COMMISSION REGULATION (EEC) No 137/80

of 9 January 1980

amending for the fourth time Regulation (EEC) No 223/77 on provisions for the implementation of the Community transit procedure and for certain simplifications of that procedure

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Regulation (EEC) No 222/77 of 13 December 1976 on Community transit (1), and in particular Article 57 thereof,

Whereas Commission Regulation (EEC) No 223/77 (2), as last amended by Regulation (EEC) No 1964/79 (3), provides that forms used in the Community transit procedure should conform to a prescribed specimen ;

Whereas experience of the use of the Control Copy T No 5 has shown that there is a need for a continuation sheet for this form ;

Whereas Regulation (EEC) No 223/77 should therefore be amended ;

Whereas the measures provided for in this Regulation are in accordance with the opinion of the Community Transit Committee,

HAS ADOPTED THIS REGULATION :

Article 1

Regulation (EEC) No 223/77 is hereby amended as follows :

1. Article 1 (3) is replaced by the following :

'3. The forms to be completed as the special Community transit document hereinafter referred to as "Control Copy T No 5" as proof that the goods have been used for a specific purpose and/or have arrived at a prescribed destination shall conform, except as regards the dimensions of the boxes wholly or partly delineated by dotted lines, to the specimens T 5 and T 5 *bis* in Annexes VI and VI A. The Control Copy T No 5 shall be issued and used in accordance with the provisions of Articles 10 to 13.'

2. Article 2 (11) is replaced by the following :

'11. The provisions of paragraphs (2), (4), (5), (a), (6) first and second subparagraphs, (9) and (10) second and third subparagraphs, shall apply also to Control Copy T No 5. However, the guilloche patterned background referred to in paragraph 2 shall be blue for the front and back of the original of the Control Copy T No 5 and for the front of the original of continuation sheet T 5 *bis*.'

3. Article 10 is replaced by the following :

'*Article 10*

1. Proof that the conditions prescribed by a Community measure as to the use and/or destination of goods imported into, exported from, or moving within the Community have been complied with, shall be furnished by production of Control Copy T No 5. A Control Copy T No 5 is a completed form T 5, accompanied, if necessary, in the circumstances referred to in paragraph 2 and 3, by one or more forms T 5 *bis*.

2. The competent customs authorities of each Member State may allow undertakings established in their territory to supplement a Control Copy T No 5 with one or more continuation sheets T 5 *bis* in cases where all the forms relate to a single consignment of goods, which are loaded on one single means of transport, and are destined for a single consignee and a single use and/or destination.

3. Where continuation sheets T 5 *bis* are used, the undertaking given by the person concerned in box 108 of the Control Copy T No 5 is to be worded as follows : "The person concerned, represented by ..... hereby undertakes to ensure the declared use and/or destination of the goods described above and in the continuation sheet(s) T 5 *bis* attached."

4. The number of continuation sheets T 5 *bis* used and their printed serial numbers shall be shown in box 107 of the Control Copy T No 5 which they accompany. The registration number of the Control Copy T No 5 shall be shown in the box for registration particulars of each continuation sheet T 5 *bis*.'

(1) OJ No L 38, 9. 2. 1977, p. 1.
(2) OJ No L 38, 9. 2. 1977, p. 20.
(3) OJ No L 227, 7. 9. 1979, p. 12.

4. Article 11 is amended as follows :

— in paragraph 1, the words 'Control Copy T No 5 shall be made out' are replaced by 'Control Copy T No 5 and, where appropriate, continuation sheets T 5 *bis,* shall be made out' ;

— in paragraph 2, the words 'Control Copy T No 5 shall' are replaced by 'Control Copy T No 5 and, where appropriate, continuation sheets T 5 *bis,* shall'.

5. The Annex to this Regulation shall be inserted as Annex VI A.

Article 2

This Regulation shall enter into force on 1 August 1980.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 9 January 1980.

For the Commission

Étienne DAVIGNON

Member of the Commission

COMMUNITY TRANSIT CONTINUATION SHEET **No A** 000000

T BIS

1 Continuation sheet attached to Control Copy T no 5 bearing serial number

(For national use) REGISTRATION

5 **ORIGINAL**

1

41 Marks, numbers, number and kind of packages; description of goods (1)

43 Gross weight

49 Net weight

ADDITIONAL INFORMATION (2)

100 (For national use)	101 C.C.T. heading No	102 (For national use)	103 Net weight (in words)

105 Import licence/export licence/advance fixing certificate (3) issued on by under No

2

41 Marks, numbers, number and kind of packages; description of goods (1)

43 Gross weight

49 Net weight

ADDITIONAL INFORMATION (2)

100 (For national use)	101 C.C.T. heading No	102 (For national use)	103 Net weight (in words)

105 Import licence/export licence/advance fixing certificate (3) issued on by under No

3

41 Marks, numbers, number and kind of packages; description of goods (1)

43 Gross weight

49 Net weight

ADDITIONAL INFORMATION (2)

100 (For national use)	101 C.C.T. heading No	102 (For national use)	103 Net weight (in words)

105 Import licence/export licence/advance fixing certificate (3) issued on by under No

At....., on .....

(Signature of person concerned)

IMPORTANT: A continuation sheet T 5 BIS may be used only when the goods to which it relates are for the same use and/or destination as the goods shown on the Control Copy T No 5 to which it is attached.

(1) When agricultural products are exported, they must be described in accordance with the nomenclature used for refund purposes.
(2) To be completed in accordance with the appropriate Community rules.
(3) Delete as necessary.

COMMUNITY TRANSIT CONTINUATION SHEET

No A 000000

T BIS

1 Continuation sheet attached to Control Copy T no 5 bearing serial number

(For national use) REGISTRATION

5 **COPY**

1

41 Marks, numbers, number and kind of packages; description of goods (1)

43 Gross weight

49 Net weight

ADDITIONAL INFORMATION (2)

100 (For national use)	**101** C.C.T. heading No	**102** (For national use)	**103** Net weight (in words)

105 Import licence/export licence/advance fixing certificate (3) issued on by under No

2

41 Marks, numbers, number and kind of packages; description of goods (1)

43 Gross weight

49 Net weight

ADDITIONAL INFORMATION (2)

100 (For national use)	**101** C.C.T. heading No	**102** – (For national use)	**103** Net weight (in words)

105 Import licence/export licence/advance fixing certificate (3) issued on by under No

3

41 Marks, numbers, number and kind of packages; description of goods (1)

43 Gross weight

49 Net weight

ADDITIONAL INFORMATION (2)

100 (For national use)	**101** C.C.T. heading No	**102** (For national use)	**103** Net weight (in words)

105 Import licence/export licence/advance fixing certificate (3) issued on by under No

At....., on .....

(Signature of person concerned)

IMPORTANT: A continuation sheet T 5 BIS may be used only when the goods to which it relates are for the same use and/or destination as the goods shown on the Control Copy T No 5 to which it is attached.

(1) When agricultural products are exported, they must be described in accordance with the nomenclature used for refund purposes.
(2) To be completed in accordance with the appropriate Community rules.
(3) Delete as necessary.