# REGULATIONS

### COMMISSION IMPLEMENTING REGULATION (EU) 2020/1209

### of 13 August 2020

amending Implementing Regulation (EU) No 1352/2013 establishing the forms provided for in Regulation (EU) No 608/2013 of the European Parliament and of the Council concerning customs enforcement of intellectual property rights

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 concerning customs enforcement of intellectual property rights and repealing Council Regulation (EC) No 1383/2003 (1), and in particular Article 6(1) and Article 12(7) thereof,

### Whereas:

- (1) Commission Implementing Regulation (EU) No 1352/2013 (¹) establishes the forms to be used to submit an application requesting that customs authorities take action with respect to goods suspected of infringing an intellectual property right, referred to in Article 6 of Regulation (EU) No 608/2013, and to submit a request for extension of the period during which the customs authorities are to take action, referred to in Article 12 of that Regulation ('the forms').
- (2) The forms need to be adapted to take into account the introduction of the EU Customs Trader Portal for the electronic submission of the forms. In order to provide a secure access to that portal, it is important that the applicants and their representatives are identified in a unique manner. For that, the Economic Operators Registration and Identification (EORI) number will become a mandatory field in the box for the applicant and the representative in the forms.
- (3) The EORI system already provides unique identification numbers for economic operators. It is appropriate to apply that system also to persons other than economic operators within the meaning of Article 6(1)(a) of Commission Delegated Regulation (EU) 2015/2446 (').
- (4) Regulation (EU) No 386/2012 of the European Parliament and of the Council (4), and in particular Article 2(2)(b) thereof, assigns to the European Union Intellectual Property Office (EUIPO) the task to collect, analyse and disseminate relevant objective, comparable and reliable data regarding infringements of intellectual property rights.
- In accordance with Article 5(1)(b) of Regulation (EU) No 386/2012, the Commission forwards to the EUIPO any relevant information related to the suspension of the release or the detention of goods suspected of infringing intellectual property rights that is provided by the Member States in accordance with Article 31(2) of Regulation (EU) No 608/2013.

(1) OJ L 181, 29.6.2013, p. 15.

- (2) Commission Implementing Regulation (EU) No 1352/2013 of 4 December 2013 establishing the forms provided for in Regulation (EU) No 608/2013 of the European Parliament and of the Council concerning customs enforcement of intellectual property rights (OJ L 341, 18.12.2013, p. 10).
- (\*) Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015 supplementing Regulation (EU) No 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code (OJ L 343, 29.12.2015, p. 1).
- (\*) Regulation (EU) No 386/2012 of the European Parliament and of the Council of 19 April 2012 on entrusting the Office for Harmonisation in the Internal Market (Trade Marks and Designs) with tasks related to the enforcement of intellectual property rights, including the assembling of public and private-sector representatives as a European Observatory on Infringements of Intellectual Property Rights (OJ L 129, 16.5.2012, p. 1).

- (6) In order to enable a deeper analysis of the infringement data and to improve the understanding of the geographical scope and impact of the infringements, it is important that the suspension of the release and the detention of such goods can be attributed to the holder of the decision. It is also important that that person is informed, already when the forms are filed, of the fact that his or her personal data will be provided to the EUIPO and consents to that data transfer. Therefore the forms need to be adapted accordingly.
- (7) Following the entry into application of Regulations (EU) 2016/679 (5) and (EU) 2018/1725 (6) of the European Parliament and of the Council, the references in the forms to the data protection provisions need to be updated.
- (8) Taking into account that, in accordance with Article 31 of Regulation (EU) No 608/2013, all exchanges of data on decisions relating to applications and detentions between the Member States and the Commission are to be made via the central database of the Commission and that that database needs to be adjusted to the new forms, the amendments to Annexes I to III to Implementing Regulation (EU) No 1352/2013 should apply from 15 September 2020.
- (9) Implementing Regulation (EU) No 1352/2013 should therefore be amended accordingly.
- (10) The European Data Protection Supervisor was consulted in accordance with Article 42(1) of Regulation (EU) 2018/1725 and delivered an opinion on 24 June 2020.
- (11) The measures provided for in this Regulation are in accordance with the opinion of the Customs Code Committee,

HAS ADOPTED THIS REGULATION:

#### Article 1

Implementing Regulation (EU) No 1352/2013 is amended as follows:

- (1) Annex I is replaced by the text in Annex I to this Regulation;
- (2) Annex II is replaced by the text in Annex II to this Regulation;
- (3) Annex III is amended in accordance with Annex III 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.

It shall apply from 15 September 2020.

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

Done at Brussels, 13 August 2020.

For the Commission
The President
Ursula VON DER LEYEN

<sup>(\*)</sup> Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).

<sup>(6)</sup> Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ L 295, 21.11.2018, p. 39).

