Council of the European Union

Brussels, 14 December 2023
(OR. en)

16889/23
ADD 1

Interinstitutional File:
2023/0463(COD)

AG 181
JAI 1687
FREMP 377
DISINFO 108
HYBRID 86
MI 1136
DATAPROTECT 378
AUDIO 129
CONSOM 489
TELECOM 396
CODEC 2518

PROPOSAL

From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	13 December 2023
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2023) 637 final
Subject:	ANNEXES to the Proposal for a Directive of the European Parliament and of the Council establishing harmonised requirements in the internal market on transparency of interest representation carried out on behalf of third countries and amending Directive (EU) 2019/1937

Delegations will find attached document COM(2023) 637 final Annexes 1 to 3.

Encl.: COM(2023) 637 final Annexes 1 to 3

EUROPEAN
COMMISSION

Strasbourg, 12.12.2023
COM(2023) 637 final

ANNEXES 1 to 3

ANNEXES

to the

Proposal for a Directive of the European Parliament and of the Council

establishing harmonised requirements in the internal market on transparency of interest representation carried out on behalf of third countries and amending Directive (EU) 2019/1937

{SEC(2023) 637 final} - {SWD(2023) 660 final} - {SWD(2023) 663 final} - {SWD(2023) 664 final}

ANNEX I
Information to be provided pursuant to Article 10

1. Regarding the entity referred to in Article 3(1):

   (a) name;

      (i) for natural persons: the surname and first name;

      (ii) for legal persons: the business name, and where different, the legal name of the entity;

   (b) the address of the place of establishment;

   (c) phone number;

   (d) e-mail address;

   (e) where available, website relating to the entity's business;

   (f) if it is established outside the Union, the following information regarding its designated legal representative:

      (i) name;

      (ii) address;

      (iii) phone number;

      (iv) e-mail address;

      (v) as relevant, the registration number of the legal representative in a business register or a comparable identifying code;

   (g) if the entity is a legal person, the surname, first name and e-mail address of the person legally responsible for the entity and, where different, the surname, first name and e-mail address of the natural person designated as operational contact;

   (h) the category that most closely resembles the organisational setup of the entity:

      (i) academic institutions;

      (ii) companies and groups;

      (iii) law firms;

      (iv) non-governmental organisations, platforms and networks;

      (v) professional consultancies;

      (vi) self-employed individuals;

(vii) think tanks and research institutions;

(viii) trade and business associations;

(ix) trade unions and professional associations;

(x) other organisations, public or mixed entities;

(i) if the entity is registered in another national transparency register, its registration numbers;

(j) the registration number of the entity in a business register or a comparable identifying code;

(k) a description of the entity's main goals, remit and fields of interest;

(l) whether the entity falls within the scope of Article 16(3), point (a).

2. Regarding the interest representation activity carried out:

(a) the following information on each of the third country entities on whose behalf the entity carries out the interest representation activity;

(i) name;

(ii) the address at which the third country entity carries on business or, for natural persons, the address at which they ordinarily reside;

(iii) a description of the entity's main goals, remit and field of interest;

(iv) where available, the registration number of the third country entity in a business register or a comparable identifying code;

(b) the third country on whose behalf the third country entity is acting;

(c) the annual amounts covering all the tasks carried out with the objective of influencing the development, formulation or implementation of the same proposal, policy or initiative indicated pursuant to point (g), according to the grid below, for a full year of operations referring to the most recent financial year closed, as of the date of registration or the date of the annual update of the registration details;

Bracket size of annual amounts, in euros:
< 10 000
10 000 to < 25 000
25 000 to < 50 000
50 000 to < 100 000
100 000 to < 200 000
200 000 to < 300 000

300 000 to < 400 000
400 000 to < 500 000
500 000 to < 600 000
600 000 to < 700 000
700 000 to < 800 000
800 000 to < 900 000
900 000 to < 1 000 000
1 000 000 to < 1 250 000
1 250 000 to < 1 500 000
1 500 000 to < 1 750 000
1 750 000 to < 2 000 000
2 000 000 to < 2 250 000
2 250 000 to < 2 500 000
2 500 000 to < 2 750 000
2 750 000 to < 3 000 000
3 000 000 to < 3 500 000
3 500 000 to < 4 000 000
4 000 000 to < 4 500 000
4 500 000 to < 5 000 000
≥ 5 000 000

(d) a description of the interest representation activity and its estimated duration;

(e) the Member States in which the interest representation activity is carried out;

(f) where applicable, the names of:

(i) subcontractors;

(ii) the media service providers and online platforms where advertisements are placed as part of the interest representation activity;

(g) legislative proposals, policies or initiatives targeted by the interest representation activity;

(h) Member States may provide that entities registering in their national register submit information on the public officials contacted.

ANNEX II
Format of the European Interest Representation Number

1. The European Interest Representation Number (EIRN) shall consist of the following four components, which must appear in the following order:

   (a) the abbreviation 'EIRN';

   (b) the country code for the country in which the entity is registered:

      (i) for Member States the codes in the Inter-institutional style guide[1] are used;

      (ii) for EEA EFTA States ISO 3166 alpha-2 is used;

   (c) the abbreviation for the national register under in which the entity is registered, which:

      (i) must have at least one character, and at most three characters;

      (ii) may contain digits or letters;

   (d) an ordinal number, which must be unique in the sense that there must not be more than one registration in the same register with the same ordinal number and the maximum length of the ordinal number is 10 characters.

2. All components shall be separated by a colon (':').

3. Except for those mentioned in point 2, an EIRN shall not contain any interspacing or punctuation marks, neither within the constituent components, nor between them.

4. Letters in all of the components must be Latin alphanumerical characters only.

5. Letters in the components shall be written in capitals letters.

6. An EIRN must not be extended with any other components.

[1] http://publications.europa.eu/code/en/en-370100.html

ANNEX III

Bracket size for the publication of the annual amounts provided by provided by the registered entity

Bracket size of annual amounts generated per interest representation activity, in euros:
< 50 000
50 000 to < 100 000
100 000 to < 250 000
250 000 to < 500 000
500 000 to < 750 000
750 000 to < 1 000 000
1 000 000 to < 1 250 000
1 250 000 to < 1 500 000
1 500 000 to < 2 000 000
2 000 000 to < 2 500 000
2 500 000 to < 3 000 000
3 000 000 to < 3 500 000
3 500 000 to < 4 000 000
4 000 000 to < 4 500 000
4 500 000 to < 5 000 000
≥ 5 000 000