EXPLANATORY NOTE

(This Note is not part of the regulations but is intended to indicate their general purport.)

These regulations consolidate with amendments (mainly of a drafting character) the regulations specified in the first schedule.

They also add to the Schedule to the Act (see regulation 22, 9th schedule part III, and 12th schedule)—

(*a*) dimercaprol and its derivatives, and preparations thereof ;

(*b*) preparations of streptomycin which are intended for parenteral injection.

New parts of schedules contain special provisions for a number of substances already within the schedule to the Act but hitherto only covered by general provisions, namely B.C.G. vaccine (3rd schedule part II), tuberculin P.P.D. (3rd schedule part XVI), oxophenarsine salts (5th schedule part VI), and globin insulin and protamine zinc insulin (6th schedule parts II and III).

TOBACCO

1952 No. 2226

The Manufacture of Tobacco Regulations, 1952

Made - - - -	*22nd December*, 1952
Laid before Parliament	*23rd December*, 1952
Coming into Operation	*1st January*, 1953

The Commissioners of Customs and Excise in pursuance of the powers conferred on them by subsection (1) of section one hundred and seventy-seven of the Customs and Excise Act, 1952(**a**), and of all other powers enabling them in that behalf, hereby make the following Regulations:—

1. A tobacco manufacturer (hereinafter referred to as a manufacturer)—

(*a*) before commencing to trade as a manufacturer of tobacco shall make entry of the premises, rooms and places intended to be used by him for the manufacture and storage of tobacco and shall include in such entry any premises which adjoin such premises, rooms and places and are intended for the storage and sale of tobacco ;

(*b*) shall not withdraw such entry while any unmanufactured or partly manufactured tobacco remains in such premises.

2. A manufacturer shall not receive into his entered premises—

(*a*) any leaf or other unmanufactured tobacco or stalks of tobacco, otherwise than—

(i) from a warehouse or from the approved premises of a licensed tobacco grower or curer, and on payment of the duty, and

(a) 15 & 16 Geo. 6. & 1 Eliz. 2. c. 44.

1967/1094 (ii) accompanied by a permit, and in the same packages, with the same marks and numbers thereon, as those in which the tobacco was delivered from such warehouse or premises,

except such samples, labelled and certified by the officer, as are received and dealt with in accordance with such conditions as the Commissioners may impose;

(*b*) save as provided in paragraph (*a*) of this Regulation, any stalks, other refuse of tobacco or waste tobacco of any description, except stalks and shorts of tobacco received for use in manufacture from the premises of another manufacturer from whose manufacturing operations the stalks or shorts were derived in accordance with Regulation 7 of these Regulations.

3. A manufacturer who receives into his entered premises any leaf or other unmanufactured tobacco or any stalks or shorts of tobacco shall—

(*a*) on the next visit of the officer, produce and deliver up to him the permit or certificate which accompanied such tobacco, and 1967/1094

(*b*) on demand by the officer, produce any such tobacco as has not been taken into manufacture.

4. A manufacturer shall keep at his entered premises a tobacco entry book provided by the Commissioners and shall—

(*a*) on the day of receipt of any leaf or other unmanufactured tobacco or stalks or shorts of tobacco, enter in the book such particulars of such tobacco as the Commissioners may require, and shall not cancel or obliterate or, save to correct an error, alter any such entry;

(*b*) produce the book at all times for the inspection of an officer and shall permit such officer to make any entry in or to take any extract from such book;

(*c*) when the book is filled up, or at any time on demand, return it to the officer.

5. A manufacturer shall, at the time of applying for his licence in each year, produce to the officer the tobacco entry book properly completed and cast up.

6. A manufacturer who receives any manufactured tobacco or partly manufactured tobacco at his entered premises shall keep an account of such tobacco containing such particulars as the Commissioners may require, and such account shall be kept at the entered premises available for inspection by an officer who may make any entry therein or take any extract therefrom.

7. A manufacturer shall not remove any tobacco stalks or tobacco refuse from his entered premises to any other entered premises of a tobacco manufacturer, except stalks or shorts of tobacco which are—

(*a*) packed separately from each other,

(*b*) in packages each containing not less than fifty pounds net weight,

(*c*) accompanied by a certificate signed by or on behalf of the manufacturer showing—

(i) the names of the manufacturers from and to whom sent,

(ii) the respective addresses of the premises,

(iii) the description and weight of tobacco in each package, and

(iv) the date when the package is sent out, and

(*d*) removed in accordance with such other conditions as the Commissioners may impose.

8. Nothing in these Regulations shall apply to the manufacture of cavendish or negrohead tobacco in a warehouse approved by the Commissioners for that purpose.

9. In these Regulations unless the context otherwise requires—

(*a*) " officer " means the proper officer of Customs and Excise ;

(*b*) " tobacco manufacturer " means a person holding a licence to manufacture tobacco under section one hundred and seventy-five of the said Act ;

(*c*) " tobacco refuse " includes shorts of tobacco and offal snuff ;

(*d*) " warehouse " means a place of security approved by the Commissioners for the deposit, keeping and securing of tobacco and includes a Queen's warehouse.

10. The Interpretation Act, 1889(a), shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

11. These Regulations may be cited as the Manufacture of Tobacco Regulations, 1952, and shall come into operation on the first day of January, 1953.

Dated this 22nd day of December, 1952.

A. W. Taylor,
Commissioner of Customs and Excise.

King's Beam House,
London, E.C.3.

EXPLANATORY NOTE

(*This Note does not form part of the Regulations, but is intended to indicate their general purport.*)

These Regulations, made under subsection (1) of section one hundred and seventy-seven of the Customs and Excise Act, 1952, require a manufacturer of tobacco using duty paid tobacco to make " entry " of his premises, i.e., to furnish particulars of them to the Commissioners and to keep records of tobacco received and sent out by him. They also regulate the receipt of unmanufactured tobacco and the despatch of tobacco stalks and refuse by the manufacturer.

The Regulations substantially reproduce certain detailed provisions of the Tobacco Acts, 1840 and 1842, which are repealed from the 1st January, 1953, by the Customs and Excise Act, 1952.

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