# ANNEX I

### 'ANNEX I'

	EUROPEAN	UNION -	APPL	ICATION	FOR	ACTIO	NC
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1	1. Applicant	For official use
1	Name*:	Date of receipt
	EORI-No*:	Registration number of application
1	Address*:	,
1	Town*:	INTELLECTUAL PROPERTY RIGHTS
<u> </u>	Postal Code:	APPLICATION FOR ACTION BY CUSTOMS AUTHORITIES
é	Country*:	AFFLICATION FOR ACTION BY COSTOMS AUTHORITIES
COPY FOR THE COMPETENT CUSTOMS DEPARTMENT	TIN No:	under Article 6 of Regulation (EU) No 608/2013
Ĭ	National registration No:	2*. Union application
H	Telephone: (+)	National application
SE SE	Mobile: (+)	National application (cf. Article 5(3))
ē	Fax: (+)	
l S	Email*:	
2	Website:	
N N		f producers of products with a Geographical Indication or representative of
Ē	Right-holder such gro	pup
Ŗ	☐Person or entity authorised to use the IP right ☐ Operato	rentitled to use a Geographical Indication
S	□ Inspection	on body or authority competent for a Geographical Indication
뽀	La concense rights management body	
- X		e license holder covering two or more Member States
요	Representative submitting the application in the name of the applicant Company:	
ձ	Name*:	
8	EORI-No*:	
	Address*:	
1	— 100 OA	T Suidongs of the representatives serves to eatin services d
1	Postal Code:	Evidence of the representatives power to act is enclosed
-		Fax: (+)
1		Email*:
		Vebsite:
	5". Type of right to which the application refers	
	□National trademark (NTM)	Geographical Indication/Designation of origin:
	☐European Union trademark (EUTM)	for agricultural products and foodstuff (CGIP)
	□International registered trademark (ITM)	for wine (CGIW)
	Registered national design (ND)	for aromalised drinks based on wine products (CGIA)
	Registered Community design (CDR)	for spirit drinks (CGIS)
	☐International registered design (ICD)	for other products (NGI)
	Unregistered Community design (CDU)	
		as listed in Agreements between the Union and third countries (CGIL)
	Copyright and related right (NCPR)	Plant variety right:
	□Trade name (NTN)	national (NPVR)
	Topography of semiconductor product (NTSP)	☐ Community (CPVR)
	Patent as provided for by national law (NPT)	Supplementary protection certificate:
	Patent as provided for by Union law (UPT)	for medicinal products (SPCM)
	Utility model (NUM)	for plant protection products (SPCP)
	6*. Member State or, in the case of a Union application, Member States in which of	customs action is requested
	☐ ALL MEMBER STATES ☐ □ □ □ □ □	DEE DIE DEL DES DFR DHR DIT DCY DLV
	DLT DLU DHU DMT DNL	□ <sub>AT</sub> □ <sub>PL</sub> □ <sub>PT</sub> □ <sub>RO</sub> □ <sub>SI</sub> □ <sub>SK</sub> □ <sub>FI</sub> □ <sub>SE</sub> □ <sub>UK</sub>
	7. Representative for legal matters	Representative for technical matters
	Company:	Company:
	Name*:	Name*:
	Address*:	Address*:
	Town*:	Town*:
	Postal Code:	Postal Code:
	Country*:	Country':
	Telephone: (+) Fax: (+)	Telephone: (+) Fax: (+) Mobile: (+)
	Mobile: (+) Email*:	Email*:
	Website:	Website:
	9. In case of a Union application, the details of the designated representatives for	legal and technical matters are included in annex no
	10. I request the use of the procedure of Article 26 of Regulation (EU) No 608/20	13 (small consignments) in the following Member State(s) and, where requested by
	the customs authorities, agree to cover the costs related to the destruction of good	ds under this procedure.
	□ BE □ BG □ CZ □ DK □ DE	DEE DIE DEL DES DFR DHR DIT DCY DLV
		DAT DPL DPT DRO DSI DSK DEI DSE DIIK

<sup>\*</sup> these are mandatory fields and shall be filled in

<sup>(+)</sup> at least one of these fields shall be filled in

1	CM
1	CIA

111 1	int of rights to which t	the application refers		T	
1			L		
No	Type of right	Registration number	Date of registration	Expiry date	List of goods to which the right refers
			<del> </del>	<del> </del>	
				<u> </u>	
			<u> </u>		
			<b></b>	<b></b>	
<u> </u>			<b></b>	<b></b>	
<b></b> -					
				ļ	
	L	L	<u></u>		
<u> </u>	For further rights	see annex no			Restricted handling
121 0	ioods detalls		Authentic goods		
					☐ Restricted handling
IP righ					
Goods	description:				
	riff number:				
•	ms value:				w.
	ean average market	value:	8 H		
	nal market value:				See enclosed annex no
4000 00 000	oods distinctive feat	ures			Restricted handling
Positi	on on the goods:				-
Descr	iption:				
	_				See enclosed annex no
14°. F	lace of production				☐ Restricted handling
Count	ry:				•
Comp	any:				
Addre	ss:				
Town	:				
					See enclosed annex no
15*. lı	nvolved companies			*	Restricted handling
Role:					
Name	r				vii .
Addre					
Town					
Posta	I Code:				
Coun	try:				See enclosed annex no
16*. T	raders				☐ Restricted handling
Name	<b>.</b>		2		
Addre	G.	:	2	<i>10</i> 2	
Town					
Posta	I Code:				
Coun					See enclosed annex no
		Is and distribution information			Restricted handling
1					
1					
1	1 2 2	english Property		gete in which	☐ See enclosed annex no
18. P	ackages				Restricted handling
Kind	of packages:				
Numb	oer of items per pack	age:			
Desc	ription (incl. distinctiv	e features):			
1					
					See enclosed annex no
19. A	ccompanying docum	ents			Restricted handling
Туре	of document:				Caroanded Hardling
	ription:				
1					
1					See enclosed annex no
					ooo or kiloacu diiilox iiU

