



# AUTHORIZED ECONOMIC OPERATOR IN THE REPUBLIC OF MOLDOVA

COMMITTEE ON TRADE FACILITATION WORLD TRADE ORGANIZATION





#### AEO PROGRAM – LEGAL FRAMEWORK



#### International:



- WCO SAFE Package: SAFE Framework of Standards to secure and to facilitate Global Trade;
- WTO Trade Facilitation Agreement/2017, Art.7.7 Trade Facilitation Measures for Authorized Operators;
- WCO AEO Compendium.

#### European Union:

- Association Agreement EU-Moldova/2014, Chapter V. Trade and trade related matters;
- Union Customs Code (UCC): Regulation No 952/2013 of the European Parliament and of the Council of 9 October 2013;
- Commission Implementing Regulation (EU) 2014/2447 of 24 November 2015;
- Commission Delegated Regulation (EU) 2015/2446 of 28 July 2015;
- Authorized Economic Operators Guidelines (TAXUD/B2/047/2011-Rev.6).

#### National:

- Customs Code of the Republic of Moldova, 95/2021, Section 4 "Authorized Economic Operator" (into force 01.01.2024);
- Government Decision No. 92/2023 on the implementation of the provisions of the Customs Code;
- Order of the Customs Service No. 481-O/2023 regarding the approval of the Methodological Norms regarding the verification of applicants and holders of AEO Authorizations.







### Overview of the AEO Program in Republic of Moldova



#### Who can apply for AEO status?

Any economic operator, who is a resident of the Republic of Moldova and fulfill the conditions/criteria set in of the Customs Code Nr 95/2021, may apply for the status of Authorized Economic Operator.

#### Types of AEO authorizations:

- ✓ AEO for Customs Simplifications (AEOC)
- ✓ AEO for Security and Safety (AEOS)
  - ! Both types may be held at the same time resulting in one combined authorization (AEOF).

There is unlimited validity, but robust monitoring.

#### Depending on the type of authorization granted:

AEOC- benefit for the simplifications set in the Customs Code

AEOS – benefit from facilitations of customs controls relating to security and safety carried out at customs border.

#### Conditions for granting AEO status:

Each type of authorization requires the fulfilment of specific conditions/ criteria.

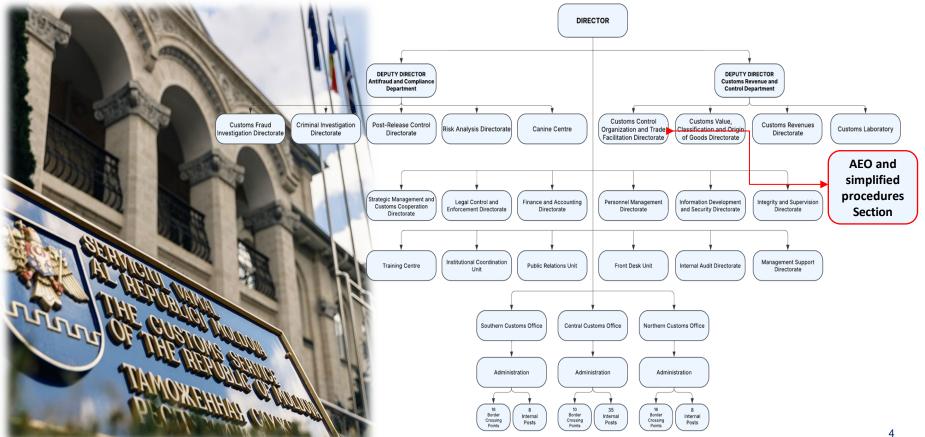
Authorizations are subject to reevaluation and may be suspended, modified, revoked.





#### ORGANIZATIONAL STRUCTURE AEO







### **AEO CONDITIONS AND CRITERIA**



Conditions and criteria	AEOC	AEOS	MD Customs Code
Economic Operator established in the Republic of Moldova	X	X	art.36
Lack of debts to the national public budget	X	X	art.38
Compliance with customs and taxation rules	X	X	art.39
Financial Solvency	X	X	art.40
Appropriate Record Keeping	X	X	art.41
Practical Standards of Competence & Professional Qualifications	X		art.42
Security & Safety Standards		X	art.43







### **AEO BENEFITS**



Benefits	AEOC	AEOS	MD Customs Code
Easier admittance to customs simplifications	X	X	art. 37 (1)
Fewer physical and documents based controls	X	X	art. 37 (2)
Priority treatment for control	X	X	art. 37 (3)
Possibility to request a specific place for customs controls	X	X	art. 37 (3)
Prior notification	X	X	art. 37 (4), (5)
Mutual Recognition		X	art. 37 (8)







