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<sup>(1)</sup> Text with EEA relevance.

## II

*(Non-legislative acts)*

## REGULATIONS

## COMMISSION DELEGATED REGULATION (EU) 2018/188

of 21 November 2017

**amending Delegated Regulation (EU) No 1394/2014 establishing a discard plan for certain pelagic fisheries in South-Western waters**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC <sup>(1)</sup>, and in particular Article 15(6) and Article 18(1) and (3) thereof,

Whereas:

- (1) Regulation (EU) No 1380/2013 aims to progressively eliminate discards in all Union fisheries through the introduction of a landing obligation for catches of species subject to catch limits.
- (2) Article 15(6) of Regulation (EU) No 1380/2013 empowers the Commission to adopt discard plans by means of a delegated act for a period of no more than three years and renewable once on the basis of joint recommendations developed by Member States in consultation with the relevant Advisory Councils.
- (3) Commission Delegated Regulation (EU) No 1394/2014 <sup>(2)</sup> established a discard plan for certain pelagic fisheries in South-Western waters in order to facilitate the implementation of the landing obligation by means of certain flexibility mechanisms.
- (4) In accordance with Article 15(5)(c)(ii), that discard plan provided i.a. for certain exemptions from the obligation to land all catches, on account of disproportionate costs of handling unwanted catches for those fishing gears where unwanted catches per fishing gear do not represent more than a certain percentage of total annual catch of that gear ('*de minimis* exemptions').
- (5) According to Article 5 of Delegated Regulation (EU) No 1394/2014, the discard plan expires on 31 December 2017.
- (6) Belgium, France, the Netherlands, Portugal and Spain have a direct fisheries management interest in the South-Western waters. After having consulted the South Western Waters Advisory Council and the Pelagic Advisory Council, those Member States submitted on 2 June 2017 a joint recommendation to the Commission.
- (7) The joint recommendation suggested to extend the duration of *de minimis* exemptions established in the discard plan at the following revised discard levels:
  - up to a maximum of 6 % in 2018, and 5 % in 2019 and 2020 of the total annual catches blue whiting, caught in the industrial pelagic trawler fishery in ICES division VIII;

<sup>(1)</sup> OJ L 354, 28.12.2013, p. 22.

<sup>(2)</sup> Commission Delegated Regulation (EU) No 1394/2014 of 20 October 2014 establishing a discard plan for certain pelagic fisheries in south-western waters (OJ L 370, 30.12.2014, p. 31).

- up to a maximum of 6 % in 2018, and 5 % in 2019 and 2020 of the total annual catches of albacore tuna, caught in the large pelagic fisheries using midwater pair trawlers in ICES division VIII;
  - up to a maximum of 4 % in 2018, 2019 and 2020 of the total annual catches of anchovy, mackerel and horse mackerel, caught in pelagic trawl fishery in ICES division VIII;
  - up to a maximum of 4 % in 2018, 2019 and 2020 of the total annual catches of horse mackerel, jack mackerel and mackerel, and 1 % in 2018, 2019 and 2020 of the total annual catches of anchovy, caught in the purse sein fishery in ICES divisions VIII, IX, X and CECAF divisions 34.1.1, 34.1.2, 34.2.0.
- (8) In order to justify the suggested *de minimis* exemptions, the Member States provided evidence concerning disproportionate costs of handling unwanted catches in the relevant fisheries. That evidence was reviewed by the Scientific Technical and Economic Committee for Fisheries (STECF) Expert Working Group, which concluded that the joint recommendations contained reasoned arguments related to the disproportionate costs in handling unwanted catches, supported in some cases with a qualitative assessment of the costs. In light of the above and in the absence of differing scientific information, it is appropriate to extend the duration of the *de minimis* exemptions in accordance with the percentage levels proposed in the joint recommendation and at levels which do not exceed those allowed under Article 15(1) of Regulation (EU) No 1380/2013.
- (9) Articles 2 and 4 of the Delegated Regulation (EU) No 1394/2014 provide respectively for a survivability exemption for anchovy, horse mackerel, jack mackerel and mackerel caught in artisanal purse seine fisheries and for a specific minimum conservation reference size for anchovy. Those measures were positively evaluated by STECF in 2014. The Commission considers that the evidence on which that evaluation was based remains valid for the next three years. Therefore it is appropriate to extend the application of those measures until 2020.
- (10) Delegated Regulation (EU) No 1394/2014 should therefore be amended accordingly.
- (11) Since the measures provided for in this Regulation impact directly on the economic activities linked to, and the planning of, the fishing season of Union vessels, this Regulation should enter into force immediately after its publication. Considering that the discard plan established by Delegated Regulation (EU) No 1394/2014 expires on 31 December 2017, this Regulation should apply from 1 January 2018,

HAS ADOPTED THIS REGULATION:

#### Article 1

Delegated Regulation (EU) No 1394/2014 is amended as follows:

- (1) Article 3 is replaced by the following:

##### 'Article 3

##### ***De minimis* exemptions**

By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, the following quantities may be discarded:

- (a) up to a maximum of 6 % in 2018, and 5 % in 2019 and 2020 of the total annual catches of blue whiting in the industrial pelagic trawler fishery, which targets blue whiting in ICES division VIII using midwater trawls (OTM) and processes that species on board to obtain surimi base;
- (b) up to a maximum of 6 % in 2018, and 5 % in 2019 and 2020 of the total annual catches of albacore tuna in the large pelagic fisheries which target albacore tuna in ICES division VIII using midwater pair trawls (PTM);
- (c) up to a maximum of 4 % in 2018, 2019 and 2020 of the total annual catches of anchovy, mackerel and horse mackerel in the pelagic trawl fishery which targets anchovy, mackerel and horse mackerel in ICES division VIII using midwater trawls (OTM);
- (d) up to a maximum of 4 % in 2018, 2019 and 2020 of the total annual catches of horse mackerel, jack mackerel and mackerel, and 1 % in 2018, 2019 and 2020 of the total annual catches of anchovy in the fishery which targets horse mackerel, jack mackerel, mackerel and anchovy in ICES divisions VIII, IX, X and CECAF divisions 34.1.1, 34.1.2, 34.2.0 using purse seines (PS).'

(2) In Article 5, the second paragraph is replaced by the following:

‘It shall apply from 1 January 2015 to 31 December 2020.’

*Article 2*

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

It shall apply from 1 January 2018.

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

Done at Brussels, 21 November 2017.

*For the Commission*  
*The President*  
Jean-Claude JUNKER

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**COMMISSION DELEGATED REGULATION (EU) 2018/189****of 23 November 2017****amending Delegated Regulation (EU) No 1395/2014 establishing a discard plan for certain small pelagic fisheries and fisheries for industrial purposes in the North Sea**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC <sup>(1)</sup>, and in particular Article 15(6) and 18(1) and (3) thereof,

Whereas:

- (1) Regulation (EU) No 1380/2013 aims to progressively eliminate discards in all Union fisheries through the introduction of a landing obligation for catches of species subject to catch limits.
- (2) Article 15(6) of Regulation (EU) No 1380/2013 empowers the Commission to adopt discard plans by means of a delegated act for a period of no more than 3 years and renewable once on the basis of joint recommendations developed by Member States in consultation with the relevant Advisory Councils.
- (3) Commission Delegated Regulation (EU) No 1395/2014 <sup>(2)</sup> established a discard plan for certain small pelagic fisheries and fisheries for industrial purposes in the North Sea, in order to facilitate the implementation of the landing obligation by means of certain flexibility mechanisms.
- (4) Exemptions from the obligation to land all catches may be specified in accordance with Article 15(5)(c) of Regulation (EU) No 1380/2013 where scientific evidence indicates that increases in selectivity are very difficult or where handling unwanted catches entails disproportionate costs (*'de minimis exemptions'*).
- (5) Belgium, Denmark, France, Germany, the Netherlands, Sweden and the United Kingdom have a direct fisheries management interest in the North Sea. After consulting the North Sea Advisory Council and the Pelagic Advisory Council, those Member States have submitted on 31 May 2017 a joint recommendation to the Commission.
- (6) The joint recommendation suggests to establish for the years 2018, 2019 and 2020 a *de minimis* exemption for up to a maximum of 1 % of the total annual catches of mackerel, horse mackerel, herring and whiting in the small pelagic fisheries with midwater trawlers (OTM and PTM) up to 25 m in length overall, targeting mackerel, horse mackerel and herring in ICES divisions IVb and c south of 54 degrees north.
- (7) The Member States provided scientific evidence to demonstrate that handling unwanted catches in the relevant fisheries entails disproportionate costs. That evidence was reviewed by the Scientific, Technical and Economic Committee for fisheries (STECF). STECF noted that the *de minimis* exemption may provide an incentive for the fleets involved to adapt their behaviour and continue research on ways to improve selectivity. Therefore, the suggested exemption concerned may be included in Delegated Regulation (EU) No 1395/2014.
- (8) The duration of the discard plan should therefore be extended until 31 December 2020.
- (9) Articles 2, 4 and 4a of the Delegated Regulation (EU) No 1395/2014 provide respectively for a survivability exemption for mackerel and herring caught in the purse seine fisheries, for documentation of catches and for technical measures for sprat fisheries. The measure on survivability exemption was positively evaluated by STECF in 2014 and the technical measures for sprat fisheries were positively evaluated by International Council for the Exploration of the Seas (ICES) in 2017. The Commission considers that the evidence on which that evaluation was based remains valid for the next 3 years. Therefore it is appropriate to extend the application of the measures until 2020.
- (10) Delegated Regulation (EU) No 1395/2014 and its Annex should be amended accordingly.

