STATUTORY INSTRUMENTS

1974 No. 682

CUSTOMS AND EXCISE

The Import Duties (Temporary Reductions and Exemptions) (No. 5) Order 1974

Made - - - -	8*th April* 1974
Laid before the House of Commons	19*th April* 1974
Coming into Operation	20*th April* 1974

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. 5) Order 1974 and shall come into operation on 20th April 1974.

(2) In this Order "the relevant date" in relation to goods of a descripton specified in column 2 of the Schedule hereto means 31st December 1974 or, if an earlier date is there specified in relation to the description, the date so specified.

(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 of a heading of the Customs Tariff 1959 specified in column 1 of the Schedule hereto which 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 of the Customs Tariff 1959 specified in column 1 of the Schedule hereto which are of a description specified in column 2 thereof, if a rate of duty is shown in column 3 thereof in relation to the goods, import duty

---

(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) O.J. No. L 42, 14.2.1973, p. 1.

shall be charged at the rate so shown instead of any higher rate which would otherwise apply, and if the entry "free" appears in relation to them, no import duty shall be charged.

(2) If no entry appears in column 3 of the Schedule hereto in relation to goods of a description specified in column 2 thereof, no exemption from or reduction in duty applies to such goods by virtue of this Article.

(3) Paragraph (1) above shall operate without prejudice to the exemption provided for by Article 2 above or any greater reductions provided for by Article 4 below in the case of goods originating in Egypt or Cyprus.

Egypt and Cyprus

4.—(1) Up to and including the relevant date, any import duty for the time being chargeable on goods of a heading of the Customs Tariff 1959 specified in column 1 of the Schedule hereto which 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 Egypt and

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

(2) For the purposes of paragraph (1) above goods shall be regarded as originating:

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

(*b*) in Cyprus if they are to be so regarded under the Agreement, signed on 19th December 1972, between the Community and Cyprus **(b)**.

(3) If no entry appears in column 4 or 5 of the Schedule 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 Egypt or Cyprus.

(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.

Miscellaneous

5.—(1) Any description 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 (other than the final subheading) in the relevant heading in the Customs Tariff 1959.

(a) The Agreement is annexed to Regulation (EEC) 2409/73 (O.J. No. L 251, p. 1).
(b) The Agreement is annexed to Regulation (EEC) 1246/73 (O.J. No. L 133, p. 1).

(2) For the purposes of classification under the Customs Tariff 1959, insofar 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.

Donald R. Coleman,
James Hamilton,
Two of the Lords Commissioners of Her Majesty's Treasury.

8th April 1974.

NOTE: *Where no rate of duty is shown in column* 3 *there is no reduction in the full rate and where no rate is shown in columns* 4 *and* 5 *there is no reduction in the case of goods of Egypt or Cyprus as such.*

SCHEDULE

GOODS SUBJECT TO TEMPORARY REDUCTION IN OR EXEMPTION FROM IMPORT DUTY

Tariff Heading (1)	Description (2)	Rates of Duty % Full (3)	Egypt (4)	Cyprus (5)
27.11	Propene of a purity not less than 90 per cent. but less than 95 per cent. (up to and including 2nd September 1974)	1·5	0·7	0·4
29.01	Propene of a purity not less than 95 per cent. (up to and including 2nd September 1974)	Free	—	—
29.08	Digol	16	7·2	4·8
30.03	Bleomycin sulphate	—	6	4
73.18	Longitudinally welded steel tubes in lengths of not less than 1·5 metres and not more than 6 metres having an outside diameter of not less than 48 millimetres and not more than 50 millimetres; with a wall thickness of not less than 3·5 millimetres and not more than 5 millimetres; containing not more than 0·06 per cent. sulphur and not more than 0·06 per cent. phosphorus; having a tensile strength of not less than 34 Kgf/mm^2 and not more than 48 Kgf/mm^2 and a minimum yield stress of 21·3 Kgf/mm^2 (up to and including 1st July 1974).	10	4·5	3

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 from 20th April 1974 until 31st December 1974 or any earlier date appearing in the Schedule.

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, and where "free" appears in column 3 in relation to the goods, they are exempt from duty.

In the case of goods originating in Egypt or Cyprus greater reductions in duty are available in a number of cases than those referred to above. These are shown respectively in columns 4 and 5 of the Schedule.

SI 1974/682
ISBN 0-11-040682-6

