

List of screening mechanisms notified by Member States

Last update: 11 September 2020

Pursuant to Article 3.8 of Regulation (EU) 2019/452 of 19 March 2019 establishing a framework for the screening of foreign direct investments into the Union, the Commission shall make publicly available a list of Member States' screening mechanisms and it shall keep the list up to date.

The following table is based on the notification by Member States of screening mechanisms and of their amendments, pursuant to Article 3.7 of Regulation (EU) 2019/452.

Member State	Number and title of the law	Number and title of the law in English	Further information
Denmark	Lov om krigsmateriel (LBK nr 1004 af 22/10/2012)	Act on War Material (The Danish Consolidated Act No. 1004 of October 22 2012)	The Danish Ministry of Justice E-mail: jm@jm.dk
	Lov om kontinentalsoklen og visse rørledningsanlæg på søterritoriet (LBK nr 1189 af 21/09/2018)	Act on the continental shelf and certain pipelines installations on territorial waters (The Danish Consolidated Act No. 1189 of September 21 2018)	The Danish Ministry of Energy, Utilities and Climate E-mail: efkm@efkm.dk
Germany	Außenwirtschaftsgesetz [vom 6. Juni 2013 (BGBl. I S. 1482), das zuletzt durch Artikel 4 des Gesetzes vom 20. Juli 2017 (BGBl. I S. 2789) geändert worden ist] §§ 4, 5, 13 und 15	Foreign Trade and Payments Act [of 6 June 2013 (Federal Law Gazette I p. 1482), as last amended by Article 4 of the Act of 20 July 2017 (Federal Law Gazette I p. 2789)] Article 4, 5, 13 and 15	Federal Ministry for Economic Affairs and Energy In German In English

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	<p>Außenwirtschaftsverordnung</p> <p>[vom 2. August 2013 (BGBl. I S. 2865), die zuletzt durch Artikel 1 der Verordnung vom 27. Februar 2019 (BAnz AT 06.03.2019 V1) geändert worden ist]</p> <p>§§ 55 bis 62</p>	<p>Foreign Trade and Payments Ordinance</p> <p>[of 2 August 2013 (Federal Law Gazette [BGBl.] Part I p. 2865), as last amended by Article 1 of the Ordinance of 19 December 2018 (BAnz AT 28.12.2018 V1)]</p> <p>Article 55 to 62</p>	
	<p>Fünfzehnte Verordnung zur Änderung der Außenwirtschaftsverordnung</p>		<p>On 20 May 2020, the German government adopted a revision of the <i>Foreign Trade and Payments Ordinance</i>, which changes procedural and substantive aspects of Germany's investment screening procedure to safeguard essential security interests. The changes extend the application of a 10% trigger threshold for acquisitions by non EU-foreigners and an associated notification requirement to health-related sectors and adjusts some procedural rules to close identified shortcomings in the operation of the mechanism. The changes came into force 3 June 2020.</p>

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	Erstes Gesetz zur Änderung des Außenwirtschaftsgesetzes		On 18 June 2020, the German Bundestag adopted a revision of the <i>Foreign Trade and Payments Act</i> which aligns Germany's investment screening procedure with the EU Screening Regulation (452/2019). The Federal Ministry of Economy and Energy will serve as Germany's contact point pursuant to Art. 11 of the Screening Regulation. Further amendments include a prohibition to disclose information which potentially impairs Germany's public order or security during an ongoing screening procedure. The changes came into force on 17 July 2020.
Spain	Real Decreto 137/1993, de 29 de enero, por el que se aprueba el Reglamento de Armas	Royal Decree 137/1993, which approves the regulation on weapons.	E-mail: sgserinv.sccc@mincotur.es
	Real Decreto 664/99, sobre inversiones exteriores	Royal Decree 664/99, on foreign investment	
	Ley 19/2003, de 4 de julio, sobre régimen jurídico de los movimientos de capitales y de las transacciones económicas con el exterior y sobre determinadas medidas de prevención del blanqueo de capitales	Law 19/2003, on the legal system on transfers of capitals and foreign economic transactions and specific measures for the prevention of money laundering	
	Real Decreto-ley 8/2020, de 17 de marzo, de medidas urgentes extraordinarias para hacer frente al impacto económico y social del COVID-19 Disposición final cuarta	Royal Decree-Law 8/2020, on urgent extraordinary measures to address the economic and social impact of COVID-19, Final disposition 4	

