

FLEGT Regulation Report

Fields marked with * need to be filled in before the form can be submitted to the next level.

Competent Authority

*** 1** Competent Authority/Authorities (CA) for FLEGT?

Please specify, if different to reporting authority

Swedish Forest Agency

*** 2** Is the customs authority the CA, or one of the CAs for FLEGT?

- Customs authority is the CA
- Customs authority is one of the CAs
- Customs authority is not the CA or one of the CAs

*** 3** Which national legislation designates the CA?

Please also provide a hyperlink to the document (if available) or upload a PDF

Regulation (2012:30) on FLEGT licensing for import of timber
https://riksdagen.se/sv/dokument-lagar/dokument/svensk-forfattningssamling/forordning-201230-om-flegtlicenser-for-import_sfs-2012-30

4 Please upload your file

The maximum file size is 1 MB

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Interaction of Competent Authority and customs

*** 5** Is there an agreement with customs, so that the CA can delegate certain tasks to customs?

- Yes
- No

*** 6** Please select the option which best describes this arrangement:

- Based on legislation
- Memorandum of Understanding
- Informal arrangement

Other arrangement

*9 Please specify the arrangements for the exchange of customs data between the CA(s) and customs. Please select all that apply:

- CA has free access to customs data
- CA must request customs data and does so
- Customs submits customs data to the CA

*10 Please select frequency for CA customs data requests:

- Daily
- Weekly
- Monthly
- Twice a year
- Annually
- As needed, in addition to regular requests
- As needed, exclusively
- Other (please specify)

*14 Please specify the arrangements for the exchange of other information (other than customs data) between the CA(s) and the customs department. Please select all that apply:

- The CA and customs have access to a shared national electronic system
- The CA informs customs once a FLEGT licence has been validated
- The CA requests customs to verify specific shipments against FLEGT licences
- Customs informs the CA of checks they perform
- Regular meetings between the CA and customs (please specify the frequency)
- Other (please specify)

*15 Please specify the frequency:

2/year or as needed.

*16 Please specify other arrangement for the exchange of other information (other than customs data)

Both CA and customs use FLEGIT.
Customs and CA also inform and consult each other, when needed, about new routines, system updates, additional checks on shipments that do not match the license and so on.

*17 Does your national legislation specify the actions that customs should take when shipments from countries and of products covered by the FLEGT licensing scheme arrive at the border?

- Yes
- No

*18 Please select all the types of actions pertaining to customs that are specified in your national legislation:

Select the types of actions that customs is responsible for, as defined in your legislation

- Customs are required to assist in enforcing the FLEGT Regulation
- Customs are required to check FLEGT shipments in the same way they check other shipments

- Customs are required to suspend release for free circulation of a shipment until the CA has verified the FLEGT licence
- Customs are required to do certain types of checks for FLEGT shipments
- Customs are required to inform the CA of any potential non-compliance identified
- Other (please specify)

20 Does your Member State permit the retrospective submissions of customs declarations for FLEGT licenced shipments by selected importers?

- Yes
- No

FLEGT Licences and shipments

*21 Does the CA use FLEGIT for the processing of FLEGT licences or a national electronic system?

- FLEGIT
- National system

*22 Do both the CA and customs use FLEGIT?

'Partly used' could be e.g.: where customs uses FLEGIT and the CA uses a national system, where only some of the customs authorities use FLEGIT, or where only some of the CAs use FLEGIT (where there is more than one CA)

- Only the CA
- Only customs
- CA and customs
- Partly used (please specify)

*24 How are FLEGT licences submitted in your country? Please select all that apply.

- Paper licences
- Via FLEGIT
- Via national electronic system
- Via email
- Other electronic system (please specify)

*26 Have any FLEGT licences or FLEGT-licensed shipments been received by your country in the reporting period?

- Yes
- No

27 Please provide details of the FLEGT licences received, their status (validated, pending, rejected) and quantities of timber actually imported under the FLEGT licensing scheme in the reporting year, by using the Excel template provided below and upload the completed file. Further **detailed guidance on how to compile and format this data is provided within the Excel template provided. Please also refer to the 'Preliminary checks' tab** for some guidance for the verification of your data before uploading the completed file.

