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Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

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II

(Non-legislative acts)

DECISIONS

DECISION (EU) 2021/429 OF THE EUROPEAN PARLIAMENT

of 20 January 2021

extending the term of office of the Committee of Inquiry to investigate alleged contraventions and maladministration in the application of Union law in relation to the protection of animals during transport within and outside the Union

THE EUROPEAN PARLIAMENT,

- having regard to the proposal by the Conference of Presidents,
 - having regard to Article 226 of the Treaty on the Functioning of the European Union,
 - having regard to Decision 95/167/EC, Euratom, ECSC of the European Parliament, the Council and the Commission of 19 April 1995 on the detailed provisions governing the exercise of the European Parliament's right of inquiry ⁽¹⁾,
 - having regard to its Decision (EU) 2020/1089 of 19 June 2020 on setting up a committee of inquiry to investigate alleged contraventions and maladministration in the application of Union law in relation to the protection of animals during transport within and outside the Union, and defining its responsibilities, numerical strength and term of office ⁽²⁾,
 - having regard to Rule 208(11) of its Rules of Procedure,
- A. whereas the Committee of Inquiry requested an extension of its term of office in order to enable it to fulfil its mandate fully and properly;
1. Decides to extend by three months the term of office of the Committee of Inquiry.

*For the European Parliament**The President*

D. M. SASSOLI

⁽¹⁾ OJ L 113, 19.5.1995, p. 1.

⁽²⁾ OJ L 239 I, 24.7.2020, p. 1.

COUNCIL DECISION (EU) 2021/430**of 5 March 2021**

on the position to be taken on behalf of the European Union on the Kyoto Declaration on Advancing Crime Prevention, Criminal Justice and the Rule of Law: towards the achievement of the 2030 Agenda for Sustainable Development at the 14th United Nations Congress on Crime Prevention and Criminal Justice to be held from 7 to 12 March 2021 in Kyoto, Japan

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 82(1), 83(1) and 84, in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The 14th United Nations (UN) Congress on Crime Prevention and Criminal Justice will be held in Kyoto, Japan, from 7 to 12 March 2021 (the 'Congress'). The main output of the Congress will be the Kyoto Declaration on Advancing Crime Prevention, Criminal Justice and the Rule of Law: towards the achievement of the 2030 Agenda for Sustainable Development (the 'Kyoto Declaration'). The Kyoto Declaration is to be adopted at the Congress.
- (2) The Kyoto Declaration sets out the framework of the UN's crime prevention and criminal justice policy for the next five years. It refers to the link between development on the one hand and the rule of law and the need for effective anti-corruption efforts on the other hand, to the importance of advancing crime prevention, including evidence-based crime prevention, to advancing criminal justice systems, and to intensifying international cooperation and technical assistance to prevent and address all forms of crime, including terrorism and emerging forms of crime such as those that have an impact on the environment.
- (3) The Union has been a leading partner of the United Nations Office on Drugs and Crime (UNODC) and is funding several initiatives to prevent and combat crime, such as the launch of the Counter Terrorism Learning Platform in April 2020. On a broader scale, the operational partnership between the Union and the UNODC has been consolidated throughout the years in the funding of different projects.
- (4) The Union has availed itself of its competence, based on Articles 82(1) and 83(1) of the Treaty on the Functioning of the European Union (TFEU), to legislate in these fields in order to better achieve the establishment of an area of freedom, security and justice, through the adoption of Directives 2011/36/EU ⁽¹⁾, 2011/93/EU ⁽²⁾, 2013/40/EU ⁽³⁾, 2014/42/EU ⁽⁴⁾, (EU) 2017/541 ⁽⁵⁾, (EU) 2018/1673 ⁽⁶⁾ and (EU) 2019/713 ⁽⁷⁾ of the European Parliament and of the Council.

⁽¹⁾ Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA (OJ L 101, 15.4.2011, p. 1).

⁽²⁾ Directive 2011/93/EU of the European Parliament and of the Council of 13 December 2011 on combating the sexual abuse and sexual exploitation of children and child pornography, and replacing Council Framework Decision 2004/68/JHA (OJ L 335, 17.12.2011, p. 1).