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	Real Decreto-ley 11/2020, de 31 de marzo, por el que se adoptan medidas urgentes complementarias en el ámbito social y económico para hacer frente al COVID-19 , Disposición transitoria segunda, Disposición final tercera	Royal Decree-Law 11/2020, of March 31, adopting urgent additional measures in the social and economic sphere to confront COVID-19, Transitional disposition 2, Final disposition 3	
	Ley 7/2010 General de la Comunicación Audiovisual	Law 7/2010, General Law on audiovisual communication	
	Ley 3/2013, de 4 de junio, de creación de la Comisión Nacional de los Mercados y la Competencia (Disposición adicional 9ª)	Law 3/2013, creating the National Commission on Markets and Competition (Additional Provision nine)	
	Ley 9/2014, de 9 de mayo, General de Telecomunicaciones	Law 9/2014 on Telecommunications	
France	Code monétaire et financier Partie législative Livre 1er Titre V : les relations financières avec l'étranger Articles L.151-1 à L.151-7	Financial and monetary code Legal section Book I Title V : Financial dealings with foreign countries Articles L.151-1 to L.151-7 (unofficial translation)	DG Treasury – Ministry for Economy and Finances In French E-mail: IEFautorisations@dgtresor.gouv.fr
	Code monétaire et financier Partie réglementaire Livre 1er Titre V : les relations financières avec l'étranger Chapitre 1er : Investissements étrangers soumis à autorisation Articles R.151-1 à R.153-18 Article R. 151-1 à R. 151-3 Article R. 151-4 Articles R. 151-5 à R. 151-11 Articles R. 151-12 à R. 151-16 Articles R. 151-17 et R. 151-18	Financial and monetary code Infra-legal section Book I Title V : Financial dealings with foreign countries Chapter I : Investments subject to authorisation Articles R.151-1 to R.151-18 (unofficial translation)	

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	Arrêté du 31 décembre 2019 relatif aux investissements étrangers en France	Order of 31 December 2019 relating to foreign investments in France (unofficial translation)	
	Article L. 233-3 du code de commerce Article L. 430-1 du code de commerce	French Commercial Code Article L.233-3, Article L.430-1 (unofficial translation)	
	Article 459 du code des douanes (sanctions pénales)	Article 459 of the Customs code (penal sanctions)	
Italy	Decreto-legge 15 marzo 2012, n. 21 "Norme in materia di poteri speciali sugli assetti societari nei settori della difesa e della sicurezza nazionale, nonché per le attività di rilevanza strategica nei settori dell'energia, dei trasporti e delle comunicazioni" + Modifiche alla disciplina dei poteri speciali nei settori di rilevanza strategica disposta dagli artt. 3 e 4-bis del decreto-legge 21 settembre 2019, n. 105, convertito con modificazioni dalla legge 18 novembre 2019, n. 133 . + Decreto-Legge 8 aprile 2020, n. 23. "Misure urgenti in materia di accesso al credito e di adempimenti fiscali per le imprese, di poteri speciali nei settori strategici, nonché interventi in materia di salute e lavoro, di proroga di termini amministrativi e processuali." Art. 15-16	Decree law 15 March 2012, nr. 21 "Rules on special powers on corporate assets in the defense and national security sectors, as well as for activities of strategic importance in the energy, transport and communications sectors" + Amendments to the regulation on special powers in sectors of strategic importance set forth in Articles 3 and 4-bis of the decree-law 21 September 2019, n. 105, converted with amendments by law November 18, 2019, n. 133 + Decree-Law 8 April 2020, n. 23. "Urgent measures regarding access to credit and tax obligations for businesses, special powers in strategic sectors, as well as interventions in the field of health and labour, extension of administrative and procedural terms." Art. 15-16	In Italian