<sup>(1)</sup> OJ L 354, 28.12.2013, p. 22.

<sup>(2)</sup> Commission Delegated Regulation (EU) No 1395/2014 of 20 October 2014 establishing a discard plan for certain small pelagic fisheries and fisheries for industrial purposes in the North Sea (OJ L 370, 30.12.2014, p. 35).

- (11) Since the measures provided for in this Regulation impact directly on the economic activities linked to, and the planning of, the fishing season of Union vessels, this Regulation should enter into force immediately after its publication. Considering that the discard plan established by Delegated Regulation (EU) No 1395/2014 expires on 31 December 2017, this Regulation should apply from 1 January 2018,

HAS ADOPTED THIS REGULATION:

*Article 1*

Delegated Regulation (EU) No 1395/2014 is amended as follows:

- (1) in Article 3, the heading is replaced by the following: '*De minimis* exemption in the years 2015 and 2016';
- (2) the following Article 3a is inserted:

*'Article 3a*

***De minimis* exemption in the years 2018, 2019 and 2020**

By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, up to a maximum of 1 % of the total annual catches of mackerel, horse mackerel, herring and whiting in the pelagic fishery carried out by pelagic trawlers up to 25 metres in length overall, using mid-water trawls (OTM/PTM), and targeting mackerel, horse mackerel and herring in ICES divisions IVb and c south of 54 degrees north, may be discarded in 2018, 2019 and 2020.;

- (3) in Article 5 the second paragraph is replaced by the following:

*'It shall apply from 1 January 2015 to 31 December 2020.'*

- (4) the Annex is replaced by the text in the Annex to this Regulation.

*Article 2*

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

It shall apply from 1 January 2018.

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

Done at Brussels, 23 November 2017.

*For the Commission*  
*The President*  
Jean-Claude JUNCKER

## ANNEX

## ‘ANNEX

## 1. Small pelagic fisheries in ICES IIIa (Skagerrak and Kattegat):

Code	Pelagic fishing gear	Species targeted
OTM and PTM	Mid-water trawl and mid-water pair trawl	Herring, mackerel, blue whiting, horse mackerel, sprat (for human consumption)
PS	Purse seine	Herring, mackerel, horse mackerel, sprat (for human consumption)
OTB and PTB <sup>(1)</sup>	Bottom otter and bottom pair trawl	Herring, mackerel, sprat (for human consumption)
GNS and GND <sup>(2)</sup>	Gillnets anchored (set), and gillnets (drift)	Mackerel, herring
LLS, LHP	Set longlines, handlines and pole lines (hand operated) and handlines and pole lines (mechanised)	Mackerel
MIS	Miscellaneous gear, including traps, pots and pound nets	Mackerel, herring, sprat (for human consumption)

<sup>(1)</sup> Bottom otter and bottom pair trawl with mesh size < 70 mm

<sup>(2)</sup> Mesh size 50 – 99 mm

## 2. Small pelagic fisheries in ICES IV (North Sea).

Code	Pelagic fishing gear	Quota species targeted
OTM and PTM	Mid-water otter trawl and mid-water pair trawl (inc. TR3)	Herring, mackerel, horse mackerel, greater silver smelt, blue whiting, sprat (for human consumption)
PS	Purse seine	Herring, mackerel, horse mackerel, blue whiting
GNS and GND <sup>(1)</sup>	Gillnets anchored (set) and gillnets (drift)	Mackerel, herring
GTR	Trammel nets	Mackerel
LLS, LHP and LHM	Set longlines, handlines and pole lines (hand operated) and handlines and pole lines (mechanised)	Mackerel
MIS	Miscellaneous gear, including traps, pots and pound nets	Herring, sprat (for human consumption)

<sup>(1)</sup> Mesh size 50 – 90 mm

## 3. Other vessels targeting small pelagic species referred to in Article 15(1)(a) of Regulation (EU) No 1380/2013 that are not covered by points 1 and 2 of this Annex.



## 4. Industrial fisheries in Union waters of ICES IIIa and IV:

Code	Fishing gear	Quota species targeted
Any trawl	Trawl of mesh size less than 32 mm	Sand eel, sprat, Norway pout
PS	Purse seines	Sand eel, sprat, Norway pout'

**COMMISSION DELEGATED REGULATION (EU) 2018/190****of 24 November 2017****amending Delegated Regulation (EU) No 1393/2014 establishing a discard plan for certain pelagic fisheries in North-Western waters**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC <sup>(1)</sup>, and in particular Article 15(6) and Article 18(1) and (3) thereof,

Whereas:

- (1) Regulation (EU) No 1380/2013 aims to progressively eliminate discards in all Union fisheries through the introduction of a landing obligation for catches of species subject to catch limits.
- (2) Article 15(6) of Regulation (EU) No 1380/2013 empowers the Commission to adopt discard plans by means of a delegated act for a period of no more than three years and renewable once on the basis of joint recommendations developed by Member States in consultation with the relevant Advisory Councils.
- (3) Commission Delegated Regulation (EU) No 1393/2014 <sup>(2)</sup> established a discard plan for certain pelagic fisheries in the North Western waters in order to facilitate the implementation of the landing obligation by means of certain flexibility mechanisms.
- (4) Belgium, France, Ireland, the Netherlands, Spain and the United Kingdom have a direct fisheries management interest in the North Western waters. After having consulted the North Western Waters Advisory Council and the Pelagic Advisory Council, those Member States submitted on 31 May 2017 a joint recommendation to the Commission.
- (5) Exemptions from the obligation to land all catches may be specified in accordance with Article 15(5)(b) of Regulation (EU) No 1380/2013 in relation to species for which scientific evidence demonstrates high survival rates ('survivability exemptions').
- (6) The joint recommendation suggests to apply, under certain conditions, a survivability exemption in 2019 and 2020 for mackerel and herring caught in the ring net fishery targeting non-quota species in ICES divisions VIIe and VIIf. The evidence provided by the Member States to justify that exemption was reviewed by Scientific, Technical and Economic Committee for fisheries (STECF). STECF concluded that the evidence supporting the suggested exemption was similar to that justifying other exemptions included in previous discard plan and had been previously assessed by STECF. Exemptions from the obligation to land all catches may furthermore be specified in accordance with Article 15(5)(c) of Regulation (EU) No 1380/2013 where scientific evidence indicates that increases in selectivity are very difficult or where handling unwanted catches entails disproportionate costs ('*de minimis* exemptions').
- (7) The joint recommendation suggests a *de minimis* exemption for up to a maximum of 6 %, in 2018, and 5 %, in 2019 and 2020, of the total annual catches of blue whiting (*Micromesistius poutassou*) in the industrial pelagic trawler fishery targeting that species in ICES divisions Vb, VI, and VII and processing that species on board to obtain surimi base. The Member States concerned provided evidence to demonstrate that increased selectivity cannot be achieved and that costs of handling the unwanted catch are disproportionate. STECF reviewed the suggested exemption and concluded that it is sufficiently well argued. Therefore, the suggested exemption may be included in Delegated Regulation (EU) No 1393/2014.

<sup>(1)</sup> OJ L 354, 28.12.2013, p. 22.

<sup>(2)</sup> Commission Delegated Regulation (EU) No 1393/2014 of 20 October 2014 establishing a discard plan for certain pelagic fisheries in north-western waters (OJ L 370, 30.12.2014, p. 25).

