STATUTORY INSTRUMENTS

1980 No. 761

CUSTOMS AND EXCISE

The Control of Movement of Goods Regulations 1980

Made - - - -	*3rd June* 1980
Laid before Parliament	*11th June* 1980
Coming into Operation	*2nd July* 1980

The Commissioners of Customs and Excise, in exercise of the powers conferred upon them by section 31 of the Customs and Excise Management Act 1979**(a)** and of all other powers enabling them in that behalf, hereby make the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Control of Movement of Goods Regulations 1980 and shall come into operation on 2nd July 1980.

Interpretation

2. In these Regulations—

"the Act" means the Customs and Excise Management Act 1979;

"approved place"—

(*a*) in relation to imported goods means a place approved by the Commissioners under section 20 or 25 of the Act for the clearance out of charge of such goods, and

(*b*) in relation to goods intended for export means a place appointed under section 159 of the Act for the examination of goods which is approved by the Commissioners under section 31 of the Act for the examination of such goods before their movement to a place of exportation;

"removal" means a movement of goods which is authorised under Regulation 4 or 5 of these Regulations and "remove" and "removed" shall be construed accordingly.

3.—(1) These Regulations shall not apply where any goods are moved under the internal or external Community transit procedure.

(2) The application of Regulations 6 and 8 of these Regulations to goods carried under the provisions of an international convention having effect in the United Kingdom shall be without prejudice to any such provisions.

Restrictions on the movement of goods

4.—(1) No imported goods not yet cleared from customs or excise charge shall be moved between their place of importation and an approved place unless the movement is authorised by the proper officer upon application made to him.

(a) 1979 c. 2.

(2) Save as the Commissioners otherwise allow, application under paragraph (1) above shall be made by the importer or by the person in charge of the goods on form No. 1 in the Schedule hereto or on a form to the like effect prescribed by the Commissioners.

5.—(1) No goods intended for export and made available at an approved place for the purposes of examination shall be moved between such approved place and a place of exportation unless the movement is authorised by the proper officer upon application made to him.

(2) Save as the Commissioners otherwise allow, application under paragraph (1) above shall be made by the exporter or by the person in charge of the goods on form No. 2 in the Schedule hereto or on a form to the like effect prescribed by the Commissioners.

6.—(1) The Commissioners may in respect of any class or description of goods require that vehicles or containers in which goods of a particular class or description are removed shall be of a type specified by them for the removal of such goods.

(2) Save as provided by paragraph (3) below, no person shall remove any goods in respect of which a requirement under paragraph (1) above has been imposed unless the vehicle or container in which they are carried conforms to such requirement.

(3) The proper officer upon application made to him by the person in charge of goods to be removed may for the purposes of the removal in question relax any requirement imposed under paragraph (1) above.

7. Vehicles and containers proceeding under a removal shall be moved by such routes as the Commissioners may specify.

Security of vehicles and containers

8.—(1) Before any goods are removed the vehicle or container carrying the goods shall be secured or identified by any such seals, locks or marks as the Commissioners may specify.

(2) Where in the United Kingdom seals, locks or marks are affixed for any customs or excise purpose in order to secure or identify vehicles or containers carrying goods which are to be removed they shall be so affixed by the proper officer or by such other person as the Commissioners may authorise.

9.—(1) Save in the circumstances hereunder mentioned, no person shall at any time during a removal—

(*a*) wilfully break, open or remove any seal, lock or mark affixed for any customs or excise purpose to a vehicle or container; or

(*b*) load or unload or assist in the loading or unloading of a vehicle or container.

(2) The circumstances referred to in paragraph (1) above are—

(*a*) where authorisation has been given by the proper officer; or

(*b*) in accordance with any general or special permission given by the Commissioners; or

(*c*) in an emergency in order to safeguard the goods or to protect life or property.

Completion of removals, time limits and accidents

10. Save as the Commissioners otherwise allow, the person in charge of goods proceeding under a removal shall complete the removal by producing the goods together with the vehicle or container in which they are carried to the proper officer at the approved place, or in the case of goods intended for export at the place of exportation.

11. The person in charge of goods proceeding under a removal shall complete the removal within such period as the Commissioners may specify.

12. Where as a result of an accident or other occurrence arising during a removal a vehicle or container is delayed or diverted from a specified route the person in charge of the goods shall as soon as practicable give sufficient notification of the accident or occurrence as required by the Commissioners to the local office of customs and excise.

N. Godfrey,
Commissioner of Customs and Excise.

3rd June 1980.
King's Beam House,
Mark Lane,
London, EC3R 7HE.