⁽³⁾ Directive 2013/40/EU of the European Parliament and of the Council of 12 August 2013 on attacks against information systems and replacing Council Framework Decision 2005/222/JHA (OJ L 218, 14.8.2013, p. 8).

⁽⁴⁾ Directive 2014/42/EU of the European Parliament and of the Council of 3 April 2014 on the freezing and confiscation of instrumentalities and proceeds of crime in the European Union (OJ L 127, 29.4.2014, p. 39).

⁽⁵⁾ Directive (EU) 2017/541 of the European Parliament and of the Council of 15 March 2017 on combating terrorism and replacing Council Framework Decision 2002/475/JHA and amending Council Decision 2005/671/JHA (OJ L 88, 31.3.2017, p. 6).

⁽⁶⁾ Directive (EU) 2018/1673 of the European Parliament and of the Council of 23 October 2018 on combating money laundering by criminal law (OJ L 284, 12.11.2018, p. 22).

⁽⁷⁾ Directive (EU) 2019/713 of the European Parliament and of the Council of 17 April 2019 on combating fraud and counterfeiting of non-cash means of payment and replacing Council Framework Decision 2001/413/JHA (OJ L 123, 10.5.2019, p. 18).

- (5) Articles 82(1) and 83(1) TFEU therefore constitute the legal basis for further action to be taken by the Union and its Member States so as to follow up on the Congress, respecting the commitment that has been made with the Doha Declaration and which is to be reiterated with the Kyoto Declaration, in line with Resolution 72/192 of the UN General Assembly.
- (6) Article 218(9) TFEU constitutes the procedural legal basis for the Decision of the Council on the position of the Union on the Kyoto Declaration. It provides that the Council, on a proposal from the Commission, is to adopt a decision establishing the positions to be adopted on the Union's behalf in a body set up by an agreement, when that body is called upon to adopt acts having legal effects.
- (7) The Union and its Member States aim to be leading actors in the international fight against crime. The urgent need to tackle cross-border crimes has become more evident during the COVID-19 pandemic. The COVID-19 pandemic has been exploited by criminals and organised crime groups across the world, showing how coordination and cooperation, both in prevention and justice, are of the utmost importance.
- (8) Current challenges in terms of crime prevention and criminal justice pose risks for the internal security of the Union, but their scope extends far beyond the Union. The position to be adopted in Kyoto and the outcome thereof will constitute a unique opportunity for the Union and its Member States to enhance their policies, so as to better collaborate at international level, leading the advancement of the 2030 Agenda for Sustainable Development.
- (9) It is appropriate to establish the position to be taken on the Union's behalf in the UN Commission on Crime Prevention and Criminal Justice, the UN Economic and Social Council (Ecosoc) and the UN General Assembly with regard to the Kyoto Declaration, as the Kyoto Declaration will influence the new UNODC Global Programme and will be capable of decisively influencing the content of Union law, namely the proposed Regulation of the European Parliament and of the Council establishing the Neighbourhood, Development and International Cooperation Instrument.
- (10) The Kyoto Declaration will reinforce the existing international legal framework and constitute the basis for further action on the Union level in several areas of crime. It is therefore appropriate to approve the adoption of the Kyoto Declaration at the Congress.
- (11) In accordance with Articles 1 and 2 of Protocol No 21 on the position of Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union (TEU) and to the TFEU, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Decision and is not bound by it or subject to its application.
- (12) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Decision and is not bound by it or subject to its application.
- (13) The Union's position is to be expressed by its Member States that participate at the Congress, acting jointly. In accordance with the duty of sincere cooperation, Member States of the Union are to defend that position in subsequent stages of the adoption of the Kyoto Declaration,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken on the Union's behalf at the 14th United Nations Congress on Crime Prevention and Criminal Justice (the 'Congress') in Kyoto, Japan, from 7 to 12 March 2021 shall be to approve the adoption of the Kyoto Declaration on Advancing Crime Prevention, Criminal Justice and the Rule of Law: towards the achievement of the 2030 Agenda for Sustainable Development (the 'Kyoto Declaration'). The draft Kyoto Declaration is attached to this Decision.

