

The IP Enforcement Portal – 10 key considerations when filing AFAs

July 2019

10 Considerations when filing an AFA in the Ip Enforcement Portal

This presentation is aimed at users that already know the 4 steps functionality of filing an AFA in EDB. The idea is give users some useful tips to facilitate the AFA e-filing process.

For beginners there is a webinar available that explains the 4 steps functionality (*How to file customs AFAs from the Enforcement Database*).

Application for Action

Protect your rights on the border providing the custom authorities with the necessary information. The Application for Action allows the applicant to request the customs authorities to take action. Further details can be found in the [Manual for Application for Action](#) provided by DG TAXUD.

1

Select countries and languages

2

Select your IP Rights

3

Select your product



The screenshot shows a webinar interface. At the top left is the EUIPO logo. The title is 'Webinar - Intermediate level: How to file customs Applications For Action (AFA) from the Enforcement Database EDB'. The date and time are '6th of December 2016 - Spain, 10:00 - 10:30 CET'. The agenda lists '10:00 How to file customs Applications For Action (AFA) from the Enforcement Database EDB' by Blanca ARTECHE, CI Observatory. The main video area shows a woman speaking. The video player controls at the bottom show a progress bar at 00:10 and a total duration of 42:45.

10 check points

Information that needs to be completed in the IP Enforcement Portal to comply with Customs Regulation (EU) No. 608/2013

1. Mandatory fields (*)
2. EORI number
3. SHARE criteria
4. CONTACT POINTS in MS – legal and technical
5. INVOLVED COMPANIES
6. TRADERS
7. GENUINE LOGISTICS – production place
8. Link product with IPR
9. Signature
10. AFA status in the IP Enforcement Portal

Mandatory fields in EDB

Add Company Involved

Name*	<input type="text" value="Name of the Company Involved"/>
Function*	<input type="text" value="--Please Select--"/>

If information for the AFA is missing, links take the user to the corresponding fields

3 Select your product



TEST toner 2

Printing toner

Involved company.
Product is **not shared** with all the
customs selected.

EORI number

When filing an AFA it is mandatory for the rights holder to enter at least one of the following identification numbers of the company: **VAT, EORI, National number** or **TIN**.

The EORI (Economic Operator and Registration) number will soon become mandatory. Is it very much used by customs and some MS will ask for it.

It has to be entered under Company Details

Company Details

For AFA purposes it is recommended to enter at least one of the following fields: VAT, EORI, National number, TIN

VAT

Company EORI number

Validate



National Number



TIN

SHARE criteria

The product information needs to be open for the MS in which the AFA should be applicable.

0(36)

SHARE  

Select
All

◆ SHARED ◆ NAME

	Name
✓	Customs Directorate of the Slovak Republic
✓	Customs Administration of Republic of Slovenia - General Customs Directorate
✓	Tullverket
✓	Romanian National Agency of Fiscal Administration – General Directorate of Customs of Intellectual Property Rights Service
✓	Autoridade Tributária e Aduaneira (AT)
✓	Customs Chamber in Warsaw - Poland

CONTACT POINTS in MS – legal and technical

It is mandatory to have at least one contact point for **legal** and one for **technical** matters in all the MS where the AFA will be applicable.



Contact Points

View an existing Enforcement Contact

Name Legal Contact 2

Main Phone 00491321321321

Email LegalCotnact2@test.de

Question Type Technical/Legal

COMPANIES INVOLVED

Under *Companies Involved* it is mandatory to indicate at least one provider

Add Company Involved

Companies Involved

Provider 3	Distributor, Carry, Intermediar
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Name*	<input type="text" value="Import"/>
Country*	<input type="text" value="Manufacture"/>
Town	<input type="text" value="Carry"/>
Address	<input type="text" value="Consign"/>
Postal Code	<input type="text" value="Export"/>
Function*	<input type="text" value="Supplier"/>
	<input type="text" value="Consignor"/>
	<input type="text" value="Distributor"/>

TRADERS

Under *Traders* it is mandatory to indicate at least one provider (part of the business that has contact with the end consumer)