Please note that this information can be extracted from FLEGIT as an Excel file, in the same format as the template provided below. The reporting authority can then complete and verify the dataset as required, by editing the generated Excel sheet.

The maximum file size is 1 MB

Only files of the type xls,xlsx are allowed

[3e4e4470-2f32-41d9-a395-1c89f922dd60/FLEGT_licences_and_actual_imports_data_2021.xlsx](#)

28 Download template:

[FLEGT licences and actual imports data template v2.xlsx](#)

Provision for penalties

*29 Are there provisions for administrative fines?

- Yes
 No

Provisions for administrative fines

*30 Minimum level of penalty:

The minimal corporate fine is 5000 SEK.

*31 Maximum level of penalty:

The maximum Corporate fine is 10 000 000 SEK.

*32 Legal basis

Corporate fine (företagsbot) according to Chapter 36 Sections 7-10 a §§ Brottsbalken, the Criminal Code.
https://www.riksdagen.se/sv/dokument-lagar/dokument/svensk-forfattningssamling/brottsbalk-1962700_sfs-1962-700

33 Comments:

A criminal Court (tingsrätt) can impose a Corporate fine (företagsbot).

*34 Are there provisions for criminal fines?

- Yes
 No

Provisions for criminal fines

*35 Minimum level of penalty:

See chapter 25 in the Criminal Code.

*36 Maximum level of penalty:

See chapter 25 in the Criminal Code.

*37 Legal basis

Section 4 in lag (2000:1225) om straff för smuggling, the Penalties for Smuggling Act, https://www.riksdagen.se/sv/dokument-lagar/dokument/svensk-forfattningssamling/lag-20001225-om-straff-for-smuggling_sfs-2000-1225

38 Comments:

Maximum penalty - Daily penalty of SEK 1000 (a maximum of 150 daily penalties at a maximum of SEK 1000 each; for multiple offences a maximum of 200 daily penalties)

*39 Are there provisions for imprisonment?

- Yes
 No

Provisions for imprisonment

*40 Minimum level of penalty:

Fine

*41 Maximum level of penalty:

Up to 6 years

*42 Legal basis

Sections 3-5, 7-14 in lag (2000-1225) om straff för smuggling, the Penalties for Smuggling Act of Regulation

43 Comments:

*44 Are there provisions for suspension of the authority to trade?

- Yes
 No

*49 Are there provisions for notices of remedial action or warning letters?

- Yes
 No

- *54 Are there provisions for other types of penalties?
- Yes
 No
- *56 Do penalties include seizure or confiscation of timber shipments?
- Yes
 No
- *57 Is disposal of the confiscated timber foreseen in the national legislation?
- Yes
 No
- *58 Which institution is responsible for disposal of confiscated timber?
- Customs
 CA
 Court
 Police
 Other

Penalties applied

- *60 How many FLEGT licences were rejected?

4

- *61 Has Article 6(1)[1] been applied for any shipments in the reporting period, i.e. were there any penalties or seizures in in the reporting period?

[1] Article 6.1: If competent authorities establish that the requirement laid down in Article 4(1) is not fulfilled, they shall act in accordance with national legislation in force.

- Yes
 No

- 63 Download template:

[Penalties applied template.XLSX](#)

- *64 Has Article 6(2)[1] been applied for any shipments in the reporting period?

[1] Article 6.2: Member States shall notify the Commission of any information suggesting that the provisions of this Regulation are being, or have been, circumvented.

- Yes
 No

Provisions for additional verification of FLEGT licences and shipments

- *66 Does your country carry out additional verification checks on FLEGT licences?

'Additional' verification of FLEGT licences is understood as the Competent Authority requesting additional information from the licensing authority of the partner country.

- Yes
 No

- *67 Which agency carries out these additional FLEGT licence verification checks?