Article 2

The position referred to in Article 1 shall be expressed by the Member States of the Union that participate at the Congress, acting jointly.

Article 3

Minor changes to the Kyoto Declaration may be agreed to by the representatives of the Union without further decision of the Council.

Article 4

This Decision is addressed to the Member States.

Done at Brussels, 5 March 2021.

For the Council
The President
A. P. ZACARIAS

COMMISSION IMPLEMENTING DECISION (EU) 2021/431**of 10 March 2021****granting derogations to certain Member States from Regulation (EC) No 862/2007 of the European Parliament and of the Council on Community statistics on migration and international protection***(notified under document C(2021) 1490)***(Only the Croatian, Czech, Dutch, French, German, Greek, Italian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Spanish and Swedish texts are authentic)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 862/2007 of the European Parliament and of the Council of 11 July 2007 on Community statistics on migration and international protection and repealing Council Regulation (EEC) No 311/76 on the compilation of statistics on foreign workers ⁽¹⁾, and in particular Article 11a thereof,

Whereas:

- (1) Regulation (EC) No 862/2007 requires the Member States to supply statistics on immigration to and emigration from their territories, on the citizenship and country of birth of persons usually resident in their territories and on administrative and judicial procedures and processes relating thereto.
- (2) In accordance with Article 11a(1) of Regulation (EC) No 862/2007, the Commission may grant temporary derogations to Member States on the basis of requests justified by the need for major adaptations to be made to their national statistical systems in order to fully comply with that Regulation.
- (3) Belgium, Czechia, Germany, Spain, France, Croatia, Italy, Cyprus, Lithuania, Malta, the Netherlands, Poland, Portugal, Romania, Slovakia and Sweden have submitted requests to be granted temporary derogations.
- (4) The information provided to the Commission concerning those requests indicate that they are justified by the need for major adaptations to the national statistical systems of the concerned Member States in order to comply with new statistical requirements of Regulation (EC) No 862/2007 introduced by Regulation (EU) 2020/851 of the European Parliament and of the Council ⁽²⁾.
- (5) The requested derogations should therefore be granted to Belgium, Czechia, Germany, Spain, France, Croatia, Italy, Cyprus, Lithuania, Malta, the Netherlands, Poland, Portugal, Romania, Slovakia and Sweden.
- (6) Progress on these major adaptations in the Member States concerned would be monitored by the Commission.
- (7) The measures provided for in this Decision are in accordance with the opinion of the European Statistical System Committee established by Article 7 of Regulation (EC) No 223/2009 of the European Parliament and of the Council ⁽³⁾,

⁽¹⁾ OJ L 199, 31.7.2007, p. 23.

⁽²⁾ Regulation (EU) 2020/851 of the European Parliament and of the Council of 18 June 2020 amending Regulation (EC) No 862/2007 on Community statistics on migration and international protection (OJ L 198, 22.6.2020, p. 1).

⁽³⁾ Regulation (EC) No 223/2009 of the European Parliament and of the Council of 11 March 2009 on European statistics and repealing Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities, Council Regulation (EC) No 322/97 on Community Statistics, and Council Decision 89/382/EEC, Euratom establishing a Committee on the Statistical Programmes of the European Communities (OJ L 87, 31.3.2009, p. 164).

HAS ADOPTED THIS DECISION:

Article 1

The derogations from Regulation (EC) No 862/2007 set out in the Annex to this Decision are granted to the Member States listed therein.

Article 2

This Decision is addressed to the Kingdom of Belgium, the Czech Republic, the Federal Republic of Germany, the Kingdom of Spain, the French Republic, the Republic of Croatia, the Italian Republic, the Republic of Cyprus, the Republic of Lithuania, the Republic of Malta, the Kingdom of the Netherlands, the Republic of Poland, the Portuguese Republic, Romania, the Slovak Republic and the Kingdom of Sweden.

Done at Brussels, 10 March 2021.

