STATUTORY INSTRUMENTS

2018 No. 1025

The Timber and Timber Products and FLEGT (EU Exit) Regulations 2018

PART 3

Amendment of retained direct EU legislation

Amendment of Commission Regulation (EC) No. 1024/2008

5.—(1) Commission Regulation (EC) No. 1024/2008 laying down detailed measures for the implementation of Council Regulation (EC) No. 2173/2005 on the establishment of a FLEGT licensing scheme for imports of timber into the European Community is amended as follows.

(2) In Article 2—

(a) in paragraph 1, for "a customs office" substitute "premises wholly or partly occupied by Her Majesty's Revenue and Customs";

(b) omit paragraph 4.

(3) In Article 3, omit paragraph 2.

(4) In Article 4, for "within the Community" substitute "into and within the United Kingdom".

(5) For Article 5 substitute—

"Article 5

The competent authority or the customs authorities may require that a FLEGT licence be made available in English.".

(6) In Article 6, for paragraphs 1 and 2 substitute—

"**1.** The licence, in respect of a shipment which is declared for release for free circulation in the United Kingdom, must be lodged with the competent authority.

2. The competent authority must notify the customs authorities as soon as a licence has been accepted.".

(7) In Article 7, omit paragraph 1.

(8) In Articles 9 and 10, for "competent authorities" substitute "competent authority".

(9) In Article 11—

(a) in paragraph 1, for the words from "box" to "circulation is made" substitute "the customs declaration for release for free circulation in the United Kingdom";

(b) for paragraph 2 substitute—

"**2.** Timber products must only be released for free circulation where the notification mentioned in Article 6(2) has been made.".

(10) Omit Article 12.

(11) In Article 13, for "competent authorities" substitute "competent authority".

(12) In Article 14—

(a) in paragraph 1, for "Member States" substitute "The competent authority";

(b) for paragraph 2 substitute—

"**2.** The electronic systems referred to in paragraph 1 must provide for the exchange of data between—

(a) the competent authority and the customs authorities; and

(b) the competent authority and the customs authorities on the one hand and the licensing authority of any partner country on the other.";

(c) omit paragraph 3.

(13) In Article 16, for the words from "the provisions of" to "Directive 95/46/EC" substitute "any enactment or rule of law".

(14) After Article 17, omit the sentence which begins "This Regulation shall be".

(15) In the Annex—

(a) in the table heading, omit "EUROPEAN COMMUNITY";

(b) in the notes for guidance, in the note for box 5, for "EU" substitute "United Kingdom".