STATUTORY INSTRUMENTS

1975 No. 502

CUSTOMS AND EXCISE

The Import Duties (Temporary Reductions and Exemptions) (No. 5) Order 1975

Made - - - -	*24th March* 1975
Laid before the House of Commons -	*26th March* 1975
Coming into Operation	*1st May* 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. 5) Order 1975 and shall come into operation on 1st May 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 31st December 1975 or, if an earlier date is there specified in relation to the goods, 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 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).

(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.

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 description specified in column 2 thereof, if a rate of duty is shown in column 3 thereof in relation to the goods, import duty shall be charged at the rate so shown instead of any higher rate which would otherwise apply.

(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 exemptions provided for by Article 2 above or Article 5 below or to any greater reduction provided for by Article 4 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.

(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).

Morocco, Tunisia, Turkey

5.—(1) Subject to the provisions of paragraph (2) of this Article, 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 the goods originate in Morocco, Tunisia or Turkey.

(2) The exemptions provided for by paragraph (1) of this Article shall not apply to goods which fall within heading 15.07.

(3) 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**(a)**,

(*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**(b)** 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**(c)** or

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

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.

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

24th March 1975.

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

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

(c) The Protocol is annexed to Regulation (EEC) 2760/72 (O.J. No. L293, 29.12.1972, p. 1).

(d) O.J. No. L59, 5.3.1973, p. 73.

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 June 1975).	10	—	—
29.14	Benzoyl chloride (up to and including 3rd November 1975)	14·4	4·3	6·4
	Chloroacetic acid (up to and including 1st September 1975)	12·8	3·8	5·7
	Sodium chloroacetate (up to and including 1st September 1975)	12·8	3·8	5·7
31.02	Ammonium sulphate (up to and including 1st September 1975)	8	2·4	3·6
39.02	Polyethylene in the forms covered by Note 3(*b*) to Chapter 39, having a corrected density of not less than 0·940 gramme per cubic centimetre when determined in accordance with British Standard 3412: 1966 and containing not less than 2 per cent. by weight and not more than 3 per cent. by weight of carbon black (up to and including 30th June 1975)	—	4	6·1
39.07	Epoxy adhesive frames for sealing lids to containers of electronic microcircuits	—	4·3	6·5
62.03	Used sacks and bags of a kind used for the packing of goods:			
	(i) of jute or of other textile bast fibres of heading No. 57.03 excluding those containing 85 per cent. or more by weight of jute;	8	2·4	3·6
	(ii) of flax or of sisal;	8	2·4	3·6
	(iii) of other textile materials	10	3	4·5
70.10	Carboys, bottles, jars, pots and similar containers, of glass, of a kind commonly used for the conveyance and packing of goods, excluding tubular containers (up to and including 31st May 1975)	9·5	2·8	4·2
71.07	Gold alloy solder frames for soldering lids to containers of electronic microcircuits	—	1·6	2·4
73.19	Cast mild steel bends, with an outside diameter of not less than 500 millimetres and not more than 1150 millimetres and a wall thickness of not less than 20 millimetres and not more than 40 millimetres (up to and including 30th June 1975)	10	3	4·5
	Steel bends, welded, with an outside diameter of not less than 911 millimetres and not more than 918 millimetres and a wall thickness of not less than 12 millimetres and not more than 14 millimetres, for use in the transmission of natural gas (up to and including 30th June 1975)	10	3	4·5
81.04	Titanium sponge	6	1·8	2·7
85.15	The following apparatus for use in aircraft:			
	(*a*) automatic radio direction finding apparatus covering a frequency range of at least 200 KHz to 850 KHz;	10	3	4·5

