STATUTORY INSTRUMENTS

1974 No. 2072

CUSTOMS AND EXCISE

The Import Duties (Morocco and Tunisia) (Reductions) Order 1974

Made - - - - - - -	*9th December* 1974
Laid before the House of Commons	*11th December* 1974
Coming into Operation - -	*1st January* 1975

The Lords Commissioners of Her Majesty's Treasury, by virtue of the powers conferred on them by sections 1, 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 (Morocco and Tunisia) (Reductions) Order 1974 and shall come into operation on 1st January 1975.

(2) In this Order:—

(*a*) References to goods originating in Morocco are references to goods which—

(i) are to be regarded under the Agreement, signed on 31st March 1969 between the European Economic Community and Morocco**(d)** as originating in Morocco or,

(ii) being products of a class excluded from the scope of the Protocol to the said Agreement (relating to origin of goods), are nevertheless goods of Morocco.

(*b*) References to goods originating in Tunisia are references to goods which—

(i) are to be regarded under the Agreement, signed on 28th March 1969, between the European Economic Community and Tunisia**(e)** as originating in Tunisia or,

(ii) being products of a class excluded from the scope of the Protocol to the said Agreement (relating to origin of goods), are nevertheless goods of Tunisia.

(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) The Agreement is annexed to Regulation (EEC) 2285/73 (O.J. No. L239 27.8.1973, p.1).

(e) The Agreement is annexed to Regulation (EEC) 2286/73 (O.J. No. L239 27.8.1973, p.105).

(*c*) "The full rate" and "the "M" rate" in relation to goods of any heading or subheading of the Customs Tariff 1959 mean respectively the rate which is shown in relation to such goods not prefixed by a letter or prefixed by the letter "F" in column 3 and the rate prefixed by the letter "M" in column 4 of Schedule 1 to the Import Duties (General) (No. 5) Order 1974**(a)** (being the rate applicable to goods satisfying the requisite conditions to benefit from the eventual abolition of customs duties in trade between member States of the European Economic Community).

(*d*) The abbreviations used in Schedules 1 and 2 hereto (being those used in the Customs Tariff 1959) have the meanings given in Article 9(4) of the said Order.

(3) The Interpretation Act 1889**(b)** shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament, and as if this Order and the Orders hereby revoked were Acts of Parliament.

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

2.—(1) Subject to Article 3(1) below, up to and including 31st December 1975, any import duty for the time being chargeable on goods which fall within a heading or subheading of the Customs Tariff 1959 specified in column 1 of Part I of Schedule 1 hereto and are of a description specified in column 2 thereof or in Part II of that Schedule shall be charged at the "M" rate instead of the full rate in the case of goods originating in Morocco or in the case of goods originating in Tunisia.

(2) Subject to Article 3(1) below, up to and including 31st December 1975, any import duty for the time being chargeable on goods which fall within a subheading of the Customs Tariff 1959 specified in column 1 of Schedule 2 hereto shall be charged at the rate specified in relation to the goods in column 3 thereof instead of the full rate in the case of goods originating in Morocco or in the case of goods originating in Tunisia.

3.—(1) Where a description of goods is specified in Schedule 2 hereto in relation to any subheading of the Customs Tariff 1959 the reductions in duty provided for in relation to that subheading by Article 2 above shall apply only to goods of that description.

(2) Any description of goods in column 2 of Part I of Schedule 1 or in Schedule 2 to this Order shall be taken to comprise all goods which would be classified under an entry in the same terms constituting a subheading in the relevant heading in the Customs Tariff 1959.

4. Article 2 above shall operate without prejudice to any greater reductions in duty which may be available in the case of goods originating in Morocco or Tunisia apart from this Order by virtue of their being goods of a developing country or otherwise.

5. The Import Duties (Morocco)(Reductions) Order 1974**(c)**, as amended**(d)**, and the Import Duties (Tunisia)(Reductions) Order 1974**(e)** are hereby revoked.

T. Pendry,
M. Cocks,
Two of the Lords Commissioners of Her Majesty's Treasury.

9th December 1974.

(a) S.I. 1974/2020 (1974 III, p. 7059).
(b) 1889 c.63.
(c) S.I. 1974/167 (1974 I, p.558).
(d) S.I. 1974/867 (1974 II, p.3330).
(e) S.I. 1974/1318 (1974 II, p.5016).

SCHEDULE 1

Goods of Morocco or Tunisia subject to the "M" Rate.

PART I

(1) Tariff Heading	(2) Description of Goods
08.01 A.	Dates in immediate packings of a net capacity of 35 kgs or less
09.04 AII.	Pimento, not crushed or ground
B.	Pepper and pimento, crushed or ground
20.01 B.	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, without sugar, other than gherkins