- (8) The joint recommendation suggests to apply a *de minimis* exemption for up to a maximum of 6 %, in 2018, and 5 %, in 2019 and 2020, of the total annual catches of albacore tuna (*Thunnus alalunga*) in the albacore tuna directed fisheries using midwater pair trawls (PTM) in ICES division VII. The Member States provided evidence to demonstrate that costs of storage and handling unwanted catches at sea and on shore are disproportionate. The evidence provided by the Member States was reviewed by STECF. In its evaluation STECF mentioned the risk of highgrading. In this regard it should be noted that, pursuant to paragraph 3 of Article 19a of Council Regulation (EC) No 850/1998 <sup>(1)</sup>, the prohibition of discarding does not apply to catches of species which are exempted from the landing obligation in accordance with Article 15(4) of Regulation (EU) No 1380/2013. Therefore, the suggested exemption may be included in Delegated Regulation (EU) No 1393/2014.
- (9) The joint recommendation suggests to apply in 2018, 2019 and 2020 a *de minimis* exemption for up to a maximum of 1 % of the total annual catches of mackerel (*Scomber scombrus*), horse mackerel (*Trachurus ssp.*), herring (*Clupea harengus*) and whiting (*Merlangius Merlangus*) in the small pelagic fisheries carried out by midwater trawlers (OTM and PTM) up to 25 m in length overall and targeting mackerel, horse mackerel and herring in ICES division VIId. The scientific evidence provided by the Member States in order to support the suggested exemption was reviewed by STECF. STECF noted that the *de minimis* exemption may provide an incentive for the fleets involved to adapt their behaviour and continue research on ways to improve selectivity. Therefore, the exemption concerned may be included in Delegated Regulation (EU) No 1393/2014.
- (10) The duration of the discard plan should consequently be extended until 31 December 2020.
- (11) Article 2 of Delegated Regulation (EU) No 1393/2014 provides respectively for a survivability exemption for mackerel and herring caught in the purse seine fisheries. This measure was positively evaluated by STECF in 2014. The Commission considers that the evidence on which that evaluation was based remains valid for the next three years. Therefore it is appropriate to extend the application of the measure until 2020.
- (12) Delegated Regulation (EU) No 1393/2014 and its Annex should be amended accordingly.
- (13) Since the measures provided for in this Regulation impact directly on the economic activities linked to, and the planning of, the fishing season of Union vessels, this Regulation should enter into force immediately after its publication. Considering that the discard plan established by Delegated Regulation (EU) No 1393/2014 expires on 31 December 2017, this Regulation should apply from 1 January 2018,

HAS ADOPTED THIS REGULATION:

#### Article 1

Delegated Regulation (EU) No 1393/2014 is amended as follows:

- (1) in Article 2, the following paragraph 6 is added

‘6. By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, the landing obligation shall not apply in 2019 and 2020 to catches of mackerel and herring in the ring net fishery targeting pelagic species not subject to quotas in ICES divisions VIIe and VIIf, if the requirements set out in paragraphs 1 to 5 of this Article and in Article 4 of this Regulation are met mutatis mutandis.’;

- (2) in Article 3, the heading is replaced by the following: ‘*De minimis* exemptions in the years 2015, 2016 and 2017’;

- (3) the following Article 3a is inserted:

‘Article 3a

#### ***De minimis* exemptions in the years 2018, 2019 and 2020**

“By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, the following quantities may be discarded:

- (a) up to a maximum of 6 %, in 2018, and 5 %, in 2019 and 2020, of the total annual catches of blue whiting (*Micromesistius poutassou*) in the industrial pelagic trawler fishery targeting that species in ICES divisions Vb, VI and VII, and processing that species on board to obtain surimi base;

<sup>(1)</sup> Council Regulation (EC) No 850/98 of 30 March 1998 for the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms (OJ L 125, 27.4.1998, p. 1).

- (b) up to a maximum of 6 %, in 2018, and 5 %, in 2019 and 2020, of the total annual catches for albacore tuna (*Thunnus alalunga*) in the albacore tuna directed fisheries using midwater pair trawls (PTM) in ICES subarea VII;
  - (c) up to a maximum of 1 %, in 2018, 2019 and 2020, of the total annual catches of mackerel (*Scomber scombrus*), horse mackerel (*Trachurus* spp.), herring (*Clupea harengus*) and whiting (*Merlangius merlangus*) in the fishery carried out with pelagic trawlers up to 25 meters in length overall, using mid-water trawl (OTM and PTM) and targeting mackerel, horse mackerel and herring in ICES division VIIId.;
- (4) in Article 5, the second paragraph is replaced by the following:
- ‘It shall apply from 1 January 2015 to 31 December 2020.’;
- (5) the Annex is replaced by the text in the Annex to this Regulation.

#### Article 2

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

It shall apply from 1 January 2018.

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

Done at Brussels, 24 November 2017.

*For the Commission*  
*The President*  
Jean-Claude JUNCKER

## ANNEX

## 1. Fisheries in ICES zones Vb, VIa, VIb:

Code	Pelagic fishing gear	Quota species targeted
OTB	Otter trawls — bottom	Mackerel, herring, horse mackerel, blue whiting, boarfish, argentine
OTM	Otter trawls midwater, other	Mackerel, herring, horse mackerel, blue whiting, boarfish, argentine
PTB	Pair trawls — bottom (other)	Mackerel
PTM	Pair trawls — midwater	Herring, mackerel, horse mackerel
PS	Purse seines	Mackerel, blue whiting
LHM	Handline	Mackerel
LTL	Trolling	Mackerel

## 2. Fisheries in zones ICES VII (excluding ICES zones VIIa, VIId and VIIe):

Code	Pelagic fishing gear	Quota species targeted
LHM	Handline	Mackerel
LTL	Trolling and poles and lines	Albacore tuna
PTM	Pair trawls — midwater	Blue whiting, mackerel, horse mackerel, albacore tuna, boarfish, herring
OTM	Otter trawls — midwater	Blue whiting, mackerel, horse mackerel, boarfish, herring, albacore tuna
OTB	Otter trawls — bottom	Herring
PS	Purse seines	Mackerel, horse mackerel

## 3. Fisheries in ICES zones VIId and VIIe:

Code	Pelagic fishing gear	Quota species targeted
OTB	Otter trawls (not specified)	Sprat
GND	Driftnets	Mackerel, herring
LHM	Handlines and polelines	Mackerel
OTM	Otter trawls — midwater (other)	Sprat, horse mackerel, mackerel, herring, boarfish
PTM	Pair trawls — midwater (other)	Horse mackerel
PS	Purse seines	Mackerel, horse mackerel

## 4. Fisheries in ICES zone VIIa:

Code	Pelagic fishing gear	Quota species targeted
OTM	Otter trawls — midwater	Herring
PTM	Pair trawls — midwater	Herring
LHM	Handlines	Mackerel
GNS	Gillnets	Herring

**COMMISSION DELEGATED REGULATION (EU) 2018/191**  
**of 30 November 2017**

**amending Commission Delegated Regulation (EU) 2015/98 on the implementation of the Union's international obligations, as referred to in Article 15(2) of Regulation (EU) No 1380/2013 of the European Parliament and of the Council, under the International Convention for the Conservation of Atlantic Tunas, regarding the Mediterranean stock of swordfish**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy, amending Council Regulations (EC) No 1954/2003 and (EC) No 1224/2009 and repealing Council Regulations (EC) No 2371/2002 and (EC) No 639/2004 and Council Decision 2004/585/EC <sup>(1)</sup>, and in particular Article 15(2) thereof,

Whereas:

- (1) To protect juvenile swordfish, paragraphs 15 and 17 of Recommendation 16-05 of the International Commission for the Conservation of Atlantic Tunas (ICCAT) provide for a minimum size for swordfish caught in the Mediterranean. Catches and by-catches of swordfish below this minimum size, including in sport and recreational fisheries, should not be kept on board the fishing vessel, transhipped, transported, stored, landed, sold, displayed or offered for sale.
- (2) Furthermore, under paragraph 17 of Recommendation 16-05, vessels actively fishing for swordfish must discard incidental catches of swordfish below the minimum size that exceed 5 % of their total swordfish catch.
- (3) For sport and recreational fisheries, paragraphs 23 and 26 of ICCAT Recommendation 16-05 establish that it should be prohibited to catch, retain on board, tranship or land more than one Mediterranean swordfish per vessel per day. Necessary measures should be put in place to ensure, to the greatest extent possible, the release of Mediterranean swordfish caught alive during sport and recreational fishing, especially juveniles.
- (4) Paragraph 30 of ICCAT Recommendation 16-05 establishes that vessels not authorised to fish actively for Mediterranean swordfish may keep on board swordfish catches not exceeding a maximum by-catch limit per vessel and per fishing operation. Member States should establish that by-catch limit in their annual fishing plans and report it to the Commission. Vessels not authorised to fish actively for Mediterranean swordfish should not retain on board by-catches of Mediterranean swordfish exceeding the limits in the national annual fishing plans.
- (5) To ensure consistency between ICCAT Recommendation 16-05 and European Union law, the landing obligation in Article 15(1) of Regulation (EU) No 1380/2013 should not apply to Union vessels participating in Mediterranean swordfish fisheries.
- (6) Commission Delegated Regulation (EU) 2015/98 <sup>(2)</sup> should be amended to include new provisions reflecting the fishing conditions established in ICCAT Recommendation 16-05.
- (7) In line with the timeframe laid down in Article 15(1) of Regulation (EU) No 1380/2013, this Regulation should enter into force immediately after its publication,

HAS ADOPTED THIS REGULATION:

*Article 1*

Delegated Regulation (EU) 2015/98 is amended as follows:

- (1) Article 5 is amended as follows:
  - (a) the title of Article 5 is replaced by the following:

**'Swordfish in the Atlantic Ocean';**

<sup>(1)</sup> OJ L 354, 28.12.2013, p. 22.

<sup>(2)</sup> Commission Delegated Regulation (EU) 2015/98 of 18 November 2014 on the implementation of the Union's international obligations, as referred to in Article 15(2) of Regulation (EU) No 1380/2013 of the European Parliament and of the Council, under the International Convention for the Conservation of Atlantic Tunas and the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries (OJ L 16, 23.1.2015, p. 23.)