	Infringing goods
20. Goods details	
IP right no:	☐ Restricted handling
-	
Goods description:	
CN 4-3#	
CN tariff number:	
Minimum value:	☐ See enclosed annex no
21. Goods distinctive features	Restricted handling
Position on the goods:	
Description:	
	☐ See enclosed annex no
22. Place of production	☐ Restricted handling
Country:	The second of th
Company:	
Address:	
Town:	
	ý v
Postal Code:	
	☐ See enclosed annex no
23. Involved companies	☐ Restricted handling
Role:	
Name:	
Address:	
Town:	
100 to 10	
Postal Code:	1000 Total
Country:	☐ See enclosed annex no
24. Traders	☐ Restricted handling
Name:	
Address:	×
Town:	
Postal Code:	
Country:	
Country.	
(05 O	☐ See enclosed annex no
25. Goods distribution information	☐ Restricted handling
36. g	
	☐ See enclosed annex no
26. Packages	☐ Restricted handling
Kind of packages:	•
Number of items per package:	
Description (Incl. distinctive features):	
Description (mail destinated features).	
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man of the second secon	If I have the second of the papers.
	See enclosed annex no
27. Accompanying documents	Restricted handling
Type of document:	☐ Resulcted handling
Description:	
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	)
	☐ See enclosed annex no

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28. Additional information		☐ Restricted handling
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1		
		See enclosed annex no
29. Undertakings		
By signing I undertake to:		
notify immediately the competent customs det	partment that granted this application of any change in the	e information provided by me within this application or
attachments in accordance with Article 15 of Re	gulation (EU) No 608/2013.	or main and application of
li de la companya de		
Article 6(3) of Regulation (EU) No 608/2013 tha	that granted this application any update on the information tare relevant to customs authorities' analysis and assess	on as referred to in point (g), (h) or (i) of
property right(s) included in this application.	tare relevant to ecolomis authorities analysis and assess	sment of the risk of intringement of the intellectual
s converse lightlift, and a the send life as told de-	1. 4.4.1. 00. (0. 1.4.1.4.1.1.1.1.1.1.1.1.1.1.1.1.1.1.1.	2 20
to in Article 29 of Regulation (EU) No 608/2013	n in Article 28 of Regulation (EU) No 608/2013 and bear t	the costs as referred
25 07 (cgalatori (20) 140 000/2015	•	
I agree that all the data submitted with this appl	ication may be processed by the Member States and the	Furnisan Commission, acting as a processor on
behalf of Member States, and the European Ur	ion Intellectual Property Office.	curopean commission, acting as a processor on
30*. Signature		
Date (DD/MM/YYYY)	Applicant's signature	
Place	Name (Block capitals)	
	ridino (cicon capitals)	
		*
For official use		
Decision by customs authorities (within the meaning	of Section 2 of Regulation (EU) No 608/2013)	, * 8 / 8 / 8
☐ The application is completely granted.		
	88 2 N N S n	
The application has been partially granted (for		
Date of adoption (DD/MM/YYYY)	Signature and stamp	Competent customs department
	· · · · · · · · · · · · · · · · · · ·	
1		
Explry date of the application:		
	votomo pulhorilion pre la labo autica al a labo autica	
latest 30 working days before the expiry date	ustoms authorities are to take action should be received .	by the competent customs department at the
1_	•	# ** **
The application has been rejected.		
A reasoned decision stating the grounds for	partial or complete rejection and information concerning t	the appeal procedure are attached.
		The State of the Perspectation
Date (DD/MM/YYYY)	Signature and stamp	Competent customs department
1		
1		
1		
1		
1		

This privacy statement explains the reasons for processing your personal data, the way they are collected, handled and the way protection of all your personal data is ensured.

The competent customs authority of a Member State are the controller(s) of the processing operation. To this respect the controller(s) processes personal data contained in this application in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data.

The European Commission acts as a processor on behalf of Member States and processes personal data contained in this application in accordance with Regulation (EU) 2018/1725 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data.

The purpose of the processing of personal data of the application for action is the enforcement of intellectual property rights (IPR) by customs authorities in the Union, in accordance with Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 concerning customs enforcement of intellectual property rights.

The legal basis for processing the personal data for the enforcement of IPR are Articles 31 and 33 of Regulation (EU) No 608/2013.

