

# Enforcement, challenges, examples of good practice on EUTR implementation in SLOVENIA

Robert Režonja, MSc

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cooperation on Implementation of the EU Timber Regulation, Zagreb 2-3. 6. 2016

For the **implementation** of the EU Timber Regulation (No. 995/2010) Slovenia has amended the national Forest Act (Official Journal of the Republic of Slovenia No 30/93, 56/99 - ZON, 67/02, 110/02 - ZGO-1, 115/06 - ORZG40, 110/07, 106/10, 63/13, 101/13 - ZDavNepr in 17/14).

On the basis of the amended Forest Act the **competent authorities** are:

- the Ministry responsible for forestry,
- Forestry inspection,
- Customs Administration of the Republic of Slovenia (meanwhile Customs Administration of the Republic of Slovenia has been incorporated into the Financial Administration of the Republic of Slovenia).



Each in accordance with its competences.



On the basis of **risk assessment** Customs Administration of the Republic of Slovenia has performed:

- **12** (twelve) checks on operators (companies) in **2014**.
- **14** (fourteen) checks on operators (companies) in **2015**.



The **Annual programme for checks** is made on the basis of data of the Customs Information System (operators - trading with third countries) and risk criteria.

**Risk criteria** such as:

- value of the timber and timber products (Annex 1 of the Regulation (EU) No. 995/2010) in customs procedures (import, export)
- various timber products
- various countries of origin of timber products
- level of corruption in the Country of timber products (origin) - CPI (Corruption perception index)

**Example:**  
**SLOVENIA – BIH timber trade**

- One of the examined companies imported timber from BIH
- During the first visit of the Customs Administration the company displayed only statement of compliance with EUTR

[illegible]

**Liaison Assistance**

Please note that all of your information will be treated in strict confidence and will not be passed on to third parties without your consent.

Company name \_\_\_\_\_  
address \_\_\_\_\_  
*BELLA MEDICINA*

Contact person \_\_\_\_\_  
E-Mail \_\_\_\_\_  
Phone \_\_\_\_\_  
Fax \_\_\_\_\_  
Your Company is... \_\_\_\_\_

Forward sender \_\_\_\_\_      hopping company \_\_\_\_\_      processor \_\_\_\_\_  
Exporter \_\_\_\_\_      foreign administration \_\_\_\_\_      financial \_\_\_\_\_  
\_\_\_\_\_      \_\_\_\_\_      initiator \_\_\_\_\_

Membership in associations / trade associations \_\_\_\_\_

Does your company have a code of conduct? Is it a due diligence when purchasing/buying or tender products?  
☐ Yes    ☒ No

I hereby confirm, that all products delivered to company \_\_\_\_\_ and \_\_\_\_\_  
are free from a forced labour.

☐ Timber was Ropted through  
☐ Export regulations of the country of origin have been intrinsped  
☐ An international timber embargo has been intrinsped  
☐ Traditional or oral rights have been confirmed  
☐ The wood concerned is a protected species (as per CITES)  
☐ The wood stems from non-certified, sustainable forests

I furthermore, I certify, that this questionnaire has been completed to the best of my knowledge and all information given is correct.

Date and signature \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ (please stamp back here)

Filled in by the company \_\_\_\_\_

SEITE 10  
Humboldt-Luisen  
Kontakt-Info:  
89376 Hofheim/Taunus  
Tel. +49 (0) 69 25 10 10  
Fax +49 (0) 69 25 10 10  
E-Mail: info@hlt.de  
Web: www.hlt.de

SEITE 11  
Humboldt-Luisen  
Kontakt-Info:  
89376 Hofheim/Taunus  
Tel. +49 (0) 69 25 10 10  
Fax +49 (0) 69 25 10 10  
E-Mail: info@hlt.de  
Web: www.hlt.de

SEITE 12  
Humboldt-Luisen  
Kontakt-Info:  
89376 Hofheim/Taunus  
Tel. +49 (0) 69 25 10 10  
Fax +49 (0) 69 25 10 10  
E-Mail: info@hlt.de  
Web: www.hlt.de

