COMMISSION IMPLEMENTING REGULATION (EU) 2018/504

of 7 March 2018

amending Implementing Regulation (EU) No 612/2013 on the operation of the register of economic operators and tax warehouses, related statistics and reporting pursuant to Council Regulation (EU) No 389/2012 on administrative cooperation in the field of excise duties

THE EUROPEAN COMMISSION,

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

Having regard to Council Regulation (EU) No 389/2012 of 2 May 2012 on administrative cooperation in the field of excise duties and repealing Regulation (EC) No 2073/2004 (1), and in particular Article 22 thereof,

Whereas:

- (1) Annex I to Commission Implementing Regulation (EU) No 612/2013 (²) lays down the structure and content of messages relating to the registration of economic operators and tax warehouses in the national registers and the Central Register. In order to improve the quality of data used in those messages Tables 1, 2 and 4 of Annex I to Implementing Regulation (EU) No 612/2013 should be amended.
- (2) In accordance with Article 22 of Council Directive 2008/118/EC (³) in the case of movement of energy products under a duty suspension arrangement by sea or inland waterways, the competent authorities of the Member State of dispatch may authorise the consignor to omit the details of the consignee at the time of dispatch in the draft electronic administrative document referred to in Article 21(2) of that Directive. In accordance with Regulation (EU) No 612/2013 only an authorised warehouse keeper is allowed to omit the details of the consignee. Therefore it is also necessary to enable a registered consignor to leave empty the destination fields in the draft electronic administrative document when moving energy products under duty suspension arrangement by sea or inland waterways in order to align with Article 22 of Directive 2008/118/EC.
- (3) The explanation in column F of Table 1 of Annex I to Implementing Regulation (EU) No 612/2013 should provide a clearer identification of the 'Requesting Office' data element in order to align with the definition in Annex II to Regulation (EC) No 684/2009.
- (4) Implementing Regulation (EU) No 612/2013 should therefore be amended accordingly.
- (5) In order to align the application date of this Regulation with the application date for a new version of the computerised system established by Decision No 1152/2003/EC of the European Parliament and of the Council (*) and to allow the Member States adequate time to prepare for the changes resulting from this Regulation, it should apply from 15 February 2018.
- (6) The measures provided for in this Regulation are in accordance with the opinion of the Committee on Excise Duty,

HAS ADOPTED THIS REGULATION:

Article 1

Annex I of Implementing Regulation (EU) No 612/2013 is amended as set out in the Annex to this Regulation.

⁽¹⁾ OJ L 121, 8.5.2012, p. 1.

⁽²⁾ Commission Implementing Regulation (EU) No 612/2013 of 25 June 2013 on the operation of the register of economic operators and tax warehouses, related statistics and reporting pursuant to Council Regulation (EU) No 389/2012 on administrative cooperation in the field of excise duties (OJ L 173, 26.6.2013, p. 9).

^(*) Council Directive 2008/118/EC of 16 December 2008 concerning the general arrangements for excise duty and repealing Directive 92/12/EEC (OJ L 9, 14.1.2009, p. 12).

^(*) Decision No 1152/2003/EC of the European Parliament and of the Council of 16 June 2003 on computerising the movement and surveillance of excisable products (OJ L 162, 1.7.2003, p. 5).

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

It shall apply from 15 February 2018.

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

Done at Brussels, 7 March 2018.

For the Commission
The President
Jean-Claude JUNCKER

ANNEX

Annex I to Implementing Regulation (EU) No 612/2013 is amended as follows:

(1) Tables 1 and 2 are replaced by the following:

'Table 1

Common request

(referred to in Article 4(5), Article 7(2) and Article 8(2))