2015 Pilot Project of unilateral recognition of AEO **Programmes EU-MD** BCP MD-RO Leușeni-Albița





2019 Formal request



Stage	No	Tank	Description of Action	Proposed Schedule	Status
Stage 1: AEO Programme related inner	1.	Assessment of the legislation of Moldova	Legal assessment by DG TAXUD-A3	Q2/2020	Azon common of Modova', AEO legislation was completed on both from the common code in May, recommendations in May, recommendations in May, recommendations in control of EU and MD AEO compatible. Of EU and MD AEO compatible. Due to the current travel recritical in the compatible of EU and MD AEO compatible. The compatible of EU and MD AEO co
	1	Recommendation to Moldava	Recommendation to Maldova based on the legal assessment by DG TAXUD-A3	By the end of Q2/2020	
	3.	Validation	Validation of the legal assessment by visiting AEO authorities and AEO operators in Moldova to determine equivalence and compatibility regarding the implementation of the AEO programme on Moldova by DG TAXUD A3 and E4.	Q3/4 2020	
4	4.	MRA Benefits	Explore and discuss MRA benefits by DG TAXUD A3 and E4	Q3/4 2020	
Stage 2a: IT related ittues	£	IT related in use and data protection	Parties thould be able to identify each other's understood economic operators. Therefore, agreement is to be exhibitized on electronic data exchange procedures, including required IT related processor. In this content also requirements on data protection and well, By TAXVID-B units.		TAXUD prepared and presented ICD on AEC MRA describing the specifications of the II system. The document was agreed between but parties.
Stage 2 b	6.	Data protection related insues	Establish equivalence by TAXUD E4		
Mutual Recognition Agreement	7.	MRA Text	Discuss the MRA text body by TAXUD E4		
			Finalise MRA text. Seek respective administration's internal approval and legal vetting of MRA text for signing (via e-mail exchanges) by TAXUD E 4		
	8.	Signing of MRA	Prepare for MRA signing (e.g. date, venue and other arrangements for signing) by TAXUD E4		
Stage 6: Implementati	9.	Implementation including Monitoring of the implementation	Monitoring the implementation of the programme through procedures by TAXUD A3 (for the AEO technical aspects).		





FINAL Version June 2020

Customs Code comparison table AEO Mutual Recognition Agreement European Union - Moldova



**European Union** 



Authorised Economic
Operator Programme



Moldova



Authorised Economic Operator Programme



- WCO SAFE origin and basic features
- Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code (UCC).
- 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 (articles 11 to 18 and 23 to 30)
- Commission Implementing Regulation (EU) 2015/2447 of 24 November 2015 laying down detailed rules for implementing certain provisions of Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code (Articles 8 to 15 and 24 to 35)
- AEO Guidelines TAXUD/B2/047/2011 revision 6 of 11 March 2016 (incl. Annexes "Self-assessment and explanatory Notes", "Threats, Risks and possible solutions", Security declaration" and list of examples of information to be shared with customs authorities)

- ➤ WCO SAFE origin and basic features
- Customs Code (CC) of the Republic of Moldova (Section 28<sup>t</sup> Authorised Economic Operator, articles 195(1), 195(2),195(3));
- Government Decision no.647 of 07.08.2014 on the implementation of the provisions of the Customs code; (Regulation AEO).
- New Customs Code (New CC) of the Republic of Moldova (articles 36 to 43).
- Customs Order no. 41-O of 25.01.2019 on approval of the Methodological Norms on the verification of applicants and holders of the AEO Authorisations. (AEO guidelines).

11. OVERALL CONCLUSION

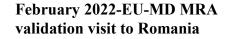
THE MAIN PRINCIPLES OF THE EU AND MOLDOVAN AEO PROGRAMMES ARE COMPATIBLE.

FURTHER DETAILED INFORMATION ABOUT COMPATIBILITY OF THE AEO COMPLIANCE CRITERIA WILL BE GATHERED AND ASSESSED DURING THE ON-SITE VALIDATION PHASE OF THE PRACTICAL IMPLEMENTATION OF THE AEO PROGRAMME IN MOLDOVA.





