

99122007014000

Mitteilungen und Bescheide im Grenzbeschlagnahmeverfahren an Rechteinhaber Meldung

Heruntergeladen am 06.06.2025

<https://fimportal.de/xzufi-services/102587293/B100019>

Modul	Sachverhalt
Leistungsschlüssel	99122007014000
Leistungsbezeichnung I	Mitteilungen und Bescheide im Grenzbeschlagnahmeverfahren an Rechteinhaber Meldung
Leistungsbezeichnung II	As the rights holder, receive information about goods stopped by customs
Typisierung	1 - Bund: Regelung und Vollzug
Quellredaktion	Bund
Freigabestatus Katalog	fachlich freigegeben (gold)
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	
Verrichtungskennung	Meldung (14)

Modul	Sachverhalt
SDG-Informationsbereich	Zollverfahren für Einfuhren und Ausfuhren gemäß dem Zollkodex der Union
Lagen Portalverbund	Import und Export (2070200)
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	11.07.2023
Fachlich freigegeben durch	Federal Ministry of Finance (BMF)
Handlungsgrundlage	https://eur-lex.europa.eu/legal-content/DE/ALL/?uri=CELEX%3A32013R0608
Teaser	If goods are stopped by customs on suspicion of counterfeiting, you will be informed of this as the rights holder.
Volltext	If goods are suspected of infringing intellectual property rights, the customs authorities can detain them or suspend further clearance. This can prevent infringing goods from entering the internal market. As the rights holder, you can apply to the customs authorities for this procedure. If your application is approved and suspicious goods are found, customs will inform you of the detention and you can inspect the goods. This can be followed by various steps: • The goods will be destroyed under customs supervision if the necessary requirements are met. • The person or company that declared or owns the goods can object to the destruction. The customs authorities will then inform you of this. You can then initiate civil court proceedings to decide on the infringement. • If the infringement of property rights is not confirmed or you do not initiate civil court proceedings, the goods will continue to be cleared or released. Upon express request, you as the rights holder may also receive further information about

Modul

Sachverhalt

- the name and address of the consignee, the consignor, the declarant and the owner of the goods
- the relevant customs procedure,
- the origin and provenance of the goods and
- the destination of the goods.

If you apply for this information and the customs authorities provide it, you must comply with further obligations so that your application for action by the customs authorities can continue.

Erforderliche Unterlagen

- Together with the notification, you may receive digital images of the confiscated goods.

Voraussetzungen

- In order to receive notifications as a rights holder in the so-called border seizure procedure, your application for action must have been approved.

Kosten

Gebühr: Es fallen keine Kosten an
There are no costs.

Verfahrensablauf

If your application for customs action has been approved, you will receive further notifications and decisions from the customs authorities online via the inbox in the customs portal.

- If the customs authorities identify suspicious goods, they will detain them or suspend clearance.
- The customs authorities will inform you as the rights holder of the facts of the case.
- If necessary, you must confirm that you are convinced that the goods are infringing and agree in writing to the destruction of the goods.
- If necessary, inform the customs authorities later on that the person authorized to dispose of the goods has objected to the destruction.
- If civil proceedings have been initiated in good time, the goods will be stored by the customs authorities until a legally binding judgment has been issued.
- In certain cases, you can request that samples or specimens of the confiscated goods be made available to you.

Modul	Sachverhalt
	- You will receive a notification informing you of the decision to destroy the goods. - Depending on the decision, the goods will be destroyed under customs supervision or released to the declaring or possessing person.
Bearbeitungsdauer	1 Tag(e) You will receive notification of the stopped goods within one working day.
Frist	- If you receive a notification of goods that have been stopped, you must declare within 10 working days that you are convinced that the goods are infringing and that you consent to their destruction. - In certain cases, you can request an extension of a maximum of 10 working days. - In the case of perishable goods, a period of 3 working days applies, which cannot be extended.
weiterführende Informationen	https://www.zoll.de/DE/Fachthemen/Verbote-Beschränkungen/Gewerblicher-Rechtsschutz/Marken-und-Produktpiraterie/marken-und-produktpiraterie_node.html https://www.zoll.de/DE/Fachthemen/Verbote-Beschränkungen/Gewerblicher-Rechtsschutz/Marken-und-Produktpiraterie/Taetigwerden-der-Zollbehoerden/Taetigwerden-nach-Gemeinschaftsrecht/taetigwerden-nach-gemeinschaftsrecht_node.html https://ec.europa.eu/taxation_customs/business/customs-controls/counterfeit-piracy-other-ipr-violations_de
Hinweise	
Rechtsbehelf	Appeal Detailed information on how to lodge an objection can be found in the notification of the decision on your application.
Kurztext	- Notifications and decisions in the border seizure procedure to rights holders in accordance with Regulation (EU) No. 608/2013 Notification - Rights holder can submit an application for action by the customs authorities in the event of suspected product or trademark piracy - After approval, the rights holder receives a notification - Rights holder receives notifications

Modul	Sachverhalt
	• after stopping suspicious goods that have been found • if the person declaring or owning the goods objects to their destruction • upon separate request: on the name and address of other persons involved, origin and destination of the goods • Responsible: • Directorate General of Customs (decision) • Customs office (detention of the goods)
Ansprechpunkt	
Zuständige Stelle	
Formulare	Forms available: No Written form required: No Informal application possible: No Personal appearance necessary: No
Ursprungsportal	Mitteilungen und Bescheide im Grenzbeschlagnahmeverfahren an Rechteinhaber Meldung, Mitteilungen und Bescheide im Grenzbeschlagnahmeverfahren an Rechteinhaber Meldung