Commission Delegated Regulation (EU) 2020/621 of 18 February 2020 amending Annexes I and V to Regulation (EU) 2019/125 of the European Parliament and of the Council concerning trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment

COMMISSION DELEGATED REGULATION (EU) 2020/621

of 18 February 2020

amending Annexes I and V to Regulation (EU) 2019/125 of the European Parliament and of the Council concerning trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2019/125 of the European Parliament and of the Council of 16 January 2019 concerning trade in certain goods which could be used for capital punishment, torture or other cruel, inhuman or degrading treatment or punishment[(1)], and in particular the first paragraph of Article 24 thereof,

Whereas:

(1) The competent authorities of the Member States are listed in Annex I to Regulation (EU) 2019/125. Belgium, Ireland, France, Croatia, Italy, Hungary, the Netherlands, Austria, Poland, Romania, Slovakia and the United Kingdom have informed the Commission that the entries concerning their competent authorities should be amended. The address for notifications to the Commission also needs to be amended.

(2) Pursuant to Articles 16 and 19 of Regulation (EU) 2019/125 an authorisation is required for exporting certain goods that could be used for the purpose of capital punishment and for brokering services or technical assistance related to such goods, which are listed in Annex IV to that Regulation.

(3) A Union General Export Authorisation, set out in Annex V to Regulation (EU) 2019/125, applies to exports to countries that have abolished capital punishment for all crimes and confirmed that abolition through an international commitment[(2)], if they meet the conditions and requirements for using that authorisation. Part 2 of Annex V lists the relevant countries.

(4) As regards countries that are not members of the Council of Europe, the list in Part 2 of Annex V to Regulation (EU) 2019/125 comprises those countries that have not only abolished capital punishment for all crimes but also ratified the Second Optional Protocol to the International Covenant on Civil and Political Rights[(3)] without making a reservation.

(5) Following their ratifications of that Protocol without making a reservation, Gambia and Madagascar meet the conditions for inclusion in the list laid down in Annex V to Regulation (EU) 2019/125.

(6) As regards the entry 'Former Yugoslav Republic of Macedonia', on 15 February 2019 the European Union was formally notified about the entry into force of the Prespa Agreement[4], which establishes 'Republic of North Macedonia' as the full name and 'North Macedonia' as the short name of the country (Article 1.3.a.). It is appropriate to reflect this change of name and move the relevant entry to the appropriate place in the list.

(7) Annexes I and V to Regulation (EU) 2019/125 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes I and V to Regulation (EU) 2019/125 are amended in accordance with the Annex to this Regulation

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*.

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

Done at Brussels, 18 February 2020.

For the Commission

The President

Ursula VON DER LEYEN

ANNEX

Annexes I and V to Regulation (EU) 2019/125 are amended as follows:

(1) in Annex I, point A is amended as follows:

(a) the entry concerning Belgium is replaced by the following:

Federale Overheidsdienst Economie, K.M.O., Middenstand en Energie
Algemene Directie Economische Analyses en Internationale Economie
Dienst Vergunningen
Vooruitgangstraat 50
B-1210 Brussel
BELGIË
Service public fédéral économie, PME, classes moyennes et énergie
Direction générale des analyses économiques et de l'économie nationale
Service licences
Rue du Progrès 50
B-1210 Bruxelles
BELGIQUE
Tel. +32 22776512
Email: vincent.wuyts@economie.fgov.be;

(b) the entry concerning Ireland is replaced by the following:

Ceadúnú agus Rialú Trádála
An Rionn Gnó, Fiontar agus Nuálaíochta
Ionad Phort an Iarla
Sráid Haiste Íochtarach
Baile Átha Cliath 2
D02 PW01
ÉIRE
Tel. +353 16312121
Email: exportcontrol@dbei.gov.ie
Trade Licensing and Control
Department of Business, Enterprise and Innovation
Earlsfort Centre
Lower Hatch Street

Dublin 2

D02 PW01

Ireland

Tel. +353 16312121

Email: exportcontrol@dbei.gov.ie;

(c) the entry concerning France is replaced by the following:

Service des biens à double usage (SBDU)

67, rue Barbès – BP 8000

194201 IVRY-SUR-SEINE Cedex

FRANCE

Tél.: +33 179843419

Email: doublusage@finances.gouv.fr ;

(d) the entry concerning Croatia is replaced by the following:

Ministarstvo vanjskih i europskih poslova

Uprava za gospodarske poslove i razvojnu suradnju

Služba za izvoznu kontrolu

Trg Nikole Šubića Zrinskog 7-8

10000 Zagreb

HRVATSKA

Tel. +385 14598135(137)

Fax +385 16474553

Adresa e-pošte: kontrola.izvoza@mvep.hr;

(e) the entry concerning Italy is replaced by the following:

Divisione Materiali a duplice uso

Autorità nazionale – Unità per le autorizzazioni dei materiali di armamento (UAMA)

Ministero degli affari esteri e della cooperazione internazionale

Viale Boston, 25 – 00144 Roma

ITALY

Tel. +39 0659932439

Fax +39 0659647506

Email: uama.dualuse@cert.esteri.it;