

Request for feedback on Article 12g of Council Regulation (EU) No 833/2014

Fields marked with * are mandatory.

Article 12g of [Council Regulation \(EU\) No 833/2014](#) aims to combat the circumvention of EU export bans and more specifically the situation where goods exported to third countries are re-exported to Russia. A number of EU operators already insert 'no re-export to Russia' clauses in their contracts, as a good practice within their basic due diligence. Article 12g turns this practice into a legal requirement for certain sensitive goods, improving legal certainty in the context of business negotiations and relations. It moreover creates a deterrent effect on those non-EU operators that redirect sanctioned EU goods to Russia, as in the future it exposes them for instance to contractual penalties.

The Commission is now seeking feedback on the application of this measure in the context of the EU's efforts to deter circumvention. In addition to assessing the feedback received, the Commission will look into trade data, export statistics and other information concerning circumvention patterns regarding the goods referred to in Article 12g, including the role that EU operators' subsidiaries in non-EU countries may play in such patterns. On that basis, the Commission will assess whether the 'no re-export to Russia' clause is appropriate for its purpose and consider any other necessary actions to curb Russia's access to sensitive goods that enable it to pursue the war in Ukraine, including the possibility of requiring EU operators to ensure that their subsidiaries in non-EU countries also use the 'no re-export to Russia' clause.

EU operators, associations and other relevant stakeholders are invited to share their experiences and views on the 'no re-export to Russia' clause **by 24 November 2024 23:59 (CET)**.

I agree with the [personal data protection provisions](#)

Implementation of the 'no re-export to Russia' clause

1 Please describe the process of inserting 'no re-export to Russia' clauses in your contracts as per Article 12g of Council Regulation (EU) No 833/2014.

3000 character(s) maximum

2 Have you faced any difficulties in implementing Article 12g? Please give specific examples.

3000 character(s) maximum

3 Prior to the imposition of the obligation in Article 12g, did your contracts already have a general sanctions clause concerning re-exports?

3000 character(s) maximum

4 Do you still have contracts which need to be updated with a 'no re-export to Russia' clause?

3000 character(s) maximum

5 Has the new obligation in Article 12g helped you in convincing your business partners to accept the 'no re-export to Russia' clause?

3000 character(s) maximum

Impact of the 'no re-export to Russia' clause

6 In your view, what is the economic impact of Article 12g on the re-export of sanctioned goods to Russia on your company or stakeholders? For instance, has it impacted the list of clients or resulted in any re-negotiation of other elements of existing contracts?

3000 character(s) maximum

7 In the absence of a 'no re-export to Russia' clause, what remedies do you have if your counterpart re-exports the goods to Russia?

3000 character(s) maximum

8 Do you have suggestions on how to increase the effectiveness of Article 12g?

3000 character(s) maximum

Possible extension of the 'no re-export to Russia' clause to non-EU subsidiaries of EU companies

9 What would be the impact of including the 'no re-export to Russia' clause in contracts concluded by non-EU subsidiaries of EU companies?

3000 character(s) maximum

10 Please describe the steps needed to insert the 'no re-export to Russia' clause in the contracts of your non-EU subsidiaries.

3000 character(s) maximum

11 What challenges do you expect if you had to implement the 'no re-export to Russia' clause for your non-EU subsidiaries?

3000 character(s) maximum

Questions about your organisation

* 12 What is the main area of activity of your organisation?

- Manufacturing
- Trading
- Logistics
- Banking/finance
- Industry association
- NGO
- Other

* 13 What is the size of your organisation?

- Small or Medium-Sized Enterprise (fewer than 250 employees)
- Large enterprise (between 250 and 999 employees)
- Very large enterprise (1,000 or more employees)
- Not applicable (e.g. industry association)

* 14 What is the Member State of establishment of your organisation?

- EU-level organisation
- Austria
- Belgium
- Bulgaria

- Croatia
- Cyprus
- Czechia
- Denmark
- Estonia
- Finland
- France
- Germany
- Greece
- Hungary
- Ireland
- Italy
- Latvia
- Lithuania
- Luxembourg
- Malta
- The Netherlands
- Poland
- Portugal
- Romania
- Slovakia
- Slovenia
- Spain
- Sweden

15 Your name, organisation and contact details (optional)

100 character(s) maximum