November 2021-EU validation mission regarding the AEO Program in the Republic of Moldova



May 2022-EU-MD MRA validation visit to Germany











#### DECISION no 1/2022 - INTO FORCE 1 NOVEMBER 2022

### Who can Mutual Recognition Decision of the EU-MD AEO Programmes benefit from the advantages of the?

Holders of AEOS Authorization - covering security and safety and combined Authorization (AEOC/AEOS - customs simplifications/security and safety).



## What are the benefits offered to members of the AEO program for safety and security?

- ✓ reduced security and safety controls;
- recognition of business partners during the application process;
- ✓ priority treatment at customs;
- ✓ common business continuity mechanism;
- ✓ prioritizing control of shipments subject to entry or exit summary declarations submitted by a program member.





The information platform on exchange of AEO data – developed with the support of the European Union ensures the mutual and real-time transmission of updated information regarding the holders of AEO Authorizations



Upon receiving consent from its Programme Member/ authorization holder, the Customs Authorities exchange the following information:

- ✓ Name;
- ✓ Address;
- ✓ membership status, namely authorised, suspended, revoked or cancelled;
- ✓ validation or authorisation date when available;
- ✓ unique identification number (for example: EORI or AEO numbers).



### MONITORING MISSION ON IMPLEMENTATION OF MUTUAL REGOGNITION AEO MD-EU



The scope of the mission was to evaluate the benefits and the practical implementation of the Mutual Recognition of the EU's AEO Programme with MD, according to Art. 7 par. 2 of the Decision 1/2022 of the European Union (EU) - MD Customs Sub-Committee, to confirm the continuous compatibility of MD's AEO policies and processes in person and to ensure that the policies are aligned and implemented appropriately.





Conclusion and Recommendations: Positiv Report presented by delegation



#### **MANAGEMENT INFORMATION SYSTEM E-AEO**



Implemented since 01.01.2024

Government Decision no. 412/2023 regarding the establishment of the Management Information System an authorized economic operator authorization







https://ecustoms.trade.gov.md/

- reation of an automated system of records, management of the AEO authorization, in accordance with the national and international regulations related to the status of AEO
- > standardizing the processes associated with consultation, request, examination, management, auditing, monitoring, reassessment, issuance, suspension, relevant to the AEO institution.



### THE EVOLUTION OF AEO IN THE REPUBLIC OF MOLDOVA



Statistics: In the period 2014-2024

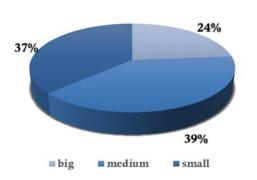
Valid - 147 AEO Authorization

**AEOC - 101** 

**AEOS – 10** 

**AEOF – 36** 

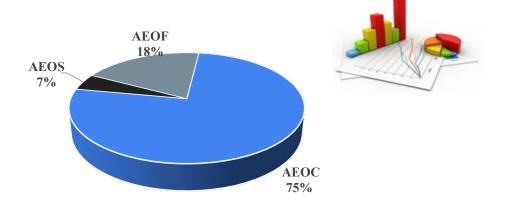
Producers - 25% Exporters/Importers - 63 % Transportes - 9,6 % Customs Brokers - 2,4 %



Valid AEO authorizations – 156 (01.05.2025) AEO authorizations withdrawn – 39 Suspended AEO authorizations – 7

**AEOC – 104 AEOS – 14** 

**AEOF - 38** 





### **AEO Public Awareness Campaigns**





The Council was assigned the mission to facilitate the dialogue between the representatives of the business environment, donors' community and policy makers so as to develop a favorable social-economic climate and non-discriminatory, transparent business environment, which would be attractive for investment.





#### https://trade.gov.md/ro/articles/aeo

Moldova Trade Information Portal (M-TIP) aggregates and integrates Moldova's regulatory information related to external trade and useful data for importers and exporters , AEO.



The Customs Advisory Committee to the Customs Service is a platform for open and transparent customs-business dialog that brings to the forefront the common concerns of the business community in their interaction with the customs authority on customs policies and other issues relevant to the business community.





# PLANS FOR FUTURE EXPANSION AND REGIONAL COOPERATION





- ✓ Additional Protocol V to the Accession Agreement to the Central European Free Trade Agreement (CEFTA)
- ✓ Joint Decision nr.1/2019 on the establishment of a validation procedure for the mutual recognition of the national AEO programs of the CEFTA Parties in relation to safety and security entered into force on April 1, 2020.
- ✓ March 2021 AEO program validation mission in the Republic of Moldova for mutual recognition of AEOs in CEFTA Parties.













# THANK FOR YOUR ATTENTION

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