SCHEDULE

Form No. 1

Regulation 4(2)

Approved place to which the goods are to be removed

FOR OFFICIAL USE

Consecutive number

Port or place of importation date stamp

REMOVAL OF IMPORTED GOODS IN CONTAINERS/VEHICLES TO AN APPROVED PLACE FOR CLEARANCE

*Ordinary Bond/General Bond/Undertaking

reference..... dated.....

given by .....

Containers/vehicles listed hereon produced and identified.
Removal to approved place authorised.
Delivered under seal/Crown lock.
*Bond/Undertaking in force.

.....Officer

Ship's nationality

Date of report

Ship's name/Flight number

Port or place of importation

Place of discharge

Rotation number

Written off on ship's report. All particulars agree except:—

....Initials

CONTROL OF CONTAINERS/VEHICLES

Marks & Numbers of containers/ vehicles	†Marks & Numbers; No. & kind of packages, etc.	†Description of goods	Entry particulars	Whether cleared at Port. Insert 'YES' or 'NO'	Insert particulars of seals or Crown locks

†*Note: These particulars may be given by attaching manifests or loading lists*

APPROVED PLACE

All the goods specified hereon **and in the documents attached* have been duly entered or otherwise accounted for.

..... Signature and grade

..... Date

..... Officer

..... Surveyor

Consecutive number

Approved place date stamp

Applicant's address (if not as at approved place)

Applicant's Company and telephone number

REQUEST TO REMOVE

I request authorisation to remove the goods listed hereon from the place of importation to the approved place shown above.

I declare the particulars on this form **and in the documents attached* to be true and complete.

Applicant's name and status **importer* **agent* **person in charge of goods*

Date

Signature

**Delete as necessary*

Form No. 2

Regulation 5(2)

Approved place from which the goods are to be removed

FOR OFFICIAL USE

Consecutive number	Approved place date stamp

REMOVAL OF GOODS IN CONTAINERS/VEHICLES FROM AN APPROVED PLACE FOR EXPORTATION

Notes:—1. When goods do not require entry before shipment complete only column 1.

2. When goods require entry before shipment, either
(*a*) complete all columns, OR
(*b*) complete columns 1 and 4 and attach two copies of container manifests or loading lists.

*Containers/vehicles listed hereon produced.
*Sealed as shown below.

Removal to place of shipment authorised.

..... Officer

Ship's nationality	
Ship's name/Flight number	Port or place of shipment

1	2	3	4	INSERT (*a*) Identifying particulars of official or other seals affixed OR (*b*) 'CR' for containers/vehicles containing goods requiring entry before shipment but which are not sealed
Marks & numbers of containers/ vehicles	Marks & numbers; No. & kind of packages etc.	Description of goods	Type of entry	
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....
.....	.....	.....	.....	.....

PORT OR PLACE OF SHIPMENT

*Containers/vehicles shown hereon produced, identified
*Seals intact

Certificate of shipment.....

Rotation number.....

Date of clearance.....

Date of shipment.....

Date of sailing.....

.....Officer

Port or place of shipment date stamp

Applicant's address (if not as at approved place)

Applicant's company and telephone number

Applicant's name and status *exporter *agent *person in charge of goods

Date

Signature

REQUEST TO REMOVE

I request authorisation to remove the goods listed hereon from the approved place to the place of shipment shown above.

I declare the particulars on this form *and in the documents attached* to be true and complete.

**Delete as necessary*

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations prescribe the procedure for the movement within the United Kingdom of—

(*a*) imported goods which are to be cleared at an approved place other than at their port of importation or place of landing; and

(*b*) goods for exportation which are presented for customs examination prior to their movement to the port or place of exportation at a place approved for such examination.

In relation to such goods, the Regulations—

(1) require application to be made in due form before a movement begins;

(2) require that they shall be carried in vehicles or containers which are suitable having regard to their class or description;

(3) enable the Commissioners to impose requirements as to routes and time limits for movements;

(4) provide that vehicles or containers in which they are carried shall be adequately secured or identified and enable the Commissioners to specify the seals, locks or marks to be used for that purpose and the person or persons who may affix and remove them;

(5) prohibit unauthorised loading or unloading of vehicles or containers or interference with their security during a movement; and

(6) require their production at the destination, and require notification to be given of delays or diversions from specified routes.

The Regulations do not affect goods travelling to or from bonded warehouses, licensed or registered factories or goods travelling under the Community transit procedure.