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► **B**                      **COMMISSION IMPLEMENTING REGULATION (EU) 2016/670**  
   **of 28 April 2016**  
   **introducing prior Union surveillance of imports of certain iron and steel products originating in**  
   **certain third countries**  
   (OJ L 115, 29.4.2016, p. 37)

Amended by:

			Official Journal		
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**COMMISSION IMPLEMENTING REGULATION (EU) 2016/670**  
**of 28 April 2016**  
**introducing prior Union surveillance of imports of certain iron and**  
**steel products originating in certain third countries**

*Article 1*

1. The release for free circulation in the Union of certain iron and steel products listed in Annex I to this Regulation shall be subject to prior Union surveillance in accordance with Regulation (EU) 2015/478 and Regulation (EU) 2015/755. ►**M1** This applies to imports whose net weight exceeds 2 500 kg established for each individual TARIC code and 5 000 kg for each individual TARIC code subject to prior surveillance and falling under HS heading 7318. ◄

2. The classification of the products covered by this Regulation is based on the tariff and statistical nomenclature of the Union ('TARIC'). The origin of the products covered by this Regulation shall be determined in accordance with Article 60 of the Union Customs Code <sup>(1)</sup>.

3. Products originating in Norway, Iceland and Liechtenstein are exempted.

*Article 2*

1. The release for free circulation in the Union of the products referred to in Article 1 shall be subject to presentation of a surveillance document issued by the competent authorities of a Member State.

2. Paragraph 1 shall start to apply 21 working days after the entry into force of this Regulation.

3. The surveillance document referred to in paragraph 1 shall be issued automatically by the competent authorities in the Member States, without charge and for any quantities requested, within 5 working days of presentation of an application by any importer into the Union, wherever it may be established in the Union. This application shall be deemed to have been received by the competent national authority no later than 3 working days after submission, unless it is proven otherwise.

4. A surveillance document issued by one of the authorities listed in Annex II shall be valid throughout the Union.

5. The surveillance document shall be made out on a form corresponding to the model in Annex I to Regulation (EU) 2015/478 or Annex II to Regulation (EU) 2015/755 for imports from the third countries listed in Annex I to that Regulation.

<sup>(1)</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)

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6. The importer's application shall include the following elements:

- (a) the full name and address of the applicant (including telephone and e-mail or fax numbers and any number identifying the applicant to the competent national authority), plus the applicant's VAT registration number if he is liable for VAT;
- (b) where appropriate, the full name and address of the declarant or of any representative appointed by the applicant (including telephone and e-mail or fax numbers);
- (c) a description of the goods giving their:
  - (1) trade name;
  - (2) the TARIC code;
  - (3) place of origin and place of consignment;
- (d) the quantity declared, in kilograms, and, where appropriate, any other additional unit (pairs, items, etc.);
- (e) the value of the goods, CIF at the Union frontier, in euro;
- (f) the following statement, dated and signed by the applicant, with the applicant's name spelt out in capital letters: 'I, the undersigned, certify that the information provided in this application is true and given in good faith, and that I am established in the Union.'

The importer shall also submit commercial evidence of the intention to import, such as a copy of the contract of sale or purchase or of the pro forma invoice. If so requested, for example in cases where the goods are not directly purchased in the country of production, the importer shall present a certificate of production issued by the producing steel mill.

7. Without prejudice to possible changes in the import regulations in force or decisions taken in the framework of an agreement or the management of a quota:

- (a) the period of validity of the surveillance document is hereby fixed at 4 months;
- (b) unused or partly used surveillance documents may be renewed for an equal period.

8. The competent authorities may allow the submission of declarations or requests to be transmitted or printed by electronic means, under the conditions fixed by them. However, all documents and evidence must be made available to the competent authorities upon request.

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9. In addition to the paper version, national authorities may create electronic versions of the surveillance document to facilitate its handling and transmission.