Traders

Provider 2

Amsterdam

Add Trader

Name *

Postal Code

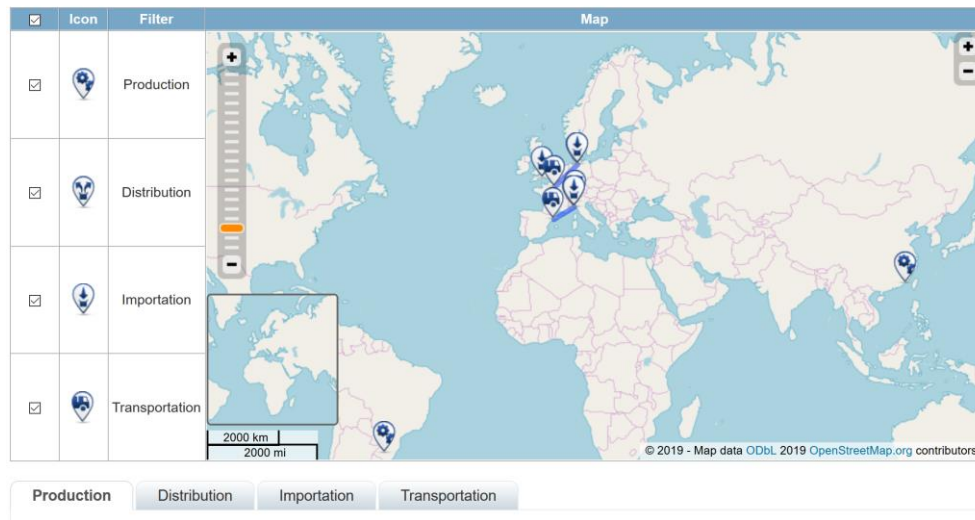
Town





Address

GENUINE LOGISTICS – production place

It is mandatory to include at least one production place

Genuine Logistics



<input checked="" type="checkbox"/>	Icon	Filter
<input checked="" type="checkbox"/>		Production
<input checked="" type="checkbox"/>		Distribution
<input checked="" type="checkbox"/>		Importation
<input checked="" type="checkbox"/>		Transportation

Map

2000 km
2000 mi

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Production Distribution Importation Transportation

Brazil




São José

Manufacturing

Link product with IPR

It is mandatory to link your product with the IPRs that protect this product

View IPR related to this Product

SELECT	NAME	REFERENCE	TYPE	STATUS	OFFICE	GRAPHIC	PreAFA ID
	Name	Reference			Office		PreAFA ID
	Copyright test 1	AF 2356989	Copyright	Registered			CY2017091317132700018, CY2018022211301700010 +
	Copyright B	AG 132165465	Copyright	Registered			AT2018022809505700010, CY2019060816504500013
	Patent example 3	PT 1234867654	Patent	Registered			CY2019060816504500013

SIGNATURE

Once the AFA has been created in the system, in Step 4, procedure is not finished by clicking on the *Send to customs* button

The preAFA needs to be printed and the paper version signed – Italy and Spain allow electronic signature

Address*: Town*: Postal Code: Country*: Telephone: (+) Mobile: (+) Fax: (+) Email: Website:	Address*: Town*: Postal Code: Country*: Telephone: (+) Mobile: (+) Fax: (+) Email: Website:
9. In case of a Union application, the details of the designated representatives for legal and technical matters are included in annex no ANNEX3	
10. Small consignment procedure <input type="checkbox"/> I request the use of the procedure in Article 26 of Regulation (EU) No 608/2013 and, where requested by the customs authorities, agree to cover the costs related to the destruction of goods under this procedure.	
* these are mandatory fields and shall be filled in 1 (+) at least one of these fields shall be filled in	

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I understand that the application for action has been completed in accordance with the provisions of Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 and the Commission Implementing Regulation (EU) No 1352/2013 of 4 December 2013. A signed version of the application for action needs to be submitted to the competent customs department of the submission country. In accordance with Art. 6 of Regulation (EU) No 608/2013 the customs authority may ask for additional information.

< Back **Send to customs** >

SIGNATURE

For ITALY enter FALSTAFF:

Users that are registered in the national electronic signature system can log in to the national systems 24 hours after filing the AFA, enter the pre-AFA number and add their electronic signature. A signed paper version is also requested.



SIGNATURE

For SPAIN enter Sede Electrónica of the Agencia Tributaria.

No signed paper version needs to be sent to customs.



Agencia Tributaria

Sede Electrónica
Todos los trámites on line

Alta de solicitud de Intervención de Marcas

[Alta de nueva solicitud de intervención de marcas](#)

[Alta de solicitud precargada a partir del código IP Enforcement Portal-EUIPO](#)

Accesibilidad

Aviso de seguridad

Aviso legal

Datos personales

Calendario, fecha y hora oficial 10/07/2019 08:57:16

Mapa web

Ayuda

AFA status in the IP Enforcement Portal

The status displayed in the Portal corresponds to the status in the COPIS database where all AFAs are stored.

SUBMITTED	equals	preAFA submitted in COPIS
CREATED	equals	AFA created in COPIS
GRANTED	equals	AFA granted in COPIS

Application for Action

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The Application for Action allows the applicant to request the Further details can be found in the [Manual for Application for](#)

▶ Start Application For Action



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Thank you