PART II

Tariff Heading	Tariff Heading
02.01 A. IV. b)	27.10 B. I. b)
02.04	II. b)
All headings and subheadings of Chapter 3	III. b) 2.
05.01 to 05.03 (inclusive)	C. I. a) 2.
05.05 to 05.15 A. (inclusive)	b) 2.
07.05 B.	c) 2.
08.02 C. I.	II. a) 2.
09.03	b) 2.
09.09	c) 2.
09.10	III. a) 2.
12.07	b) 2.
12.08	c) 2.
13.01 to 13.03 A. (inclusive)	d) 2.
13.03 B. I. b)	27.11
II. b)	27.12 A. I. b)
C.	II. b)
All headings and subheadings of Chapter 14	III. b)
15.05 and 15.06	B. II.
15.08 to 15.11 (inclusive)	27.13
15.14 to 15.16 (inclusive)	27.14 A. II.
16.04 A.	B.
B. III.	C. I. b)
16.05 A. II.	II. b)
B. I.	27.15
II. b) 2.	27.16 A. II.
17.04	B. II.
18.03 to 18.06 (inclusive)	27.17
All headings and subheadings of Chapter 19	All headings and subheadings of Chapters 28 to 44 (inclusive) except:—
20.02 B. I.	29.01 A. I. b)
F.	II. b)
All headings and subheadings of Chapter 21	B. II. b) 1.
22.01 and 22.02	C. I. a)
22.03 B.	II. a)
22.09 B. II.	D. I. a) 1.
23.01	b) 1.
All headings and subheadings of Chapters 25 and 26	VI. a)
27.03	32.09 A. II. a)
27.04 A. I.	33.06 B. I.
C.	36.05 B. I.
27.05	36.06
27.05 (bis)	36.08 A.
27.06 B.	38.07 A.
27.07 A. I. b)	B.
II. b)	C. I.
B. II. b)	38.08 B. I.
C. to F. (inclusive)	38.14 B. I. a) 1.
G. I. b)	III. a)
II. b)	38.18 A.
27.08	38.19 E. I.
27.09 A.	T. I.
	39.02 C. V. a)
	VI. a) 1.
	XIII. a)
	XIV. a) 1.

Tariff Heading	Tariff Heading
All headings and subheadings of Chapters 46 to 99 (inclusive) except:— 54.01 57.01 73.01 73.02 A. I. 73.03 73.05 B. 73.06 73.07 A. I. B. I. 73.08 and 73.09 73.10 A. D. I. a) 73.11 A. I. IV. a) 1. B. 73.12 A. B. I. C. III. a) V. a) 1. 73.13 A. B. I. II. b) c) III. IV. b) c) d) V. a) 2. 73.15 A. I. b) III. IV. V. b) d) 1. aa) VI. a) c) 1. aa) VII. a) b) 2. c) d) 1. B. I. b) III. IV. V. b) d) 1. aa) VI. a) c) 1. aa) VII. a) b) 1. 2. bb) 3. 4. aa) 73.16 A. II. B. C. D. I. 98.10 A. I. a) 2. B. I. b)	

SCHEDULE 2

Specific Reductions in Duty on Goods of Morocco or Tunisia

(1) Tariff Heading	(2) Description of Goods	(3) Rate of Import Duty
08.02 A. I. a)		W.i.g. of £0·1050 per cwt, or 1% plus £0·0210 per cwt
b)		W.i.g. of £0·1050 per cwt, or 0·4% plus £0·0210 per cwt
c)		W.i.g. of £0·1050 per cwt, or 0·3% plus £0·0210 per cwt
d) 1.		W.i.g. of £0·1050 per cwt, or 1·6% plus £0·0210 per cwt
2.		4%
II. a) 1.		W.i.g. of £0·1050 per cwt, or 1·2% plus £0·0210 per cwt
b) 1. aa)		W.i.g. of £0·1050 per cwt, or 1·6% plus £0·0210 per cwt
bb)		4%
B. I. a)		W.i.g. of £0·1050 per cwt, or 1·6% plus £0·0210 per cwt
b)		4%
16.04 B. I.		2·1%
II.		2·4%
C. I.		4·5%
II. a)		5%
b)		6%
D.		10%
E. I.		8%
II.		5%
III.		10%
F. I.		7·5%
II.		5.1%
III.		7·5%
G. I.		4.5%
II. a)		5%
b)		6%
16.05 A. I.		4·8%
B. II. a)		6%
b) 1.		6%
III.		6%
IV.		6%
20.02 A. I.		11·5%
II.		10%
B. II.		9%
H. I. a)		10%
b)		11%
c)	All goods of this subheading other than carrots and mixtures	11%
d)		10%
e)	All goods of this subheading other than mixtures	11%
II. a)		10%
b)	All goods of this subheading other than carrots and mixtures	10%
c)	All goods of this subheading other than mixtures	10%

(1) Tariff Heading	(2) Description of Goods	(3) Rate of Import Duty
20.05 A. II.		10%
B.III.		10%
C.III.		10%
20.06 B. II. c) 1. aa)	Apricot halves	3·4%
bb) 11.	Peach halves	3·8%
2. bb) 22.	Apricot halves	4·6%
1010.	Peach halves	4·6%

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which comes into operation on 1st January 1975, implements obligations of the United Kingdom, concerning import duties in 1975, in respect of goods of Morocco and Tunisia under the Agreement of 31st March 1969 between the European Economic Community (E.E.C.) and Morocco and the Agreement of 28th March 1969 between the EEC and Tunisia and the Protocols to these Agreements.

In the case of goods of a tariff heading or subheading specified in Schedule 1, the rate of import duty is reduced to the same as that chargeable on goods satisfying the requisite conditions to benefit from the eventual abolition of customs duties between Member States of the E.E.C. This is the rate shown prefixed by the letter "M" in column 4 of Schedule 1 to the Import Duties (General) (No. 5) Order 1974 (which sets out the United Kingdom Customs Tariff). In the case of goods of the tariff subheadings specified in Schedule 2, import duty is reduced to the rates specifically set out in column 3 of that Schedule. The reductions in duty made by this Order do not affect any entitlement to a greater reduction in duty which may be available in the case of goods of Morocco and Tunisia as goods of a developing country under the Generalised System of Preferences of the E.E.C.

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