APPLICATION FORM INSTRUCTIONS FOR: - INDIVIDUAL AUTHORISATIONS Cerfa no. 16274 - GENERAL AUTHORISATIONS Cerfa no. 16273 FOR THE TRANSIT OF WAR MATERIALS, WEAPONS, MUNITIONS AND RELATED GOODS

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1 – Reference texts

Articles R.2335-41 et seq. of the French Defence Code set out the conditions for obtaining an authorisation for the transit of war materials and related goods. Articles R.316-51 et seq. of the French Domestic Security Code set out the conditions for obtaining an authorisation for the transit of weapons, munitions and their component parts.

Decree 2022-901 of 17 June 2022 (ARMD2208875D) has amended Chapter V of Title III of Book III of Part 2 of the Defence Code and Chapter VI of Title I of Book III of the Domestic Security Code, so as to introduce therein provisions relating to the updated process for issuing said authorisations.

Therefore, the application procedures for authorisations for transit and the rules for using the authorisation issued are set out in the **Order of 19 December 2022** relating to applications for authorisations to import war materials, weapons, munitions or their component parts, and applications for authorisations for the transit of war materials, weapons, munitions, their component parts and related goods (*ECOD2236514A*).

Cerfa form no. 16274 "Authorisation for the transit of war materials, weapons, munitions and related goods" and Cerfa form no. 16273 "General authorisation for the transit of war materials, weapons, munitions and related goods" should be used for direct border-to-border transit between two countries if at least one of them is not a member of the European Union (EU).

The table below summarises these texts by type of good.

Goods					
Defence Code		Domestic Security Code (CSI)			
Articles R.2335-41 to R.2335-45-1		Articles R.316-51 to R.316-56			
Classification of goods					
Article R.311-2 of the CSI Order of 27 June 2012 ("ML" classification)		Article R.311-2 of the CSI			
Cerfa form					
General authorisation	Individual authorisation		General authorisation		
no. 16273	no. 16274		no. 16273		

For applications to obtain authorisation for the transit of goods covered by the Defence Code and the Domestic Security Code, two separate transit authorisation applications should be submitted, with the first pertaining to the goods covered by the Defence Code and the second pertaining to the goods covered by the Domestic Security Code.

2 – Definitions

Customs territory of the EU

The customs territory of the EU is set out in Article 4 of Regulation (EU) No 952/2013 of 9 October 2013 laying down the Union Customs Code.

Individual authorisation	General authorisation
Valid for 6 months	Valid for 12 months
Valid for a single transit operation	Renewable by tacit agreement (no renewal procedure)
The authorisation allows the holder to transport on French territory, within certain limits as to quantity or value, for the period of validity, one or more of the goods mentioned herein from a supplier for delivery to a customer.	The authorisation allows the holder to transport on French territory, with no limits as to quantity or value, for the period of validity, one or more of the goods mentioned herein from one or more suppliers to one or more customers.

Status of the applicant

The applicant should have the <u>status of authorised economic operator</u> for security and safety, as defined in the <u>amended Regulation (EU) No 952/2013 of 9 October 2013</u> laying down the Union Customs Code. If this requirement is not met, the application for an individual or a general authorisation shall not be admissible.

Exception to the principle of "tacit approval"

In accordance with the <u>amended Decree 2014-1282 of 23 October 2014</u>, if no response to the application for authorisation is given by the authorities within a period of nine months from the date of admissibility, it signifies that the application has been rejected.

3 – Application forms for authorisations

The application for an individual or a general authorisation should be submitted in accordance with the instructions provided in the table below. It should be written in French and not refer to any non-French law.

Individual authorisation		General authorisation		
Cerfa no. 16274		Cerfa no. 16273		
Form				
1 original form that has been dated, signed and marked with the company stamp. Make an electronic copy of it.				
Annex(es)				
List of materials	Manda	atory	Annex 3: List of materials	
	Optic	onal	Annex 1: Shippers Annex 2: Consignees Annex 4: Customs offices	
Keep an electronic copy of it.			Keep an electronic copy of each annex.	

