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PROPOSAL

From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	17 May 2016
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2016) 262 final - ANNEX 1
Subject:	ANNEX - Attachment to the proposal for a Council Decision on the position to be adopted on behalf of the European Union within the EU-Central America Association Council regarding Explanatory Notes to Article 15 of Annex II to the Agreement establishing an Association between the European Union and its Member States, on the one hand, and Central America on the other

Delegations will find attached document COM(2016) 262 final - ANNEX 1.

Encl.: COM(2016) 262 final - ANNEX 1



EUROPEAN
COMMISSION

Brussels, 17.5.2016
COM(2016) 262 final

ANNEX 1

ANNEX

Attachment

to the

Proposal for a Council Decision

on the position to be adopted on behalf of the European Union within the EU-Central America Association Council regarding Explanatory Notes to Article 15 of Annex II to the Agreement establishing an Association between the European Union and its Member States, on the one hand, and Central America on the other

DECISION No XX/2016
OF THE EU-CENTRAL AMERICA ASSOCIATION COUNCIL

introducing Explanatory Notes to Article 15 of Annex II (Concerning Definition of the Concept of "Originating Products" and Methods of Administrative Cooperation) to the Agreement regarding the Movement Certificate EUR.1

THE EU-CENTRAL AMERICA ASSOCIATION COUNCIL,

Having regard to the Agreement establishing an association between Central America, on the one hand, and the European Union and its Member States, on the other ("the Agreement"), and in particular Article 37 of Annex II thereof;

Whereas:

- (1) Annex II to the Agreement concerns the definition of the concept of "originating products" and methods of administrative co-operation.
- (2) According to Article 37 of Annex II to the Agreement, the Parties shall agree Explanatory Notes regarding the interpretation, application and administration of Annex II within the Sub-Committee on Customs, Trade Facilitation and Rules of Origin and recommend their approval by the Association Council.
- (3) As the movement certificate EUR.1. set out in Appendix 3 to Annex II to the Agreement is only a specimen, minor differences might occur in the forms printed by the different authorities. It should be clarified that such differences should not have as a consequence that certificates are rejected.
- (4) Furthermore, in order to ensure that such minor differences do not cause difficulties in relation to the acceptance of movement certificates EUR.1. and in order to ensure a harmonised interpretation by the competent public authorities of the Parties, guidance should be provided on the required content of the movement certificate EUR.1.

HAS ADOPTED THIS DECISION:

Sole Article

The Explanatory Notes regarding the Movement Certificate EUR.1 to Annex II (Concerning the Definition of the Concept of “Originating Products” and Methods of Administrative Co-operation) to the Agreement contained in the Annex to this Decision are approved.

This Decision shall enter into force on the day after that day of its adoption.

Done at ...,

For the Association Council,

For the CA Party,

For the EU Party,

ANNEX

Explanatory Notes

Article 15 - Movement certificate EUR.1: forms and filling-in instructions

EUR.1 serial number

The movement certificate EUR.1 must bear a serial number to facilitate identification. The serial number is usually composed by letter(s) and numbers.

Movement certificate EUR.1 forms

Movement certificate EUR.1 which vary in wording, depending on the issuing competent public authority, with respect to the specimen contained in Appendix 3 (Specimens of movement certificate EUR.1 and application for a movement certificate EUR.1) to Annex II (Concerning definition of the concept of "originating products" and methods of administrative cooperation) to the Agreement, may be accepted as proof of origin, if:

- (a) the variations do not modify the information required in each box; and
- (b) the competent public authorities of the Parties have provided each other the varied specimen of the certificate, through the European Commission and notified to the Coordinators of Part IV of this Agreement.

Box 1: Exporter

The full details of the exporter of the goods (name, full current address and country in which the export originates) shall be provided.

Box 2: Certificate used in preferential trade between

To this end, specify:

Central America; European Union or EU¹; Ceuta; Melilla; Andorra or AD; San Marino or SM.

Box 3: Consignee

Filling in this box is optional. If this box is filled in, the details of the consignee must be provided: name, full current address and country of destination of the goods.

Box 4: Country, group of countries or territory in which the products are considered as originating

Specify the country, group of countries or territory of origin of the goods:

Central America; European Union or EU²; Ceuta; Melilla; Andorra or AD; San Marino or SM.

Box 5: Country, group of countries or territory of destination

¹ See "Annex to the Movement Certificate EUR.1 - Filling in Instructions".

