

EUTR Enforcement Challenges

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Content

1. Enforcement challenges in complex supply chains
2. Broader enforcement tools within the EUTR
3. Useful legal mechanisms beyond the EUTR
4. Identifying potential synergies in differing enforcement contexts

Enforcement challenges in complex supply chains

The EUTR's focus on «operators» can create loopholes and uncertainties around enforcement

- Identification of operators not always straightforward
- Situation where operator is not key player in the illegal logging operation
- Lack of implementation in a Member State

EUTR-based enforcement tools

Are there tools within the EUTR that could be used to capture these situations?

- Penalizing non-compliance with the traceability obligation: legal, PR and commercial risks for companies
- Blocking supply chains by suspending trade licences
- Seizing timber from traders?

Useful legal mechanisms beyond the EUTR

- Targeting entities who are behind the planning of illegal logging operations via criminal law:
 - Offences committed as an organised group
 - Buying goods from illegal sources
- Holding companies accountable for their statements on timber legality via laws on misleading advertising

Identifying potential synergies

Understanding opportunities at national level and potential of combining tools to maximise enforcement against all market players

- Exchange of information between EUTR governmental stakeholders
- Exchange of information with other types of enforcement authorities
- NGOs analysing cross-application of laws and bringing test cases before national courts

Thank you!

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