- Customs
- CA
- Customs or CA
- Customs and CA
- Other

*69 What criteria are used to determine whether additional verification of a FLEGT licence is required? Please select all that apply:

- Species
- Operator
- Volume/weight of shipment
- HS codes
- Country of origin
- Mismatch of information on FLEGT licence and other shipment documents
- Mismatch with information in SILK database
- Licence is missing a stamp and/or signature
- Licence is no longer valid
- Other issues with FLEGT licence (please specify)
- Other (please specify)

*70 Please specify other issues with FLEGT licence:

Signature cannot be found in SILK or is not valid at the date of issue.

*72 Does your country carry out additional verification checks on FLEGT-licensed shipments?

- Yes
- No

*73 Which agency carries out these additional shipment verification checks?

- Customs
- CA
- Customs or CA
- Customs and CA
- Other (please specify)

*75 What criteria are used to determine whether additional verification of a FLEGT shipment is required? Please select all that apply:

- Species
- Operator
- Volume/weight of shipment
- HS codes
- Country of origin
- Mismatch of information on FLEGT licence and other shipment documents
- Other issues with FLEGT licence (please specify)
- Random spot-checks
- Other (please specify)

*76 Please specify other issues with FLEGT licence:

The license has no signature, stamps, other mandatory information.
The signature is missing in SILK or no longer valid.
The licence is no longer valid.

*78 How does the CA obtain information to verify that a shipment declared for release for free circulation matches the information provided in the FLEGT licence (e.g. HS codes, volume etc.)? Please select all that apply.

- Customs checks shipment documentation (where customs is also the CA)
- The CA requests shipment documents directly from customs for every shipment
- The CA requests shipment documents from importer for every FLEGT licence he/she submits
- The CA uses FLEGIT to check customs documents
- The CA can request customs to perform physical checks on the shipment
- Customs informs the CA if there are any mismatches between the FLEGT licence and customs data, on a case-by case basis
- Other (please specify)

Verifications of FLEGT licences and shipments carried out

*80 Did you carry out any additional verification checks of FLEGT licences or shipments (including exchange of information with e.g. Indonesia's Licence Information Units (LIU), physical inspections etc.) in the reporting period?

- Yes
- No

*81 For how many FLEGT licences were additional verification checks carried out in the reporting period?

2

*82 Are FLEGT licences checked against the FLEGT licence information in SILK?

- Yes
- No
- Sometimes

83 Please provide feedback on your communication with the competent authority(ies) in each VPA partner county (e.g. Indonesia's Licence Information Units (LIU))

*84 How many physical inspections of shipments were carried out in the reporting period? Please specify how many.

0

*85 Where physical inspection was performed, how many shipments did not match the details on the FLEGT licence? Please specify how many.

0

86 Please provide details of the additional verification checks of FLEGT licences or/and shipments. Please use the Excel template provided below and upload the completed file.

The maximum file size is 1 MB

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87 Download template:

[FLEGT_additional_verification_checks.xlsx](#)

Fees for the processing of the FLEGT licences

*88 Do importers need to pay fees for the processing of the FLEGT licences?

Yes

No

Other Implementing measures

92 Please provide feedback on your collaboration with other CAs and the European Commission.

Easy to communicate and quick support, applies to both other CAs and EU Com.

93 Please provide any other information, implementing measures or open issues that you consider that may be of interest to other Member States and/or the Commission.

Users can attach files and URLs to this question.

94 Please upload your file related to the previous question, if applicable.

The maximum file size is 1 MB

95 Please indicate if there are specific issues that proved, or are proving, difficult when developing and/or applying national legislation to implement the FLEGT Regulation.

Users can attach files and URLs to this question.

96 Please upload your file related to the previous question, if applicable.
The maximum file size is 1 MB

97 Any other relevant information?

Users can attach files and URLs to this question.

Regarding questions 80-81.

We have been in communication with the Commission regarding 2 flegt licenses for additional investigation and communication with LIU.

98 Please upload your file related to the previous question, if applicable.
The maximum file size is 1 MB

Contact

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