A	В	С	D	Е	F	G
1		ATTRIBUTES	R			
	a	Request Type	R		The possible values are:	n1
					2 = Request for extraction of reference data	
					3 = Request for retrieval of reference data	
					4 = Request for extraction of economic operators	
					5 = Request for retrieval of economic operators	
					6 = Request for EOL	
					7 = Request for retrieval of a list of e-ADs	
					8 = Request for SEED statistics	
	b	Request Message Name	C	— 'R' if <request type=""> is '2' or '3'</request>	The possible values are:	a9
				Does not apply otherwise	"C_COD_DAT" = Common list of codes	
				(see Request Type in box 1a)	"C_PAR_DAT" = Common system parameters	
					"ALL" = For complete structure	
	С	Requesting Office	R		(see Code list 5 in Annex II to Regulation (EC) No 684/2009)	an8
	d	Request Correlation Identifier	C	— 'R' if <request type=""> is '2', '3', '4', '5', '7', or '8'</request>	The value of <request correlation="" identifier=""> is unique per</request>	an44
				— Does not apply otherwise	Member State	
				(see Request Type in box 1a)		
	e	Start Date	C	For 1 e and <i>f</i> :		date
	f	End Date	C	— 'R' if <request type=""> is '3' or '5'</request>		date
				Does not apply otherwise		
				(see Request Type in box 1a)		
	g	Single Date	C	— 'R' if <request type=""> is '2' or '4'</request>		date
				— Does not apply otherwise		
				(see Request Type in box 1a)		

A	В С	D	E	F	G
2	E-AD LIST REQUEST	С	 'R' if <request type=""> is '7'</request> Does not apply otherwise (see Request Type in box 1a) 		
	a Member State Code	R	(so	see Code list 3 in Annex II to Regulation (EC) No 684/2009)	a2
2.1	RA_PRIMARY CRITERION	R			99x
	a Primary Criterion Type Code	R	1 2 3 3 4 4 5 5 6 6 7 7 8 8 9 9 10 11 11 11 11 11 11 11 11 11 11 11 11	Brand name of product Categories of excise products of the movement (Fig. (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)	n2

A B	В С	D	Е	F	G
				24 = (reserved)	
				25 = Excise product code	
				26 = Journey time	
				27 = Member State of destination	
				28 = Member State of dispatch	
				29 = Name of consignee	
				30 = Name of consignor	
				31 = Name of guarantor	
				32 = (reserved)	
				33 = Name of place of delivery	
				34 = Name of tax warehouse of dispatch	
				35 = Name of transporter	
				36 = Number of invoice	
				37 = Postal code of consignee	
				38 = Postal code of consignor	
				39 = Postal code of guarantor	
				40 = (reserved)	
				41 = Postal code of place of delivery	
				42 = Postal code of tax warehouse of dispatch	
				43 = Postal code of transporter	
				44 = Quantity of goods (in an e-AD body)	
				45 = Local Reference Number, being a serial number, assigned by the consignor	
				46 = Type of transport	
				47 = (reserved)	
				48 = (reserved)	
				49 = VAT number of the consignee	
				50 = (reserved)	
				51 = VAT number of the transporter	
				52 = Change of destination (sequence number ≥ 2)	

A	В	С	D	Е	F	G
2.1.	.1	RA_PRIMARY VALUE	О			99x
	a	Value	R			an255
3		STA_REQUEST		 'R' if <request type=""> is '8'</request> Does not apply otherwise (see Request Type in box 1a) 		
	a	Statistic Type	R		The possible values are: 1 = Active and inactive economic operators 2 = Pending expirations 3 = Economic operators by type and tax warehouses 4 = Excise activity 5 = Changes to excise authorisations	n1
3.1		LIST OF MEMBER STATES Code	R			99x
	a	Member State Code	R		(see Code list 3 in Annex II to Regulation (EC) No 684/2009)	a2
4		STA_PERIOD	С	 'R' if <request type=""> is '8'</request> Does not apply otherwise (see Request Type in box 1a) 		
	a	Year	R			n4
	Ъ	Semester	С	For 4 <i>b</i> , <i>c</i> , and <i>d</i> : The three following data fields are optional and exclusive: — <semester></semester>	The possible values are: 1 = First semester 2 = Second semester	n1
	С	Quarter	С	— <quarter> — <month> i.e. If one of these data fields is given then the two other data fields do not apply</month></quarter>	The possible values are: 1 = First quarter 2 = Second quarter 3 = Third quarter 4 = Fourth quarter	n1