The processing activity of the Commission, acting on behalf of Member States and within their mandate, consists of storing and maintaining of the personal data related to applications for action and its attachments in the central database COPIS. This includes maintaining adequate technical and organizational arrangements for the reliable and secure operation of the database COPIS. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being processed. The access to personal data is granted on a need-to-know basis and via personal accounts to authorised personnel of Member States custom authorities and the European Commission. The contact point within the European Commission for questions on the processing activity in COPIS is Directorate-General for Taxation and Customs Union: TAXUD-DP-COPIS@ec.europa.eu.

For a deeper analysis of the infringements data and to improve the understanding of the geographical scope and impact of infringements of IPR, the Commission within the mandate provided by the Member States will send, together with the infringement data, the name of the respective holder of the decision based on which the customs acted to the European Union Intellectual Property Office. The record reference of EUIPO's processing operation is DPR-2019-051

(https://euipo.europa.eu/tunnel-web/secure/webdav/guest/document\_library/contentPdfs/data\_protection/rpt\_register\_en.pdf). Replies to data fields marked with an \* and to at least one of the fields marked "+" are obligatory to be filled in. In case of failure to fill in these obligatory data, the application shall be rejected.

Customs authorities will delete the data no later than six months from the date the decision granting the application has been revoked or the relevant period during which customs authorities are to take action has expired. The period during which customs authorities are to take action shall be specified by the competent customs department when granting the application and shall not exceed one year from the day following the date of adoption of the decision granting the application. However, where customs authorities have been notified of proceedings initiated to determine a possible infringement of goods under the application, they will delete the data no later than six months after the proceedings have been concluded in a final way. In case of a data breach, the customs authorities in the Member States will fulfil their obligations in compliance with their duties stipulated in the GDPR. Where that personal data breach is likely to result in a high risk to your rights and freedoms the customs authorities in the Member States are committed to inform you immediately in order to allow you to take the necessary precautions.

You are at any given moment entitled to access and rectify your personal data in case the data is inaccurate or incomplete. You have the rights to (if applicable) request restriction of processing or erasure ('right to be forgotten'), to object to the processing, to withdraw your consent, and not to be subject to automated individual decision making, including profiling. All requests shall be submitted to and processed by the competent customs department where the application was submitted. For the list of competent customs departments in the Member States see

https://ec.europa.eu/taxation\_customs/sites/taxation/files/resources/documents/customs/customs\_controls/counterfeit\_piracy/right\_holders/defend-your-rights\_en.pdf.

If you feel that your rights are violated in any way, you are entitled to file a complaint with the National Supervisory Authority responsible for data protection (contact info here: https://edpb.europa.eu/about-edpb/board/members\_en) following the applicable national procedure. If you have comments, questions or any concerns regarding the collection and use of your personal data, please feel free to contact Data Protection Officer (DPO) in the Member State's Customs Organisation. If your complaint concerns an action of the European Commission, you should lodge it with the European Data Protection Supervisor.

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2	1. Applicant	For official use
_	Name*:	Date of receipt
	EORI-No*:	Registration number of application
	Address*:	
Į.	Town*:	INTELLECTUAL PROPERTY RIGHTS
8	Postal Code:	APPLICATION FOR ACTION BY CUSTOMS AUTHORITIES
	Country*:	THE SECTION OF SECTION AND MONTHLES
11	TIN No:	under Article 6 of Regulation (EU) No 608/2013
	National registration No: Telephone: (+)	2*. Union application
E	Mobile: (+)	National application
Ä	Fax: (+)	National application (cf. Article 5(3))
Ä	Email':	
APF	Website:	
퓌	2. 0	of producers of products with a Consensation Latination
COPY FOR THE APPLICANT	☐ Right-holder such gr	of producers of products with a Geographical Indication or representative of oup
P.	Operato	or entitled to use a Geographical Indication
Δ	Electron of entity authorised to use the 12 right	
8	☐IP collective rights management body	ion body or authority competent for a Geographical Indication
	☐Professional defence body ☐ Exclusi	ve license holder covering two or more Member States
	Representative submitting the application in the name of the applicant	
	Company:	
	Name*:	
	EORI-No*: Address*:	5 To Table 1
		7 Filter (II)
	Postal Code:	Evidence of the representatives power to act is enclosed
_		Fax: (+)
2		Email*:
-		Website:
	5*. Type of right to which the application refers	
	□National trademark (NTM)	Geographical Indication/Designation of origin:
	□European Union trademark (EUTM)	for agricultural products and foodstuff (CGIP)
	☐International registered trademark (ITM)	for wine (CGIW)
	Registered national design (ND)	for aromatised drinks based on wine products (CGIA)
	Registered Community design (CDR)	☐ for spirit drinks (CGIS)
	☐International registered design (ICD)	for other products (NGI)
	Unregistered Community design (CDU)	as listed in Agreements between the Union and third countries (CGIL)
	□Copyright and related right (NCPR)	
	☐Trade name (NTN)	Plant variety right:
	☐Topography of semiconductor product (NTSP)	☐ national (NPVR) ☐ Community (CPVR)
	☐Patent as provided for by national law (NPT)	Supplementary protection certificate:
	Patent as provided for by Union law (UPT)	for medicinal products (SPCM)
	Utility model (NUM)	for plant protection products (SPCP)
	6*. Member State or, in the case of a Union application, Member States in which	customs action is requested
	☐ ALL MEMBER STATES ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	DEE DIE DES DER DHR DIT DCY DLV
	LT LIU L'HU L'MT L'NL	□AT □PL □PT □RO □SI □SK □FI □SE □UK
	7. Representative for legal matters	Representative for technical matters
	Company:	Company:
	Name*:	Name*:
	Address*: Town*:	Address*: Town*:
	Postal Code:	Postal Code:
	Country':	Country*:
	Telephone: (+) Fax: (+)	Telephone: (+) Fax: (+)
	Mobile: (+)	Mobile: (+)
	Email*:	Email*:
	Website:	Website:
	9. In case of a Union application, the details of the designated representatives fo	r legal and technical matters are included in annex no
	10. I request the use of the procedure of Article 26 of Regulation (EU) No 608/20	13 (small consignments) in the following Member State(s) and, where requested by
	the customs authorities, agree to cover the costs related to the destruction of god	ods under this procedure.
	□ BE □ BG □ CZ □ DK □ DE	□EE □IE □EL □ES □FR □HR □IT □CY □LV
	LT CLU CHU CMT CNL	□AT □PL □PT □RO □SI □SK □FI □SE □UK

