

1979 No. 565

CUSTOMS AND EXCISE

The Ship's Report Regulations 1979

<i>Made</i>	- - -	23rd May 1979
<i>Laid before Parliament</i>		31st May 1979
<i>Coming into Operation</i>		1st July 1979

The Commissioners of Customs and Excise, in pursuance of the powers conferred on them by section 35(4) of the Customs and Excise Management Act 1979(a) and of all other powers enabling them in that behalf, hereby make the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Ship's Report Regulations 1979 and shall come into operation on 1st July 1979.

(2) In these Regulations “ the Act of 1979 ” means the Customs and Excise Management Act 1979.

(3) Neither these Regulations nor Parts II, III and IV of the Ship's Report, Importation and Exportation by Sea Regulations 1965(b) apply to pleasure craft as defined in the Pleasure Craft (Arrival and Report) Regulations 1979(c).

PART I

Report procedure

2. The procedure for making report of a ship of which report is required under section 35(1) of the Act of 1979 is that preliminary and final report of the ship should be made in the manner hereinafter prescribed.

Preliminary report

3. Preliminary report shall be made by the Master, or a person authorised by him—

- (a) in the case of a ship boarded by an officer, by completing and delivering to that officer immediately the forms directed by the Commissioners for that purpose under section 35(1) of the Act of 1979; or
- (b) in any other case, by completing and delivering to the proper place designated at the port of arrival the forms referred to in sub-paragraph (a) within 3 hours of the ship's having reached its place of loading or unloading, or within such longer period as the Commissioners may in any particular case authorise.

(a) 1979 c. 2.

(b) S.I. 1965/1993, to which there are amendments not relevant to these Regulations.

(c) S.I. 1979/564.

Final report by ship's Master

4. Final report shall be made within 24 hours of the arrival of the ship by the Master completing and delivering to the proper officer at the proper place designated at the port of arrival the forms directed by the Commissioners for that purpose under section 35(1) of the Act of 1979 and by his attendance there for the purpose of answering such questions as may be put to him on any of the matters referred to in section 35(6) of that Act:

Provided that for the purpose of facilitating the discharge of the cargo or for other sufficient reason, the proper officer may permit the Master to make final report at any other place.

Final Report by agent

5. Final report as prescribed in Regulation 4 may be made by an agent authorised in writing by the Master, save that where that agent is unable to answer any of the questions that may be put to him on any of the matters referred to in the said section 35(6) the Master, if the proper officer so requires in writing, shall himself make report.

Modified procedure for report

6. The Commissioners may relax all or any of the requirements of these Regulations as they think fit in relation to any ship arriving at any port in the United Kingdom.

PART II

Copies of report documents

7. The Master, or any person or agent authorised by him, shall on request by the proper officer furnish copies of any of the forms directed for the purpose of preliminary or final report under section 35(1) of the Act of 1979.

Revocation

8. Regulations 1, 2 and 3 (Part I) of the Ship's Report, Importation and Exportation by Sea Regulations 1965 are hereby revoked.

23rd May 1979.

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D. L. Bryars,

Commissioner of Customs and Excise

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations which revoke Part I of the Ship's Report, Importation and Exportation by Sea Regulations 1965 prescribe revised procedures for the making of a report for a commercial vessel.

The principal change is that report is to be made in two stages as opposed to one. The first stage is a preliminary report which is to be made immediately a vessel is boarded by a Customs Officer or, if not boarded, within 3 hours of the vessel reaching the place of loading or unloading. The second stage is a final report which is to be made within 24 hours of arrival within the limits of the port.

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