

STATUTORY INSTRUMENTS

1985 No. 2041

CUSTOMS AND EXCISE

**The Customs Duties (ECSC) (Quota and Other Reliefs)
Order 1985**

<i>Made</i>	- - -	23rd December 1985
<i>Laid before the House of Commons</i>		24th December 1985
<i>Coming into Operation</i>		1st January 1986

The Secretary of State, in exercise of the powers conferred on him by sections 1 and 4 of the Customs and Excise Duties (General Reliefs) Act 1979(a) and of all other powers enabling him in that behalf, hereby makes the following Order:—

1.—(1) This Order may be cited as the Customs Duties (ECSC) (Quota and Other Reliefs) Order 1985 and shall come into operation on 1st January 1986.

(2) In this Order —

references to a heading or subheading are references to a heading or subheading in the common customs tariff of the European Economic Community;

references to customs duty are references to duty charged by the Customs Duties (ECSC) (No. 2) Order 1985(b) in relation to the goods;

“the EEC Regulations” means Commission Regulation (EEC) No. 3749/83(c) and Council Regulation (EEC) No. 2955/85(d) on the concept of originating products.

2.—(1) Up to and including 31st December 1986, no customs duty shall be charged on goods —

- (a) which fall within a heading or subheading specified in Part I of Schedule 1 hereto (certain iron and steel products) and
- (b) which originate in any country named in Schedule 2 hereto other than a country named in column 2 of Part III of Schedule 1 hereto in relation to that heading or subheading as specified in column 1 thereof.

(a) 1979 c.3.

(b) S.I. 1985/1630, as amended by S.I. 1985/2020.

(c) O.J. No. L372, 31.12.83, extended by Commission Regulation (EEC) No.3606/84. (O.J. No. L 333, 19.12.84) and amended by Commission Regulation (EEC) No. 1061/85 (O.J. No. L 113, 26.4.85).

(d) O.J. No. L 285, 25.10.85.

This paragraph shall not apply in respect of any goods falling within headings 73.08, 73.10 or 73.13 originating in China nor in respect of any goods originating in Yugoslavia.

(2) Up to and including 31st December 1986, no customs duty shall be charged on goods —

(a) which fall within a heading or subheading specified in Part II of Schedule 1 hereto (certain iron and steel products) and

(b) which originate in a country named in Schedule 2 hereto.

(3) Up to and including 31st December 1986, no customs duty shall be charged on goods which fall within the subheadings 73.13 B. II.a), 73.15 A. VII.b)1, 73.15 B. VII.b) 2.aa) and originate in Romania.

(4) Paragraphs (1), (2) and (3) above shall only apply to goods in respect of which an importer delivers a perfect entry thereof for home use (within the meaning of section 37 of the Customs and Excise Management Act 1979(a) and Regulation 13 of the Customs Warehousing Regulations 1979(b)) containing an application for relief from customs duty in the United Kingdom on or after 1st January 1986 accompanied by such documents as may be required under the provisions of the EEC Regulations. This paragraph shall not apply in respect of any goods falling within the subheadings 73.07 A.I, 73.07 B.I, 73.12 A, 73.12 B.I, 73.12 C.III.a), 73.12 C.V.a)1 originating in Yugoslavia.

3.—(1) Up to and including 31st December 1986, no customs duty shall be charged on goods falling within a heading or subheading specified in column 1 of Part III of Schedule 1 hereto (certain iron and steel products) which originate in a country named in column 2 in relation to that heading or subheading if they form part of the relevant quota.

(2) For the purposes of paragraph (1) of this Article the “relevant quota” in relation to any heading or subheading means the amount (expressed as a value in pounds) of goods specified in column 3 of Part III of Schedule 1 hereto in relation to the heading or subheading in respect of each of the countries named in column 2 in relation to that heading or subheading.

(3) Article 4 of the Customs Duties Quota Relief (Administration) Order 1976(c) shall apply for the purposes of this Article subject to the modification that the application for relief from customs duty shall be accompanied by such documents as may be required under the provisions of the EEC Regulations.

