



## Customs Flash Belgium

### Is your supply chain UCC-proof already?

A wealth of tax information  
within your fingers' reach  
Discover Deloitte's apps



Belgium app



Global tax app

As readers may know, a very exciting period regarding European customs law is on the horizon.

On 10 October 2013, the Regulation (EU) No 952/2013 of 9 October 2013 laying down the Union Customs Code was published in the European Official Journal (OJ L 269, 10 October 2013, p. 1 – Corrigendum OJ L 287, 29 October 2013). Its substantive provisions will only apply from 1 May 2016, once the UCC-related Commission acts (Delegated and Implementing Acts) are adopted and in force and this no later than 1 May 2016. Time is therefore limited for adapting to this new legislation.

Many changes will take place, affecting all internationally oriented businesses.

For the organisation of a supply chain, the impact of two major changes cannot be underestimated:

- Customs Valuation:
  - The 'first sale for export' principle will be abolished.
  - Less strict criteria will be applied to include royalty payments in the customs value
- Customs Procedures:

The UCC mentions only 3 types of warehousing:

  - Public customs warehouse type I
  - Public customs warehouse type II
  - Private customs warehouse

The possibility of determining the nature, customs value and quantity of goods at the time of their placing under the arrangements in the customs bonded warehouse as it exists today under type D (instead of the moment of release for free circulation) is no longer foreseen.

#### What does it mean for you?

Many supply chains are favouring the 'first sale for export' principle and customs warehousing (e.g. under type D).

A revision of the supply chain needs to be considered. The changes will not only have an impact from a customs technical perspective, but will also have major financial consequences.

#### What to do?

In order to assess whether companies could be affected, it is essential to review the supply chain processes. Due to the aforementioned amendments, companies should further reassess the impact of the changes on their financials.

Deloitte's Customs and Global Trade team is happy to assist with such an assessment and discuss possible impacts.

## Contacts

Any questions concerning the items in this alert? Please contact your usual tax consultant at our Deloitte office in Belgium or:

- Fernand Rutten, [frutten@deloitte.com](mailto:frutten@deloitte.com), + 32 2 600 66 06
- Nick Moris, [nmoris@deloitte.com](mailto:nmoris@deloitte.com), + 32 2 600 66 03
- Julien Pauwels, [jpauwels@deloitte.com](mailto:jpauwels@deloitte.com), +32 2 600 66 25
- Tom Verbrugge, [tverbrugge@deloitte.com](mailto:tverbrugge@deloitte.com), + 32 2 600 66 20
- Klaas Winters, [klwinters@deloitte.nl](mailto:klwinters@deloitte.nl), +31 (0)88 288 2125
- Johan Hollebeek, [jhollebeek@deloitte.nl](mailto:jhollebeek@deloitte.nl), +31 (0)88 288 1992

For general inquiries, please contact:

[bedeloittetax@deloitte.com](mailto:bedeloittetax@deloitte.com), + 32 2 600 60 00

Be sure to visit us at our website: <http://www.deloitte.com/be/tax>



### Deloitte Belgium

Berkenlaan 8A, 8B, 8C  
1831 Diegem  
Belgium

### Deloitte Netherlands

Wilhelminakade 1  
3072 AP Rotterdam  
Netherlands

Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited, a UK private company limited by guarantee ("DTTL"), its network of member firms, and their related entities. DTTL and each of its member firms are legally separate and independent entities. DTTL (also referred to as "Deloitte Global") does not provide services to clients. Please see [www.deloitte.com/about](http://www.deloitte.com/about) for a more detailed description of DTTL and its member firms.

Deloitte provides audit, tax, consulting, and financial advisory services to public and private clients spanning multiple industries. With a globally connected network of member firms in more than 150 countries and territories, Deloitte brings world-class capabilities and high-quality service to clients, delivering the insights they need to address their most complex business challenges. Deloitte's more than 200,000 professionals are committed to becoming the standard of excellence.

This communication contains general information only, and none of Deloitte Touche Tohmatsu Limited, its member firms, or their related entities (collectively, the "Deloitte Network") is, by means of this communication, rendering professional advice or services. No entity in the Deloitte network shall be responsible for any loss whatsoever sustained by any person who relies on this communication.

Click [here](#) to (un)subscribe or modify your subscription.

© 2015. For information, contact Deloitte Belgium or Deloitte Netherlands.