For the Commission
Paolo GENTILONI
Member of the Commission

ANNEX

LIST OF DEROGATIONS FROM REGULATION (EC) No 862/2007

1. Member State: **Belgium**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(c)	1 year (2021)	Transmission of disaggregation by explicit and implicit withdrawal.
Article 4(1)(e)	1 year (2021)	Transmission of all elements of the dataset on applications for international protection processed under the accelerated procedure.
Article 4(3)(c) and (d)	1 year (2021)	Transmission of the disaggregation by revocation, ending, refusal to renew of the protection status.
Article 4(3), second subparagraph	1 year (2021)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(3).
Article 4(4)(f), (g), (h) and (i)	2 years (2021-2022)	Transmission of all elements covered by the provisions concerned.
Article 5(1), third subparagraph	1 year (2021)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.
Article 7(2)	1 year (2021)	Transmission of the disaggregation by unaccompanied minors.

2. Member State: **Czechia**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(4)(f), (g), (h) and (i)	3 years (2021-2023)	Transmission of all elements covered by the provisions concerned.
Article 5(1), third subparagraph	3 years (2021-2023)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.
Article 7(1)(b)	3 years (2021-2023)	Transmission of the disaggregations by the assistance received.
Article 7(2)	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors.

3. Member State: **Germany**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(g)	3 years (2021-2023)	Transmission of all elements of the dataset on persons benefiting from material reception conditions providing an adequate standard of living for applicants.

4. Member State: **Spain**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(g)	3 years (2021-2023)	Transmission of all elements of the dataset on persons benefiting from material reception conditions providing an adequate standard of living for applicants.
Article 4(1), second subparagraph	2 years (2021-2022)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(1).
Article 4(2), second subparagraph	2 years (2021-2022)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(2).
Article 4(3), second subparagraph	2 years (2021-2022)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(3).
Article 4(4), second subparagraph	2 years (2021-2022)	Transmission of the disaggregation by accompanied and unaccompanied minors for all statistics covered by Article 4(4).
Article 5(1), third subparagraph	3 years (2021-2023)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.
Article 7(1)(b)	3 years (2021-2023)	Transmission of the disaggregations by the type of return and assistance received and by the country of destination.
Article 7(2)	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors.

5. Member State: **France**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1), second subparagraph	2 years (2021-2022)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(1).
Article 4(4), second subparagraph	2 years (2021-2022)	Transmission of the disaggregation by sex and by accompanied and unaccompanied minors for all statistics covered by Article 4(4).
Article 5(1), third subparagraph	3 years (2021-2023)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.

6. Member State: **Croatia**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(g)	3 years (2021-2023)	Transmission of all elements of the dataset on persons benefiting from material reception conditions providing an adequate standard of living for applicants.

7. Member State: **Italy**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(c)	1 year (2021)	Transmission of disaggregation by explicit and implicit withdrawal.
Article 4(1)(e)	1 year (2021)	Transmission of all elements of the dataset on applications for international protection processed under the accelerated procedure.

8. Member State: **Cyprus**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(c)	3 years (2021-2023)	Transmission of disaggregation by explicit and implicit withdrawal.
Article 4(1)(e)	3 years (2021-2023)	Transmission of all elements of the dataset on applications for international protection processed under the accelerated procedure.
Article 4(1)(f)	3 years (2021-2023)	Transmission of all elements of the dataset on subsequent applications for international protection.
Article 4(1)(g)	3 years (2021-2023)	Transmission of all elements of the dataset on persons benefiting from material reception conditions providing an adequate standard of living for applicants.
Article 4(1), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(1).
Article 4(2)(b) and (c)	3 years (2021-2023)	Transmission of the disaggregation by revocation, ending, refusal to renew of the protection status.
Article 4(2), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(2).

Article 4(3)(c) and (d)	3 years (2021-2023)	Transmission of the disaggregation by revocation, ending, refusal to renew of the protection status.
Article 4(3), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(3).
Article 4(4)(f), (g), (h) and (i)	3 years (2021-2023)	Transmission of all elements covered by the provisions concerned.
Article 4(4), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by accompanied and unaccompanied minors for all statistics covered by Article 4(4).
Article 5(1), third subparagraph	3 years (2021-2023)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.
Article 7(1)(b)	3 years (2021-2023)	Transmission of the disaggregations by the type of return and assistance received and by the country of destination.
Article 7(2)	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors.