² See "Annex to the Movement Certificate EUR.1 - Filling in Instructions".

Specify the country, group of countries or territory of the importing Party to which the products are to be delivered:

Central America; European Union or EU¹; Ceuta; Melilla; Andorra or AD; San Marino or SM.

Box 6: Transport details

Filling in this box is optional. If this box is filled in, the means of transport and airway bill or bill of lading numbers, with the names of the respective transport companies are to be indicated.

Box 7: Remarks

This box should be filled in:

1. In the case of a certificate issued after export of the goods pursuant to Article 16 of Annex II to the Agreement, the following is indicated, in one of the languages established in the Agreement, in this box: "ISSUED RETROSPECTIVELY". Additionally, in the case established under Article 16.1 (b) of Annex II the number of movement certificate EURI that was not accepted at importation for technical reasons, is indicated in this box: "EUR.1 N°.....".

2. In the case of a duplicate certificate issued pursuant to Article 17 of Annex II, the following must be indicated, in one of the languages established in the Agreement, in this box: "DUPLICATE" and the date of issue of the original movement certificate EUR.1.

3. In the case of cumulation of origin with Bolivia, Colombia, Ecuador, Peru or Venezuela, the following must be indicated in this box: "cumulation with (name of the country)" in accordance with Article 3 of Annex II.

4. In the case a product is covered by a rule of origin that is subject to quotas, the following must be indicated in this box: "Product originating in accordance with Appendix 2A of Annex II (Concerning definition of the concept of "originating products and methods of administrative cooperation)".

5. In other cases that may be considered useful to clarify information of the movement certificate EUR.1.

Box 8: Item number; marks and numbers; number and kind of packages; description of the goods

Provide a description of the goods, in accordance with the description provided in the invoice (order or item number; marks and numbering; number and kind of packages - pallets, boxes, bags, rolls, barrels, sacks, etc.) A general description of the goods may be provided as long as it is related to the specific description found in the invoice and there is an unambiguous link between the import document and the movement certificate EUR.1. In this case, the number of the invoice shall be indicated in this box. In any case, the tariff classification should be indicated at least at a heading level (four digit code) under the Harmonized System.

If the goods are not packaged, indicate the number of articles or state "in bulk" as appropriate.

The description of the goods must be preceded by an order or item number, without leaving any blank lines or spaces and there should be no blank spaces between the products specified in the certificate. If the box is not completely filled in, a horizontal line must be drawn below the last line of the description and the empty space must be crossed through in such a way that any later additions are impossible.

¹ See "Annex to the Movement Certificate EUR.1 - Filling in Instructions".

Box 9: Gross mass (kg) or other measure (litres, m3, etc.)

Specify the gross mass (kg) or other measure (litres, m3, etc.) of all the goods listed in box 8 or separately for each item (HS heading).

Box 10: Invoices

Filling in this box is optional. If this box is filled in, indicate the date and invoice number(s).

Box 11: Customs or competent public authority endorsement

This box is for the exclusive use of the competent public or customs authority, as appropriate in each country, which issues the certificate.

Box 12: Declaration by the exporter

This box is for the exclusive use of the exporter or his authorised representative. It must record the place and date when the certificate was drawn up and it must be signed by the exporter or his authorised representative.

The exporter or his authorised representative can sign physically or a Party may allow them to sign digitally the EURI certificate.

Box 13: Request for verification and Box 14: Result of verification:

These boxes are for the exclusive use of the customs authority or competent public authority in each country, as appropriate, for the purposes of verification.

Annex to the Movement Certificate EUR.1 - Filling in Instructions**Terms referring unequivocally to the Union**

Language	EU	European Union (EU)
BG	EC	Европейски съюз (ЕС)
CS	EU	Evropská unie
DA	EU	Den Europæiske Union
DE	EU	Europäische Union
EL	EE	Ευρωπαϊκή Ένωση
EN	EU	European Union
ES	UE	Unión Europea
ET	EL	Euroopa Liit
FI	EU	Euroopan unioni
FR	UE	Union européenne
HR	EU	Europska unija
HU	EU	Európai Unió
IT	UE	Unione europea
LT	ES	Europos Sąjunga
LV	ES	Eiropas Savienība
MT	UE	Unjoni Ewropea
NL	EU	Europese Unie
PL	UE	Unia Europejska
PT	UE	União Europeia
RO	UE	Uniunea Europeană
SK	EÚ	Európska únia
SL	EU	Evropska unija
SV	EU	Europeiska unionen