

Information No. 4001/2018
of the National Tax and Customs Administration
for foreign citizens having no knowledge of the Hungarian language on imposing a customs
administration fine in accelerated administrative proceedings

In the event of infringement of customs supervision and customs control regulations as defined in Point b) of Subsection (1) of Section 84 of Act CLII of 2017 on the Implementation of the Union Customs Law (hereinafter referred to as: the Customs Act), Subsection (1) of Section 89 of the Customs Act provides for the possibility of imposing a customs administration fine in an accelerated administrative proceeding that may be conducted against foreign citizens not speaking Hungarian – if so agreed by the foreign citizen – without the involvement of an interpreter as defined in Subsection (5) of Section 89 of the Customs Act, if the person concerned waives the assistance of an interpreter in writing, following receipt of the foreign language information material on the process of the accelerated administrative proceedings issued by the Commissioner for the National Tax and Customs Administration. On the basis of the foregoing, I issue the following Information.

1. During an accelerated administrative proceeding, the information material (hereinafter referred to as foreign language information material) called ‘Imposing and collecting a customs administration fine on the spot, and the confiscation of the seized non-Union goods’ published in Hungarian, Ukrainian, Serbian, Croatian, German, English, French, Russian, Romanian, Slovakian, Czech, Polish, Bulgarian, Turkish, Arabic, Hebrew and Chinese languages shall be used (Annexes 1-18).

2. The foreign language information material as annexed hereto in 1-18 is provided in compliance with Subsection (5) of Section 89 of the Customs Act, and once received by the foreign citizen not speaking Hungarian, he/she may make a written statement as to whether or not he/she requests that an interpreter is involved in the proceeding, and whether or not he/she consents to the accelerated administrative proceeding. The statement shall be made in the appropriate part of the Information. The officer of the Finance Guard conducting the control shall ensure that the perpetrator gets acquainted with the foreign language information material in the language he/she speaks and makes the necessary statements.

3. The original copy of the filled in statement shall be retained by the customs authority and shall form a part of the proceeding’s documentation, and the duplicate copy shall be provided to the perpetrator.

The information shall be valid as from 1 January 2018.

4. Information no. 4007/2016 for foreign citizens having no knowledge of the Hungarian language on imposing a customs administration fine in an accelerated proceeding shall be deemed invalid from the effective date of this information.

Budapest, 15 th January 2018

András Tállai
Commissioner
for the National Tax and Customs Administration