

COMMISSION IMPLEMENTING REGULATION (EU) No 58/2013**of 23 January 2013****amending Regulation (EEC) No 2454/93 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EEC) No 2913/92 of 12 October 1992 establishing the Community Customs Code ⁽¹⁾, and in particular Article 247 thereof,

Whereas:

- (1) Commission Regulation (EC) No 1875/2006 of 18 December 2006 amending Regulation (EEC) No 2454/93 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code ⁽²⁾ introduced the concept of authorised economic operators (AEO). Economic operators who fulfil the conditions for obtaining the full AEO or AEO Security and safety status should be considered as reliable partners in the supply chain and therefore benefit from facilitations with regard to customs controls relating to security and safety.
- (2) The Union recognises the trade partnership programmes of certain third countries that have been developed in accordance with the World Customs Organization Framework of Standards to Secure and Facilitate Global Trade. Consequently, the Union grants facilitations to those economic operators of a third country who hold a membership status under the customs authority's

programme of that third country. It is therefore necessary to introduce means to identify in entry summary declarations the economic operators holding a membership status under trade partnership programmes of third countries. The relevant facilitations will not be provided without proper identification of those economic operators in the entry summary declarations.

- (3) It is therefore appropriate to adapt Annex 30a to Commission Regulation (EEC) No 2454/93 ⁽³⁾ in order to allow indication of economic operators' third country unique identification number.
- (4) Regulation (EEC) No 2454/93 should therefore be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

Article 1

Annex 30a to Regulation (EEC) No 2454/93 is amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on 31 January 2013.

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

Done at Brussels, 23 January 2013.

For the Commission
The President
José Manuel BARROSO

⁽¹⁾ OJ L 302, 19.10.1992, p. 1.

⁽²⁾ OJ L 360, 19.12.2006, p. 64.

⁽³⁾ OJ L 253, 11.10.1993, p. 1.

ANNEX

In Annex 30a of Regulation (EEC) No 2454/93, in Section 4, 'Data elements explanatory notes', the third paragraph of the data element explanatory note 'Consignor' 'Entry summary declarations' is replaced by the following:

Entry summary declarations:

This information takes the form of the consignor EORI number whenever this number is available to the person lodging the summary declaration.

Where facilitations are granted in the framework of a third country traders' partnership programme which is recognised by the Union, this information may take the form of a third country unique identification number which has been made available to the Union by the third country concerned. That number may be used whenever available to the person lodging the summary declaration.

The structure of the number is as follows:

Field	Content	Field type	Format	Examples
1	Identifier of the third country (ISO alpha 2 country code)	Alphabetic 2	a2	US JP
2	Unique identification number in a third country	Alphanumeric up to 15	an..15	1234567890ABCDE AbCd9875F pt20130101aa

Examples: "US1234567890ABCDE" for a consignor in the US (country code: US) whose unique identification number is 1234567890ABCDE. "JPAbCd9875F" for a consignor in Japan (country code: JP) whose unique identification number is AbCd9875F. "USpt20130101aa" for a consignor in the US (country code: US) whose unique identification number is pt20130101aa.

Identifier of the third country: the Union's alphabetical codes for countries and territories are based on the current ISO alpha 2 codes (a2) insofar as they are compatible with the country codes laid down in accordance with Article 5(2) of Regulation (EC) No 471/2009 of the European Parliament and of the Council of 6 May 2009 on Community statistics relating to external trade with non-member countries and repealing Council Regulation (EC) No 1172/95 (*).

(*) OJ L 152, 16.6.2009, p. 23.'