STATUTORY INSTRUMENTS

1975 No. 131

CUSTOMS AND EXCISE

The Import Duties (Temporary Reductions and Exemptions) (No. 3) Order 1975

Made - - - -	*5th February* 1975
Laid before the House of Commons	*11th February* 1975
Coming into Operation	*12th February* 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:

Citation, operation, interpretation

1.—(1) This Order may be cited as the Import Duties (Temporary Reductions and Exemptions) (No. 3) Order 1975 and shall come into operation on 12th February 1975.

(2) In this Order:—

references to a heading are references to a heading of the Customs Tariff 1959 and

"the relevant date" in relation to any goods specified in column 2 of the Schedule hereto means the date there specified in relation to the goods.

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

Intra-Community trade

2. Up to and including the relevant date, no import duty shall be charged on goods which fall within a heading specified in column 1 of the Schedule hereto and are of a description specified in column 2 thereof if they satisfy the requisite conditions to benefit from Regulation (EEC) 385/73(e) (relating to goods entitled to benefit from the eventual abolition of customs duties in trade between member States of the European Communities).

The full rate

3.—(1) Up to and including the relevant date, in the case of goods which fall within a heading specified in column 1 of the Schedule hereto and are of a

(a) 1958 c. 6.
(b) *See* 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) O.J. No. L42, 14.2.1973, p.1.

description specified in column 2 thereof, import duty shall be charged at the rate shown in column 3 thereof instead of any higher rate which would otherwise apply.

(2) Paragraph (1) above shall operate without prejudice to the exemption provided for by Article 2 above or to any exemption or greater reduction provided for by Articles 4 and 5 below.

Cyprus, Egypt

4.—(1) Up to and including the relevant date, any import duty for the time being chargeable on goods which fall within a heading specified in column 1 of the Schedule hereto and are of a description specified in column 2 thereof shall be charged:

(*a*) at the rate, if any, shown in column 4 thereof in relation to the description if the goods originate in Cyprus;

(*b*) at the rate, if any, shown in column 5 thereof in relation to the description if the goods originate in Egypt.

(2) For the purposes of this Order, goods shall be regarded:

(*a*) as originating in Cyprus if they are to be so regarded under the Agreement, signed on 19th December 1972, between the European Economic Community and Cyprus**(a)** and

(*b*) as originating in Egypt if they are to be so regarded under the Agreement, signed on 18th December 1972, between the European Economic Community and Egypt**(b)**.

(3) If no entry appears in column 4 or 5 of the Schedule hereto in relation to goods of a description specified in column 2 thereof, no reduction in duty applies by virtue of this Article to goods of that description originating in Cyprus or Egypt.

(4) This Article shall operate without prejudice to any greater reduction in, or to any exemption from, import duties which may be available apart from this Order in the case of goods herein referred to by virtue of their being goods of a developing country or goods qualifying for Commonwealth preference or otherwise.

Morocco, Tunisia, Turkey

5.—(1) Up to and including the relevant date, no import duty shall be charged on goods which fall within heading 73.14 and are of a description specified in column 2 of the Schedule hereto in relation thereto if the goods originate in Morocco, Tunisia or Turkey.

(2) For the purposes of this Article goods shall be regarded as originating:

(*a*) in Morocco if they are to be so regarded under the Agreement, signed on 31st March 1969, between the European Economic Community and Morocco**(c)**,

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(a) The Agreement is annexed to Regulation (EEC) 1246/73 (O.J. No. L133, 21.5.1973, p.1.).

(b) The Agreement is annexed to Regulation (EEC) 2409/73 (O.J. No. L251, 7.9.1973, p.1.)

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

(*b*) in Tunisia if they are to be so regarded under the Agreement, signed on 28th March 1969, between the European Economic Community and Tunisia**(a)**, and

(*c*) in Turkey if they are to be so regarded, or are to be regarded as in free circulation in Turkey, under:—

(i) the Additional Protocol to the Agreement establishing an Association between the European Economic Community and Turkey**(b)** or

(ii) the Decision of the Association Council No. 4/72 of 29th September 1972 annexed to Regulation (EEC) 428/73**(c)**.

Miscellaneous

6.—(1) Any description of goods in column 2 of the Schedule hereto 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.

(2) For the purposes of classification under the Customs Tariff 1959, in so far as that depends on the rate of duty, any goods to which this Order applies shall be treated as chargeable with the same duty as if this Order had not been made.

7. The Import Duties (Temporary Reductions and Exemptions) (No. 21) Order 1974**(d)** shall be amended by the deletion in Article 3(2)(*c*) and (*d*) of the words "to the Agreement".

James A. Dunn,
T. Pendry,
Two of the Lords Commissioners of Her Majesty's Treasury

5th February 1975.

(a) The Agreement is annexed to Regulation (EEC) 2286/73 (O.J. No. L239, 27.8.1973, p.105).
(b) The Protocol is annexed to Regulation (EEC) 2760/72 (O.J. No. L293, 29.12.1972, p.1.)
(c) O.J. No. L59, 5.3.1973, p. 73.
(d) S.I. 1974/2163 (1974 III, p. 8449).

SCHEDULE

Tariff Heading (1)	Description (2)	Rates of Duty % Full (3)	Cyprus (4)	Egypt (5)
15.07	Crude ground-nut oil (up to and including 30th April 1975)	10	—	—
73.14	Iron or steel wire of circular cross-section with a diameter of not less than 0·25 millimetre and not more than 0·45 millimetre and a length of not less than 18 millimetres and not more than 44 millimetres; containing not more than 0·80 per cent. by weight of carbon (up to and including 31st March 1975)	8	2·4	3·6
73.15	Wire rod of alloy steel, not further worked than hot rolled or extruded; not less than 4·5 millimetres and not more than 6·5 millimetres in diameter; containing not less than 28 per cent. and not more than 32 per cent. by weight of chromium and not less than 8·5 per cent. and not more than 11 per cent. by weight of nickel as the major alloying elements (ECSC) (up to and including 30th June 1975)	7	—	—

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order provides for exemption from or reductions in import duty in the case of goods specified in the Schedule to the Order as from 12th February 1975 until the date there specified in relation to particular goods.

There is exemption from import duties in the case of all goods in the Schedule if the goods satisfy the requisite conditions to benefit from the eventual abolition of customs duties in trade between member States of the European Communities.

In the case of other goods, where a rate of duty is specified in column 3 of the Schedule, duty is reduced to that rate instead of any higher rate which would otherwise apply.

If the goods originate in Cyprus or Egypt greater reductions in duty are available than those referred to above, such reductions being shown in in column 4 (Cyprus) and column 5 (Egypt) of the Schedule.

There is exemption from import duties in the case of goods specified in the Schedule which fall within heading 73.14 (certain types of iron or steel wire) originating in Morocco, Tunisia or Turkey.

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