

Feedback to “the draft implementing regulation about establishment of CBAM registry”

1. Comments on the schedule of this implementing regulation and related matters

(1) Regarding the use of the CBAM Operators Portal during the transitional period

The “About this initiative” of the Commission’s website says, “It will apply from January 2026 for CBAM reporting obligations”. However, even during the transitional period, it is crucial for the third-country operators to be ensured the confidentiality of their own information, such as scrap ratios.

Therefore, we request that the application period of this implementing regulation be brought forward so that “the CBAM Operator Portal” on Article 10 can be used by the operators even during the transitional period.

(2) Regarding the registration details of each CBAM registry

We seek detailed responses from the Commission, including specific examples, for the following;

- Items to be registered in the CBAM Declarants Portal by the authorized CBAM declarants and the applicants who want to become authorized CBAM declarants as the registering entity.
- Items to be registered in the CBAM Operators Portal by the third-country operators as the registering entity.

2. Article 10 “CBAM Operators Portal”

(1) On Article 10, paragraph 2, it is stipulated that the CBAM Operators Portal shall be used by operators of installations for the following (a)-(c).

In this context, the factsheet Information for non-EU producers of iron and steel published on October 31 states that third-country operators may provide information on their installations and the embedded emissions in the produced CBAM goods through the CBAM Operators Portal. Therefore, we request the commission to specify that those information can be registered on CBAM Operators Registry.

- (a) registering the information on that operator and on its installations;
- (b) registering information on the goods produced by an installation;
- (c) receiving notifications and communication related to their registration and use of information in the CBAM registry.

(2) In addition to the above, we request that details be made public as soon as possible regarding what information is specifically subject to registration under Article 10, Paragraph 2, (a) and (b).

(3) Regarding Article 10, paragraph 3 and 4, we understand the operators shall submit a request to the Commission through EU Access central service to obtain access the CBAM Operators Portal. In this context, we request the early publication of the specific request form and details of the EU Access central service.

3. Article 21 “Limitation of data access, data processing and confidentiality”, paragraph 2

(1) Is it correct to understand that Article 21, paragraph 2 relates to the CBAM Operators Portal stipulated in Article 10? On Article 21, paragraph 2, it is stipulated that “The

operators may access their personal data registered in the CBAM registry after their registration in the registry. Authorized CBAM declarants may access personal data registered by operators in the CBAM registry or otherwise processed those data, where authorization in that respect was granted by the operators” , so we understand that “the operators may access their personal data registered in the CBAM Operators Portal after their registration, but the authorized CBAM declarants cannot access the personal data of the operators registered in the CBAM Operators Portal, unless they have been granted authority by the operators” . Is our understanding correct? We request a confirmation from the commission.

- (2) If (1) above is correct, we request that the Article 21, paragraph 2 be revised and added to clarify the relationship between Article 10 and Article 21, paragraph 2, such as by amending “CBAM registry” in Article 21, paragraph 2 to “CBAM Operators Portal” and specifying what “personal data” in Article 21, paragraph 2 refers to in Article 10, Paragraph 2 (a) and/or (b).