9. Member State: **Lithuania**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1), second subparagraph	1 year (2021)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(1).
Article 4(2), second subparagraph	1 year (2021)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(2).
Article 4(3), second subparagraph	1 year (2021)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(3).
Article 4(4)(f), (g), (h) and (i)	1 year (2021)	Transmission of all elements covered by the provisions concerned.
Article 4(4), second subparagraph	1 year (2021)	Transmission of the disaggregation by sex and by accompanied and unaccompanied minors for all statistics covered by Article 4(4).
Article 5(1), third subparagraph	1 year (2021)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.
Article 7(1)(b)	1 year (2021)	Transmission of the disaggregations by the type of return and assistance received and by the country of destination.
Article 7(2)	1 year (2021)	Transmission of the disaggregation by unaccompanied minors.

10. Member State: **Malta**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(e)	2 years (2021-2022)	Transmission of all elements of the dataset on applications for international protection processed under the accelerated procedure.
Article 4(4), second subparagraph	2 years (2021-2022)	Transmission of the disaggregation by sex for all statistics covered by Article 4(4).
Article 6(1)(a)(i), (ii) and (iii), (b) and (c)	3 years (2021-2023)	Transmission of the disaggregation by age and sex.

11. Member State: **the Netherlands**

Provision concerned	Derogation period granted	Scope of the derogation
Article 7(1)(b)	2 years (2021-2022)	Transmission of the disaggregations by the country of destination.
Article 7(2)	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors.

12. Member State: **Poland**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(e)	3 years (2021-2023)	Transmission of all elements of the dataset on applications for international protection processed under the accelerated procedure.
Article 4(1)(f)	3 years (2021-2023)	Transmission of all elements of the dataset on subsequent applications for international protection.
Article 4(1)(g)	3 years (2021-2023)	Transmission of all elements of the dataset on persons benefiting from material reception conditions providing an adequate standard of living for applicants.
Article 4(1), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(1).
Article 4(2), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(2).
Article 4(3), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors for all statistics covered by Article 4(3).

Article 4(4), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by accompanied and unaccompanied minors for all statistics covered by Article 4(4).
Article 6(1)(a)(ii)	3 years (2021-2023)	Transmission of the disaggregation by age and sex.

13. Member State: **Portugal**

Provision concerned	Derogation period granted	Scope of the derogation
Article 5(1), third subparagraph	1 year (2021)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.
Article 7(2)	1 year (2021)	Transmission of the disaggregation by unaccompanied minors.

14. Member State: **Romania**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(c)	3 years (2021-2023)	Transmission of disaggregation by explicit and implicit withdrawal.
Article 4(1)(e)	3 years (2021-2023)	Transmission of all elements of the dataset on applications for international protection processed under the accelerated procedure.
Article 4(1)(g)	3 years (2021-2023)	Transmission of all elements of the dataset on persons benefiting from material reception conditions providing an adequate standard of living for applicants.
Article 5(1), third subparagraph	3 years (2021-2023)	Transmission of the disaggregations by grounds for apprehension.
Article 7(2)	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors.

15. Member State: **Slovakia**

Provision concerned	Derogation period granted	Scope of the derogation
Article 6(1)(a)(i), (ii) and (iii), (b) and (c)	3 years (2021-2023)	Transmission of the disaggregation by age and sex.

