I. Application context

I.III. Records of checks (ref. EUTR Article 11)

Keeping records of checks is necessary for carrying out effective inspections and enforcement actions, and facilitates check planning and reporting, as well as for giving access to environmental information to the general public or upon request. Data related to checks under the EUTR kept in the records are considered environmental information. As a rule, access to environmental information has to be granted to anyone requesting it, unless this information falls under one of the exceptions to this rule, such as confidentiality of proceedings protected by law, ongoing proceedings, commercial information and personal data.

1 Please specify which of the information on the following duty holders (operators, traders, and monitoring organisations) is not retained in the Competent authorities (CA’s) records. Of the information retained, indicate, which is made available under Article 11(2) and Directive 2003/04/EC on access to environmental information, (i.e. when none of the exceptions apply) and in which way:

<table>
<thead>
<tr>
<th>Information</th>
<th>Not retained in the CA’s record</th>
<th>Partially made publicly available</th>
<th>Partially made available only upon request</th>
<th>None of this information is made available due to restrictions under the provisions of national legislation going beyond the EU legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>* Name and address of the company</td>
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<tr>
<td>* Reason for check <em>(e.g. risks identified in check plan, proximity to other operator, substantiated concern, bi-annual check)</em></td>
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<td>Nature of the check /inspection (e.g. purely desk-based, desk-based and onsite, joint inspections)</td>
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<tr>
<td>Concerns/ infringements identified during check (e.g. potential/confirmed placement of non-negligible risk timber on the market)</td>
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<tr>
<td>Enforcement action decisions (e.g. Notice of Remedial Action or similar Interim measures, or penalties)</td>
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<tr>
<td>Name and address of the supplier company/ies (applies to operators and traders only)</td>
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<td>Name and address of the buyer company/ies (applies to operators and traders only)</td>
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<tr>
<td>Name and address of operators using MO services (applies to MO’s only)</td>
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<tr>
<td>Other (please specify in comments below)</td>
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</tbody>
</table>

3 Comments:

Ad column 1: According to the CA, no operators in Austria use MO services.

Ad column 3: Whether the records can be made available upon request is determined by the provisions of Directive 2003/4/EC and must be examined on a case-by-case basis. Data relating to administrative penalty proceedings are specially protected under data protection law (see in particular Art. 10 DSGVO). Apart from the implementation acts for Directive 2003/4/EC, there are no national provisions on the accessibility to or publication of the CA’s records of checks referred to in Art. 10 (1) EUTR.

Ad rows 6, 7 and 8 (name and address...): This information is recorded by the imported timber CA but not by domestic timber CA.
4 Reporting period:

2019

5 Country:

- Austria
- Finland
- Latvia
- Portugal
- Belgium
- France
- Liechtenstein
- Romania
- Bulgaria
- Germany
- Lithuania
- Slovak Republic
- Croatia
- Greece
- Luxembourg
- Slovenia
- Cyprus
- Hungary
- Malta
- Spain
- Czechia
- Iceland
- Netherlands
- Sweden
- Denmark
- Ireland
- Norway
- United Kingdom
- Estonia
- Italy
- Poland

6 Location:

Austria

7 Organisation name:

Federal Ministry of Agriculture, Regions and Tourism

8 Reference number:

9 Submission ID:

32451

10 Submission status:

SUBMITTED_TO_EC

Contact

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