

FLEGT Regulation Report

Fields marked with * need to be filled in before the form can be submitted to the next level.

Competent Authority

* 1 Competent Authority/Authorities (CA) for FLEGT?

Please specify, if different to reporting authority

Administration de la nature et des forêts

* 2 Is the customs authority the CA, or one of the CAs for FLEGT?

- Customs authority is the CA
 Customs authority is one of the CAs
 Customs authority is not the CA or one of the CAs

* 3 Which national legislation designates the CA?

Please also provide a hyperlink to the document (if available) or upload a PDF

Loi du 21 juillet 2012 concernant certaines modalités d'application et la sanction du règlement (CE) n°2173 /2005 du Conseil du 20 décembre 2005 concernant la mise en place d'un régime d'autorisation FLEGT relatif aux importations de bois dans la Communauté européenne

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675abb54-5156-40b9-b237-651886bd91b7/FLEGT_MEMORIAL_A155.pdf

Interaction of Competent Authority and customs

* 5 Is there an agreement with customs, so that the CA can delegate certain tasks to customs?

- Yes
 No

* 6 Please select the option which best describes this arrangement:

- Based on legislation
 Memorandum of Understanding

- Informal arrangement
- Other arrangement

* 8 Please specify other arrangement:

Collaboration agreement

* 9 Please specify the arrangements for the exchange of customs data between the CA(s) and customs. Please select all that apply:

- CA has free access to customs data
- CA must request customs data and does so
- Customs submits customs data to the CA

* 10 Please select frequency for CA customs data requests:

- Daily
- Weekly
- Monthly
- Twice a year
- Annually
- As needed, in addition to regular requests
- As needed, exclusively
- Other (please specify)

* 14 Please specify the arrangements for the exchange of other information (other than customs data) between the CA(s) and the customs department. Please select all that apply:

- The CA and customs have access to a shared national electronic system
- The CA informs customs once a FLEGT licence has been validated
- The CA requests customs to verify specific shipments against FLEGT licences
- Customs informs the CA of checks they perform
- Regular meetings between the CA and customs (please specify the frequency)
- Other (please specify)

* 17 Does your national legislation specify the actions that customs should take when shipments from countries and of products covered by the FLEGT licensing scheme arrive at the border?

- Yes
- No

* 18 Please select all the types of actions pertaining to customs that are specified in your national legislation:

Select the types of actions that customs is responsible for, as defined in your legislation

- Customs are required to assist in enforcing the FLEGT Regulation
- Customs are required to check FLEGT shipments in the same way they check other shipments
- Customs are required to suspend release for free circulation of a shipment until the CA has verified the FLEGT licence
- Customs are required to do certain types of checks for FLEGT shipments
- Customs are required to inform the CA of any potential non-compliance identified
- Other (please specify)

* 19 Please specify other:

Customs are required to investigate and report on violations of art 4 or 5 from legislation CE 2173/2005

20 Does your Member State permit the retrospective submissions of customs declarations for FLEGT licenced shipments by selected importers?

- Yes
 No

FLEGT Licences and shipments

*21 Does the CA use FLEGIT for the processing of FLEGT licences or a national electronic system?

- FLEGIT
 National system

*22 Do both the CA and customs use FLEGIT?

'Partly used' could be e.g.: where customs uses FLEGIT and the CA uses a national system, where only some of the customs authorities use FLEGIT, or where only some of the CAs use FLEGIT (where there is more than one CA)

- Only the CA
 Only customs
 CA and customs
 Partly used (please specify)

*24 How are FLEGT licences submitted in your country? Please select all that apply.

- Paper licences
 Via FLEGIT
 Via national electronic system
 Via email
 Other electronic system (please specify)

*26 Have any FLEGT licences or FLEGT-licensed shipments been received by your country in the reporting period?

- Yes
 No

28 Download template:

[FLEGT licences and actual imports data template v2.xlsx](#)

Provision for penalties

*29 Are there provisions for administrative fines?

- Yes
 No

*34 Are there provisions for criminal fines?

- Yes
 No

Provisions for criminal fines

*35 Minimum level of penalty:

EUR 251

*36 Maximum level of penalty:

EUR 250 000

*37 Legal basis

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38 Comments:

n.a.

*39 Are there provisions for imprisonment?

Yes

No

Provisions for imprisonment

*40 Minimum level of penalty:

8 days

*41 Maximum level of penalty:

1 month

*42 Legal basis

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43 Comments:

n.a.

*44 Are there provisions for suspension of the authority to trade?

- Yes
 No

Provisions for suspension of the authority to trade

*45 Minimum level of penalty:

no level defined

*46 Maximum level of penalty:

no level defined

*47 Legal basis

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48 Comments:

n.a.

*49 Are there provisions for notices of remedial action or warning letters?

- Yes
 No

*54 Are there provisions for other types of penalties?

- Yes
 No

*56 Do penalties include seizure or confiscation of timber shipments?

- Yes
 No

*57 Is disposal of the confiscated timber foreseen in the national legislation?

- Yes
 No

*58 Which institution is responsible for disposal of confiscated timber?

- Customs
 CA
 Court
 Police
 Other

*59 Please specify other:

Ministry of Justice

Penalties applied

*60 How many FLEGT licences were rejected?

0

*61 Has Article 6(1)[1] been applied for any shipments in the reporting period, i.e. were there any penalties or seizures in the reporting period?

[1] Article 6.1: If competent authorities establish that the requirement laid down in Article 4(1) is not fulfilled, they shall act in accordance with national legislation in force.

- Yes
 No

63 Download template:

[Penalties applied template.XLSX](#)

*64 Has Article 6(2)[1] been applied for any shipments in the reporting period?

[1] Article 6.2: Member States shall notify the Commission of any information suggesting that the provisions of this Regulation are being, or have been, circumvented.

- Yes
 No

Provisions for additional verification of FLEGT licences and shipments

*66 Does your country carry out additional verification checks on FLEGT licences?

'Additional' verification of FLEGT licences is understood as the Competent Authority requesting additional information from the licensing authority of the partner country.

- Yes
 No

*72 Does your country carry out additional verification checks on FLEGT-licensed shipments?

- Yes
 No

Verifications of FLEGT licences and shipments carried out

*80 Did you carry out any additional verification checks of FLEGT licences or shipments (including exchange of information with e.g. Indonesia's Licence Information Units (LIU), physical inspections etc.) in the reporting period?

- Yes
 No

87 Download template:

[FLEGT_additional_verification_checks.xlsx](#)

Fees for the processing of the FLEGT licences

*88 Do importers need to pay fees for the processing of the FLEGT licences?

- Yes
 No

Other Implementing measures

92 Please provide feedback on your collaboration with other CAs and the European Commission.

n.a.

93 Please provide any other information, implementing measures or open issues that you consider that may be of interest to other Member States and/or the Commission.

Users can attach files and URLs to this question.

n.a.

94 Please upload your file related to the previous question, if applicable.

The maximum file size is 1 MB

95 Please indicate if there are specific issues that proved, or are proving, difficult when developing and/or applying national legislation to implement the FLEGT Regulation.

Users can attach files and URLs to this question.

n.a.

96 Please upload your file related to the previous question, if applicable.

The maximum file size is 1 MB

97 Any other relevant information?

Users can attach files and URLs to this question.

n.a.

98 Please upload your file related to the previous question, if applicable.

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Contact

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