16. Member State: **Sweden**

Provision concerned	Derogation period granted	Scope of the derogation
Article 4(1)(e)	3 years (2021-2023)	Transmission of all elements of the dataset on applications for international protection processed under the accelerated procedure.
Article 4(1)(f)	3 years (2021-2023)	Transmission of all elements of the dataset on subsequent applications for international protection.
Article 4(1), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by unaccompanied minors for statistics covered by Article 4(1)(d).
Article 4(2)(b) and (c)	3 years (2021-2023)	Transmission of the disaggregation by revocation, ending, refusal to renew of the protection status.
Article 4(3)(c) and (d)	3 years (2021-2023)	Transmission of the disaggregation by revocation, ending, refusal to renew of the protection status.
Article 4(4), second subparagraph	3 years (2021-2023)	Transmission of the disaggregation by accompanied and unaccompanied minors for statistics covered by Article 4(4)(f), (g) and (h).
Article 5(1), third subparagraph	3 years (2021-2023)	Transmission of the disaggregations by grounds for apprehension and by place of apprehension.
Article 6(1)(a)(i), (ii) and (iii), (b) and (c)	3 years (2021-2023)	Transmission of the disaggregation by age and sex.
Article 7(1)(b)	3 years (2021-2023)	Transmission of the disaggregations by the type of return and assistance received and by the country of destination.
Article 9	3 years (2021-2023)	Compliance with the requirements of the Article 9 related to data quality.

DECISION (EU) 2021/432 OF THE EUROPEAN CENTRAL BANK**of 1 March 2021****amending Decision (EU) 2017/1198 on the reporting of funding plans of credit institutions by national competent authorities to the European Central Bank (ECB/2021/7)**

THE GOVERNING COUNCIL OF THE EUROPEAN CENTRAL BANK,

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

Having regard to Council Regulation (EU) No 1024/2013 of 15 October 2013 conferring specific tasks on the European Central Bank concerning policies relating to the prudential supervision of credit institutions ⁽¹⁾, and in particular Article 6(2) thereof,

Having regard to Regulation (EU) No 468/2014 of the European Central Bank of 16 April 2014 establishing the framework for cooperation within the Single Supervisory Mechanism between the European Central Bank and national competent authorities and with national designated authorities (SSM Framework Regulation) (ECB/2014/17) ⁽²⁾, and in particular Article 21 thereof,

Having regard to the proposal of the Supervisory Board

Whereas:

- (1) Decision (EU) 2017/1198 of the European Central Bank ⁽³⁾ requires national competent authorities to provide the funding plans of certain significant and less significant credit institutions to the European Central Bank (ECB), and establishes harmonised procedures for the submission to the ECB of those funding plans.
- (2) In order to ensure consistent, efficient and effective supervisory practices and to facilitate the reporting of funding plans, Decision (EU) 2017/1198 requires funding plans to be reported in accordance with the harmonised templates and definitions referred to in the funding plan template attached to the European Banking Authority (EBA) Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation A4 of ESRB/2012/2 (EBA/GL/2014/04) ⁽⁴⁾.
- (3) The EBA Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation A4 of ESRB/2012/2 (EBA/GL/2014/04) are repealed and replaced with effect from 31 December 2020 by the EBA Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation of the European Systemic Risk Board of 20 December 2012 (ESRB/2012/2) ⁽⁵⁾ (hereinafter the 'EBA 2019 Guidelines').
- (4) For the exclusive purpose of carrying out the tasks conferred on it by Articles 4(1) and (2) and 5(2) of Regulation (EU) No 1024/2013, the ECB is considered, as appropriate, the competent authority or the designated authority in the participating Member States as established by Union law. Therefore, the ECB is amongst the addressees of the EBA 2019 Guidelines.
- (5) The EBA Decision concerning supervisory reporting by competent authorities to the EBA (EBA/DC/2020/334) ⁽⁶⁾, repealing the EBA Decision of 23 September 2015 (EBA/DC/2015/130), requires competent authorities to submit data on funding plans of all credit institutions under their supervisory remit in accordance with the EBA 2019 Guidelines. In addition, that EBA Decision classifies all credit institutions as either 'Largest institutions in the Member State' or 'Smaller Institutions' for the purposes of determining the submission dates of the requested data from competent authorities to the EBA. It is appropriate that the ECB takes account of those classifications.

⁽¹⁾ OJ L 287, 29.10.2013, p. 63.

⁽²⁾ OJ L 141, 14.5.2014, p. 1.

⁽³⁾ Decision (EU) 2017/1198 of the European Central Bank of 27 June 2017 on the reporting of funding plans of credit institutions by national competent authorities to the European Central Bank (ECB/2017/21) (OJ L 172, 5.7.2017, p. 32.).