### *Article 3*

1. A finding that the unit price at which the transaction is effected varies from that indicated in the surveillance document by less than 5 % in either direction or that the total quantity of the products presented for import exceeds the quantity given in the surveillance document by less than 5 % shall not preclude the release for free circulation of the products in question.

2. Applications for surveillance documents and the documents themselves shall be confidential. They shall be restricted to the competent authorities and the applicant.

### *Article 4*

1. The Member States shall communicate to the Commission on as regular and up-to-date a basis as possible and at least by the last day of each month, details of the quantities and values (calculated in euro) for which surveillance documents have been issued.

The information provided by Member States shall be broken down by product, TARIC code and by country.

2. The Member States shall give notification of any anomalies or cases of fraud which they discover and, where relevant, the basis on which they have refused to grant a surveillance document.

### *Article 5*

Any notices to be given under this Regulation shall be given to the Commission and shall be communicated electronically via the integrated network set up for this purpose, unless for imperative technical reasons it is necessary to use other means of communication temporarily.

### *Article 6*

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 apply from the day following its publication in the *Official Journal of the European Union* until 15 May 2020.

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

**▼ M1***ANNEX I***List of products subject to prior Union surveillance**

7207 11 14	7225	7318 12 90
7208	7226	7318 14 91
7209	7227	7318 14 99
7210	7228	7318 15 42
7211	7229	7318 15 58
7212	7301	7318 15 68
7213	7302	7318 15 82
7214	7304	7318 15 88
7215	7305	7318 15 95
7216	7306	7318 16 40
7217	7307 19 10	7318 16 92
7219	7307 23	7318 16 99
7220	7307 91 00	7318 19 00
7221	7307 93 11	7318 21 00
7222	7307 93 19	7318 22 00
7223	7307 99 80	

▼ **M1***ANNEX II**СПИСКЪ НА КОМПЕТЕНТНИТЕ НАЦИОНАЛНИ ОРГАНИ**LISTA DE LAS AUTORIDADES NACIONALES COMPETENTES**SEZNAM PŘÍSLUŠNÝCH VNITROSTÁTNÍCH ORGÁNŮ**LISTE OVER KOMPETENTE NATIONALE MYNDIGHEDER**LISTE DER ZUSTÄNDIGEN BEHÖRDEN DER MITGLIEDSTAATEN**PĀDEVATE RIHKLIE ASUTUSTE NIMEKIRI**ΛΙΣΤΗ ΑΥΤΟΡΙΤΗΤΩΝ ΕΚΔΟΣΗΣ ΑΔΕΙΩΝ ΤΩΝ ΚΡΑΤΩΝ ΜΕΛΩΝ**LIST OF THE COMPETENT NATIONAL AUTHORITIES**LISTE DES AUTORITÉS NATIONALES COMPÉTENTES**POPIS NADLEŽNÍH NACIONALNÍH TIJELA**ELENCO DELLE COMPETENTI AUTORITÀ NAZIONALI**VALSTU KOMPETENTO IESTĀŽU SARAKSTS**ATSAKINGŲ NACIONALINIŲ INSTITUCIJŲ SĄRAŠAS**AZ ILLETÉKES NEMZETI HATÓSÁGOK LISTÁJA**LISTA TAL-AWTORITAJIET NAZZJONALI KOMPETENTI**LIJST VAN BEVOEGDE NATIONALE INSTANTIES**WYKAZ WŁAŚCIWYCH ORGANÓW KRAJOWYCH**LISTA DAS AUTORIDADES NACIONAIS COMPETENTES**LISTA AUTORITĂȚILOR NAȚIONALE COMPETENTE**ZOZNAM PŘÍSLUŠNÝCH ŠTÁTNYCH ORGÁNOV**SEZNAM PRISTOJNIH NACIONALNIH ORGANOV**LUETTELO TOIMIVALTAISISTA KANSALLISISTA VIRANOMAISISTA**FÖRTECKNING ÖVER BEHÖRIGA NATIONELLA MYNDIGHETER***BELGIQUE/BELGIË**

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