В	С	D	Е	F	G
d	Month	С		The possible values are: 1 = January 2 = February 3 = March 4 = April 5 = May 6 = June 7 = July 8 = August 9 = September 10 = October 11 = November 12 = December	n2
<u> </u>	REF_REQUEST	С	 'R' if <request type=""> is '2' or '3'</request> Does not apply otherwise (see Request Type in box 1a) 		
a	Common Risk Assessment Criteria flag	О		The possible values are: 0 = No or False 1 = Yes or True	n1
.1	LIST OF CODES Code	О			99x
a	Requested List of Code	O		The possible values are: 1 = Units of measure 2 = Events types 3 = Evidence types 4 = (reserved) 5 = (reserved) 6 = Language codes 7 = Member states 8 = Country codes 9 = Packaging codes	n2

В	C	D	Е	F	G
				10 = Reasons for unsatisfactory receipt or control report	
				11 = Reasons for interruption	
				12 = (reserved)	
				13 = Transport modes	
				14 = Transport units	
				15 = Wine-growing zones	
				16 = Wine operation codes	
				17 = Excise product categories	
				18 = Excise products	
				19 = CN codes	
				20 = Correspondences CN code Excise product	
				21 = Cancellation reasons	
				22 = Alert or rejection of e-AD reasons	
				23 = Delay explanations	
				24 = (reserved)	
				25 = Event submitting persons	
				26 = Refusal reasons	
				27 = Reasons for delayed result	
				28 = Administrative cooperation actions	
				29 = Administrative cooperation request reasons	
				30 = (reserved)	
				31 = (reserved)	
				32 = (reserved)	
				33 = (reserved)	
				34 = Administrative cooperation action not possible reasons	
				35 = Common request rejection reasons	
				36 = (reserved)	
				37 = Movement verification request reasons	
				38 = Movement verification actions	

Table 2 Operations on the register of economic operators

(referred to in Article 3(3), Article 4(2) and (3) and Article 6(3))

A	В	С	D	E	F	G
1		ATTRIBUTES	R			
	a	Message Type	R		The possible values are: 1 = Update of economic operators (Notification of changes to CD/RD) 2 = Dissemination of updates of economic operators 3 = Retrieval of economic operators 4 = Extraction of economic operators	n1
	Ь	Request Correlation Identifier	С	 'R' if <message type=""> is '3' or '4'</message> Does not apply otherwise (see Message Type in box 1a) 	The value of <request correlation="" identifier=""> is unique per Member State</request>	an44
2		TRADER AUTHORISATION	0			999999x
	a	Trader Excise Number	R		(See Code list 1 in Annex II) The <trader excise="" number=""> must be unique in the list of <trader authorisation="">.</trader></trader>	an13
	b	VAT Number	О			an14
	с	Authorisation Start Date	R			date
	d	Authorisation End Date	О			date
	е	Operator Type Code	R		The possible values are: 1 = Authorised warehouse keeper 2 = Registered consignee 3 = Registered consignor The value of the <operator code="" type=""> data item cannot be changed after the creation of the TRADER AUTHORI-SATION</operator>	n1
	f	Excise Office Reference Number	R		(see Code list 5 in Annex II to Regulation (EC) No 684/2009)	an8

A	В	С	D	Е	F	G
2.1		ACTION	R			
	а	Operation	R	The possible C = Create U = Update I = Invalid		a1
	Ь	Activation Date	С	— 'R' if <operation> is 'C' or 'U' — 'O' otherwise (see Operation in box 2.1a) If <activation invalidate="" register.<="" td="" the=""><td>on Date> is not entered the Activation Date of the operation is considered to be the date that the operation is incorporated into the central</td><td>date</td></activation></operation>	on Date> is not entered the Activation Date of the operation is considered to be the date that the operation is incorporated into the central	date
	С	Responsible Data Manager	О			an35
2.2		NAME AND ADDRESS	R			99x
	а	Name	R			an182
	ь	NAD_LNG	R	(see Code list	1 in Annex II to Regulation (EC) No 684/2009)	a2
2.2.	.1	ADDRESS	R			
	а	Street Name	R			an65
	ь	Street Number	0			an11
	С	Postcode	R			an10
	d	City	R			an50
	e	Member State Code	R	(see Code list	3 in Annex II to Regulation (EC) No 684/2009)	a2
2.3		OPERATOR ROLE Code	0			9x
	а	Operator Role Code	R	2 = Allowe	values are: d to practise direct delivery d to leave empty the destination fields accord- Article 22 of Directive 2008/118/EC.	n1