<sup>\*</sup> these are mandatory fields and shall be filled in

11°. Li	st of rights to which t	he application refers			
No	Type of right	Registration number	Date of registration	Expiry date	List of goods to which the right refers
			270 C 74 NASSA (3-)		
				<del></del>	
	For further rights s	See annex no		L	Restricted handling
			Authentic goods		La Restricted Handling
12°. G	oods details		r tau to tau goods		☐ Restricted handling
IP righ	t no:				La Restricted handling
	description:				
	7 (1704)47 (1704)				
CN 4-	iff number.				
	ms value:				
	ean average market	value:			
	al market value:				See enclosed annex no
1	oods distinctive featu	ıres			Restricted handling
Positio	on on the goods:				
Descr	iption:				1
					See enclosed annex no
14*. P	lace of production				☐ Restricted handling
Count	rv.				La restricted handling
Comp					
Addre					
Town:					
I OWII.					П 6
15* ir	volved companies				See enclosed annex no
Role:	worked comparisos				Restricted handling
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Name					
Addre					
Town					
	Code:				No.
Count					See enclosed annex no
16". 1	raders				Restricted handling
Name				*	
Addre	SS:				
Town					1
Posta	l Code:				
Count	ry:				See enclosed annex no
17. G	oods clearance detai	ls and distribution information			☐ Restricted handling
					č
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1					
	1 2 4	table to a good in the			See enclosed annex no
18. Pa	ackages				Restricted handling
	of packages:				
1	er of items per packa	age:			
	iption (Incl. distinctive	8.			
1					Con analoged comme
19. 4	ccompanying docume	ents	<del>-</del>		See enclosed annex no
1					☐ Restricted handling
1000	of document:				
Desc	ription:				
1					
					☐ See enclosed annex no

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	Intringing goods
20. Goods detalls	Infringing goods
IP right no:	☐ Restricted handling
Goods description:	
CN tariff number:	
Minimum value:	See enclosed annex no
21. Goods distinctive features	☐ Restricted handling
Position on the goods:	
Description:	
22. Place of production	☐ See enclosed annex no
	☐ Restricted handling
Country:	
Company:	
Address:	
Town:	
Postal Code:	· `
	☐ See enclosed annex no
23. Involved companies	
Role:	☐ Restricted handling
Name:	
000000000000000000000000000000000000000	
Address:	
Town:	
Postal Code:	
Country:	☐ See enclosed annex no
24. Traders	☐ Restricted handling
Name:	
Address:	
Town:	
Postal Code:	
E. Annual and Endowneyor .	
Country:	
	☐ See enclosed annex no
25. Goods distribution information	☐ Restricted handling
· · ·	
OC Bardense	☐ See enclosed annex no
26. Packages	☐ Restricted handling
Kind of packages:	
Number of items per package:	
Description (incl. distinctive features):	
to the contract of the contrac	الرافيات ويشهد فالإوادات الأناوات
	,
27 Assembled decimants	See enclosed annex no
27. Accompanying documents	☐ Restricted handling
Type of document:	
Description:	
1	
1	
	☐ See enclosed annex no

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28. Additional information		
ILI		☐ Restricted handling
1		
		See enclosed annex no
29. Undertakings		
By signing I undertake to:		
notify immediately the competent custom	ns department that granted this application of any change in th	e information provided by me within this seeling!
attachments in accordance with Article 15	of Regulation (EU) No 608/2013.	is application of
• forward to the competent customs dense	Import that appoint this application accounts to the left and the	
Article 6(3) of Regulation (EU) No 608/20	rtment that granted this application any update on the informat 13 that are relevant to customs authorities' analysis and asses	uon as referred to in point (g), (h) or (i) of
property right(s) included in this application	n.	isment of the risk of infiningement of the intellectual
assume liability under the conditions laid	down in Article 28 of Regulation (EU) No 608/2013 and bear	W
to in Article 29 of Regulation (EU) No 608	/2013.	the costs as referred
I agree that all the data submitted with this	s application may be processed by the Member States and the	European Commission, acting as a processor on
behalf of Member States, and the Europe.	an Union Intellectual Property Office.	S S S S S S S S S S S S S S S S S S S
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This privacy statement explains the reasons for processing your personal data, the way they are collected, handled and the way protection of all your personal data is ensured.

