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DRAFT STATUTORY INSTRUMENTS

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**2022 No.**

**The Chemicals (Health and Safety) Trade and  
Miscellaneous Amendments Regulations 2022**

**PART 3**

**AMENDMENTS TO RETAINED DIRECT EU LEGISLATION**

**Regulation (EU) No 649/2012**

**8.**—(1) [Regulation \(EU\) No 649/2012](#) of the European Parliament and of the Council of 4 July 2012 concerning the export and import of hazardous chemicals (recast)(**1**) is amended as follows.

(2) In Article 3(16), substitute—

““export” means:

- (a) the export of a chemical made in accordance with sections 33(4), 35 or 36 of the Taxation (Cross-border Trade) Act 2018(**2**);
- (b) the removal of a chemical from Great Britain to Northern Ireland; or
- (c) the export of a chemical where the chemicals are, immediately prior to export, in a temporary storage facility or subject to the control of any HMRC officer as described in paragraph 1(2) of Schedule 1 to the Taxation (Cross-border Trade) Act 2018,

but does not include chemicals which are under a transit procedure by which chargeable goods may be moved between places in Great Britain..”.

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(1) EUR 2012/649.

(2) [2018 c. 22](#).