## Lodgement of an ENS for road and rail as of 01/09/2025(in the Member States that did not request for a derogation)

ICS2 Release 3 transition as well as the deployment window that was granted to certain economic operators to start filing the entry summary declaration (ENS) therein will end on 01/09/2025. All EU Member States have deployed ICS2 for all means of transport, including road and rail traffic, on time. However, some of them have requested to be granted a **temporary derogation**, in accordance with Article 6(4) and 8(2) of the UCC, to allow **road and rail** economic operators a longer transition to the use of the ICS2.

In addition, since the national customs authority may allow the ENS be submitted combined with the transit declaration using NCTS P6 (opt-in), a derogation can also be granted for the use of NCTS P6 (opt-in) where the Member States have not yet implemented the system.

**However, the Member States listed below did not request any derogation**, neither for ICS2 road and rail, nor for the NCTS P6 (opt-in) implementation. **Therefore, goods entering the EU customs territory through those Member States by road and rail,**  **including goods in postal consignments, must be covered by an** **ENS submitted in ICS2 and complying with the requirements for road and rail from 1 September 2025. This applies to all economic operators, irrespective of the country of their EORI registration.**

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| **Member State** | **Derogation** | **NCTS P6** | **System(s) to be used as of 01/09/2025 to collect ENS** |
| Bulgaria | No | NCTS P6 opt-in | ICS2 and NCTS P6 (for goods in postal consignments ICS2 only) |
| Cyprus | No | NCTS P6 opt-out | ICS2 |
| Czechia | No | NCTS P6 opt-out | ICS2 |
| Denmark | No | NCTS P6 opt-out | ICS2 |
| Estonia | No | NCTS P6 opt-in | ICS2 and NCTS P6 (for goods in postal consignments ICS2 only) |
| Germany | No | NCTS P6 opt-out | ICS2 |
| Greece | No | NCTS P6 opt-out | ICS2 |
| Malta | No | NCTS P6 opt-out | ICS2 |
| Netherlands | No | NCTS P6 opt-out | ICS2 |
| Portugal | No | NCTS P6 opt-out | ICS2 |
| Slovenia | No | NCTS P6 opt-out | ICS2 |
| Sweden | No | NCTS P6 opt-out | ICS2 |

If a Member State has implemented NCTS P6 (opt-in), lodgement of an ENS using ICS2 can be waived, if the safety and security data is included in the transit declaration lodged using NCTS P6 (opt-in) and if that transit declaration is lodged within the time limits for the lodgement of an ENS.

Where a Member State did not ask for a derogation and implemented NCTS P6 (opt-out), the ENS must be lodged using ICS2 exclusively as from 01/09/2025 (use of NCTS P5 must end on 31/08/2025).

ENS **for goods in postal consignments** transported by road or rail must also be lodged using ICS2 from 01/09/2025.

Use of ICS, NCTS P5 or any other IT system for the lodgement of the ENS in Member States, which did not apply for a derogation or did not implement NCTS P6 (opt-in), is not allowed.

Activation of Business Continuity Plan for economic operators that are not ready is not permitted. Such EOs should use ICS2 STI-STP or representatives to submit the ENS into ICS2.