The competent customs authority of a Member State are the controller(s) of the processing operation. To this respect the controller(s) processes personal data contained in this application in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data.

The European Commission acts as a processor on behalf of Member States and processes personal data contained in this application in accordance with Regulation (EU) 2018/1725 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data.

The purpose of the processing of personal data of the application for action is the enforcement of intellectual property rights (IPR) by customs authorities in the Union, in accordance with Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 concerning customs enforcement of intellectual property rights.

The legal basis for processing the personal data for the enforcement of IPR are Articles 31 and 33 of Regulation (EU) No 608/2013.

The processing activity of the Commission, acting on behalf of Member States and within their mandate, consists of storing and maintaining of the personal data related to applications for action and its attachments in the central database COPIS. This includes maintaining adequate technical and organizational arrangements for the reliable and secure operation of the database COPIS. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being processed. The access to personal data is granted on a need-to-know basis and via personal accounts to authorised personnel of Member States custom authorities and the European Commission. The contact point within the European Commission for questions on the processing activity in COPIS is Directorate-General for Taxation and Customs Union: TAXUD-DP-COPIS@ec.europa.eu.

For a deeper analysis of the infringements data and to improve the understanding of the geographical scope and impact of infringements of IPR, the Commission within the mandate provided by the Member States will send, together with the infringement data, the name of the respective holder of the decision based on which the customs acted to the European Union Intellectual Property Office. The record reference of EUIPO's processing operation is DPR-2019-051

(https://euipo.europa.eu/tunnel-web/secure/webdav/guest/document\_library/contentPdfs/data\_protection/rpt\_register\_en.pdf). Replies to data fields marked with an \* and to at least one of the fields marked "+" are obligatory to be filled in. In case of failure to fill in these obligatory data, the application shall be rejected.

Customs authorities will delete the data no later than six months from the date the decision granting the application has been revoked or the relevant period during which customs authorities are to take action has expired. The period during which customs authorities are to take action shall be specified by the competent customs department when granting the application and shall not exceed one year from the day following the date of adoption of the decision granting the application. However, where customs authorities have been notified of proceedings initiated to determine a possible infringement of goods under the application, they will delete the data no later than six months after the proceedings have been concluded in a final way. In case of a data breach, the customs authorities in the Member States will fulfil their obligations in compliance with their duties stipulated in the GDPR. Where that personal data breach is likely to result in a high risk to your rights and freedoms the customs authorities in the Member States are committed to inform you immediately in order to allow you to take the necessary precautions.

You are at any given moment entitled to access and rectify your personal data in case the data is inaccurate or incomplete. You have the rights to (if applicable) request restriction of processing or erasure ('right to be forgotten'), to object to the processing, to withdraw your consent, and not to be subject to automated individual decision making, including profiling. All requests shall be submitted to and processed by the competent customs department where the application was submitted. For the list of competent customs departments in the Member States see

https://ec.europa.eu/taxation\_customs/sites/taxation/files/resources/documents/customs/customs\_controls/counterfeit\_piracy/right\_holders/defend-your-rights\_en.pdf.

If you feel that your rights are violated in any way, you are entitled to file a complaint with the National Supervisory Authority responsible for data protection (contact info here: https://edpb.europa.eu/about-edpb/board/members\_en) following the applicable national procedure. If you have comments, questions or any concerns regarding the collection and use of your personal data, please feel free to contact Data Protection Officer (DPO) in the Member State's Customs Organisation. If your complaint concerns an action of the European Commission, you should lodge it with the European Data Protection Supervisor.

## ANNEX II

## 'ANNEX II'

E 0,	ROPEAN UNION – REQUEST  1*. Holder of the decision	TOREXTENSION	L
1	Name*:		For official use Date of receipt
	EORI-No*:		
	Address*:		
	Town*:		
Ę	Postal Code: Country*:		INTELLECTUAL PROPERTY RIGHTS
ME	Telephone: (+)		DECLIEST COD SYTEMSION OF THE REGIOD FOR ACTION
ART	Mobile: (+)		REQUEST FOR EXTENSION OF THE PERIOD FOR ACTION
EP.	Fax: (+)		under Article 12 of Regulation (EU) No 608/2013
COMPETENT CUSTOMS DEPARTMENT	Email*:		
ō S	Representative of the holder of the decision.	íon	
SO:	Company: Name*:		
) L	Name*: EORI-No*:		
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1PE	Town':		☐ Evidence of the representatives power to act is enclosed
Š	Postal Code:		and a second sec
¥	Country*:		Fax: (+)
Ė	Telephone: (+)	Tally Process	Email*:
<u>S</u>	Mobile: (+)		Website:
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ខ	Registration number of application:	1	
	☐ I confirm that there are no changes	in the information concerning the ap	pplication for action and its annexes.
Į	☐ I provide the fo!lowing information co		
<u> </u>	I provide the following information co	ncerning the application for action.	
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	See enclosed annex no	*	
	benair of Member States, and the Europe	ean Union Intellectual Property Offic hat customs authorities are to take a	sed by the Member States and the European Commission, acting as a processor on section should be received by the competent customs department at the
	4*. Signature		
	To the last of the		
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	Place For official use Decision by customs authorities (within the	meaning of Section 2 of Regulation elv granted.	Name (Block capitals)
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<sup>\*</sup> these are mandatory fields and shall be filled in