(b) paragraph 1 is deleted;

(c) paragraph 2 is replaced by the following:

‘2. By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, it shall be prohibited to target, retain on board or tranship, land, transport, store, display or offer for sale, sell or market swordfish (*Xiphias gladius*) below the minimum size, as set out in Annex IV to Regulation (EC) No 520/2007.’;

(2) a new Article 5a is inserted as follows:

‘Article 5a

#### **Mediterranean swordfish**

(1) By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, it shall be prohibited to target, retain on board, tranship, land, transport, store, sell, display or offer for sale catches and by-catches of swordfish (*Xiphias gladius*), including from sport and recreational fisheries:

(a) measuring less than 100 cm lower jaw fork length; or

(b) weighing less than 11,4 kg of round weight or 10,2 kg of gilled and gutted weight.

(2) Notwithstanding paragraph 1, catching vessels fishing actively for swordfish may retain on board, tranship, transfer, land, transport, store, sell, display or offer for sale incidental catches of swordfish below the minimum size, provided such catches do not exceed 5 % by weight or number of pieces of the total swordfish catch of such vessels.

(3) By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, catching vessels not fishing actively for swordfish shall not retain on board swordfish exceeding the by-catch limit that Member States establish in their annual fishing plans for the total catch on board by weight or number of pieces.

(4) By way of derogation from Article 15(1) of Regulation (EU) No 1380/2013, it shall be prohibited to catch, retain on board, tranship or land of more than one swordfish per vessel per day for sport and recreational fisheries. Member States shall take the necessary measures to ensure and facilitate the release of swordfish caught alive in the framework of sport and recreational fishing.’.

#### *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, 30 November 2017.

*For the Commission*

*The President*

Jean-Claude JUNCKER

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**COMMISSION REGULATION (EU) 2018/192****of 8 February 2018****amending Annex VII to Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the EU reference laboratories in the field of contaminants in feed and food**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 882/2004 of the European Parliament and of the Council of 29 April 2004 on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules <sup>(1)</sup>, and in particular Article 32(5) and (6) thereof,

Whereas:

- (1) Regulation (EC) No 882/2004 lays down general tasks and requirements for European Union reference laboratories ('EU reference laboratories') for food and feed and for animal health. In accordance with that Regulation EU reference laboratories are responsible, in particular, for providing national reference laboratories with details of analytical methods and for the coordination of the application of such methods. The EU reference laboratories for food and feed are listed in Part I of Annex VII to that Regulation. In the field of contaminants in feed and food, an EU reference laboratory for heavy metals in feed and food, an EU reference laboratory for mycotoxins, an EU reference laboratory for Polycyclic Aromatic Hydrocarbons (PAH) and an EU reference laboratory for dioxins and PCBs in feed and food have been designated.
- (2) The Joint Research Centre (JRC) of the European Commission currently hosting the EU reference laboratory for heavy metals in feed and food, the EU reference laboratory for Polycyclic Aromatic Hydrocarbons (PAHs) and the EU reference laboratory for mycotoxins in feed and food since 2006, has informed the Directorate General for Health and Food Safety that it will no longer continue to host these EU reference laboratories as from 1 January 2018.
- (3) In these areas the effectiveness of official controls and other control activities depend on the quality, uniformity and reliability of the methods of analysis and analytical results performed by the official laboratories and there is a continued need to promote uniform practices in the use of analytical methods. It is necessary to maintain an EU reference laboratory in these areas and therefore to designate new EU reference laboratories. In addition, as since 2006, new priorities have been identified in the field of metals, nitrogenous compounds, processing contaminants and plant toxins, it is necessary to widen the scope of activities and tasks of the new EU reference laboratories to be designated.
- (4) The scope of activities and tasks of the current EU reference laboratory for heavy metals in feed and food should therefore be extended to all metals and nitrogenous compounds in feed and food, of the current EU reference laboratory for Polycyclic Aromatic Hydrocarbons (PAH) to all processing contaminants and of the current EU reference laboratory for mycotoxins in feed and food to mycotoxins and plant toxins in feed and food.
- (5) Therefore the Commission launched on 23 January 2017 a call for applications to select and designate an EU reference laboratory for the abovementioned areas. The selected laboratory National Food Institute, Technical University of Denmark (Denmark) should be designated as EU reference laboratory for metals and nitrogenous compounds in feed and food, the laboratory National Food Institute, Technical University of Denmark (Denmark) as EU reference laboratory for processing contaminants and the laboratory RIKILT (Stichting Wageningen Research) (The Netherlands) as EU reference laboratory for mycotoxins and plant toxins in feed and food.
- (6) Given the growing importance of chlorinated persistent contaminants other than PCBs and dioxins, brominated persistent contaminants and fluorinated persistent contaminants for the safety of feed and food, it is also

<sup>(1)</sup> OJ L 165, 30.4.2004, p. 1.

appropriate to extend the scope of the EU reference laboratory for dioxins and PCBs in feed and food to all halogenated persistent organic pollutants (POPs) in feed and food. Therefore the EU reference laboratory for dioxins and PCBs in feed and food should be renamed in EU reference laboratory for halogenated persistent organic pollutants (POPs) in feed and food to reflect this extension of scope.

- (7) Part I of Annex VII to Regulation (EC) No 882/2004 should therefore be amended accordingly.
- (8) 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*

Part I of Annex VII to Regulation (EC) No 882/2004 is 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, 8 February 2018.

*For the Commission*  
*The President*  
Jean-Claude JUNCKER

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## ANNEX

In Part I of Annex VII to Regulation (EC) No 882/2004, points 18 to 21 are replaced by the following:

‘18. EU reference laboratory for metals and nitrogenous compounds in feed and food

National Food Institute, Technical University of Denmark

Copenhagen

Denmark;

19. EU reference laboratory for mycotoxins and plant toxins in feed and food

RIKILT (Stichting Wageningen Research)

Wageningen

The Netherlands;

20. EU reference laboratory for processing contaminants

National Food Institute, Technical University of Denmark

Copenhagen

Denmark;

21. EU reference laboratory for halogenated persistent organic pollutants (POPs) in feed and food

Chemisches und Veterinäruntersuchungsamt (CVUA) Freiburg

Freiburg

Germany;’

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# DECISIONS

## COMMISSION IMPLEMENTING DECISION (EU) 2018/193

of 7 February 2018

**authorising laboratories in Brazil and the Russian Federation to carry out serological tests to monitor the effectiveness of rabies vaccines in dogs, cats and ferrets**

(notified under document C(2018) 593)

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Council Decision 2000/258/EC of 20 March 2000 designating a specific institute responsible for establishing the criteria necessary for standardising the serological tests to monitor the effectiveness of rabies vaccines <sup>(1)</sup>, and in particular Article 3(2) thereof,

Whereas:

- (1) Council Directive 92/65/EEC <sup>(2)</sup> provides for an alternative system to quarantine for rabies for the entry of certain domestic carnivores into Member States. In accordance with the second paragraph of Article 16 of that Directive, that system requires in case of imports from certain third countries of dogs, cats and ferrets checks on the effectiveness of the vaccination of those animals by titration of antibodies.
- (2) Such checks are also required in accordance with Article 10(1)(c) of Regulation (EU) No 576/2013 of the European Parliament and of the Council <sup>(3)</sup> in respect of the non-commercial movement of dogs, cats and ferrets from certain third countries.
- (3) Decision 2000/258/EC designates the *Agence française de sécurité sanitaire des aliments* (AFSSA) in Nancy, France, as the specific institute responsible for establishing the criteria necessary for standardising the serological tests to monitor the effectiveness of rabies vaccines. The AFSSA has now been integrated into the *Agence nationale de sécurité sanitaire de l'alimentation, de l'environnement et du travail* (ANSES) in France.
- (4) Decision 2000/258/EC provides *inter alia* that the ANSES is to appraise laboratories in third countries that have applied for approval to carry out serological tests to monitor the effectiveness of rabies vaccines.
- (5) The competent authority of Brazil has submitted an application for the approval of the laboratory 'TECSA LABORATÓRIOS LTDA' in Belo Horizonte, for which the ANSES has established and submitted to the Commission a favourable appraisal report, dated 23 October 2017.
- (6) The authorisation granted on 31 January 2006 in accordance with Decision 2000/258/EC to 'Instituto Pasteur' in São Paulo, Brazil, has been withdrawn in accordance with Commission Decision 2010/436/EU <sup>(4)</sup> following the unfavourable appraisal report dated 30 September 2011 established by the ANSES for this laboratory and submitted to the Commission.
- (7) The competent authority of Brazil has submitted an application for re-approval of 'Instituto Pasteur' in São Paulo, for which the ANSES has established and submitted to the Commission a favourable appraisal report, dated 23 October 2017.

<sup>(1)</sup> OJ L 79, 30.3.2000, p. 40.

<sup>(2)</sup> Council Directive 92/65/EEC of 13 July 1992 laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(I) to Directive 90/425/EEC (OJ L 268, 14.9.1992, p. 54).

