1958 No. 1977

The Import Duty Reliefs (No. 5) Order, 1958

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

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. Subject to the provisions of this Order, import duty shall not be chargeable on any article certified in accordance with any such provision to be a work of art of the description there mentioned.

2.—(1) Relief from duty under this Order shall be allowed to sculptures, whether in the round, in relief or in intaglio, not being works of traditional or conventional craftsmanship, if certified by or on behalf of the Director of the Tate Gallery.

(2) An application for a certificate under this Article shall be accompanied by two photographs of the sculpture taken from different angles, and the photographs may be retained permanently by the Director.

3.—(1) Relief from duty under this Order shall be allowed to articles of the following descriptions, not being articles of traditional or conventional craftsmanship, if certified by or on behalf of the Director of the Victoria and Albert Museum, that is to say—

(*a*) engravings, etchings, lithographs, silk-screen prints and similar prints or impressions, framed or unframed, produced from blocks, plates, stencils or other materials which have been hand-worked or otherwise prepared by the artist; and

(*b*) blocks, plates, stencils or other materials prepared by the artist for producing prints or impressions falling within the foregoing sub-paragraph.

(2) Certificates under this Article shall not be issued for more than twenty-five prints or impressions produced from the same block, plate, stencil or other article and not signed and numbered by the artist; and for the purpose of this paragraph applications for certificates shall be dealt with in the order in which they are received.

(3) In applying paragraph (2) of this Article, and in applying the corresponding provision relating to duty under the Import Duties Act, 1932(b), of the Import Duties (Exemptions) (No. 4) Order, 1953(c), account shall be taken of certificates and applications for certificates under the other of those provisions as if it were the same provision.

(a) 6 & 7 Eliz. 2. c. 6. (b) 22 & 23 Geo. 5. c. 8. (c) S.I. 1953/1637 (1953 I, p. 506).

(4) An application for a certificate under this Article shall be accompanied by a photograph of the print or impression to which it relates, or of a print or impression of the block, plate, stencil or other article, as the case may be; and the photograph may be retained permanently by the Director.

4.—(1) A certificate, and an application for a certificate, under this Order shall be in such form and contain such particulars as the Commissioners of Customs and Excise may direct.

(2) Any article in respect of which an application for relief is made under this Order shall be deposited and kept, pending the production of a certificate issued under this Order or payment of duty, in such place as the Commissioners of Customs and Excise may direct.

(3) An article shall, while so deposited, be available for inspection by the Director of the Tate Gallery or the Director of the Victoria and Albert Museum, as the case may be, or by any person authorised by him in that behalf, at such time as may be convenient to the Director.

(4) If, within one month after the deposit as aforesaid of any article, no certificate in respect of it has been produced and the duty has not been paid, the Commissioners of Customs and Excise may sell or otherwise dispose of the article.

5.—(1) This Order may be cited as the Import Duty Reliefs (No. 5) Order, 1958.

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

(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 continues, under the Import Duties Act, 1958, the existing reliefs from protective duty for certain works of art.

(a) 52 & 53 Vict. c. 63.