁽³⁾ Second Optional Protocol to the International Covenant on Civil and Political Rights, aiming at the abolition of the death penalty. Text adopted by Resolution 44/1281 of 15 December 1989 of the General Assembly of the United Nations.

⁽⁴⁾ Final Agreement for the settlement of the differences as described in the United Nations Security Council Resolutions 817 (1993) and 845 (1993), the termination of the Interim Accord of 1995, and the establishment of a strategic partnership between the Parties.

(7) Annexes I and V to Regulation (EU) 2019/125 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and V to Regulation (EU) 2019/125 are amended in accordance with the Annex to this Regulation

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, 18 February 2020.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annexes I and V to Regulation (EU) 2019/125 are amended as follows:

(1) in Annex I, point A is amended as follows:

(a) the entry concerning Belgium is replaced by the following:

Federale Overheidsdienst Economie, K.M.O., Middenstand en Energie
Algemene Directie Economische Analyses en Internationale Economie
Dienst Vergunningen
Vooruitgangstraat 50
B-1210 Brussel
BELGIË

Service public fédéral économie, PME, classes moyennes et énergie
Direction générale des analyses économiques et de l'économie nationale
Service licences
Rue du Progrès 50
B-1210 Bruxelles
BELGIQUE

Tel. +32 22776512

Email: vincent.wuyts@economie.fgov.be;

(b) the entry concerning Ireland is replaced by the following:

‘Ceadúnú agus Rialú Trádála
An Rionn Gnó, Fiontar agus Nuálaíochta
Ionad Phort an Iarla
Sráid Haiste Íochtarach
Baile Átha Cliath 2
D02 PW01
ÉIRE
Tel. +353 16312121

Email: exportcontrol@dbei.gov.ie
Trade Licensing and Control
Department of Business, Enterprise and Innovation
Earlsfort Centre
Lower Hatch Street
Dublin 2
D02 PW01
Ireland
Tel. +353 16312121
Email: exportcontrol@dbei.gov.ie;

(c) the entry concerning France is replaced by the following:

‘Service des biens à double usage (SBDU)
67, rue Barbès – BP 8000
194201 IVRY-SUR-SEINE Cedex
FRANCE
Tél.: +33 179843419
Email: doublusage@finances.gouv.fr’;

(d) the entry concerning Croatia is replaced by the following:

‘Ministarstvo vanjskih i europskih poslova
Uprava za gospodarske poslove i razvojnu suradnju
Služba za izvoznju kontrolu
Trg Nikole Šubića Zrinskog 7-8
10000 Zagreb
HRVATSKA
Tel. +385 14598135(137)
Fax +385 16474553
Adresa e-pošte: kontrola.izvoza@mvep.hr’;

- (e) the entry concerning Italy is replaced by the following:

‘Divisione Materiali a duplice uso
Autorità nazionale – Unità per le autorizzazioni dei materiali di armamento (UAMA)
Ministero degli affari esteri e della cooperazione internazionale
Viale Boston, 25 – 00144 Roma
ITALY
Tel. +39 0659932439
Fax +39 0659647506
Email: uama.dualuse@cert.esteri.it’;

- (f) the entry concerning Hungary is replaced by the following:

‘Budapest Főváros Kormányhivatala
Kereskedelmi, Haditechnikai, Exportellenőrzési és Nemesfémhitelesítési Főosztálya
Németvölgyi út 37–39.
H-1124 Budapest
MAGYARORSZÁG
Tel. +36 14585599
Fax +36 14585885
Email: armstrade@bfkh.gov.hu’;

- (g) the entry concerning the Netherlands is replaced by the following:

‘Ministerie van Buitenlandse Zaken
Directoraat-Generaal Buitenlandse Economische Betrekkingen
Directie Internationale Marktordening en Handelspolitiek
Rijnstraat 8
Postbus 20061
2500 EB Den Haag
NEDERLAND
Tel. +31 703485954’;

- (h) the entry concerning Austria is replaced by the following:

‘Bundesministerium für Digitalisierung und Wirtschaftsstandort
Abteilung ‘Außenwirtschaftskontrollen’ III/2
Stubenring 1
A-1010 Wien
ÖSTERREICH
Tel. +43 171100802067
Fax +43 171100808386
Email: aussenwirtschaftskontrollen@bmdw.gv.at’;

- (i) the entry concerning Poland is replaced by the following:

‘minister właściwy do spraw gospodarki
Ministerstwo Rozwoju
Departament Obrotu Towarami Wrażliwymi i Bezpieczeństwa Technicznego
Plac Trzech Krzyży 3/5
00-507 Warszawa
POLSKA
Tel. +48 224119665
Faks +48 224119140
Email: SekretariatDOT@mr.gov.pl’;

- (j) the entry concerning Romania is replaced by the following:

‘Ministerul Economiei, Energiei și Mediului de Afaceri
Direcția Politici Comerciale
Calea Victoriei nr. 152
București, sector 1
Cod poștal 010096
ROMÂNIA
Tel. +40 214010596, +40 214010523
Email: dgre@dce.gov.ro, miruna.popescu@dce.gov.ro’;

- (k) the entry concerning Slovakia is replaced by the following:

‘Ministerstvo hospodárstva Slovenskej republiky
Odbor výkonu obchodných opatrení
Mlynské nivy 44/a
827 15 Bratislava
Slovensko
Tel. +421 248542172
Fax +421 243423915
email: patricia.monosiova@mhsr.sk’;

- (l) the entry concerning the United Kingdom is replaced by the following:

‘Import of goods listed in Annex II:

Department for International Trade (DIT)

Import Licensing Branch (ILB)

Email: enquiries.ilb@trade.gov.uk

Export of goods and supply of assistance related to goods listed in Annexes II, III or IV:

Department for International Trade
Export Control Joint Unit
3 Whitehall Place
London
SW1A 2AW
UNITED KINGDOM
Tel. +44 2072154594
Email: eco.help@trade.gov.uk’;

- (2) in Annex I, point B is replaced by the following:

‘B. Address for notifications to the European Commission

European Commission
Service for Foreign Policy Instruments
EEAS 02/290
B-1049 Bruxelles/Brussel
BELGIUM
Email: FPI-ANTI-TORTURE@ec.europa.eu’;

- (3) in Annex V, the list in Part 2 Destinations is amended as follows:

- (a) the entry ‘Former Yugoslav Republic of Macedonia’ is deleted;
(b) after the entry ‘Gabon’, the entry ‘The Gambia’ is inserted;
(c) after the entry ‘Liechtenstein’, the entry ‘Madagascar’ is inserted;
(d) after the entry ‘Nicaragua’, the entry ‘North Macedonia’ is inserted.
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