Tariff Heading (1)	Description (2)	Rates of Duty % Full (3)	Cyprus (4)	Egypt (5)
	(*b*) distance measuring apparatus for determining the slant range from aircraft to ground transponder and operating within the frequency range of 960 MHz to 1,215 MHz;	10	3	4·5
	(*c*) panel-mounted secondary surveillance radar transponder apparatus, operating within a 12 or 24 volt electrical power system, having an integral control panel and capable of interrogation at a frequency of 1,030 MHz on each of the modes A and C and replying on these modes at a frequency of 1,090 MHz	10	3	4·5
	(*d*) very high frequency omni-directional radio range apparatus (VOR), instrument landing system localiser apparatus (ILS/LOC), instrument landing system glide path apparatus (ILS/G.PATH);	10	3	4·5
	(*e*) very high frequency communication apparatus (VHF/COM) (transmitters, receivers, or combined transmitter/receivers) covering a frequency band of at least 118 to 135·95 MHz, with not less than 180 channels and capable of operating in areas where 50 KHz channel spacing is in force;			
	—transmitters	7	2·1	3·1
	—transmitter-receivers	11	3·3	4·9
	—receivers, whether or not combined with a sound recorder or reproducer	—	4·2	6·3
	(*f*) apparatus combining the functions and capabilities of any of the apparatus specified in (*d*) and (*e*) above but excluding apparatus combining any of those functions and capabilities with any other function or capability: being apparatus of a type approved by the Civil Aviation Authority, at the date of this Order, under Article 14(5) of the Air Navigation Order 1972, for use in aircraft of not more than 5,700 kilogrammes maximum total weight authorised, flying in controlled airspace in accordance with the Instrument Flight Rules as defined in the said Air Navigation Order, but not for use in other aircraft (up to and including 30th June 1975)	10	3	4·5
85.21	Containers for electronic micro-circuits, consisting of square or rectangular laminations, built up from a bottom sheet of glass, metal, or ceramic composition; from a middle frame of glass with embedded metal alloy leads extending to a lead frame along one, two or all four sides; and from a top sealing frame of glass, metal, or ceramic composition, all three laminae being fused together. Separate metal alloy lids for subsequent sealing to the top sealing frame	9	2·7	4
	Containers for electronic micro-circuits, consisting of square or rectangular plastic mouldings with a central metal circuit pad and with embedded metal alloy leads extending to a lead frame along one, two or all four sides. Separate metal alloy lids for subsequent sealing to the top sealing frame	9	2·7	4

Tariff Heading (1)	Description (2)	Rates of Duty % Full (3)	Cyprus (4)	Egypt (5)
	Containers for semi-conductor devices, conforming to SOT 48 outline, consisting of nickel or nickel alloy lead frames nominally 1 inch square with discs of beryllia brazed to the centre thereof, with or without copper studs brazed thereto, the whole or part being gold plated	9	2·7	4
	Headers for electronic microcircuits consisting of metal eyelets, glass filled and fused to form an hermetic seal with 2 or more lead/wire attachments—leads isolated by glass from metal eyelet —one lead wire may be attached to/metal eyelet to form earth	9	2·7	4
	Headers for semiconductor devices, conforming to TO3 outline, consisting of mild steel base plates, with overall length of 1·531 inches and overall width of 1 inch, with or without copper, or nickel plated copper stud or insert. Each plate containing two or more lead/wire attachments hermetically sealed and isolated by glass from metal base plate (up to and including 1st September 1975)	9	2·7	4
	Headers for semiconductor devices, conforming to TO 60 outline, consisting of screwed copper studs with beryllia pad brazed to the centre thereof and with three nickel pins projecting from the pad. Overall diameter 0·470 inch. Overall length 0·802 inch. The whole or part being gold plated. Separate caps for the above specified headers consisting of nickel eyelets with alumina filling bearing three hollow nickel posts. Overall diameter of the caps not exceeding 0·434 inch	9	2·7	4

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 1st May 1975 until 31st December 1975 or such earlier date as is 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 column 4 (Cyprus) and column 5 (Egypt) of the Schedule.

In the case of goods in the Schedule originating in Morocco, Tunisia or Turkey there is exemption from duty except for goods which fall within heading 15.07 (crude ground-nut oil).

As regards the exemption for equipment for use in aircraft under heading 85.15, apparatus of a type approved by the Civil Aviation Authority is listed in Civil Aviation Publication CAP 208, Airborne Radio Apparatus Volume 2, published by Her Majesty's Stationery Office. This publication is subject to amendment, and confirmation that apparatus is of a type approved at the date of this Order should be obtained from the Civil Aviation Authority, Controllerate of National Air Traffic Services, Tels. N2s(c), 19/29 Woburn Place, London, WC1H 0LX.

SI 1975/502
ISBN 0-11-050502-6