**On the basis of the EUTR, a company must have in place the “due diligence system”, with all tree pillars**

<p><b>1. Access to the information:</b></p> <ul style="list-style-type: none"> <li>• description of product</li> <li>• country of harvest</li> <li>• quantity</li> <li>• name and address of the supplier</li> <li>• name and address of the trader</li> <li>• documents or other information indicating compliance of the timber and timber products with the applicable legislation</li> </ul>	<p><b>2. Risk assessment procedure:</b></p> <ul style="list-style-type: none"> <li>• assurance of compliance with applicable legislation</li> <li>• prevalence of illegal harvesting of specific tree species</li> <li>• prevalence of practices in the country of harvest</li> <li>• sanctions imposed by the UN Security Council or the Council of the EU on timber imports or exports</li> <li>• complexity of the supply chain</li> </ul>	<p><b>3. Risk mitigation procedure:</b></p> <ul style="list-style-type: none"> <li>• measures and procedures that are adequate and proportionate to minimise effectively that risk and which may include requiring additional information or documents and/or requiring third party verification.</li> </ul>
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Based on the requirements of the Customs Slovenian company has began collecting additional documentation.



## **Challenges were:**

- Slovenian company had no knowledge of the relevant legislation in BIH,
- some documents were scanned and therefore badly readable,
- some documents were not related with shipment
- custom authorities have no knowledge regarding relevant legislations in different cantons in BIH.



## **Good practice:**

- Slovenian competent authority request for assistance BIH authority and with their help we successfully completed check of the Slovenian company.

## **Example: SLOVENIA – MONTENEGRO timber trade**

- One of the examined companies imported timber from Montenegro
- During the first visit of the Customs Administration the company displayed: export documentation, shipping note, statement that the wood is purchase from companies wich have a concession for logging.

During the second visit of the Customs Administration the company displayed:

- Agreement beetwen concessionaire and supplier
- Contract on the right of use of the forest by the Government Montenegro
- Risk assessment for suplier from Montenegro.

## Good practice:

- Slovenian competent authority request for assistance Montenegro authority and with their help we successfully completed check of the Slovenian company.
- Slovenian company visited company in Montenegro and collected necessary documentation
- Agreement between this two companies regarding promptly delivery of documentation which is necessary for DDS

### **Example: SLOVENIA – SERBIA timber trade**

- One of the examined companies imported timber from Serbia
- During the first visit of the Customs Administration the company displayed some documentation regarding timber products.

Slovenian Customs Administration found that timber originates from national park.



## **Challenges were:**

- Slovenian company had no knowledge of the relevant legislation,
- Custom authorities have no knowledge regarding relevant legislations in national parks in Serbia.



## **Good practice:**

- Slovenian competent authority request for assistance Serbia authority and with their help we successfully completed check of the Slovenian company,
- Slovenian company collected all necessary documentation for due diligence system.



## Conclusions:

To address these obstacles it is appropriate to:

- strengthen cooperation between the EU and non-EU companies taking into account EUTR,
- strengthen cooperation between EU and non- EU competent authorities in field of the forestry, the customs and other relevant sectors,
- exchange of information,
- training/assistance for companies (operators) regarding the implementation of the EUTR.
- training/assistance for competent authorities (EU and non-EU) regarding the implementation of the EUTR.

## Good practice in cooperation between EU and non EU competent authorities

Taix project ETT IND /STUD 58552 organised in co-operation with Ministry of Agriculture, Forestry and Food of the Republic of Slovenia, Ljubljana, 11-13. Mart 2015.

**„Study Visit on requirements of the EU Timber Regulation“-beneficiary Serbia**

Taix project ETT IND /STUD 60024 organised in co-operation with ministry of Agriculture, Forestry and Food of the Republic of Slovenia, Ljubljana, 25-27. August 2015.

**„Study Visit on the adoption of the EU regulation regarding trade in timber“- beneficiary - Montenegro**



## **Good practice in cooperation between EU and non EU competent authorities**

**Bilateral Coordination Mechanism (BCM) on Forest Law Enforcement and Governance** (bilateral collaboration between China and the EU to contribute to the reduction of illegal logging and associated trade globally, in order to promote sustainable development).

**16+ 1 coordination mechanism between the People's Republic of China and the countries of Central and Eastern Europe** (Albania, Bosnia in Herzegovina, Bulgaria, Croatia, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Macedonia, Montenegro, Poland, Romania, Serbia, Slovakia, Slovenia + China). The first high-level meeting on forestry was held 24th May 2016 in Brdo pri Kranju in Slovenia. (cooperation in the field on forestry – sustainable and multifunctional forest management, the green economy, Agenda 2030...)



**THANK YOU FOR YOUR ATTENTION!**

**robert.rezonja @gov.si**