⁽⁴⁾ Available on the EBA website.

⁽⁵⁾ EBA/GL/2019/05.

⁽⁶⁾ Available on the EBA website.

- (6) In order to align reporting to the ECB by national competent authorities of funding plans of credit institutions with the most recent harmonised definitions and templates in the EBA 2019 Guidelines, and to ensure compliance with the EBA Decision EBA/DC/2020/334, Decision (EU) 2017/1198 should be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

Amendments to Decision (EU) 2017/1198 (ECB/2017/21)

Decision (EU) 2017/1198 (ECB/2017/21) is amended as follows:

- (1) Article 3 is replaced by the following:

Article 3

Requirements for reporting funding plans

1. National competent authorities shall provide the ECB with the funding plans that are in line with the EBA Guidelines on harmonised definitions and templates for funding plans of credit institutions under Recommendation of the European Systemic Risk Board of 20 December 2012 (ESRB/2012/2) (*) (hereinafter the "EBA 2019 Guidelines") of the following credit institutions established in their respective participating Member States:

- (a) significant credit institutions at the highest level of consolidation in the participating Member States on a consolidated basis;
- (b) significant credit institutions that are not part of a supervised group on an individual basis;
- (c) less significant credit institutions in respect of which the relevant national competent authority collects funding plans in accordance with the EBA 2019 Guidelines.

2. National competent authorities that collect the funding plans of significant credit institutions that are not referred to in points (a) and (b) of paragraph 1 shall provide these funding plans to the ECB if they comply with the EBA 2019 Guidelines.

3. The funding plans shall be submitted to the ECB in accordance with the harmonised instructions and templates referred to in the EBA 2019 Guidelines. The funding plans shall have a reporting reference date of 31 December of the previous year.

Where credit institutions are permitted by national laws to report their financial information based on their accounting year-end, which deviates from the calendar year-end, the latest available accounting year-end shall be considered the reporting reference date.

(*) EBA/GL/2019/05. Available on the EBA website;

- (2) Article 4 is replaced by the following:

Article 4

Remittance dates

1. The funding plans of the following credit institutions shall be provided by the relevant national competent authorities to the ECB by 12.00 CET of the 10th working day following 15 March:

- (a) funding plans of credit institutions referred to in Article 3(1)(a) and Article 3(1)(b);
- (b) funding plans of credit institutions referred to in Article 3(1)(c) and Article 3(2) where they are included in the list of the Largest Institutions in the Member State published by the EBA pursuant to Article 2(6) of the EBA Decision EBA/DC/2020/334 (*).

2. Funding plans of all credit institutions not referred to in paragraph 1 shall be provided by the relevant national competent authorities to the ECB by 12:00 CET of the 25th working day following 15 March.

(*) Available on the EBA website*;

(3) in Article 5, paragraph 1 is replaced by the following:

‘1. National competent authorities shall monitor and assess the quality and reliability of the data made available to the ECB. National competent authorities shall apply the relevant validation rules developed, maintained and published by the EBA. National competent authorities shall also apply the additional data quality checks defined by the ECB in cooperation with the national competent authorities.’;

(4) in Article 7, paragraph 1 is replaced by the following:

‘1. National competent authorities shall submit the data specified in this Decision using the applicable eXtensible Business Reporting Language taxonomy in order to provide a uniform technical format for the exchange of data regarding the EBA 2019 Guidelines.’;

(5) the following Article 8a is inserted:

Article 8a

First reporting reference date in 2021

The first reference date for reporting in 2021 pursuant to Article 3 shall be 31 December 2020. The second subparagraph of Article 3(3) shall apply’.

Article 2

Final provisions

The Decision shall take effect on the day of its notification to the addressees.

Article 3

Addressees

This Decision is addressed to the national competent authorities of the participating Member States

Done at Frankfurt am Main, 1 March 2021.