All annexes may contain one or more pages based on your situation.

Supporting documents

Import and export authorisations relating to the transfer of war materials and related goods or of war materials, weapons, munitions and their component parts, reviewed and issued by the relevant authorities of the countries of origin and destination,

or,

if neither of these authorisations is required, all supporting documents substantiating the exemption from authorisation

Make an electronic copy of any such document(s).

Commercial documents serving as proof of the transit operation, e.g. a pro forma invoice, purchase order or contract

Make an electronic copy of any such document(s).

Transit operation documents,

e.g. transport documents, an ATA carnet or proof of participation in a trade show or exhibition *Make an electronic copy of any such document(s)*.

Send your electronic application to:

samia-armes@douane.finances.gouv.fr

The subject line of the email should be, as appropriate, "ATMG – Application" (for individual authorisations) or "AGTMG – Application" (for general authorisations)

Send a separate email for each ATMG and/or AGTMG application

3.1 – Application form for individual authorisations

Sections of Cerfa form no. 16274

Individual authorisation - Cerfa no. 16274

Box 7. Applicant / Box 10. Signature of the applicant

In box 7, complete the information on the applicant requesting the authorisation. The EORI number is a unique identification number given to each economic operator interacting with EU customs authorities or engaging in activities covered by customs law. An EORI number can be obtained through French Customs: https://www.douane.gouv.fr/demarche/enregistrer-votre-entreprise-aupres-de-la-douane-numero-eori (in French only).

In box 10, state the place and the date of the application, sign and mark with the company stamp.

Box 1. Shipper / Box 3. Country of origin

In box 1, complete the information on the shipper responsible for the good(s). The shipper must be located in the country mentioned in box 3. Write the name of the country along with the two-letter country code specified in <u>Annex I to Commission Implementing Regulation (EU) 2020/1470</u> of 12 October 2020 on the nomenclature of countries and territories for the European statistics on international trade in goods and on the geographical breakdown for other business statistics.

Box 2. Consignee / Box 4. Country of destination

In box 2, complete the information on the consignee of the good(s). The consignee must be located in the country mentioned in box 4. Write the name of the country along with the two-letter country code specified in <u>Annex I to Commission Implementing Regulation (EU)</u> 2020/1470 of 12 October 2020 on the nomenclature of countries and territories for the European statistics on international trade in goods and on the geographical breakdown for other business statistics.

Box 5. Customs office of entry / Box 6. Customs office of exit

Specify the customs office through which the customs procedures will be completed, including the usual name and the "FR00XXXX" code.

A list of customs offices that perform clearance services is available through the EUROPA portal's "Customs Office Information" page. A link is provided at: https://www.douane.gouv.fr/service-en-ligne/annuaire-des-services-douaniers (in French only).

Box 8. Transport information

Provide any information that is pertinent for the review of the application for authorisation, including information on the transit arrangements, e.g. the name of the carrier(s) or that of a registered customs representative. Specify the dates of entry into and exit from mainland France.

Box 9. Purpose of the application

Check only one of the two boxes. The application for authorisation covers either the materials

detailed in Article R.316-51 of the Domestic Security Code or those detailed in Article R.2335-41 of the Defence Code.

For applications concerning a combination of materials detailed in the Domestic Security Code and the Defence Code, please submit two applications for authorisation. Declare the total value and the currency for all the materials detailed in "Annex – List of materials".

In the "Number of annex pages" field, provide the total number of pages of the "Annex – List of materials". This number should be at least 1, as the annex is mandatory when filing an application for an individual authorisation.

Annex – List of materials

This annex lists the materials to which the application for authorisation pertains. This list should include:

- A detailed description of the materials for their identification
- The classification of the materials, as specified in <u>Article R.311-2 of the Domestic Security Code</u> (CSI) or in the <u>amended Order of 27 June 2012</u>, based on the box checked in section 9 "Purpose of the application" of the Cerfa form
- The country of origin of the materials
- The quantity, unit price, currency and total value of each material

Where necessary, additional sheets may be attached and numbered accordingly.