A	В	С	D	E		F			G
					The couplings <operator as="" follows:<="" td=""><td>Туре / Ор</td><td>erator Role</td><td>e Code> are</td><td></td></operator>	Туре / Ор	erator Role	e Code> are	
					OP/OR TYPE / OP/OR ROLE	AUTH. WH KEEPER	REG. CON/EE	REG. CON/OR	
					Allowed to practise direct delivery	X	X		
					Allowed to leave empty the destination fields according to Article 22 of Directive 2008/118/EC	X		X	
2.4		EXCISE PRODUCTS CATEGORY Code	С	At least one of the <excise category="" code="" products=""> or <excise code="" product=""> data groups must be present</excise></excise>					999x
	a	Excise Products Category Code	R		(see Code list 3 in Annex II) The <excise <excise="" <trader="" cate="" list="" of="" prod="" products="" same="" the="" warehouse=""></excise>	egory Cod UCTS CA' AUTHORI	e> must b TEGORY C SATION>	e unique in ode> inside or <tax< td=""><td>a1</td></tax<>	a1
2.5		EXCISE PRODUCT Code	С	At least one of the <excise category="" code="" products=""> or <excise code="" product=""> data groups must be present</excise></excise>					999x
	a	Excise Product Code	R		(see Code list 11 in No 684/2009) The <excise authorisation="" code="" control="" produ<="" product="" products="" td=""><td>ategory C exist insid</td><td>ode> of t</td><td>the <excise< td=""><td>an4</td></excise<></td></excise>	ategory C exist insid	ode> of t	the <excise< td=""><td>an4</td></excise<>	an4

A	В	С	D	Е	F	G
					The <excise code="" product=""> must be unique in the list of <excise code="" product=""> inside the same <trader authorisation="">, <tax warehouse="">, or <temporary authorisation=""></temporary></tax></trader></excise></excise>	
2.6		(USING) TAX WAREHOUSE	С	 'R' if <operator code="" type=""> is 'Authorised warehouse keeper'</operator> Does not apply otherwise (see Operator Type Code in box 2e) 		99x
	a	Tax Warehouse Reference	R		(see Code list 1in Annex II) The "Tax Warehouse Reference" shall be one of the <tax reference="" tax="" warehouse="" warehouse.=""> such that there exists at least one Active version having its Validity Interval intersecting the Validity Interval of the <trader authorisation="">, after the Activation Date of the latter, by at least one day The <tax reference="" warehouse=""> must be unique in the list of <tax warehouse="">.</tax></tax></trader></tax>	an13
3		TAX WAREHOUSE	О			999999x
	a	Tax Warehouse Reference	R		(see Code list 1 in Annex II) The <tax reference="" warehouse=""> must be unique in the list of <tax warehouse="">. The "Tax Warehouse Reference" shall be the same as one of the <(USING) TAX WAREHOUSE. Tax Warehouse Reference> within one or more <trader authori-sation=""> data groups of "Authorised Warehouse Keeper" type satisfying also Rule204</trader></tax></tax>	an13
	ь	Validity Begin Date	R			date
	с	Validity End Date	0			date
	d	Excise Office Reference Number	R		(see Code list 5 in Annex II to Regulation (EC) No 684/2009)	an8