<sup>(3)</sup> Regulation (EU) No 576/2013 of the European Parliament and of the Council of 12 June 2013 on the non-commercial movement of pet animals and repealing Regulation (EC) No 998/2003 (OJ L 178, 28.6.2013, p. 1).

<sup>(4)</sup> Commission Decision 2010/436/EU of 9 August 2010 implementing Council Decision 2000/258/EC as regards proficiency tests for the purposes of maintaining authorisations of laboratories to carry out serological tests to monitor the effectiveness of rabies vaccines (OJ L 209, 10.8.2010, p. 19).

- (8) The competent authority of the Russian Federation has submitted an application for the approval of the laboratories 'NoviStem LLC' in Moscow and the 'Institute of Veterinary Medicine Biotechnology LLC (IBVM)' in Volginski, for which the ANSES has established and submitted to the Commission a favourable appraisal report, dated 23 October 2017.
- (9) The laboratories 'TECSA LABORATÓRIOS LTDA' in Belo Horizonte, 'Instituto Pasteur' in São Paulo, 'NoviStem LLC' in Moscow and the 'Institute of Veterinary Medicine Biotechnology LLC (IBVM)' in Volginski, should therefore be authorised to carry out serological tests to monitor the effectiveness of rabies vaccines in dogs, cats and ferrets.
- (10) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

#### *Article 1*

In accordance with Article 3(2) of Decision 2000/258/EC, the following laboratories are hereby authorised to perform serological tests to monitor the effectiveness of rabies vaccines in dogs, cats and ferrets:

- (a) TECSA LABORATÓRIOS LTDA  
Avenida do Contorno, 6226º  
Funcionários — CEP: 30110-042  
Belo Horizonte/MG  
Brazil
- (b) Instituto Pasteur  
Avenida Paulista  
393 Cerqueira César  
São Paulo  
Brazil
- (c) Institute of Veterinary Medicine Biotechnology LLC (IBVM)  
27 Starovskogo ulitsa  
Volginski urban locality  
Petushinski region  
Vladimir oblast  
Russian Federation
- (d) NoviStem LLC  
2-oy Roshchinski Proyezd  
Block 8, Building 5, Office 2  
Moscow  
Russian Federation

#### *Article 2*

This Decision is addressed to the Member States.

Done at Brussels, 7 February 2018.

*For the Commission*  
Vytenis ANDRIUKAITIS  
*Member of the Commission*

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**COMMISSION IMPLEMENTING DECISION (EU, Euratom) 2018/194****of 8 February 2018****establishing models for statements of accounts for entitlements to own resources and a form for reports on irrecoverable amounts corresponding to the entitlements to own resources pursuant to Council Regulation (EU, Euratom) No 609/2014**

THE EUROPEAN COMMISSION,

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

Having regard to the Treaty establishing the European Atomic Energy Community,

Having regard to Council Regulation (EU, Euratom) No 609/2014 of 26 May 2014 on the methods and procedure for making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements <sup>(1)</sup>, and in particular Articles 6(4) and 13(3) thereof,

After consulting the Advisory Committee on Own Resources,

Whereas:

- (1) Commission Implementing Decision (EU, Euratom) 2016/2366 <sup>(2)</sup>, lays down the arrangements for the transmission of information to the Commission by the Member States under the system of own resources.
- (2) Models should be established for the monthly transmission of the statements of the 'A' and of the 'B' account so that they can be reported in a structured manner. It is necessary to clarify that 'amounts recovered' reflects the fulfilment of the Member States' financial obligations to make available traditional own resources and not only payments received by Member States of economic operators owing customs duties. 'Amounts recovered' should therefore explicitly include those amounts, which are made available to the Union budget because their non-recovery towards debtors is attributable to the Member States following administrative errors or lack of diligence in Member States' recovery efforts. Additional information should be provided in the statements in order to contribute to more clarity and transparency of the statements.
- (3) All amounts made available as traditional own resources on the Commission's accounts according to Article 9 of Regulation (EU, Euratom) No 609/2014, should be introduced in the accounting statements and their annexes. To ensure that all amounts are recorded, even those made available outside of the time limit laid down in Article 10(1) of Regulation (EU, Euratom) No 609/2014, additional information should be introduced in subsequent annexes to the statements of the 'A' account.
- (4) The report referred to in Article 13(3) of Regulation (EU, Euratom) No 609/2014 should contain all the facts necessary for a full examination of the reasons, which prevented the Member State from making available amounts deemed or declared irrecoverable exceeding EUR 100 000, including the recovery measures taken by the Member State. The reports submitted under Implementing Decision (EU, Euratom) 2016/2366 are sometimes not exhaustive and for that reason requests for additional information need to be made to the Member States concerned. It is therefore necessary to introduce additional elements and clarifications in the existing forms, such as further details on the debt incurred and the events leading to the establishment of the entitlement, on mutual assistance, and on the payment and recovery process.
- (5) Account needs to be taken of the amendments to Regulation (EU, Euratom) No 609/2014 introduced by Council Regulation (EU, Euratom) 2016/804 <sup>(3)</sup> applicable from 1 October 2016 with regard to the potential release from the obligation to make to the Union's budget those amounts of traditional own resources available that prove irrecoverable due to deferred entry in the accounts or deferred notification of customs debts in order not to prejudice criminal investigations affecting the financial interests of the Union.

<sup>(1)</sup> OJ L 168, 7.6.2014, p. 39.

<sup>(2)</sup> Commission Implementing Decision (EU, Euratom) 2016/2366 of 19 December 2016 establishing models for statements of accounts for entitlements to own resources and a form for reports on irrecoverable amounts corresponding to the entitlements to own resources pursuant to Council Regulation (EU, Euratom) No 609/2014 (OJ L 350, 22.12.2016, p. 30).

<sup>(3)</sup> Council Regulation (EU, Euratom) 2016/804 of 17 May 2016 amending Regulation (EU, Euratom) No 609/2014 on the methods and procedure for making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements (OJ L 132, 21.5.2016, p. 85).

- (6) It is necessary to provide for transitional period to give Member States time to adapt to the changes introduced in the forms for reporting under Articles 6(4) and 13(3) of Regulation (EU, Euratom) No 609/2014.
- (7) For reasons of clarity and legal certainty Implementing Decision (EU, Euratom) 2016/2366 should be repealed,

HAS ADOPTED THIS DECISION:

*Article 1*

Member States shall use the models set out in Annexes I, II, III and IV to this Decision to draw up the statements of accounts for the entitlements to own resources referred to in Article 6(4) of Regulation (EU, Euratom) No 609/2014.

*Article 2*

Member States shall use the form set out in Annex V to this Decision to draw up reports on irrecoverable amounts corresponding to entitlements to own resources referred to in Article 13(3) of Regulation (EU, Euratom) No 609/2014. They shall transmit those reports using the electronic web-based management and information system supplied by the Commission.

*Article 3*

1. Member States shall use the models referred to in Article 1 of this Decision as from 20 July 2018 at the latest. Member States may use the models referred to in Article 1 of Implementing Decision (EU, Euratom) 2016/2366 until 19 July 2018.

2. Member States shall use the form referred to in Article 2 of this Decision as from 1 September 2018. Member States shall use the form referred to in Article 2 of Implementing Decision (EU, Euratom) 2016/2366 until 31 August 2018.

*Article 4*

Implementing Decision (EU, Euratom) 2016/2366 is repealed as from 1 September 2018.

*Article 5*

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

Done at Brussels, 8 February 2018.

*For the Commission*  
*The President*  
Jean-Claude JUNCKER

## ANNEX I

## 'A' ACCOUNT OF OWN RESOURCES OF THE EUROPEAN UNION

Statement of established entitlements <sup>(1)</sup>

Member State:

Month/year:

*(national currency)*

NATURE OF RESOURCE		Member State's reference (optional)	Accounts established during month <sup>(2)</sup> (1)	Amounts recovered from separate account <sup>(3)</sup> (2)	Corrections to earlier establishments <sup>(4)</sup>		Gross amounts  (5) = (1) + (2) + (3) – (4)	Net amounts  (6)
					+	–		
					(3)	(4)		
1210	Customs duties (excluding counter-vailing and anti-dumping)							
1230	Countervailing and anti-dumping duties on products							
1240	Countervailing and anti-dumping duties on services							
<b>12</b>	<b>CUSTOMS DUTIES</b>							
1100	Production levies related to the marketing year 2005/2006 and previous years							
1110	Sugar storage levies							
1130	Charges levied on non-exported C sugar, C isoglucose and C inulin syrup production, and on substituted C sugar and C isoglucose							
1170	Production charge							



		(national currency)						
NATURE OF RESOURCE		Member State's reference (optional)	Accounts established during month <sup>(2)</sup> (1)	Amounts recovered from separate account <sup>(3)</sup> (2)	Corrections to earlier establishments <sup>(4)</sup>		Gross amounts  (5) = (1) + (2) + (3) - (4)	Net amounts  (6)
					+	-		
					(3)	(4)		
1180	One-off amounts on additional sugar quota and supplementary isoglucose quota							
1190	Surplus amount							
<b>11</b>	<b>SUGAR LEVIES</b>							
<b>TOTAL 12 + 11</b>								
					- 20 % collection costs - 25 % collection costs <sup>(5)</sup> - 10 % collection costs <sup>(6)</sup>			
					Total to be paid to the EU			

<sup>(1)</sup> Including entitlements as a result of inspections and detected cases of fraud and irregularities.  
<sup>(2)</sup> Including accounting corrections.  
<sup>(3)</sup> Including amounts declared or deemed irrecoverable for reasons attributable to the Member States.  
<sup>(4)</sup> Corrections to initial establishments, in particular cases of post-clearance recovery and repayment. For sugar, corrections relating to earlier years must mention the corresponding marketing year.  
<sup>(5)</sup> The 25 % deduction rate is to be applied to amounts which, in accordance with applicable Union rules, should have been made available between 1 March 2001 and 28 February 2014.  
<sup>(6)</sup> The 10 % deduction rate is to be applied to amounts which, in accordance with applicable Union rules, should have been made available before 28 February 2001.