3.2 – Application form for general authorisations

Sections of Cerfa form no. 16273

General authorisation – Cerfa no. 16273

Box 7. Applicant / Box 11. Signature of the applicant

In box 7, complete the information on the applicant requesting the authorisation. The EORI number is a unique identification number given to each economic operator interacting with EU customs authorities or engaging in activities covered by customs law. An EORI number can be obtained through French Customs: https://www.douane.gouv.fr/demarche/enregistrer-votre-entreprise-aupres-de-la-douane-numero-eori (in French only).

In box 11, state the place and the date of the application, sign and mark with the company stamp.

Box 1. Shipper / Box 3. Country of origin

In box 1, complete the information on the shipper responsible for the good(s). The shipper must be located in the country provided in box 3. Write the name of the country along with the two-letter country code mentioned in <u>Annex I to Commission Implementing Regulation (EU) 2020/1470</u> of 12 October 2020 on the nomenclature of countries and territories for the European statistics on international trade in goods and on the geographical breakdown for other business statistics.

If the application concerns several shippers, check the "See Annex 1" box and complete the "Annex 1: Shippers" form. Where necessary, additional sheets may be attached and numbered.

Box 2. Consignee / Box 4. Country of destination

In box 2, complete the information on the consignee of the good(s). The consignee must be located in the country mentioned in box 4. Write the name of the country along with the two-letter country code specified in <u>Annex I to Commission Implementing Regulation (EU)</u> 2020/1470 of 12 October 2020 on the nomenclature of countries and territories for the European statistics on international trade in goods and on the geographical breakdown for other business statistics.

If the application concerns several consignees, check the "See Annex 2" box and complete the "Annex 2: Consignees" form. Where necessary, additional sheets may be attached and numbered accordingly.

Box 5. Customs office of entry / Box 6. Customs office of exit

Specify the customs office through which the customs procedures will be completed, including the usual name and the "FR00XXXX" code. If unsure, leave the box empty.

A list of customs offices that perform clearance services is available through the EUROPA portal's "Customs Office Information" page. A link is provided at: https://www.douane.gouv.fr/service-en-ligne/annuaire-des-services-douaniers (in French only).

Box 8. Programme

Where necessary, indicate the reference number and the nature of the contract or programme to which the application for authorisation pertains.

Box 9. Transport information

Provide any information that is pertinent for the review of the application for authorisation, including information on the transit arrangements, e.g. the name of the carrier(s) or that of a registered customs representative.

Box 10. Purpose of the application

Check only one of the two boxes. The application for authorisation covers either the materials detailed in Article R.316-51 of the Domestic Security Code or those detailed in Article R.2335-41 of the Defence Code.

For applications concerning a combination of materials detailed in the Domestic Security Code and the Defence Code, please submit two applications for authorisation. In the "Number of pages" fields for the annexes, provide the total number of pages per annex. This number should be at least 1 for "Annex 3 — List of Materials", as this annex is mandatory when filing an application for a general authorisation. The other fields should be left blank if they are not applicable.

Annex 1 – Shippers

This annex lists the shippers to which the application for authorisation pertains. The instructions for completing it are the same as those provided for completing boxes 1 and 3 of the Cerfa form.

Annex 2 – Consignees

This annex lists the consignees to which the application for authorisation pertains. The instructions for completing it are the same as those provided for completing boxes 2 and 4 of the Cerfa form.

Annex 3 – List of materials

This annex lists the materials to which the application for authorisation pertains. This list should include:

- A detailed description of the materials for their identification
- The classification of the materials, as specified in <u>Article R.311-2 of the Domestic Security Code</u> (CSI) or in the <u>amended Order of 27 June 2012</u>, based on the box checked in section 9 "Purpose of the application" of the Cerfa form
- The country of origin of the materials

Where necessary, additional sheets may be attached and numbered accordingly.

Annex 4 – Customs offices

This annex lists the customs offices to which the application for authorisation pertains. The instructions for completing it are the same as those provided for completing boxes 5 and 6 of the Cerfa form.