

1978 No. 598

CUSTOMS AND EXCISE

**The Anti-Dumping and Countervailing Duties (Postponement of
Collection) (Amendment) Regulations 1978**

<i>Made - - - -</i>	<i>19th April 1978</i>
<i>Laid before Parliament</i>	<i>20th April 1978</i>
<i>Coming into Operation</i>	<i>21st April 1978</i>

The Secretary of State, being a Minister designated (a) for the purposes of section 2(2) of the European Communities Act 1972(b) as regards measures relating to anti-dumping and countervailing duties, in exercise of the powers conferred on him by the said section 2(2) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Anti-Dumping and Countervailing Duties (Postponement of Collection) (Amendment) Regulations 1978 and shall come into operation on 21st April 1978.

(2) In these Regulations “the principal Regulations” means the Anti-Dumping and Countervailing Duties (Postponement of Collection) Regulations 1978(c).

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

2. At the end of regulation 2(2) of the principal regulations there shall be added the words “and if at any time the charge of duty by virtue of such an order ceases to have effect with respect to some (but not all) of the relevant products, the operative period shall be treated for the purpose of these regulations as coming to an end at that time with respect to those products.”

3. At the end of regulation 3 of the principal regulations there shall be added the following paragraph:—

“(4) If the operative period comes to an end with respect to some or all of the relevant products in consequence of the provisions of an order expressed to be made pursuant to a Commission Recommendation requiring the suspension of the duty charged by the order imposing a provisional duty, the

(a) S.I. 1977/1718.
(c) S.I. 1978/77.

(b) 1972 c. 68.
(d) 1889 c. 63.

Commissioners shall not give the importer a notice under subsection (3) of the said section 255 before the date on which the order imposing the provisional duty is revoked as mentioned in regulation 4 or regulation 5 below.”

Michael Meacher,
Parliamentary Under-Secretary of State,
Department of Trade.

19th April 1978.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Anti-Dumping and Countervailing Duties (Postponement of Collection) Regulations 1978 (the principal regulations) by providing that where any charge of anti-dumping or countervailing duty on iron and steel products imported into the United Kingdom by virtue of an order imposing a provisional duty ceases to have effect with respect to some of the products, the postponement of collection of duty charged on the products in question comes to an end and the goods may in future be imported without payment of any such duty or the giving of any security for such duty.

If there is a recommendation of the Commission of the European Communities requiring the suspension of the duty charged by virtue of an Order imposing a provisional duty in respect of some or all of the goods described in the Order, the Commissioners of Customs and Excise cannot give the importer a notice under Section 255(3) of the Customs and Excise Act 1952 determining the amount of duty payable, the collection of which has been postponed, until the order is revoked as mentioned in regulation 4 or 5 of the principal regulations.

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