## ANNEX TO THE STATEMENT OF THE 'A' ACCOUNT OF THE OWN RESOURCES OF THE EUROPEAN UNION

Monitoring of recovery of amounts which relate to cases of irregularities or delays identified through control and supervision measures <sup>(1)</sup>

Month/year

(national currency)

Gross amount of own resources recovered	References to irregularities or delays in the establishment, entry in the accounts and making available of own resources noted as a result of national or Union inspections <sup>(2)</sup> <sup>(3)</sup> <sup>(4)</sup>	Rate of deduction to be applied <sup>(5)</sup>			Amounts included under the heading 'Total to be paid to the EU'		Other information <sup>(6)</sup>
		20 %	25 %	10 %	YES <sup>(7)</sup>	NO <sup>(8)</sup>	
Total:							

<sup>(1)</sup> Article 2(3) or third subparagraph of Article 4(6) of Regulation (EU, Euratom) No 608/2014.<sup>(2)</sup> References to reports pursuant to Article 13(3) of Regulation (EU, Euratom) No 609/2014 are also to be shown in this column.<sup>(3)</sup> References to Commission letters and inspection reports are also to be mentioned in this column.<sup>(4)</sup> If applicable, the following specific references shall also be mentioned:

- OWNRES reference;
- References to identify individual payments related to Member States' financial responsibility for administrative errors;
- References to the national decisions, as also included in the Annex to the statement of the separate account (Annex IV) in cases where the Member State autonomously considers that the conditions of Article 13(2) of Regulation (EU, Euratom) No 609/2014 are not met and TOR is made available voluntarily.

<sup>(5)</sup> Mark with an X the retention rate applied to the amount.<sup>(6)</sup> Include in this heading further information regarding each amount entered in the annex:

- If an amount is made available separately from the current monthly statement and not included in the 'Total to be paid to the EU', indicate here the date of making available of the amount and information to identify the amount at stake;
- Indicate here if a payment is conditional;
- Regular date for making the amount available.

<sup>(7)</sup> Mark with an X, if the amount is included in the current monthly statement.<sup>(8)</sup> Mark with an X if the amount was made available separately and not included in a previous statement or Annex.

OWN RESOURCES OF THE EUROPEAN UNION — SEPARATE ACCOUNT <sup>(1)</sup>

Statement of established entitlements not included in 'A' account

Member State:

Quarter/year:

(national currency)

NATURE OF RESOURCE		Outstanding from previous quarter  (1)	Established entitlements for current quarter  (2)	Corrections of establishments (Article 8) <sup>(2)</sup>  (3)	Irrecoverable amounts which cannot be made available for justified reasons (Article 13(2)) <sup>(3)</sup>  (4)	Total (1 + 2 ± 3 - 4)  (5)	Amounts recovered for the EU budget during quarter <sup>(4)</sup> <sup>(5)</sup>  (6)	Outstanding at end of current quarter  (7) = (5) - (6)
1210	Customs duties (excluding counter-vailing and anti-dumping)							
1230	Countervailing and anti-dumping duties on products							
1240	Countervailing and anti-dumping duties on services							
<b>12</b>	<b>CUSTOMS DUTIES</b>							
1100	Production levies related to the marketing year 2005/2006 and previous years							
1110	Sugar storage levies							
1130	Charges levied on non-exported C sugar, C isoglucose and C inulin syrup production, and on substituted C sugar and C isoglucose							
1170	Production charge							

(national currency)

NATURE OF RESOURCE		Outstanding from previous quarter  (1)	Established entitlements for current quarter  (2)	Corrections of establishments (Article 8) <sup>(2)</sup>  (3)	Irrecoverable amounts which cannot be made available for justified reasons (Article 13(2)) <sup>(3)</sup>  (4)	Total (1 + 2 ± 3 – 4)  (5)	Amounts recovered for the EU budget during quarter <sup>(4)</sup> <sup>(5)</sup>  (6)	Outstanding at end of current quarter  (7) = (5) – (6)
1180	One-off amounts on additional sugar quota and supplementary isoglucose quota							
1190	Surplus amount							
<b>11</b>	<b>SUGAR LEVIES</b>							
<b>TOTAL 12 + 11</b>								
						Estimate of amounts established for which recovery is unlikely <sup>(6)</sup>		

<sup>(1)</sup> 'B' account kept pursuant to the second subparagraph of Article 6(3) of Regulation (EU, Euratom) No 609/2014, including entitlements established as a result of inspections and detected cases of fraud and irregularities.

<sup>(2)</sup> Correction of establishments shall be understood as corrections, including cancellations resulting from a revision of the initial establishment arising from previous quarters. They differ by nature from those entered in column (4).

<sup>(3)</sup> All the cases are to be set out in Annex IV which is to be returned at the same time as this quarterly statement. The total for this column (4) and the total in column 2 of Annex IV shall be the same.

<sup>(4)</sup> The total for this column shall be the same as the total given in column (2) of the statement of the 'A' account for the three months concerned.

<sup>(5)</sup> Including all amounts which had not been recovered from debtors for reasons attributable to the Member State. These need to be entered in column 2 of the 'A' account statement (Annex I) and are equally to be shown in column 1 of Annex IV.

<sup>(6)</sup> Compulsory for the final quarter of each year. If the estimate comes to zero, the word 'nil' shall be entered.

## ANNEX IV

## ANNEX TO THE STATEMENT OF THE SEPARATE ACCOUNT OF THE OWN RESOURCES OF THE EUROPEAN UNION

List of amounts in the 'B' account declared or deemed irrecoverable <sup>(1)</sup> <sup>(2)</sup>

Quarter/year

Gross amount of own resources		Reference to national decision	OWNRES reference <sup>(3)</sup>	WOMIS reference <sup>(3)</sup>
Entered in the 'A' account	Not entered in the 'A' account			
(1)	(2)			
TOTAL:	TOTAL:			

<sup>(1)</sup> Article 13(2) of Regulation (EU, Euratom) No 609/2014.<sup>(2)</sup> Including all amounts which had not been recovered from debtors for reasons attributable to the Member State.<sup>(3)</sup> If applicable.

## ANNEX V

**FORM OF THE REPORT <sup>(1)</sup> ON IRRECOVERABLE AMOUNTS CORRESPONDING TO THE ENTITLEMENTS TO OWN RESOURCES**

Unless otherwise stated, all information must be provided if available and relevant. All amounts are to be indicated in the currency of the respective Member State at the time of reporting.

**1. GENERAL DATA**

Member State: .....

Reference of the report: .....

*(the Member State's code/year of reporting/serial number of the year of reporting)*

Reference to a related information form sent beforehand pursuant to Article 5(1) of Regulation (EU, Euratom) No 608/2014: .....

Justification of absence of a reference to the aforementioned information form: .....

Case related to a Union inspection (Yes/No)

Reference to a related Union inspection: .....

Total amount irrecoverable: .....

Authority that declared or deemed the amount irrecoverable: .....

National reference of the administrative decision of irrecoverability: .....

*(See third column of Annex IV)*

Date of the administrative decision on irrecoverability: .....

Date on which the amount was to be deemed irrecoverable: .....

**2. DEBT INCURRED**

Date or period during which the debt was incurred: .....

Legal basis for the incurrence of the debt: .....

*(Legal bases preceding Council Regulation (EEC) No 2913/92 <sup>(2)</sup> are to be indicated by using the relevant article of Regulation (EEC) No 2913/92)*

Indirect representation (Article 18 of Regulation (EU) No 952/2013 of the European Parliament and of the Council <sup>(3)</sup> or precursors): (Yes/No)

Customs situation: .....

*(Customs procedure in force, situation of the goods or customs-approved treatment at the time of the customs debt being incurred)*

Additional details to be indicated in the case of transit movements:

— Date(s) of acceptance of the customs declaration <sup>(4)</sup>: .....

— Member State(s) of departure or entry into the Union (ISO Code): .....

