Directorate F – Enforcement, Market Access, SMEs, Legal Affairs, Technology and Security Unit F2 Dispute Settlement and Legal Aspects of Trade Policy

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# NOTE FOR THE ATTENTION OF THE DEPUTY PERMANENT REPRESENTATIVES OF THE MEMBER STATES TO THE EU

Subject: ACI Repository – nominations of Member States' users and contact points

Your Excellency,

I refer to Regulation (EU) 2023/2675 of the European Parliament and of the Council of 22 November 2023 on the protection of the Union and the Member States from economic coercion (the Anti-Coercion Instrument, or ACI), which is in force since 27 December 2023 (OJ L, 2023/2675, 07.12.2023), and in particular the need to have a secure and encrypted system for submission of information (see Articles 4(2) and 15(6)).

This note will provide you with information about the project and invites you to communicate the necessary information in order to enable you, the Member States, to use the system.

## 1. Introduction of the Anti-Coercion Instrument Repository (ACI Repository)

In line with Articles 4(2) and 15(6) of the ACI, the Commission has developed ACI Repository, which serves a dual purpose:

- 1) To facilitate the submission of sensitive non-classified information by any external person to the Commission in the context of examination of third-country measures (see Article 4(2) final sentence); and
- 2) To support direct cooperation and exchange of sensitive non-classified information between the Member States and the Commission, at any stage (see Article 15(6)).

The ACI Repository is a **secure and encrypted repository** that ensures a **high degree of protection** of **sensitive non-classified information** (1), while it requires only regular IT equipment. The repository is built on a SharePoint platform ("Secure Trade Together") hosted and managed by the Commission. It is subject to regular security inspections by the

<sup>(1)</sup> In case of classified information at RESTREINT UE/EU RESTRICTED level, the use of ZEUS is mandatory and such documents shall be handled only on accredited equipment and according to applicable rules and procedures.

Commission's Directorate-General for Security and Human Resources to verify its compliance with the security policies, standards and procedures of the Commission to manage sensitive non-classified documents.

This type of platform is not new, neither to the Member States, nor to DG TRADE. The same platform is used extensively by the Commission for collaborative work on sensitive issues, e.g. Market Access Database (MADB) documents management area and SharePoint Repository for FDI Screening.

## 2. Type of users and access rights

There are two types of users: external suppliers of information and the Member States.

**External suppliers of information**, namely those intended in Article 4(2), may use the repository for submission of confidential and sensitive information on a case-by-case basis upon prior authorisation. Such users are invited to send a request to the single email address: <a href="mailto:trade-anti-coercion-single-contact-point@ec.europa.eu">trade-anti-coercion-single-contact-point@ec.europa.eu</a>, should they want to submit confidential or sensitive information (see here <a href="mailto:Anti-Coercion Instrument">Anti-Coercion Instrument</a> <a href="mailto:Access2Markets">Access2Markets</a> (europa.eu</a>). The Commission team will guide them as regards the use of the tool. External suppliers of information would benefit from a temporary case-by-case access for the sole purpose of submitting a file. External suppliers of information are not able to see any other submissions by other users.

**The Member States** are a separate category of users with more *permanent* access to the repository. They would benefit from personal access rights for nominated users, and would be able to upload and download files any time. Member States' users would see only files addressed to them.

### 3. Request for nomination of users and contact points for the Member States

To prepare the ACI Repository for use by the Member States, I am pleased to invite your government to:

- 1) <u>nominate up to 3 EU login accounts</u> (full name, role/position/function and email address linked to the EU login account (<sup>2</sup>)) who will be able to upload/download files wherever needed, and,
- 2) <u>designate a functional mailbox</u> to serve as a contact point (one per Member State): e.g., system notifications as regards uploaded files are sent to the functional mailboxes, or any request for changes concerning nominated users must be sent from the functional mailbox.

Please **communicate** the requested information **by 13 May 2024** to **trade-anti-coercion-single-contact-point@ec.europa.eu**.

#### 4. Next communications

The **next communication** by the Commission concerning the ACI Repository will be addressed only to the nominated users and the functional mailboxes. User guides, virtual demonstration and other material will be made available at a next stage.

<sup>(2)</sup> In case the designated user(s) do(es) not have an EU Login account yet, they can create it on https://webgate.ec.europa.eu/cas

Thank you in advance for your kind cooperation.

Should you have any questions in the meantime about the ACI Repository, please contact us at: trade-anti-coercion-single-contact-point@ec.europa.eu.

ACI webpage: Protecting against coercion (europa.eu)

[ E-signed ]

Stephanie LEUPOLD Head of Unit