A	В	С	D	E	F	G
3.1		ACTION	R			
	а	Operation	R		The possible values are: C = Create U = Update I = Invalidate	a1
	Ь	Activation Date	С	— 'R' if <operation> is 'C' or 'U'</operation>— 'O' otherwise(see Operation in box 3.1a)	If <activation date=""> is not entered the Activation Date of the Invalidate operation is considered to be the date that the Invalidate operation is incorporated into the central register.</activation>	date
	с	Responsible Data Manager	О			an35
3.2		NAME AND ADDRESS	R			99x
	а	Name	R			an182
	ь	NAD_LNG	R		(see Code list 1 in Annex II to Regulation (EC) No 684/2009)	a2
3.2	.1	ADDRESS	R			
	а	Street Name	R			an65
	ь	Street Number	О			an11
	с	Postcode	R			an10
	d	City	R			an50
	e	Member State Code	R		(see Code list 3 in Annex II to Regulation (EC) No 684/2009)	a2
3.4		EXCISE PRODUCTS CATEGORY Code	С	At least one of the <excise category="" code="" products=""> or <excise code="" product=""> data groups must be present</excise></excise>		999x
	a	Excise Products Category Code	R		(see Code list 3 in Annex II) The <excise category="" code="" products=""> must be unique in the list of <excise category="" code="" products=""> inside the same <trader authorisation=""> or <tax warehouse=""></tax></trader></excise></excise>	an1

A B	С	D	E	F	G
3.5	EXCISE PRODUCT Code	С	At least one of the <excise category="" code="" products=""> or <excise code="" product=""> data groups must be present</excise></excise>		999x
a	Excise Product Code	R		(see Code list 11 in Annex II to Regulation (EC) No 684/2009) The <excise category="" code="" products=""> of the <excise code="" product=""> must not exist inside the same <trader authorisation=""> or <tax warehouse=""> The <excise code="" product=""> must be unique in the list of <excise code="" product=""> inside the same <trader authorisation="">, <tax warehouse="">, or <temporary authorisation=""></temporary></tax></trader></excise></excise></tax></trader></excise></excise>	an4
1	TEMPORARY AUTHORISATION	О			999999x
a	Temporary Authorisation Reference	R		(see Code list 2 in Annex II)	an13
Ь	Office Reference Number of Issuance	R		(see Code list 5 in Annex II to Regulation (EC) No 684/2009)	an8
С	Date of Expiry	R			date
d	Re-usable Temporary Authorisation flag	R		The possible values are: 0 = No or False 1 = Yes or True	n1
е	VAT Number	О			an14
f	Authorisation Start Date	R			date
g	Small Wine Producer flag	0		The possible values are: 0 = No or False 1 = Yes or True	n1

A	В	С	D	E	F	G
4.1		ACTION	R			
	a	Operation	R		The possible values are: C = Create U = Update I = Invalidate	a1
	Ь	Activation Date	С	'R' if <operation> is 'C' or 'U'</operation>'O' otherwise(see Operation in box 4.1a)	If <activation date=""> is not entered the Activation Date of the Invalidate operation is considered to be the date that the Invalidate operation is incorporated into the central register.</activation>	date
	с	Responsible Data Manager	О			an35
4.2		TRADER Consignor	R			
	a	Trader Excise Number	С	 'R' if <temporary authorisation="" flag="" producer="" small="" wine="" –=""> is not present or is False</temporary> 'O' otherwise 	For TRADER Consignor An existing identifier <trader excise="" number=""> in the set of <trader authorisation=""> The <operator code="" type=""> of the referred <trader> must be: — "Authorised warehouse keeper"; OR — "Registered consignor"</trader></operator></trader></trader>	an13
	Ь	Trader Name	R			an182
	с	Street Name	R			an65
	d	Street Number	О			an11
	e	Postcode	R			an10
	f	City	R			an50
	g	NAD_LNG	R		(see Code list 1 in Annex II to Regulation (EC) No 684/2009)	a2

