

Staying Ahead: Novel insights on EU ESG and international trade legislation

Our experts at Loyens & Loeff cordially invite you to join a webinar with a focus on the US market on four topics related to ESG and international trade that may be of interest to your company involved in extra-EU trade. The webinar will take place on 20 November 2024 at 5:00 PM CET (11:00 AM EST, 10:00 AM CST, 09:00 AM MST and 8:00 AM PST). You can register for the webinar <u>here</u>. Below is a brief overview of the four topics that will be discussed during the webinar.

I EU Deforestation Regulation (EUDR) Presented by <u>Bruce van Schaik</u>

Under the EUDR, certain products such as car tires, furniture, books, chocolate and palm oil - derived from any of the following commodities: cattle, cocoa, coffee, oil palm, rubber, soy and wood - may not be placed on the EU market, made available on the EU market or exported from the EU market unless these products are deforestation-free and produced in accordance with the relevant legislation of the country of production. This must be evidenced by due diligence statements. The EUDR places a strong emphasis on this due diligence reporting, requiring companies to collect and verify data and implement risk mitigation measures where appropriate.

As the EUDR may cover the entire supply chain of the relevant products and as such have a profound impact on traders involved in agricultural value chains in producing countries as well as on traders further down the supply chain. This part of the webinar will provide practical insights for companies operating in the sectors affected by the EUDR.

Although the EUDR was originally due to come into effect on 30 December 2024 (or by and large from 30 June 2025 for small and micro undertakings), following a 12-month delay proposed by the European Commission, the EUDR is expected to come into effect on 30 December 2025 (or by and large from 30 June 2026 for small and micro undertakings).

For more information on the EUDR, please find our blogpost <u>here</u>.

II EU Customs reform Presented by Emma van Doornik

On 17 May 2023, the European Commission published a proposal for the reform of the EU Customs Union. This reform, which consists of several legislative proposals, is a response to several developments such as increased trade flows due to e-commerce. The main objective of the proposal is twofold: to reduce compliance costs for customs administrations and businesses alike, while at the same time mitigating the risk of circumvention in order to protect the financial and non-financial interests of the EU and the integrity of the EU Single Market.

The changes introduced by the EU Customs Reform package are particularly relevant for businesses in the e-commerce sector, such as the abolition of the threshold whereby goods valued at less than € 150 are exempt from customs duties and the shifting of compliance requirements associated with products entering the EU market to e-commerce platforms, such as responsibility for customs formalities, ensuring customs duties are paid and other non-fiscal regulatory product liabilities. However, the content of the ambitious customs reform package could have an impact on all businesses involved in extra-EU trade. This part of the webinar will provide key insights into the comprehensive EU Customs Reform package and its implications for traders involved in extra-EU trade.

For more information on the customs reform, please find our blogpost <u>here</u>.

III EU Forced Labour Regulation (EUFLR) Presented by <u>Bert Gevers</u>

Although not yet formally adopted, the EUFLR is expected to enter into effect in 2027. This new EU Regulation aims to ban the sale, import into the EU and export from the EU of products made with forced labour. When the Regulation enters into effect, it will no longer be possible to sell products made with forced labour on the EU market and shipments of products made with forced labour will be at risk of being intercepted at the borders of the EU. The ban of products made linked to forced labour applies to all economic operators, regardless of the scale of their economic activities, and to all products entering or leaving the EU. This part of the webinar will address the implications of this Regulation for businesses, including its broad scope and the impact on supply chain. We will also look at the due diligence measures that should be implemented, the risks associated with non-compliance and best practices for navigating this regulatory development.

For more information on the EUFLR, please find our blogpost <u>here</u>.

IV EU Corporate Sustainability Reporting Directive (CSRD) Presented by <u>Menno Baks</u>

The CSRD came into effect on 5 January 2023 and will require most listed companies and certain large unlisted companies to publish an annual sustainability report covering various environmental, social and governance (ESG) topics. This could include reporting data on biodiversity, environment and pollution, including impacts upstream in the supply chain.

In this part of the webinar, the reporting requirements as well as exemptions under the CSRD will be discussed. Moreover, we will delve into the ongoing transposition processes in the Netherlands, Luxembourg, and Belgium. Understanding the nuances of the CSRD will be key for compliance and strategic reporting. This part of the webinar may therefore be interesting for businesses seeking to navigate the complexities of the CSRD and enhance their sustainability reporting practices. We will provide actionable insights on how to align with the new requirements and leverage them to advance your sustainability goals.

For more information on the CSRD, please find our blogpost <u>here</u>.

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