4. For the purpose of this Order goods shall be treated as originating in a country named in column 2 of Part III of Schedule 1 or in Schedule 2 hereto or Romania if they are to be regarded as so originating by virtue of the EEC Regulations.

Paul Channon,
Minister for Trade,
Department of Trade and Industry.

23rd December 1985.

(a) 1979 c.2.

(b) S.I. 1979/207.

(c) S.I. 1976/2105, modified by S.I. 1980/905.

SCHEDULE 1

Article 2(1)

PART I

TARIFF HEADINGS AND SUBHEADINGS

73.08.	73.15 A.V.d)1.aa).
73.10 A.	73.15 A.VI.a).
73.10 D.I.a).	73.15 A.VI.c)1.aa).
73.11 A.I.	73.15 A.VII.a).
73.11 A.IV.a)1.	73.15 A.VII.b)2.
73.11 B.	73.15 A.VII.c).
73.13 A.	73.15 A.VII.d)1.
73.13 B.I.	73.15 B.I.b)2.
73.13 B.II.b).	73.15 B.III.
73.13 B.II.c).	73.15 B.IV.
73.13 B.III.	73.15 B.V.b).
73.13 B.IV.b).	73.15 B.V.d)1.aa).
73.13 B.IV.c).	73.15 B.VI.a).
73.13 B.IV.d).	73.15 B.VI.c)1.aa).
73.13 B.V.a)2.	73.15 B.VII.a).
73.15 A.I.b)2.	73.15 B.VII.b)1.
73.15 A.III.	73.15 B.VII.b)2.bb).
73.15 A.IV.	73.15 B.VII.b)3.
73.15 A.Vb).	73.15 B.VII.b)4.aa).

Article 2(2)

PART II

TARIFF HEADINGS AND SUBHEADINGS

73.07 A.I.	73.13 B.II.a).
73.07 B.I.	73.15 A.VII.b)1.
73.09.	73.15 B.VII.b)2.aa).
73.12 A.	73.16 A.II.
73.12 B.I.	73.16 B.
73.12 C.III.a).	73.16 C.
73.12 C.V.a)1.	73.16 D.I.

PART III

Article 3

Tariff headings and subheadings	Country of Origin (2)	Amount of Quotas (3)
73.08.	Brazil Republic of Korea Venezuela	£365,883
73.13 A.		
73.13 B.I.		
73.13 B.II.b).	Argentina	
73.13 B.II.c).	Brazil	
73.13 B.III.	Republic of Korea	£621,587
73.13 B.IV.b).		
73.13 B.IV.c).		
73.13 B.IV.d).		
73.13 B.V.a)2.		
73.15 A.I.b)2.		
73.15 A.III.		
73.15 A.IV.		
73.15 A.V.b).		
73.15 A.V.d)1.aa).		
73.15 A.VI.a).		
73.15 A.VI.c)1.aa).		
73.15 A.VII.a).		
73.15 A.VII.b)2.		
73.15 A.VII.c).		
73.15 A.VII.d)1.	Brazil Republic of Korea	£628,831
73.15 B.I.b)2.		
73.15 B.III.		
73.15 B.IV.		
73.15 B.V.b).		
73.15 B.V.d)1.aa).		
73.15 B.VI.a).		
73.15 B.VI.c)1.aa).		
73.15 B.VII.a).		
73.15 B.VII.b)1.		
73.15 B.VII.b)2.bb).		
73.15 B.VII.b)3.		
73.15 B.VII.b)4.aa).		
73.10 A.	Argentina	
73.10 D.I.a).	Brazil Venezuela	£226,766

