

Feedback to “the draft implementing regulation about authorizing CBAM declarants”

1. Comments on the schedule of this implementing regulation
 - (1) Regarding the beginning (4) “prior to the first importation of goods” , we request that the schedule be clearly stated, such as by changing it to “at least before the first importation of goods in 2026” .
2. Article 4 “Assessment of the application by the competent authority” and Article 5 “Request for additional information by the competent authority”
 - (1) In order to quickly comply with Article 4 of Regulation (EU) 2023/956, which will come into force on 1 January 2026, we kindly ask the Commission to revise the number of days for the assessment by the competent authority in Article 4, Paragraph 1 and Article 5, Paragraph 2 to an appropriate number of days.
 - (2) We ask the Commission to add a paragraph stating that “imports by non-authorized CBAM declarants will be allowed as a temporary measure if, due to circumstances on the part of the competent authority (technical problems, etc.), the actual assessment takes longer than the number of days required in this implementing regulation” .
3. Article 11 “Conditions for financial and operational capacity”
 - (1) Regarding Article 11, Paragraph 1, (c) and (d), the criteria for granting the status of authorized CBAM declarant includes “a sufficient financial standing” and “an administrative organization suitable for fulfilment of the estimated obligations to surrender CBAM certificates” . We request that the evaluation criteria for “sufficient” and “suitable” be clearly stated and made public as soon as possible.