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For a deeper analysis of the infringements data and to improve the understanding of the geographical scope and impact of infringements of IPR, the Commission within the mandate provided by the Member States will send, together with the infringement data, the name of the respective holder of the decision based on which the customs acted, to the European Union Intellectual Property Office. The record reference of EUIPO's processing operation is DPR-2019-051 (https://euipo.europa.eu/tunnel-web/secure/webdav/guest/document\_library/contentPdfs/data\_protection/rpt\_register\_en.pdf). Replies to data fields marked with an \* are obligatory to be filled in. In case of failure to fill in these obligatory data, the extension request shall be rejected.

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https://ec.europa.eu/taxation\_customs/sites/taxation/files/resources/documents/customs/customs\_controls/counterfeit\_piracy/right\_holders/defend-your-rights\_en.pdf

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# EUROPEAN UNION - REQUEST FOR EXTENSION

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	Country*:	INTELLECTUAL PROPERTY RIGHTS
	Telephone: (+)	REQUEST FOR EXTENSION OF THE PERIOD FOR ACTION
	Mobile: (+)	HEADER FOR EXCHON
		under Article 12 of Regulation (EU) No 608/2013
_	Fax: (+)	(25) 110 555/25 (5
COPY FOR THE APPLICANT	Email*:	
ပ်	Representative of the holder of the decision	
7	Company:	
P	Name*:	
E/	EORI-No*:	
프		
α.	Address*:	
6	Town*:	☐ Evidence of the representatives power to act is enclosed
7	Postal Code:	
P	Country*:	F . W
Ö		Fax: (+)
	Telephone: (+)	Email*;
	Mobile: (+)	Website:
	3*. I request the extension of the period during which the customs authorities are t	o take action in respect of the following application
	Registration number of application:	
	☐ I confirm, that there are no changes in the information concerning the application for action and its annexes.	
	☐ I provide the following information concerning the application for action.	
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	See enclosed annex no	
	I agree that all the data submitted with this extension request may be processed by the Member States and the European Commission, acting as a processor on	
	behalf of Member States, and the European Union Intellectual Property Office.	
	Any request for extension of the period that customs authorities are to take action	on should be received by the competent customs department at the
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g <sup>-</sup>	4*. Signature Date (DD/MM/YYYY)	Signature of the holder of the decision
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e -	Place  For official use Decision by customs authorities (within the meaning of Section 2 of Regulation (E  The request for extension is completely granted.  The request for extension has been partially granted (for the granted rights)	Signature of the holder of the decision  Name (Block capitals)  U) 608/2013)
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	Place  For official use Decision by customs authorities (within the meaning of Section 2 of Regulation (E  The request for extension is completely granted.  The request for extension has been partially granted (for the granted rights)	Signature of the holder of the decision  Name (Block capitals)  U) 608/2013)  see attached list).
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<sup>\*</sup> these are mandatory fields and shall be filled in

This privacy statement explains the reasons for processing your personal data, the way they are collected, handled and the way protection of all your personal data is ensured.

The competent customs authority of a Member State are the controller(s) of the processing operation. To this respect the controller(s) processes personal data contained in this extension request in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data.

The European Commission acts as a processor on behalf of Member States and processes personal data contained in this extension request in accordancew with Regulation (EU) 2018/1725 of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data.

The purpose of the processing of personal data of the extension request is the enforcement of intellectual property rights (IPR) by customs authorities in the Union in accordance with Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 concerning customs enforcement of intellectual property rights.

The legal basis for processing the personal data for the enforcement of IPR are Articles 31 and 33 of Regulation (EU) No 608/2013.

The processing activity of the Commission, acting on behalf of Member States and within their mandate, consists of storing and maintaining of the personal data related to extension requests and its attachments in the central database COPIS. This includes maintaining adequate technical and organizational arrangements for the reliable and secure operation of the database COPIS. Technical measures include appropriate actions to address online security, risk of data loss, alteration of data or unauthorised access, taking into consideration the risk presented by the processing and the nature of the personal data being processed. The access to personal data is granted on a need-to-know basis and via personal accounts to authorised personnel of Member States custom authorities and the European Commission. The contact point within the European Commission for questions on the processing activity in COPIS is Directorate-General for Taxation and Customs Union: TAXUD-DP-COPIS@ec.europa.eu.

