1958 No. 1975

The Import Duty Reliefs (No. 3) Order, 1958

Made - - - -	*25th November*, 1958
Laid before the House of Commons - -	*28th November*, 1958
Coming into Operation	*1st January*, 1959

Whereas it appears to the Treasury expedient that the relief from import duties provided for by Articles 1 and 2 of this Order should be allowed with a view to conforming with the Agreement on the Importation of Educational, Scientific and Cultural Materials drawn up at the Fifth Session of the General Convention of the United Nations Educational, Scientific and Cultural Organisation and signed on behalf of Her Majesty's Government in the United Kingdom at Lake Success on the twenty-second day of November, nineteen hundred and fifty:

Now, therefore, the Lords Commissioners of Her Majesty's Treasury, by virtue of the powers conferred on them by section five of the Import Duties Act, 1958(a), and of all other powers enabling them in that behalf, on the recommendation of the Board of Trade hereby make the following Order:—

1.—(1) Import duty shall not be chargeable on news film which is imported by a registered importer of news film primarily for the purpose either of broadcasting it by television or of preparing from it copies for the use of exhibitors in the United Kingdom or the Isle of Man:

Provided that where a person imports more than two lengths of news film which are duplicates of each other, only two of those lengths shall be relieved of duty under this Article.

(2) For the purposes of the relief under this Article—

(*a*) "news film" means cinematograph film, exposed and developed, whether or not incorporating sound track, and consisting (apart from any sound track) wholly of photographs which at the time of importation are means of communicating news;

(*b*) two lengths of film representing the same objects shall not be deemed not to be duplicates of each other by reason that the objects are represented in different colours or on different scales.

(3) For the purposes of relief under this Article a person may be registered as an importer of news film if he is regularly engaged, in the ordinary course of a business carried on by him independently of any other person so registered, in importing news film for either of the purposes mentioned in paragraph 1 of this Article; and the registering authority shall be the Board of Trade.

(4) No fee shall be payable on an application for registration under this Article.

(a) 6 & 7 Eliz. 2. c. 6.

(5) Where immediately before the beginning of the year nineteen hundred and fifty-nine a person is registered under paragraph 2 of the Third Schedule to the Finance Act, 1951(a), he shall as from the beginning of that year be registered for the purposes of this Article as an importer of news film, without any application being made for that purpose; but the provisions of Article 3 of the Import Duty Reliefs (Administration) Order, 1958(b), as to the cancellation of registrations shall apply as they apply to a registration under paragraph (3) of this Article.

2. Import duty shall not be chargeable on any films, film strips, microfilms or sound recordings produced by the United Nations or one of its specialised agencies if the importer furnishes the Commissioners of Customs and Excise with a certificate issued by the United Nations or one of those agencies to the effect that the goods in question have been so produced and are of an educational, scientific or cultural character.

3.—(1) Import duty shall not be chargeable on any exposed and developed cinematograph film (whether or not incorporating sound track) which is certified by or on behalf of the Minister of Education to be of an educational character.

(2) A certificate under this Article shall not be given as respects any cinematograph film produced by a person established in any country or territory outside the United Kingdom unless—

(*a*) the film has been certified to be of an educational character by the government of that country or territory, or by a person recognised for the purpose by that government; and

(*b*) either the laws of that country or territory provide for a corresponding exemption from customs duty of films produced by persons established in the United Kingdom or no customs duty is there chargeable to which such an exemption would extend;

and for this purpose a person shall be deemed to be established where he has his principal place of business or, if he does not carry on any business, then where he resides.

(3) Any application for a certificate under this Article shall be made to the Minister of Education or as he may from time to time direct, and on any such application there shall be paid such fee as the Minister, with the approval of the Treasury, may fix.

(4) The Minister of Education, after consultation with the Secretary of State for Scotland and with the Minister of Education for Northern Ireland, may appoint a body of persons to give him advice and assistance, or to give certificates on his behalf, for the purposes of relief under this Article; and the expenses of any such body, to such an amount as may be approved by the Treasury, may be paid by the Minister.

(5) Where a cinematograph film is allowed relief from duty under this Article, the relief shall extend to any sound recording complementary to it and imported with it.

4.—(1) This Order may be cited as the Import Duty Reliefs (No. 3) Order, 1958.

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

(a) 14 & 15 Geo. 6. c. 43. (b) S.I. 1958/1965 (Pt. I, p. 790, of this volume).
(c) 52 & 53 Vict. c. 63.

(3) This Order shall come into operation on the first day of January, nineteen hundred and fifty-nine.

Dated this twenty-fifth day of November, 1958.

Martin Redmayne,
P. E. O. Bryan,
Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order provides for the relief from protective duty under the Import Duties Act, 1958, of

(*a*) news films imported for copying or for televising;

(*b*) United Nations films and sound recordings; and

(*c*) certain educational films.

1958 No. 1976

The Import Duty Reliefs (No. 4) Order, 1958

Made - - - -	25*th November*, 1958
Laid before the House of Commons - -	28*th November*, 1958
Coming into Operation	1*st January*, 1959

Whereas it appears to the Treasury expedient that the relief from import duties provided for by this Order should be allowed with a view to conforming with the agreement on the Importation of Educational, Scientific and Cultural Materials drawn up at the Fifth Session of the General Convention of the United Nations Educational, Scientific and Cultural Organisation and signed on behalf of Her Majesty's Government in the United Kingdom at Lake Success on the twenty-second day of November, nineteen hundred and fifty:

Now, therefore, the Lords Commissioners of Her Majesty's Treasury, by virtue of the powers conferred on them by section five of the Import Duties Act, 1958(a), and of all other powers enabling them in that behalf, on the recommendation of the Board of Trade hereby make the following Order:—

1.—(1) In the case of any goods which are shown to the satisfaction of the Board of Trade to be specially designed for the educational, scientific or cultural advancement of the blind and which on importation are or are to be consigned either—

(*a*) to a local authority or joint board exercising for the welfare of the blind powers conferred by any of the enactments below mentioned; or

(a) 6 & 7 Eliz. 2. c. 6.