— Member State(s) of destination or exit from the Union (ISO Code): .....

— MRN(s) <sup>(5)</sup> of the transit declaration(s) or TIR operation(s): .....

— TIR carnet number(s): .....

<sup>(1)</sup> Referred to in the second and third subparagraph of Article 13(3) of Regulation (EU, Euratom) No 609/2014.

<sup>(2)</sup> Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code (OJ L 302, 19.10.1992, p. 1).

<sup>(3)</sup> Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (OJ L 269, 10.10.2013, p. 1).

<sup>(4)</sup> Including TIR Carnets.

<sup>(5)</sup> International acronym for Master Reference Number/Movement Reference Number.

Type of check that led to the establishment of the entitlement: .....

— Checks not related to the acceptance of a customs declaration: .....

— Checks during clearance of a customs declaration including sample taking: .....

— Checks after clearance but before discharge of the customs procedure: .....

— Checks after discharge of the customs procedure for the goods: .....

— Checks after clearance and release for free circulation: .....

Date(s) of discharge of the customs procedure(s) to be communicated in the case of customs situations involving suspensive arrangements (e.g. fraudulent transit arrival confirmation): .....

Comprehensive description of events leading to the establishment of the entitlement:

*(The following questions shall be always addressed: What triggered the checks or investigations and when? When ended the checks or investigations (give data of report)? Which goods were involved? Give details of the grounds for which duties were evaded. Did the check or investigation allow for the calculation of additional duties and the identification of debtor(s)? Give the date, when the different debtors were identified and if applicable indicate the parts of the debt for which they became debtors.)*

Date when the investigation/customs inspection/control started; .....

Date when the report of the customs inspection/control was produced, allowing to identify the debtor(s) and the amount of additional duties; .....

### 3. MUTUAL ASSISTANCE

Case related to Mutual assistance (MA) within the meaning of Council Regulation (EC) No 515/97 <sup>(1)</sup> involving Commission departments (Yes/No)

Reference of the MA communication: .....

Date of receipt: .....

Comments (optional): .....

OLAF File reference (format: LL/yyyy/nnnn) .....

Joint Customs Operation (JCO) reference (if applicable) .....

Case related to a Risk information Form (RIF) or to a Common Priority Control Area (CPCA) (Yes/No)

RIF reference (if applicable) .....

CPCA reference. (if applicable) .....

### 4. ESTABLISHMENT OF THE ENTITLEMENT

Office of establishment: .....

Date of establishment: .....

Accounting reference of establishment (optional): .....

Date of entry in the B account (Article 6 of Regulation (EU, Euratom) No 609/2014): .....

Accounting reference of the B account (optional): .....

<sup>(1)</sup> Council Regulation (EC) No 515/97 of 13 March 1997 on mutual assistance between the administrative authorities of the Member States and cooperation between the latter and the Commission to ensure the correct application of the law on customs and agricultural matters (OJ L 82, 22.3.1997, p. 1).

Entry in the accounts or notification of the customs debt deferred in order not to prejudice a criminal investigation affecting the financial interests of the Union (the second subparagraph of Article 13(2) of Regulation (EU, Euratom) No 609/2014) (yes/no)

Total amount of traditional own resources established: .....

Amount of customs and agricultural duties established, not including countervailing and antidumping duties: .....

.....

Amount of countervailing and antidumping duties established: .....

Amount of sugar/isoglucose levies established: .....

Corresponding established amount of national excise duties and VAT (optional): .....

Total amount of traditional own resources corrected (addition or deduction) after the initial establishment: .....

Amount of customs and agricultural duties corrected (addition or deduction) after the initial establishment, not including countervailing and antidumping duties: .....

Amount of countervailing and antidumping duties corrected (addition or deduction) after the initial establishment: ...

.....

Amount of sugar/isoglucose levies corrected (addition or deduction) after the initial establishment: .....

.....

Corresponding amount of national excise duties and VAT corrected (addition or deduction) after the initial establishment (optional): .....

Total amount of security/guarantee <sup>(1)</sup>: .....

*(Amount of Union own resources and if applicable national duties. It can be nil if there is a waiver or if a security is not lodged. In the case of a comprehensive guarantee less than 100 % of the reference amount, the reference amount shall also be indicated)*

Part of security to be allocated to Union own resources: .....

Type of security (compulsory, optional, not planned): .....

Type of compulsory security: .....

Reason why a planned security was not lodged: .....

Security made available to the Union: .....

Date on which the security was made available: .....

## 5. RECOVERY PROCESS

*(If there are several debtors for the same debt, the following information needs to be provided for each debtor)*

Quality of debtor <sup>(2)</sup>: .....

Amount owed, if less than total amount established: .....

Date of notification of the debt: .....

Date(s) of payment reminders: .....

<sup>(1)</sup> In some language versions of Regulation (EU) No 952/2013 the term 'guarantee' is used in the same context where in Regulation (EEC) No 2913/92 the term 'security' is used. For the purposes of this Annex those terms shall be read as 'security' in the meaning of the second subparagraph of Article 6(3) of Regulation (EU, Euratom) No 609/2014.

<sup>(2)</sup> Including civil liability debtors, indirect representatives and guarantors.



Establishment subject to an appeal procedure within the meaning of Article 243(1) of Regulation (EEC) No 2913/92 or Article 44 of Regulation (EU) No 952/2013 (Yes/No)

Levels attained in appeal procedure: .....

Date of first appeal lodged: .....

Date on which the definitive judgment is notified: .....

Comments (optional): .....

Suspension of implementation within the meaning of Articles 222 and 244 of Regulation (EEC) No 2913/92 and Article 876a of Commission Regulation (EEC) No 2454/93 <sup>(1)</sup> or Article 108(3) and Article 45 of Regulation (EU) No 952/2013 (Yes/No)

Security lodged on suspension (Yes/No)

Amount of security on suspension: .....

Reasons why no security was lodged on suspension: .....

*(Member States need to specify whether or not a security was waived because of foreseeable economic and social difficulties and the grounds for such a decision)*

Payment facilities within the meaning of Article 229 of Regulation (EEC) No 2913/92 or Article 112 of Regulation (EU) No 952/2013 (no request/request rejected/request accepted)

Description of payment facility arrangements: .....

Security lodged pursuant to payment facilities (Yes/No)

Amount of security pursuant to payment facilities: .....

Reason why no security was lodged on payment facilities: .....

*(Member States need to specify whether or not a security was waived because of foreseeable economic and social difficulties and the grounds for such a decision)*

Date of issue of enforcement order: .....

Notification of enforcement order (Yes/No)

Date of notification of enforcement order: .....

Comments on enforcement order (optional): .....

Date(s) of payment(s) received and made available: .....

Corresponding amount(s) of payment(s) received and made available: .....

Total amounts paid and made available: .....

Date(s) of attachments: .....

Amount obtained by way of attachment: .....

Comments on the attachment (optional): .....

Date of opening of bankruptcy/liquidation/insolvency proceedings: .....

Date of declaring the claim in those proceedings: .....

Date of closure of bankruptcy/liquidation/insolvency proceedings: .....

<sup>(1)</sup> Commission Regulation (EEC) No 2454/93 of 2 July 1993 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code (OJ L 253, 11.10.1993, p. 1).

Amount of own resources recovered from bankruptcy/liquidation/insolvency proceedings: .....

.....

Mutual assistance by other Member States in recovery (Council Directive 2010/24/EU <sup>(1)</sup> or precursors) (Yes/No)

Reference of Mutual assistance in recovery: .....

Member State contacted: .....

Date of request: .....

Amount recovered: .....

Date of reply: .....

Comments on the reply (in particular if the Member State contacted has not acted on the request): .....

.....

#### 6. REASONS WHY RECOVERY HAS PROVED IMPOSSIBLE FOR THE REMAINING AMOUNT

*(In this part the Member States shall clearly indicate for instance all the specific enforcement measures taken and the reasons why in the case of a bankruptcy/liquidation/insolvency procedure the amount received was not sufficient to cover the debt or why it covers only a part of the debt. Also, Member States shall explain in detail the circumstances if entry in the accounts or notification of customs debts was deferred in order not to prejudice criminal investigations affecting the financial interests of the Union.)*

*(Member States do not need to provide information they have already provided under points 1 to 5)*

#### 7. OTHER INFORMATION

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<sup>(1)</sup> Council Directive 2010/24/EU of 16 March 2010 concerning mutual assistance for the recovery of claims relating to taxes, duties and other measures (OJ L 84, 31.3.2010, p. 1).