For a deeper analysis of the infringements data and to improve the understanding of the geographical scope and impact of infringements of IPR, the Commission within the mandate provided by the Member States will send, together with the infringement data, the name of the respective holder of the decision based on which the customs acted, to the European Union Intellectual Property Office. The record reference of EUIPO's processing operation is DPR-2019-051 (https://euipo.europa.eu/tunnel-web/secure/webdav/guest/document\_library/contentPdfs/data\_protection/rpt\_register\_en.pdf). Replies to data fields marked with an \* are obligatory to be filled in. In case of failure to fill in these obligatory data, the extension request shall be rejected.

Customs authorities will delete the data no later than six months from the date the decision granting the application has been revoked or the relevant period during which customs authorities are to take action has expired. The period during which customs authorities are to take action shall be specified by the competent customs department when granting the extension request and shall not exceed one year from the day following the date of adoption of the decision granting the extension request. However, where customs authorities have been notified of proceedings initiated to determine a possible infringement of goods under the application, they will delete the data no later than six months after the proceedings have been concluded in a final way.

In case of a data breach, the customs authorities in the Member States will fulfil their obligations in compliance with their duties stipulated in the GDPR. Where that personal data breach is likely to result in a high risk to your rights and freedoms the customs authorities in the Member States are committed to inform you immediately in order to allow you to take the necessary precautions.

You are at any given moment entitled to access and rectify your personal data in case the data is inaccurate or incomplete. You have the rights to (if applicable) request restriction of processing or erasure ('right to be forgotten'), to object to the processing, to withdraw your consent, and not to be subject to automated individual decision making, including profiling. All requests shall be submitted to and processed by the competent customs department where the extension request was submitted. For the list of competent customs departments in the Member States see

https://ec.europa.eu/taxation\_customs/sites/taxation/files/resources/documents/customs/customs\_controls/counterfeit\_piracy/right\_holders/defend-your-rights\_en.pdf

If you feel that your rights are violated in any way, you are entitled to file a complaint with the National Supervisory Authority responsible for data protection (contact info here: https://edpb.europa.eu/about-edpb/board/members\_en) following the applicable national procedure. If you have comments, questions or any concerns regarding the collection and use of your personal data, please feel free to contact the Data Protection Officer (DPO) in the Member State's Customs Organisation. If your complaint concerns an action of the European Commission, you should lodge it with the European Data Protection Supervisor.

#### ANNEX III

#### 'ANNEX III

Annex III to Implementing Regulation (EU) No 1352/2013 is amended as follows:

- (1) Part I is amended as follows:
  - (a) in the note on the completion of box 1 ('Applicant'), the text is replaced by the following:

Details concerning the applicant shall be entered in this box. It shall contain information on the name and complete address of the applicant, his or her Economic Operator Registration and Identification Number (EORINO), which is a number, unique throughout the Union, assigned by a customs authority in a Member State to the applicant, his or her telephone, mobile telephone or fax number and his or her email address. The applicant may also enter, where appropriate, his Taxpayer Identification Number, any other national registration number and the address of his or her website.';

(b) in the note on the completion of box 4 ('Representative submitting the application in the name of the applicant'), the text is replaced by the following:

'Where the application is submitted by the applicant by means of a representative, details concerning that representative shall be entered in this box. Those details shall contain information on the name and complete address of the representative, his or her Economic Operator Registration and Identification Number (EORI-No), which is a number, unique throughout the Union, assigned by a customs authority in a Member State to the representative, his or her telephone, mobile telephone or fax number and his or her email address. The representative may also enter, where appropriate, the name of the company where he or she works and the address of the company's website. The application shall include evidence of his or her power to act as a representative in accordance with the legislation of the Member State where the application is submitted and the corresponding box shall be ticked.';

(2) Part II is replaced by the following:

'II. SPECIFICATIONS OF THE BOXES OF THE REQUEST FOR EXTENSION FORM SET OUT IN ANNEX II TO BE FILLED IN BY THE HOLDER OF THE DECISION

Fields in the form marked with an asterisk (\*) are mandatory fields and shall be filled in.

In boxes where fields are marked with a plus (+) at least one of these fields shall be filled in.

Do not enter data in the boxes marked 'for official use'.

Box 1: Details concerning the holder of the decision

Details concerning the holder of the decision shall be entered in this box.

Box 2: Representative of the holder of the decision

Where the request is submitted by the holder of the decision by means of a representative, details concerning that representative shall be entered in this box. Those details shall contain information on the name and complete address of the representative, his or her Economic Operator Registration and Identification Number (EORI-No), which is a number, unique throughout the Union, assigned by a customs authority in a Member State to the representative, his or her telephone, mobile telephone or fax number and his or her email address. The representative may also enter, where appropriate, the name of the company where he or she works and the address of the company's website. If not submitted with the initial application, the request shall include evidence of his or her power to act as a representative in accordance with the legislation of the Member State where the initial decision was adopted and the corresponding box shall be ticked.

Box 3: Extension request

The application registration number including the first two digits with the iso/alpha-2 code of the Member State of granting shall be entered in this box. The holder of the decision shall likewise indicate whether he or she is requesting modifications to the information contained in the application by ticking the appropriate box.

Box 4: Signature

In box 4, the holder of the decision or the representative of the holder of the decision shall enter the place and date of completion of the request and shall sign. The signatory's name shall be given in block capitals."