SCHEDULE 2

PART I

INDEPENDENT COUNTRIES

Afghanistan	Jamaica
Algeria	Jordan
Angola	Kenya
Antigua and Barbuda	Kiribati
Argentina	Korea, Republic of
Bahamas	Kuwait
Bahrain	Lao Peoples' Democratic Republic
Bangladesh	Lebanon
Barbados	Lesotho
Belize	Liberia
Benin	Libya
Bhutan	Madagascar
Bolivia	Malawi
Botswana	Malaysia
Brazil	Maldives, Republic of
Brunei Darussalam	Mali
Burkina, Peoples' Democratic Republic of	Mauritania
Burma	Mauritius
Burundi	Mexico
Cambodia	Morocco
Cameroon	Mozambique
Cape Verde, Republic of	Nauru
Central African Republic	Nepal
Chad	Nicaragua
Chile	Niger
China	Nigeria
Colombia	Oman
Comoros	Pakistan
Congo, Peoples' Republic of	Panama
Costa Rica	Papua New Guinea
Cuba	Paraguay
Cyprus	Peru
Djibouti	Philippines
Dominica	Qatar
Dominican Republic	Rwanda
Ecuador	Sao Tome and Principe
Egypt	Saudi Arabia
El Salvador	Senegal
Equatorial Guinea	Seychelles and Dependencies
Ethiopia	Sierra Leone
Fiji	Singapore
Gabon	Solomon Islands
Gambia	Somalia
Ghana	Sri Lanka
Grenada	St Christopher and Nevis, Federation of
Guatemala	St Lucia
Guinea	St Vincent
Guinea Bissau	Sudan
Guyana	Surinam
Haiti	Swaziland
Honduras	Syria
India	Tanzania
Indonesia	Thailand
Iran	Togo
Iraq	Tonga
Ivory Coast	Trinidad and Tobago

Tunisia
Tuvalu
Uganda
United Arab Emirates
Uruguay
Vanuatu
Venezuela
Vietnam

Western Samoa, Independent State of
Yemen, Peoples' Democratic Republic of
Yemen Arab Republic
Yugoslavia
Zaire
Zambia
Zimbabwe

PART II

**COUNTRIES AND TERRITORIES DEPENDENT OR ADMINISTERED OR FOR WHOSE
EXTERNAL RELATIONS MEMBER STATES OF THE COMMUNITY OR THIRD
COUNTRIES ARE WHOLLY OR PARTLY RESPONSIBLE**

American Oceania^(a)
Australian Antarctic Territories
Australian Oceania (Christmas Island, Cocos (Keeling) Islands, Heard Island and
McDonald Islands, Norfolk Island)
Bermuda
British Antarctic Territory
British Indian Ocean Territory
Cayman Island
Falkland Islands
French Polynesia
French Southern and Antarctic Territories
Gibraltar
Greenland
Hong Kong
Macao
Mayotte
Netherlands Antilles
New Caledonia and Dependencies
New Zealand Oceania (Cook Islands, Niue Islands, Tokelau Islands)
Pitcairn
South Georgia and the South Sandwich Islands
St Helena
St Helena Dependencies
Turks and Caicos Islands
Virgin Islands of the United States
Wallis and Futuna Islands
West Indies

^(a) American Oceania includes: Guam, American Samoa (including Swain's Island), Midway Islands, Johnston and Sand Islands, Wake Islands and the Trust Territory of the Pacific Islands (the Caroline, Marianas and Marshall Islands).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which comes into operation on 1st January 1986, provides for reliefs from customs duty (in so far as it is charged) on certain iron and steel products originating in the developing countries named in Schedule 2 to the Order in accordance with a Decision of the representatives of the governments of the Member States of the European Coal and Steel Community meeting in Council of 17th December 1985. The reliefs are provided under the Community's Generalised Tariff Preference Scheme for Developing Countries.

The Order provides for exemption from duty for goods specified in Part I of Schedule 1 originating in the countries named in Schedule 2 other than those countries also named in column 2 of Part III of Schedule 1 in relation to the relevant goods. Such exemption does not however apply to goods falling within tariff headings 73.08, 73.10 or 73.13 originating in China nor to goods originating in Yugoslavia (Article 2(1)). The Order also provides for exemption from duty for goods specified in Part II of Schedule 1 originating in the countries named in Schedule 2 (Article 2(2)) and for goods falling within tariff subheadings 73.13 B.II.a), 73.15 A.VII.b)1, 73.15 B.VII.b)2.aa) originating in Romania (Article 2 (3)). These exemptions apply with effect from 1st January 1986 up to and including 31st December 1986. The Order also provides for duty-free tariff quotas for the same period for goods listed in Part III of Schedule 1 originating in certain countries named in column 2 of Part III of Schedule 1 (Article 3).