

Information on the 82nd Regulation amending the Foreign Trade and Payments Regulation (*Außenwirtschaftsverordnung*)

Foreign trade and payments

**82nd Regulation amending the Foreign Trade and Payments Regulation of 20 December 2007 [*Federal Gazette (Bundesanzeiger)* No 242 of 29 December 2007]
Report annexes K3, K4, Z11, Z12, Z14 and Z15 to the Foreign Trade and Payments Regulation**

The 82nd Regulation amending the Foreign Trade and Payments Regulation entered into force on 31 December 2007. The changes mainly concern adjustments to the reporting provisions for payment transactions in view of the Single Euro Payments Area (SEPA) for a single set of pan-European payment instruments which was introduced on the 1 January 2008 as well as amendments to the reporting provisions for direct investment in domestic/foreign economic territory to meet the data requirements of Regulation (EC) No 716/2007 of the European Parliament and of the Council of 20 June 2007 on Community statistics on the structure and activity of foreign affiliates. Furthermore, the forms appended as annexes Z11, Z12, Z14, Z15 and the coding list (Annex LV of the Foreign Trade and Payments Regulation) are being adjusted to take account of changed terms, changes to country codes as well as to simplify the classification of certain cross-border transactions.

The following points are to be observed in future when drafting and submitting transaction and stock reports in connection with foreign trade and payments.

1. The new SEPA payment instruments no longer provide for statistical reports. Therefore, all outgoing payments in the Single European Payments Area which are subject to reporting requirements are to be **directly** reported once monthly using the form appended as annex Z4 of the Deutsche Bundesbank's Foreign Trade and Payments Regulation (or using the form appended as annex Z10 in the case of transactions involving securities and financial derivatives) instead of using form Z1 in the annex of the Foreign Trade and Payments Regulation as was previously the case.
2. The extent and definition of cross-border corporate participating interests subject to reporting requirements on the forms appended as annexes K3 and K4 have been changed.
 - In order to meet the requirements of article 3 in conjunction with article 2 of Regulation (EC) No 716/2007 of the European Parliament and of the Council of 20 June 2007 on Community statistics on the structure and activity of foreign affiliates, it was necessary to enforce that, in future, **all majority-held indirect participating interests** have to be reported in the foreign direct investment survey reports. It is no longer necessary to report on **indirect minority participating interests**. Further details regarding the new "reporting chains" can be found in the explanatory notes on the reverse of the reporting forms.

The following editorial changes concerning additional voluntary reporting items were also made to the forms.

- The name and domicile of investment enterprises from the previous year which are no longer reported and the reason for the discontinuation of a reporting obligation can now be entered on sheet 1 of reporting forms K3 and K4. Explanatory notes regarding balance sheet items may now also be entered on sheet 2. On sheet 2, the share of voting rights needs to be given only if it differs from the share in capital.
 - Furthermore, on sheet 2 of form K4, the question regarding the country of domicile of the parent company in the case of non-resident participants which themselves are a dependent enterprise has been changed and now requires the reporting party to specify the country of domicile of the corporate group.
 - On the form K3 sheet 1, fields 07 and 08 were amended to take account of internal processing.
3. In the form appended as annex Z11 (Reporting payments made and received for income on domestic securities) it is made clear that all interest, dividend and yield payments on domestic securities that are received from non-residents must be reported. The additional item "from foreign depositories" has been removed and adjusted to comply with the reporting requirements of outgoing interest, dividend and yield payments on domestic securities.
 4. With regard to the reporting of credit and debit card turnover for foreign travel (form Z12), the term "ec card" has been replaced with "debit card".
 5. In the forms appended as annexes Z14 and Z15 the country codes have been updated.
 6. In the coding list (annex LV of the Foreign Trade and Payments Regulation) individual code numbers have been broken down further to simplify classification and to allow new reporting data to be taken into account.

The current version of the following documents can be found on our website

- Report forms in PDF and Excel formats
- Notices
- An extract from the Foreign Trade and Payments Regulation

The previous versions of the forms appended as annexes Z11, Z12, Z14 and Z15 can be submitted until 30 June 2008.

Statistical reports may also be submitted electronically via the Bundesbank's ExtraNet. Further information is available on our website at <http://www.bundesbank.de/meldewesen>.

Please call our free hotline on 0800 1234111 if you have any further questions.

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<http://mw5555.newsletter.bundesbank.de/servlet/JNewsletter?> (Category: Außenwirtschaft)