

1968 No. 2063

## CUSTOMS AND EXCISE

## The Anti-Dumping Duty (No. 2) Order 1968

|                                                 |                           |
|-------------------------------------------------|---------------------------|
| <i>Made - - - -</i>                             | <i>30th December 1968</i> |
| <i>Laid before the House<br/>of Commons - -</i> | <i>2nd January 1969</i>   |
| <i>Coming into Operation</i>                    | <i>3rd January 1969</i>   |

The Board of Trade, in pursuance of the powers conferred upon them by sections 1, 2 and 3 of the Customs Duties (Dumping and Subsidies) Act 1957(a), as amended by the Customs Duties (Dumping and Subsidies) Amendment Act 1968(b), hereby make the following Order:—

1. This Order may be cited as the Anti-Dumping Duty (No. 2) Order 1968 and shall come into operation on 3rd January 1969.

2.—(1) In this Order—

“flat file” means a file of rectangular cross-section but tapering in width and thickness for approximately that third of its length furthest from the tang, double cut on its two wider sides and single cut on its two narrower sides ;

“hand file” means a file of rectangular cross-section and a uniform width but tapering in thickness for approximately that third of its length furthest from the tang, double cut on its two wider sides, single cut on one of its narrower sides and uncut on the other ; and

references to the length of a file are references to its length along its centre line excluding the tang and any other part above the shoulder.

(2) The provisions of Schedule 3 to this Order shall have effect for the purpose of defining certain cuts of files mentioned in Schedule 1 to this Order.

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

3. There shall be charged upon the import into the United Kingdom of any goods of a description specified in the second column of Schedule 1 or Schedule 2 hereto (being goods classified in accordance with the Customs Tariff 1959(d) under the heading mentioned in the first column in those Schedules) a duty of customs at the relevant rate specified in the third column.

|     |                                                             |                    |
|-----|-------------------------------------------------------------|--------------------|
|     | (i) Bastard cut or coarser ... ..                           | 1s. 6d. per dozen  |
|     | (ii) Of a cut finer than bastard ... ..                     | 4s. 0d. per dozen  |
|     | (b) Other ... ..                                            | 5d. per dozen      |
| (2) | Of a length exceeding 4 inches but not exceeding 6 inches   |                    |
|     | (a) Hand files and flat files                               |                    |
|     | (i) Bastard cut or coarser ... ..                           | 5s. 6d. per dozen  |
|     | (ii) Of a cut finer than bastard ... ..                     | 9s. 0d. per dozen  |
|     | (b) Other ... ..                                            | 3s. 0d. per dozen  |
| (3) | Of a length exceeding 6 inches but not exceeding 8 inches   |                    |
|     | (a) Hand files and flat files                               |                    |
|     | (i) Bastard cut or coarser ... ..                           | 11s. 0d. per dozen |
|     | (ii) Of a cut finer than bastard ... ..                     | 14s. 6d. per dozen |
|     | (b) Other ... ..                                            | 7s. 0d. per dozen  |
| (4) | Of a length exceeding 8 inches but not exceeding 10 inches  |                    |
|     | (a) Hand files and flat files                               |                    |
|     | (i) Bastard cut or coarser ... ..                           | 15s. 0d. per dozen |
|     | (ii) Of a cut finer than bastard ... ..                     | 23s. 0d. per dozen |
|     | (b) Other ... ..                                            | 13s. 6d. per dozen |
| (5) | Of a length exceeding 10 inches but not exceeding 12 inches |                    |
|     | (a) Hand files and flat files                               |                    |
|     | (i) Bastard cut or coarser ... ..                           | 20s. 6d. per dozen |
|     | (ii) Of a cut finer than bastard ... ..                     | 30s. 6d. per dozen |
|     | (b) Other ... ..                                            | 23s. 0d. per dozen |
| (6) | Exceeding 12 inches in length                               |                    |
|     | (a) Hand files and flat files                               |                    |
|     | (i) Bastard cut or coarser ... ..                           | 25s. 0d. per dozen |
|     | (ii) Of a cut finer than bastard ... ..                     | 35s. 0d. per dozen |
|     | (b) Other ... ..                                            | 23s. 6d. per dozen |

## SCHEDULE 2

*Goods originating in Australia*

| <i>Relevant tariff heading</i> | <i>Description of goods</i>                                           | <i>Rate of duty</i> |
|--------------------------------|-----------------------------------------------------------------------|---------------------|
| 82.03 (B)                      | Files and rasps, with or without handles, originating in Australia:   |                     |
|                                | (1) Of a length not exceeding 4 inches ...                            | 4s. 0d. per dozen   |
|                                | (2) Of a length exceeding 4 inches but not exceeding 6 inches ... ..  | 7s. 6d. per dozen   |
|                                | (3) Of a length exceeding 6 inches but not exceeding 8 inches ... ..  | 10s. 0d. per dozen  |
|                                | (4) Of a length exceeding 8 inches but not exceeding 10 inches... ..  | 12s. 6d. per dozen  |
|                                | (5) Of a length exceeding 10 inches but not exceeding 12 inches... .. | 15s. 0d. per dozen  |
|                                | (6) Of a length exceeding 12 inches ... ..                            | 20s. 0d. per dozen  |

## SCHEDULE 3

1. In Schedule 1 to this Order, "bastard cut or coarser" means having not more than the relevant number of up-cuts mentioned in the table set out in this Schedule and "of a cut finer than bastard" means having more than the said relevant number of up-cuts.

| <i>Length of file</i>                             | <i>Number of up-cuts per inch of the centre line of the double cut sides</i> |
|---------------------------------------------------|------------------------------------------------------------------------------|
| 4 inches or less ... ..                           | 40                                                                           |
| over 4 inches but not exceeding 6 inches ... ..   | 32                                                                           |
| over 6 inches but not exceeding 8 inches ... ..   | 26                                                                           |
| over 8 inches but not exceeding 10 inches ... ..  | 24                                                                           |
| over 10 inches but not exceeding 12 inches ... .. | 21                                                                           |
| over 12 inches but not exceeding 14 inches ... .. | 19                                                                           |
| over 14 inches but not exceeding 16 inches ... .. | 18                                                                           |
| over 16 inches ... ..                             | 17                                                                           |

**EXPLANATORY NOTE**

*(This Note is not part of the Order.)*

This Order imposes anti-dumping duties on certain files and rasps of Portuguese or Australian origin.

The rate of the duties varies in the case of different descriptions of files and rasps and the rates in relation to files and rasps originating in Portugal (set out in Schedule 1) are different from those in relation to files and rasps originating in Australia (which are set out in Schedule 2).

The Order applies section 3 of the Customs Duties (Dumping and Subsidies) Act 1957 in relation to the duties. The application of this section allows the Board of Trade to grant relief from duty where they are satisfied that goods on which duty is payable have not been dumped or that the margin of dumping is less than the duty.