The President of the ECB
Christine LAGARDE

ACTS ADOPTED BY BODIES CREATED BY INTERNATIONAL AGREEMENTS

DECISION No 2/EC/2020

of 11 February 2021

of the Joint Committee set up under the Agreement on Mutual Recognition between the European Community and Japan related to the registration of a conformity assessment body under the Sectoral Annex on Telecommunications Terminal Equipment and Radio Equipment [2021/433]

THE JOINT COMMITTEE,

Having regard to the Agreement on Mutual Recognition between the European Community and Japan and, in particular, Article 8(3)(a) and Article 9(1)(b) thereof,

Whereas the Joint Committee is to take a Decision to register a conformity assessment body or bodies under a Sectoral Annex,

HAS DECIDED AS FOLLOWS:

1. The conformity assessment body indicated below is registered under the Sectoral Annex on Telecommunications Terminal Equipment and Radio Equipment of the Agreement, for the products and conformity assessment procedures as indicated below. This registration concerns an extension of scope of a designated CAB under the Sectoral Annex on Telecommunications Terminal Equipment and Radio Equipment in order to include Telecommunication Business Law, in addition to Radio Law.

Name, acronym and contact details of the Conformity Assessment Body:

Name: CETECOM GmbH

Address: Im Teelbruch 116, D-45219 Essen, GERMANY

Telephone number: +49 20549519404

Fax number: +49 20549519150

Email address: francis.lima@cetecom.com

URL address: <http://www.cetecom.com>

Contact person of the designated CAB: Francis Lima

Scope of registration in terms of products and conformity assessment procedures:

For Telecommunication Business Law

- Terminal equipment for the purpose of calls (all equipment)
- Terminal equipment except the preceding item (all equipment)

For Radio Law:

- Specified Radio Equipment specified in Article 38-2-2, paragraph (1), items i), ii), iii) of the Radio Law

2. This Decision replaces any previous registration of the said conformity assessment body as for the applicable laws, regulations and administrative provisions specified in paragraph 1.

3. This Decision, done in duplicate, shall be signed by the Co-Chairs. The Decision shall be effective from the date of the later of these signatures.

Tokyo, 23 December 2020

On behalf of Japan
Daisuke NIHEI

Brussels, 11 February 2021

On behalf of the European Union
Lucian CERNAT

DECISION No 3/EC/2020**of 11 February 2020****of the Joint Committee set up under the Agreement on Mutual Recognition between the European Community and Japan related to the registration of a conformity assessment body under the Sectoral Annex on Telecommunications Terminal Equipment and Radio Equipment [2021/434]**

THE JOINT COMMITTEE,

Having regard to the Agreement on Mutual Recognition between the European Community and Japan and, in particular, Article 8(3)(a) and Article 9(1)(b) thereof,

Whereas the Joint Committee is to take a Decision to register a conformity assessment body or bodies under a Sectoral Annex,

HAS DECIDED AS FOLLOWS:

1. The conformity assessment body indicated below is registered under the Sectoral Annex on Telecommunications Terminal Equipment and Radio Equipment of the Agreement, for the products and conformity assessment procedures as indicated below.

Name, acronym and contact details of the Conformity Assessment Body:

Name: KL-Certification GmbH

Address: Kaiserstrasse 170-174, D-66386 St. Ingbert, GERMANY

Telephone number: +49 6894 38938 66

Fax number: +49 6894 38938 99

E-mail address: o.kneip@kl-certification.de

URL address: www.kl-certification.de

Contact person of the designated CAB: Oliver Kneip

Scope of registration in terms of products and conformity assessment procedures:

For Telecommunication Business Law:

Registered Approval Body

- Terminal equipment for the purpose of calls (all equipment)
- Terminal equipment except the preceding item (all equipment)

For Radio Law:

Registered Certification Body

- Specified Radio Equipment specified in Article 38-2-2, paragraph (1), items 1), 2), 3) of the Radio Law

2. This Decision, done in duplicate, shall be signed by the Co-Chairs. The Decision shall be effective from the date of the later of these signatures.

Tokyo, 23 December 2020

On behalf of Japan
Daisuke NIHEI

Brussels, 11 February 2021

On behalf of the European Union
Lucian CERNAT

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