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	Decreto del Presidente della Repubblica 19 febbraio 2014, n. 35 "Regolamento per l'individuazione delle procedure per l'attivazione dei poteri speciali nei settori della difesa e della sicurezza nazionale, a norma dell'articolo 1, comma 8, del decreto-legge 15 marzo 2012, n. 21"	Decree of the President of the Republic 19 February 2014, nr. 35 "Regulation for the identification of procedures for the activation of special powers in the fields of defense and national security, pursuant to article 1, paragraph 8, of the decree-law 15 March 2012, nr. 21"	
	Decreto del Presidente della Repubblica 25 marzo 2014, n. 86 "Regolamento per l'individuazione delle procedure per l'attivazione dei poteri speciali nei settori dell'energia, dei trasporti e delle comunicazioni, a norma dell'articolo 2, comma 9, del decreto-legge 15 marzo 2012, n. 21"	Decree of the President of the Republic 25 March 2014, nr. 86 "Regulation for the identification of procedures for the activation of special powers in the energy, transport and communications sectors, pursuant to article 2, paragraph 9, of the decree-law 15 March 2012, nr. 21"	
	Decreto del Presidente della Repubblica 25 marzo 2014, n. 85 "Regolamento per l'individuazione degli attivi di rilevanza strategica nei settori dell'energia, dei trasporti e delle comunicazioni, a norma dell'articolo 2, comma 1, del decreto-legge 15 marzo 2012, n. 21"	Decree of the President of the Republic 25 March 2014, nr. 85 "Regulation for the identification of strategically important assets in the energy, transport and communications sectors, pursuant to article 2, paragraph 1, of Decree-Law 15 March 2012, nr. 21"	
	Decreto del Presidente del Consiglio dei ministri 6 giugno 2014, n. 108 "Regolamento per l'individuazione delle attività di rilevanza strategica per il sistema di difesa e sicurezza nazionale, a norma dell'articolo 1, comma 1, del decreto-legge 15 marzo 2012, n. 21"	Decree of the President of the Council of Ministers 6 June 2014, nr. 108 "Regulation for the identification of activities of strategic importance for the national defense and security system, pursuant to article 1, paragraph 1, of the decree-law 15 March 2012, nr. 21"	
	Decreto del Presidente del Consiglio dei ministri 6 agosto 2014 "Individuazione delle modalità organizzative e procedurali per lo svolgimento delle attività propedeutiche all'esercizio dei poteri speciali"	Decree of the President of the Council of Ministers 6 August 2014 "Identification of the organizational and procedural methods for carrying out the activities preparatory to the exercise of special powers"	

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Latvia	Nacionālās drošības likums	National Security Law , Chapter VI - Restrictions on Commercial Companies of Significance to National Security (Translation validity: 01.09.2017.–29.10.2018. Amendments not included: 04.10.2018.)	Ministry of Economy
Lithuania	Lietuvos Respublikos nacionaliniam saugumui užtikrinti svarbių objektų apsaugos įstatymas, Nr. IX-1132 (nauja redakcija Nr. XIII-992, nuo 2018-01-12)	The Law on Protection of Objects Important to Ensuring National Security of the Republic of Lithuania, No. IX-1132 (new edition No. XIII-992 dated 2018-01-12)	Sigita Vasiliauskiene Counselor of Public administration division Chancellery of the Government Tel.: +370 706 63 801 E-mail: sigita.vasiliauskiene@lrv.lt In Lithuanian
	LRV Nutarimas dėl nacionaliniam saugumui užtikrinti svarbių objektų apsaugos koordinavimo komisijos darbo tvarkos aprašo patvirtinimo, Nr. 1540 (nauja redakcija Nr. 266, nuo 2018-03-21)	Resolution on the Rules of Procedure of the Commission approved by the Government, No. 1540 (new edition No. 266 dated 21-03-2018)	
	Nutarimas dėl nacionaliniam saugumui užtikrinti svarbių įrenginių ir turto apsaugos zonų nustatymo, Nr. 1252 (nauja redakcija Nr. 746, nuo 2018-07-25)	Resolution on the Determination of the Protection Zones of Importance to National Security approved by the Government, No. 1252 (new edition No. 746 dated 25-07-2018)	
	Lietuvos Respublikos nacionaliniam saugumui užtikrinti svarbių objektų apsaugos įstatymo Nr. IX-1132 1, 2, 4, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20 straipsnių, 1, 2, 3, 4 priedų pakeitimo ir Įstatymo papildymo 13-1, 17-1, 19-1 straipsniais ir 5 priedu įstatymas, Nr. XIII-3257	The Law On The Protection Of Objects Of Importance To Ensuring National Security, No. XIII-3257	
Hungary	2018. évi LVII. törvény a Magyarország biztonsági érdekét sértő külföldi befektetések ellenőrzéséről	Act LVII of 2018 on Controlling Foreign Investments Violating Hungary's Security Interests (unofficial translation)	Ministry of Foreign Affairs and Trade – Trade Policy Department E-mail: kerpol@mfa.gov.hu

