1974 No. 28

CUSTOMS AND EXCISE

The Export of Goods (Control) (Amendment) Order 1974

Made - - - 4*th January* 1974

Coming into Operation 25*th January* 1974

The Secretary of State, in exercise of the powers conferred by section 1 of the Import, Export and Customs Powers (Defence) Act 1939(**a**) and now vested in him(**b**), hereby orders as follows:

1. This Order may be cited as the Export of Goods (Control) (Amendment) Order 1974 and shall come into operation on 25th January 1974.

2. The Interpretation Act 1889(**c**) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

3. The Export of Goods (Control) Order 1970(**d**), as amended(**e**), shall have effect as if:

(*a*) at the end of article 5(1) (certain exceptions to export control) there were added the following: –

"*Cocoa*

(*m*) cocoa products, that is to say cocoa beans, whole or broken, raw or roasted, cocoa paste (in bulk or in block) whether or not defatted, cocoa butter (fat or oil) and unsweetened cocoa powder

(i) to any place in the area of the European Economic Community,

(ii) to any destination if imported into the United Kingdom for transhipment or

(iii) to any destination if subject to a certificate of export, produced to the proper officer of Customs and Excise at the place of export, as provided for by Regulation (EEC) No. 3135/73(**f**) (relating to the International Cocoa Agreement).";

(**a**) 1939 c. 69.
(**b**) *See* S.I. 1970/1537 (1970 III, p. 5293).
(**c**) 1889 c. 63.
(**d**) S.I. 1970/1288 (1970 III, p. 4270).
(**e**) The amending Orders are not relevant to the subject matter of this Order.
(**f**) O.J. No. L. 324, 24.11.1973, p. 20.

(*b*) in Group 8 of Schedule 1 there were added the following:
"Cocoa products, the following:—
(1) Cocoa beans, whole or broken, raw or roasted.....A
(2) Cocoa paste (in bulk or in block), whether or not defatted...A
(3) Cocoa butter (fat or oil).....A
(4) Cocoa powder, unsweetened .....A".

B. M. Eyles,
An Assistant Secretary,
4th January 1974. Department of Trade and Industry.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order further amends the Export of Goods (Control) Order 1970. It imposes export control on cocoa products (as defined in Article 3 of the Order) to destinations outside the area of the European Economic Community unless they were imported into the United Kingdom for transhipment or unless a certificate has been issued in respect of the export under Regulation (EEC) No. 3135/73, relating to the International Cocoa Agreement.

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