**COMMISSION IMPLEMENTING DECISION (EU, Euratom) 2018/195****of 8 February 2018****establishing forms for reporting on fraud and irregularities affecting entitlements to traditional own resources and on inspections relating to traditional own resources pursuant to Council Regulation (EU, Euratom) No 608/2014**

THE EUROPEAN COMMISSION,

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

Having regard to the Treaty establishing the European Atomic Energy Community,

Having regard to Council Regulation (EU, Euratom) No 608/2014 of 26 May 2014 laying down implementing measures for the system of the own resources of the European Union <sup>(1)</sup>, and in particular Articles 5(2) and 6(2) thereof,

After consulting the Advisory Committee on Own Resources

Whereas:

- (1) Commission Implementing Decision (EU, Euratom) 2016/2365 <sup>(2)</sup> lays down the arrangements for the transmission of information to the Commission by the Member States under the system of own resources.
- (2) Cases of fraud and irregularities should be reported in a structured manner and contain risk-related information. The same fraud and irregularity form is already being used to update previously reported cases. Therefore Annex II to Implementing Decision (EU, Euratom) 2016/2365 has become obsolete.
- (3) It is necessary to provide for transitional period to give Member States time to adapt to the changes introduced in the forms for reporting under Article 5(1) of Regulation (EU, Euratom) No 608/2014.
- (4) For reasons of clarity and legal certainty Implementing Decision (EU, Euratom) 2016/2365 should be repealed,

HAS ADOPTED THIS DECISION:

*Article 1*

1. Member States shall use the form set out in Annex I to this Decision to draw up the descriptions of cases of fraud and irregularities detected involving entitlements of over EUR 10 000 referred to in the first subparagraph of Article 5(1) of Regulation (EU, Euratom) No 608/2014. That form shall also be used to draw-up details of the position concerning cases of fraud and irregularities already reported to the Commission where recovery, cancellation or non-recovery has not been indicated earlier, referred to in the second subparagraph of Article 5(1) of Regulation (EU, Euratom) No 608/2014.

2. Member States shall transmit the information referred to in paragraph 1 electronically using the information technology application 'OWNRES'.

*Article 2*

Member States shall use the form set out in Annex II to this Decision to draw up the report on inspections relating to traditional own resources referred to in Article 6(1) of Regulation (EU, Euratom) No 608/2014.

The report for the financial year 2017 shall be drawn up using the form referred to in the first subparagraph.

*Article 3*

Member States shall use the form referred to in Article 1 as from 1 April 2018.

<sup>(1)</sup> OJ L 168, 7.6.2014, p. 29.

<sup>(2)</sup> Commission Implementing Decision (EU, Euratom) 2016/2365 of 19 December 2016 establishing forms for reporting on fraud and irregularities affecting entitlements to traditional own resources and on inspections relating to traditional own resources pursuant to Council Regulation (EU, Euratom) No 608/2014 (OJ L 350, 22.12.2016, p. 24).

*Article 4*

Implementing Decision (EU, Euratom) 2016/2365 is repealed as from 1 April 2018.

*Article 5*

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

Done at Brussels, 8 February 2018.

*For the Commission*

*The President*

Jean-Claude JUNCKER

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## ANNEX I

**Form for reporting fraud and irregularities under Article 5(1) of Regulation (EU, Euratom)  
No 608/2014**

1. CASE ID
  - 1.1. **Member State**
  - 1.2. **Serial number (format CC/YYYY/NNNNNN/V)**
  - 1.3. **Year and quarter of discovery or establishment (format: yyyy/q)**
  - 1.4. **Department or agency which made the establishment or detected the case**
  - 1.5. **Date of transmission (format: dd/mm/yyyy)**
  - 1.6. **Status**
2. CASE DESCRIPTION
  - 2.1. **TARIC code (10 digits)**
    - 2.1.1. Presumed
    - 2.1.2. Declared
    - 2.1.3. Established
  - 2.2. **Dispatching country**
    - 2.2.1. Presumed
    - 2.2.2. Declared
    - 2.2.3. Established
  - 2.3. **Country of origin**
    - 2.3.1. Presumed
    - 2.3.2. Declared
    - 2.3.3. Established
  - 2.4. **Quantity**
    - 2.4.1. Presumed
    - 2.4.2. Declared
    - 2.4.3. Established
  - 2.5. **Customs value**
    - 2.5.1. Presumed
    - 2.5.2. Declared
    - 2.5.3. Established
  - 2.6. **Customs procedure**
  - 2.7. **Type of check that led to discovery**
3. RECOVERY STAGE
  - 3.1. **Administrative stage code**
  - 3.2. **Financial stage code**
  - 3.3. **Non-recovery due to criminal investigation**

4. ADDITIONAL INFORMATION
  - 4.1. **Date of establishment (format: dd/mm/yyyy)**
  - 4.2. **Reference of the establishment**
  - 4.3. **Date in the B accounts (format: dd/mm/yyyy)**
  - 4.4. **Reference of the B account**
  - 4.5. **Date of last appeal decision (format: dd/mm/yyyy)**
  - 4.6. **Amounts of traditional own resources**
    - 4.6.1. Estimated amount
    - 4.6.2. Established amount
    - 4.6.3. Amount of the correction
    - 4.6.4. Amount written-off
    - 4.6.5. Recovered amount
    - 4.6.6. Amount to be recovered
  - 4.7. **Information on fraud or irregularity:**
    - 4.7.1. Designation
    - 4.7.2. Type of fraud or irregularity
    - 4.7.3. Concise description of fraud mechanism
  - 4.8. **Case already notified under mutual assistance agreements (Council Regulation (EC) No 515/97 <sup>(1)</sup>)**
    - 4.8.1. MA-reference (format: yyyy/nnnn)
    - 4.8.2. OLAF case reference (format: LL/yyyy/nnnn) <sup>(2)</sup>
    - 4.8.3. JCO (Joint Customs Operation) reference
  - 4.9. **CPCA reference (Common Priority Control Area)**
  - 4.10. **RIF reference (Risk Information Form)**
  - 4.11. **WOMIS (write-off management information system) Reference (if applicable) (format: cc/yyyy/nnnn)**
  - 4.12. **Measures taken or planned to prevent recurrence**
  - 4.13. **Member States involved**
  - 4.14. **Other information**
- 

<sup>(1)</sup> Council Regulation (EC) No 515/97 of 13 March 1997 on mutual assistance between the administrative authorities of the Member States and cooperation between the latter and the Commission to ensure the correct application of the law on customs and agricultural matters (OJ L 82, 22.3.1997, p. 1).

<sup>(2)</sup> Where the case is linked to a financial recommendation made by OLAF this shall be also indicated.

## ANNEX II

## ANNUAL REPORT REFERRED TO IN ARTICLE 6(1) OF REGULATION (EU, Euratom) No 608/2014

20...

Member State: .....

**1. Inspection by Member States**

Inspection activities	Data
1. Customs declarations accepted (customs arrangements or customs use concerned)	
1.1. Total number of import declarations (declaration level) under standard procedures	
1.2. Total number of import declarations (item level) under standard procedures	
1.3. Total number of import declarations (item level) under simplified procedures	
2. Post-release inspections:	
2.1. Total number of customs declarations (item level) controlled after release of the goods (customs declaration revision)	
2.2. Total number of other post-release controls	
2.3. Total number of post-release audits	
3. Staff in customs departments	
3.1. Total number of staff in customs departments <sup>(1)</sup>	
3.2. Total number of staff on other post-release controls	
3.3. Total number of staff on post-release audits	

<sup>(1)</sup> Total number of customs staff (expressed in persons per year in Full-Time Equivalents).**2. Questions of principle**

List of the most important points relating to the establishment, entry in the accounts and making available of the entitlements which have been encountered in the application of Regulation (EU, Euratom) No 608/2014 and Council Regulation (EU, Euratom) No 609/2014 <sup>(1)</sup>, as well as of Council Regulation (EC, Euratom) No 1150/2000 <sup>(2)</sup>, including those raised in matters in dispute.

.....

.....

.....

.....

*(where necessary, continue in an annex, referring to this item)*

<sup>(1)</sup> Council Regulation (EU, Euratom) No 609/2014 of 26 May 2014 on the methods and procedure for making available the traditional, VAT and GNI-based own resources and on the measures to meet cash requirements (OJ L 168, 7.6.2014, p. 39).

<sup>(2)</sup> Council Regulation (EC, Euratom) No 1150/2000 of 22 May 2000 implementing Decision 2007/436/EC, Euratom on the system of the European Communities Own Resources (OJ L 130, 31.5.2000, p. 1)

**CORRIGENDA****Corrigendum to Council Implementing Regulation (EU) 2018/12 of 8 January 2018 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea**

*(Official Journal of the European Union L 4 of 9 January 2018)*

On page 3, the Annex, Part (a), entry 75, third column:

*for:* 'DOB: 20.8.1965

Passport No 563233049 expires 11.3.2019.

...';

*read:* 'DOB: 21.8.1957

Passport No 563233049 expires 9.5.2018.

...'.  
  
\_\_\_\_\_

**Corrigendum to Council Implementing Decision (CFSP) 2018/16 of 8 January 2018 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea**

*(Official Journal of the European Union L 4 of 9 January 2018)*

On page 18, Annex, Part A, entry 75, third column:

*for:* 'DOB: 20.8.1965

Passport No 563233049 expires 11.3.2019.

...';

*read:* 'DOB: 21.8.1957

Passport No 563233049 expires 9.5.2018.

...'.  
  
\_\_\_\_\_