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	246/2018. (XII.17.) Korm. rendelet a Magyarország biztonsági érdekét sértő külföldi befektetések ellenőrzéséről szóló 2018. évi LVII. törvény végrehajtásáról	Government Decree 246/2018. (XII. 17.) on the Implementation of Act LVII of 2018 on Controlling Foreign Investments Violating Hungary's Security Interests (unofficial translation)	
	2020. évi LVIII. törvény a veszélyhelyzet megszűnésével összefüggő átmeneti szabályokról és a járványügyi készütségről (85. szakasz, 276. §-292. §)	Act No. LVIII of 2020 on the Transitional Rules related to the End of the State of Danger and Pandemic Preparedness (section 85. paragraphs 276-292) (unofficial translation)	
	289/2020. (VI. 17.) Korm. Rendelet a magyarországi székhelyű gazdasági társaságok gazdasági célú védelméhez szükséges tevékenységi körök meghatározásáról	Government Decree 289/2020 (VI. 17.) defining the measures required for the economic protection of companies having their seats in Hungary (unofficial translation)	
The Netherlands	Elektriciteitswet 1998 (artikel 86f) Regeling melding wijziging zeggenschap Elektriciteitswet 1998 en Gaswet	Electricity Act 1998 (article 86f) Ministerial Regulation regarding the notification of change of control Electricity Act 1998 and Gas Act	Questions and notifications must be addressed to the minister of Economic Affairs: PO Box 20401 2500 EK The Hague The Netherlands
	Gaswet (artikel 66e) Regeling melding wijziging zeggenschap Elektriciteitswet 1998 en Gaswet	Gas Act (article 66e) Ministerial Regulation regarding the notification of change of control Electricity Act 1998 and Gas Act	
Austria	Außenwirtschaftsgesetz 2011 – AuBWG 2011	Foreign Commerce Act of 2011 (Section 25a) (unofficial translation)	Federal Ministry for Digital and Economic Affairs
	Investitionskontrollgesetz sowie Änderung des Außenwirtschaftsgesetzes 2011		

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Poland	Ustawa z dnia 24 lipca 2015 r. o kontroli niektórych inwestycji Dz. U. 2015 poz. 1272 (wraz z późniejszymi zmianami)		Departament Skarbu Państwa, Kancelaria Prezesa Rady Ministrów (The Chancellery of the Prime Minister) Tel: (+48) 22 694 84 78, (+48) 22 694 84 94
	Rozporządzenie Rady Ministrów z dnia 27 grudnia 2018 r. w sprawie wykazu podmiotów podlegających ochronie Dz. U. 2018 poz. 2524		
	Ustawa z dnia 19 czerwca 2020 r. o dopłatach do oprocentowania kredytów bankowych udzielanych przedsiębiorcom dotkniętym skutkami COVID-19 oraz o uproszczonym postępowaniu o zatwierdzenie układu w związku z wystąpieniem COVID-19 Dz. U. poz. 1086 introduced among others changes to: Ustawa z dnia 24 lipca 2015 r. o kontroli niektórych inwestycji Dz.U. 2020 r. poz. 117, 284 i 1086	Act of 19 June 2020 on Subsidies on Interest on Bank Loans Granted to Entrepreneurs Affected by COVID-19 and on the Simplified Procedure for the Approval of Arrangements in Connection with COVID-19 (unofficial translation) introduced among others changes to: Act of 24 July 2015 on the Control of Certain Investments (Journal of Laws 2020, items 117, 284, and 1086).	
Portugal	Decreto-Lei n.º 138/2014, publicado no Diário da República, 1.ª série, N.º 177, 15 de setembro - que estabelece o regime de salvaguarda de ativos estratégicos essenciais para garantir a segurança da defesa e segurança nacional e do aprovisionamento do País em serviços fundamentais para o interesse nacional, nas áreas da energia, dos transportes e comunicações	Decree-Law n.º. 138/2014, of 15 September, published in the DR n.º 177, series I, from 15.09.2014	
Romania	Legea nr. 21 din 10 aprilie 1996 a CONCURENȚEI – Republicată Art. 47 (9)-(12)	Law of competition 21 of April 10th 1996 Republished and amended Art. 47 (9)-(12)	Competition Council E-mail: office@consiliulconcurrentei.ro

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Finland	In Finnish: Laki ulkomaalaisten yritysostojen seurannasta (172/2012) - amendment 496/2014	Act on the Screening of Foreign Corporate Acquisitions (172/2012) (unofficial translation)	Ministry of Economic Affairs and Employment In English
	In Swedish: Lag om tillsyn över utlänningars företagsköp		
Finland	In Finnish: Laki eräiden kiinteistönhankintojen luvanvaraisuudesta (470/2019)	Act on transfers of real estate property requiring special permission (470/2019)	Ministry of Defence E-mail: kirjaamo@defmin.fi
	In Swedish: Lag om tillståndsplikt för vissa fastighetsförvärv (470/2019)		

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United Kingdom ¹	Part 3 of the Enterprise Act 2002 (Sections 42 to 68 and relevant schedules)		

¹ The Withdrawal Agreement between the European Union and the United Kingdom entered into force on 1 February 2020.