STATUTORY INSTRUMENTS

# 1964 No. 814

# AGRICULTURE

## The Price Stabilisation Levies (Supplementary Provisions) Regulations 1964

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| *Made* - - - - | *5th June* 1964 |
| *Laid before Parliament* | *9th June* 1964 |
| *Coming into Operation* | *1st July* 1964 |

The Commissioners of Customs and Excise, by virtue of the powers conferred upon them by section 1(9) of and paragraph 1(4) of the Schedule to the Agriculture and Horticulture Act 1964(a) and of all other powers enabling them in that behalf, hereby make the following Regulations:—

**1.** The general provisions of the Customs and Excise Act 1952(b) (hereafter called "the principal Act") as applied to price stabilisation levies by section 1(9) of and paragraph 1(1) of the Schedule to the Agriculture and Horticulture Act 1964 shall be adapted with reference to imported specified commodities chargeable with any such levy (hereafter called "leviable commodities") in accordance with Regulations 2, 3 and 4 hereof.

**2.** In the case of leviable commodities, whether liable to a duty of customs or not, the principal Act shall have effect in relation to the levy as if—

(*a*) In paragraph (ii) of the proviso to section 28(2) for the words "goods of any class or description specified in the direction" there were substituted the words "specified commodities imported for home use";

(*b*) In section 80(1)(*b*) the words "being goods not eligible for home use" were omitted;

(*c*) To section 86 there were added the following subsection:—

"(6) Where it is proved to the satisfaction of the Commissioners that the exportation or use as stores of any goods entered for warehousing for either of those purposes is impracticable, if they think fit and subject to such conditions as they see fit to impose, they may allow the goods to be delivered from warehouse for home use."

**3.** In the case of leviable commodities liable to any duty of customs which are not entered for warehousing either for exportation or for use as stores by virtue of the foregoing Regulation, the principal Act shall have effect in relation to the levy as if, in addition to the adaptations made by Regulation 2,—

(*a*) In section 34(2)(*a*) the words "except where the entry or, in the case of an entry by bill of sight, the perfect entry is for warehousing" were omitted;

(*b*) Section 34(2)(*b*) were omitted;

(*c*) Section 38 were omitted;

(*d*) Section 88(1) were omitted.

(a) 1964 c. 28. (b) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 44.

**4.** In the case of leviable commodities entered for warehousing for exportation or use as stores which are allowed to be delivered from warehouse for home use in accordance with the provisions of Regulation 2(*c*) or of specified commodities on which a levy becomes chargeable after they have been entered for warehousing, section 88(1) shall apply as if for the words " of the removal of the goods from warehouse " were substituted the words " when the entry for warehousing is delivered ".

**5.** In these Regulations " specified commodities " means commodities specified for the purposes of section 1(1) of the Agriculture and Horticulture Act 1964.

**6.**—(1) These Regulations may be cited as the Price Stabilisation Levies (Supplementary Provisions) Regulations 1964.

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

(3) These Regulations shall come into force on 1st July 1964.

*A. D. Owen,*
Commissioner of Customs and Excise.

5th June 1964.

## EXPLANATORY NOTE

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

These Regulations, by adapting the Customs and Excise Act 1952, limit the powers of the Commissioners of Customs and Excise to the approving of warehouses for the deposit without payment of price stabilisation levy of " specified commodities ", as defined in section 1(1) of the Agriculture and Horticulture Act 1964 which are subject to such levy, for exportation and use as ships' stores only and not for home consumption.

The Regulations further ensure that, in the case of such commodities as are liable to a duty of customs as well as to levy, the levy shall be paid before the goods are warehoused if they are intended for home consumption.

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