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A	В	С	D	Е	F	G
4.3	}	TEMPORARY AUTHORISATION DETAILS	R			999x
	а	Excise Product Code	R		(see Code list 11 in Annex II to Regulation (EC) No 684/2009) The <excise code="" product=""> must be unique in the list of <excise code="" product=""> inside the same <trader authorisation="">, <tax warehouse="">, or <temporary authorisation=""> If <temporary authorisation="" producer="" small="" wine="" –=""> is present and is True THEN the <excise code="" product=""> must be either: — "W200"; OR — "W300"</excise></temporary></temporary></tax></trader></excise></excise>	an4
	ь	Quantity	R			n15,3
4.4		NAME AND ADDRESS	R			99x
	а	Name	R			an182
	Ь	NAD_LNG	R		(see Annex II, Code list 1 of Regulation (EC) No 684/2009)	a2
4.4	.1	ADDRESS	R			
	a	Street Name	R			an65
	Ь	Street Number	О			an11
	С	Postcode	R			an10
	d	City	R			an50
	e	Member State Code	R		(see Code list 3 in Annex II to Regulation (EC) No 684/2009)	a2'

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'Table 4

SEED statistics

(referred to in Article 7(2))

A	В	С	D	E	F	G
1		ATTRIBUTES	R			
	а	Request Correlation Identifier	R		The value of <request correlation="" identifier=""> is unique per Member State.</request>	an44
2		STA_PERIOD	R			
	a	Year	R			n4
	Ь	Semester	С	For 2 <i>b</i> , <i>c</i> , and <i>d</i> : The three following data fields are optional and exclusive: — <semester></semester>	The possible values are: 1 = First semester 2 = Second semester	n1
	С	Quarter	С	 — <quarter></quarter> — <month></month> i.e. If one of these data fields is given then the two other data fields do not apply 	The possible values are: 1 = First quarter 2 = Second quarter 3 = Third quarter 4 = Fourth quarter	n1
	d	Month	С		The possible values are: 1 = January 2 = February 3 = March 4 = April 5 = May 6 = June 7 = July 8 = August 9 = September 10 = October 11 = November 12 = December	n2

A	В	С	D	Е	F	G
3		STA_PER_MS	О			99x
	a	Member State Code	R		(see Code list 3 in Annex II to Regulation (EC) No 684/2009)	a2
	Ь	Number of Active Economic Operators	0			n15
	с	Number of Inactive Economic Operators	О			n15
	d	Number of Pending Expirations	0			n15
	e	Number of Tax Warehouses	О			n15
	f	Number of Excise Authorisation Changes	О			n15
3.1		OPERATOR_TYPE	О			9x
	а	Operator Type Code	R		The possible values are: 1 = Authorised warehouse keeper 2 = Registered consignee 3 = Registered consignor	n1
	Ь	Number of Economic Operators	R			n15
3.2		EXCISE_PRODUCT_ CATEGORY_ACTIVITY	0			9x
	a	Excise Products Category Code	R		(see Code list 3 in Annex II)	a1
	Ъ	Number of Economic Operators	R			n15
3.3		EXCISE_PRODUCT_ ACTIVITY	О			9999x
	a	Excise Product Code	R		(see Code list 11 in Annex II to Regulation (EC) No 684/2009)	an4

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A	В	С	D	E	F	G	L 86
	ь	Number of Economic Operators	R			n15	86/50
4		STA_ALL_MS	О				
	а	Total Number of Active Economic Operators	О			n15	EN
	ь	Total Number of Inactive Economic Operators	О			n15	
	С	Total Number of Pending Expirations	О			n15	0
	d	Total Number of Tax Warehouses	0			n15	fficial Jou
	е	Total Number of Excise Authorisation Changes	0			n15	rnal of the
4.1		OPERATOR_TYPE_ALL_MS	О			9x	Europ
	а	Operator Type Code	R		The possible values are: 1 = Authorised warehouse keeper 2 = Registered consignee 3 = Registered consignor	n1	Official Journal of the European Union
	ь	Total Number of Economic Operators	R			n15	
4.2		EXCISE_PRODUCT_ CATEGORY_ACTIVITY_ ALL_MS	0			9x	
	a	Excise Products Category Code	R		(see Code list 3 in Annex II)	a1	
	ь	Total Number of Economic Operators	R			n15	28.3.2018

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A	В	С	D	E	F	G
4.3		EXCISE_PRODUCT_ ACTIVITY_ALL_MS	О			9999x
	а	Excise Product Code	R		(see Code list 11 in Annex II to Regulation (EC) No 684/2009)	an4
	Ь	Total Number of Economic Operators	R			n15'