STATUTORY INSTRUMENTS

# 1975 No. 1266

# CUSTOMS AND EXCISE

## The Import Duties (General) (No. 3) Order 1975

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| *Made* - - - - | 30*th July* 1975 |
| *Laid before the House of Commons* - | 31*st July* 1975 |
| *Coming into Operation* | 1*st August* 1975 |

The Lords Commissioners of Her Majesty's Treasury, by virtue of the powers conferred on them by sections 1, 2, 3(6) and 13 of the Import Duties Act 1958**(a)**, as amended**(b)**, and of all other powers enabling them in that behalf, on the recommendation of the Secretary of State**(c)**, hereby make the following Order:

**1.**—(1) This Order may be cited as the Import Duties (General) (No. 3) Order 1975 and shall come into operation on 1st August 1975.

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

(3) This Order does not increase duties of customs otherwise than in pursuance of a Community obligation.

**2.** The Import Duties (General) (No. 5) Order 1974**(e)**, as amended**(f)**, shall be further amended as specified in the Schedule hereto.

**3.** In Article 4(*b*) of the Import Duties (Temporary Reductions and Exemptions) (No. 21) Order 1974**(g)** and in Article 4(2) of the Import Duties (Temporary Reductions and Exemptions) (No. 10) Order 1975**(h)** the words "Part I of" shall be deleted.

*M. Cocks,*
*Donald R. Coleman,*
Two of the Lords Commissioners of Her Majesty's Treasury.

30th July 1975.

**(a)** 1958 c. 6.
**(b)** *See* section 5(5) of, and paragraph 1 of Schedule 4 to, the European Communities Act 1972 (c. 68).
**(c)** *See* S.I. 1970/1537 (1970 III, p. 5293).
**(d)** 1889 c. 63.
**(e)** S.I. 1974/2020 (1974 III, p. 7059).
**(f)** *See* S.I. 1974/2074, 1975/1064 (1974 III, p. 8095; 1975 II, p. 3716).
**(g)** S I. 1974/2163 (1974 III, p. 8449).
**(h)** S.I. 1975/1065 (1975 II, p. 3721).

Article 2

## SCHEDULE

AMENDMENTS TO IMPORT DUTIES (GENERAL) (NO. 5) ORDER 1974

1. In Article 7(2) and (3) the words "Part I of" shall be deleted.

2. For Article 8 there shall be substituted the following Article:—

"(f) *African, Caribbean and Pacific States and Overseas Countries and Territories associated with the European Economic Community*

8.—(1) No import duty shall be charged in the case of goods of a country named in Part I of Schedule 6 hereto, unless—

(*a*) the goods fall within a heading or subheading specified in Part II of that Schedule and, where a description is specified, are of that description; or

(*b*) the goods fall within a subheading specified in column 1 of Part III of that Schedule, in which case duty shall be charged at the rate shown in column 2 of that Part.

(2) For the purposes of this Article goods shall be regarded as goods of any such country by applying the provisions relating to origin of goods in Regulations (EEC) 1598/75 and 1957/75(a)".

3. Article 8A shall be deleted.

4. For Schedule 4 there shall be substituted the following Schedule:—

"SCHEDULE 4

COUNTRIES REFERRED TO IN ARTICLE 7(2) AND (3) OF THE ORDER

Cyprus
Malta
Papua New Guinea".

5. There shall be added to the countries named in Part I of Schedule 6 the following countries and Parts II and III of Schedule 6 shall be construed accordingly:—

"*Overseas Countries and Territories*

Anglo-French Condominium of the New Hebrides
Belize
British Antarctic Territory
British Indian Ocean Territory
British Solomon Islands Protectorate
British Virgin Islands
Brunei
Cayman Islands
Central and Southern Line Islands
Comoro Archipelago
Falkland Islands and Dependencies
French Polynesia
French Southern and Antarctic Territories
Gilbert and Ellice Islands Colony
Montserrat

(a) O.J. No. L166, 28.6.1975, p. 1, and No. L201, 31.7.75.

Netherlands Antilles (Aruba, Bonaire, Curacao and St. Maarten, Saba, St. Eustatius)
New Caledonia and Dependencies
Pitcairn
St. Helena and Dependencies
St. Pierre and Miquelon
The Seychelles
Surinam
Territory of the Afars and Issas
Turks and Caicos Islands
Wallis and Futuna Islands
West Indies Associated States: Antigua; Dominica; St. Lucia; St. Vincent; St. Christopher, Nevis and Anguilla."

## EXPLANATORY NOTE

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

This Order, which comes into operation on 1st August 1975, further amends the Import Duties (General) (No. 5) Order 1974 which sets out the UK Customs Tariff and the protective import duties chargeable in accordance with it.

This Order implements certain trade provisions relating to the Overseas Countries and Territories associated with the European Economic Community similar to those of the Lomé Convention implemented by the Import Duties (General) (No. 1) Order 1975.

The standstill tariff arrangements, i.e. the rates prefixed by "S" in column 3 and prefixed by "C2"—or unprefixed—in column 5 of Schedule 1 to the Import Duties (General) (No. 5) Order 1974 (the "S" rates and the "C2" rates), which applied to goods of most of those countries since 1st January 1974, are replaced by new arrangements which provide for exemption from import duty for all goods of the countries added to those in Part I of Schedule 6 to the 1974 Order, as amended, with the exception of those goods specified in Part II (certain temperate horticultural products) and in Part III (certain citrus fruits). Specific reductions in duty are applied to goods in Part III.

The amendment to Schedule 4 provides for the existing "C2" or "S" rates to continue to apply to Cyprus, Malta and Papua New Guinea only.

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