STATUTORY INSTRUMENTS

1963 No. 1464

CUSTOMS AND EXCISE

The Composite Goods Order 1963

Made - - - -	*27th August* 1963
Laid before the House of Commons	*30th August* 1963
Coming into Operation	*4th September* 1963

Whereas the continued use of the Customs Tariff 1959, in classifying goods for customs purposes, has been authorised by the Import Duties (General) (No. 3) Order 1961(a) and the composite goods to which this Order applies require to be classified accordingly:

And whereas it appears to the Treasury on the recommendation of the Commissioners of Customs and Excise that, in respect of composite goods of any description specified or indicated in this Order which are chargeable with duty in respect of hydrocarbon oil contained in them as a part or ingredient, it is inconvenient, and of no material advantage to the revenue or to importers of goods of any such description, to charge duty according to the quantity of hydrocarbon oil appearing to be used in the manufacture or preparation of the goods (as provided by section 259(1) of the Customs and Excise Act 1952(b), which section is in this Order referred to as "the principal section"):

Now, therefore, the Lords Commissioners of Her Majesty's Treasury, by virtue of the powers conferred on them by Schedule 2 to the Finance Act 1957(c), hereby make the following order:—

1. Any composite goods which, apart from small proportions of colouring matter or of additives, consist wholly of hydrocarbon oil shall be treated for the purpose of the duty of customs chargeable thereon as consisting wholly of hydrocarbon oil.

2. Subject to the provisions of the next following Article, in the case of composite goods which fall to be classified in any of the tariff subheadings indicated in the first column of the schedule to this Order (the general descriptions of which are indicated in the second column of that schedule), the duty of customs chargeable under the principal section in respect of hydrocarbon oils contained in the goods as a part or ingredient of them shall be calculated at the rate of 5½ per cent. of the value of the goods.

3. In the case of composite goods which are solutions of alkyd resins incorporating vegetable oils or their fatty acids or both and which fall to be classified in any of the following tariff subheadings namely:—

32.09(C)(1)(*b*)(i)(I)(z)
32.09(C)(3)(*a*)(i)(I)
39.01(E)(1)(*a*)(i)

(a) S.I. 1961/403 (1961 I, p. 585). (b) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 44.
(c) 5 & 6 Eliz. 2. c. 49.

the duty of customs chargeable under the principal section in respect of hydrocarbon oils contained in the goods as a part or ingredient of them shall be calculated at the rate of $10\frac{1}{2}$ per cent. of the value of the goods.

4. Save as provided by Articles 1, 2 and 3 of this Order, composite goods shall be treated for the purposes of the said duty as not containing any hydrocarbon oil.

5. In this Order, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them: —

"composite goods" means goods which contain as a part or ingredient of them any article chargeable with hydrocarbon oil duty;

"tariff subheading" means a subheading of the Customs Tariff 1959 as defined in Article 1(1) of the Import Duties (General) (No. 3) Order 1961;

"hydrocarbon oils" and "light oils" have the same meanings as in section 195 of the Customs and Excise Act 1952;

"additive" means any substance commonly added in small proportions to hydrocarbon oils for the purpose of improving or modifying their quality or characteristics as fuel or as lubricants.

6.—(1) This Order may be cited as the Composite Goods Order 1963.

(2) The Interpretation Act 1889(a) applies for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) This Order shall come into operation on the 4th September 1963.

(4) The Composite Goods Order 1962(b) is hereby revoked.

John Hill.
M. A. Hamilton,
Two of the Lords Commissioners of Her Majesty's Treasury.

27th August 1963.

(a) 52 & 53 Vict. c. 63. (b) S.I. 1962/742 (1962 I, p. 746).

SCHEDULE

Goods chargeable with hydrocarbon oil duty at the rate, subject to Article 3 of this Order, of 5½ per cent. in respect of hydrocarbon oils contained in them as a part or ingredient.

Tariff Subheading	*General description of goods*
	The following, containing light oils:—
27.10(B)(1)	Preparations containing not less than 70 per cent. by weight of petroleum or shale oils.
32.09(C)(1)(*b*)(i)	Varnishes, lacquers, paints and enamels.
32.09(C)(3)(*a*)	Distempers and pigments.
32.09(C)(4)(*a*)	
34.03(B)(1)	Lubricating preparations containing less than 70 per cent. by weight of petroleum or shale oils.
34.05(A)	Polishes and creams, for footwear, furniture or floors, metal polishes and similar preparations.
38.11(B)(1)(*a*)	Disinfectants, insecticides, fungicides, weed-killers, anti-sprouting products, rat poisons and similar products.
38.11(B)(2)(*a*)	
38.18(B)(1)(*a*)	Composite solvents and thinners for varnishes and similar products.
38.18(B)(2)(*a*)	
38.19(IJ)(1)(*a*)	Products and preparations of the chemical or allied industries.
38.19(IJ)(2)(*a*)	
39.01(E)(1)	Condensation, polycondensation and poly-addition products.
40.06(C)	Rubber or synthetic rubber solutions, etc.

EXPLANATORY NOTE

(This Note does not form part of the Order, but is intended to indicate its general purport.)

This Order revokes and replaces the Composite Goods Order 1962.

In the case of imported composite goods containing hydrocarbon oil as an ingredient, this Order continues the provisions of the 1962 Order for duty to be charged in respect of that oil at average rates, and for certain composite goods to be treated as not containing oil, or as consisting wholly of oil. The average rate of duty remains at 5½ per cent. *ad valorem* generally in respect of the composite goods described in the schedule to the Order, but is increased to 10½ per cent. for certain of those goods, namely, solutions of alkyd resins incorporating vegetable oils or their fatty acids or both.

The provisions of the 1962 Order relating to duties on composite goods containing sugar, invert sugar, glucose, cocoa, coffee or chicory, have ceased to have effect and have not been replaced.