STATUTORY INSTRUMENTS

1982 No. 1145

CUSTOMS AND EXCISE

The Customs Duties (ECSC) Provisional Anti-Dumping (Amendment) Order 1982

Made - - - - - - - - - - - - - - -	*9th August* 1982
Laid before the House of Commons	*9th August* 1982
Coming into Operation	*10th August* 1982

The Secretary of State, in exercise of the powers conferred on him by section 6(1) and (2) of the Finance Act 1978**(a)** and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Customs Duties (ECSC) Provisional Anti-Dumping (Amendment) Order 1982 and shall come into operation on 10th August 1982.

2. Article 3 of the Customs Duties (ECSC) Provisional Anti-Dumping Order 1982**(b)** shall be amended so that the duty chargeable by virtue of Article 2 of that Order on the importation of the goods specified therein (certain sheets and plates of iron or steel originating in Brazil) into the United Kingdom on or after 31st July 1982 shall be determined by applying the provisions of Article 1(2) and (3) of Commission Recommendation No. 1104/82/ECSC**(c)** as replaced by Article 1 of Commission Recommendation No. 2086/82/ECSC**(d)**.

Iain Sproat,
Parliament Under-Secretary of State,
Department of Trade.

9th August 1982.

(a) 1978 c. 42.
(b) S.I. 1982/747.
(c) OJ No L128, 11.3.1982, p. 9.
(d) OJ No L221, 30.7.1982, p. 17.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Customs Duties (ECSC) Provisional Anti-Dumping Order 1982 which imposed a provisional anti-dumping duty on imports into the United Kingdom of certain sheets and plates of iron or steel originating in Brazil. It provides for the alteration of the rate of duty chargeable on imports into the United Kingdom on or after 31st July 1982 to give effect to Commission Recommendation No. 2086/82/ECSC which fixes the new rate of duty as:—

(i) equal to:

—50 E.C.U. per 1000 Kg net, or

—the amount by which the effective price (base price plus extras) established by contract, free-at-frontier, duty paid, is lower than the most recent effective price (basic price plus extras) published by the Commission for these products,

whichever amount is higher; but

(ii) where the products described in the Schedule to the Order referred to above are not put into free circulation on the basis of the price to the first purchaser in the Community, the amount of duty shall be equal to:

—50 E.C.U. per 1000 Kg net, or

—the amount by which the effective price (base price plus extras) established by contract, free-at-frontier, duty paid, is lower than the most recent effective price (basic price plus extras) published by the Commission for these products and increased by 15%,

whichever amount is higher;

(iii) however, where the importer is able to give proof to the satisfaction of the Commissioners of Customs and Excise of the price paid by the first purchaser, paragraph (i) above shall apply.

This differs from the rate previously in force in that it imposes a fixed rate of 50 E.C.U. per 1000 Kg net where this will result in a higher charge.

Section 6(2)(*d*) of the Finance Act 1978 enables provision to be made in respect of goods imported into the United Kingdom before the Order comes into force.

SI 1982/1145
ISBN 0-11-027145-9

