

Commission Delegated Regulation (EU) 2016/1237 of 18 May 2016 supplementing Regulation (EU) No 1308/2013 of the European Parliament and of the Council with regard to the rules for applying the system of import and export licences and supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to the rules on the release and forfeit of securities lodged for such licences, amending Commission Regulations (EC) No 2535/2001, (EC) No 1342/2003, (EC) No 2336/2003, (EC) No 951/2006, (EC) No 341/2007 and (EC) No 382/2008 and repealing Commission Regulations (EC) No 2390/98, (EC) No 1345/2005, (EC) No 376/2008 and (EC) No 507/2008 (Text with EEA relevance)

CHAPTER I

GENERAL PROVISIONS

Article 3

Cases where a licence is not required

- 1 A licence shall not be required and shall not be issued or presented for the purposes of:
 - a release for free circulation or export of products of a non-commercial nature as set out in Section II(D)(2) of Part One of Annex I to Council Regulation (EEC) No 2658/87⁽¹⁾;
 - b cases in which relief from import duties, export duties and measures adopted on the basis of Article 207 of the Treaty is to be granted under Council Regulation (EC) No 1186/2009⁽²⁾;
 - c quantities of products to be released for free circulation or export not exceeding those set out in the Annex;
 - d products to be released for free circulation as returned goods in accordance with Section 1 of Chapter 2 of Title VI of Regulation (EU) No 952/2013;
 - e products for which at the time of acceptance of the re-export declaration the declarant provides proof that a favourable decision for repayment or remission of import duties has been given in respect of such products under Section 3 of Chapter 3 of Title III of Regulation (EU) No 952/2013.

By way of derogation from points (b) and (c) of the first subparagraph, a licence shall be required where the release for free circulation or export is being made under preferential arrangements which are granted by means of the licence.

For the purposes of point (c) of the first subparagraph, the quantity to be covered by one licence shall be calculated as comprising all the quantities to be released for free circulation or to be exported that are covered by the same logistic operation.

- 2 An export licence shall not be required and shall not be issued or presented in respect of products consigned by private individuals or groups of private individuals with a view to their free distribution for humanitarian aid purposes in third countries where such consignments are occasional in nature, comprise varied products and do not exceed a total of 30 000 kg per means of transport. Food aid operations not meeting these conditions are subject to a licence in accordance with this Regulation and the Implementing Regulation (EU) 2016/1239.

Changes to legislation: There are outstanding changes not yet made to Commission Delegated Regulation (EU) 2016/1237. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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- (1) Council Regulation (EEC) No 2658/87 of 23 July 1987 on the tariff and statistical nomenclature and on the Common Customs Tariff ([OJ L 256, 7.9.1987, p. 1](#)).
- (2) Council Regulation (EC) No 1186/2009 of 16 November 2009 setting up a Community system of reliefs from customs duty ([OJ L 324, 10.12.2009, p. 23](#)).

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Changes and effects yet to be applied to :

- Art. 3(1) word substituted by [S.I. 2019/1409 Sch. 1 para. 3\(3\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Signature words omitted by [S.I. 2019/1409 Sch. 1 para. 13](#)
- Annex Pt. 1 s. B omitted by [S.I. 2019/1409 Sch. 1 para. 14\(a\)](#)
- Annex Pt. 1 s. E omitted by [S.I. 2019/1409 Sch. 1 para. 14\(a\)](#)
- Annex Pt. 1 s. F omitted by [S.I. 2019/1409 Sch. 1 para. 14\(a\)](#)
- Annex Pt. 2 s. B omitted by [S.I. 2019/1409 Sch. 1 para. 14\(b\)](#)
- Art. 1(b) words substituted by [S.I. 2019/1409 Sch. 1 para. 1](#)
- Art. 2(1)(b) omitted by [S.I. 2019/1409 Sch. 1 para. 2\(2\)\(c\)](#)
- Art. 2(1)(c) words omitted by [S.I. 2019/1409 Sch. 1 para. 2\(2\)\(a\)](#)
- Art. 2(1)(d) omitted by [S.I. 2019/1409 Sch. 1 para. 2\(2\)\(c\)](#)
- Art. 2(1)(e) words omitted by [S.I. 2019/1409 Sch. 1 para. 2\(2\)\(b\)](#)
- Art. 2(1)(f) omitted by [S.I. 2019/1409 Sch. 1 para. 2\(2\)\(c\)](#)
- Art. 2(2)(b) words substituted by [S.I. 2019/1409 Sch. 1 para. 2\(3\)\(a\)\(i\)](#)
- Art. 2(2)(b) words substituted by [S.I. 2019/1409 Sch. 1 para. 2\(3\)\(a\)\(ii\)](#)
- Art. 2(2)(c) words substituted by [S.I. 2019/1409 Sch. 1 para. 2\(3\)\(b\)\(i\)](#)
- Art. 2(2)(c)(iii) words substituted by [S.I. 2019/1409 Sch. 1 para. 2\(3\)\(b\)\(ii\)](#)
- Art. 3(1)(b) words substituted by [S.I. 2019/1409 Sch. 1 para. 3\(2\)\(a\)](#)
- Art. 3(1)(d) words omitted by [S.I. 2019/1409 Sch. 1 para. 3\(2\)\(b\)](#)
- Art. 3(1)(e) words substituted by [S.I. 2019/1409 Sch. 1 para. 3\(2\)\(c\)](#)
- Art. 4(4)(b) words substituted by [S.I. 2019/1409 Sch. 1 para. 4\(3\)](#)
- Art. 5(2)(c) word substituted by [S.I. 2019/1409 Sch. 1 para. 5\(2\)\(a\)](#)
- Art. 5(2)(c) words substituted by [S.I. 2019/1409 Sch. 1 para. 5\(2\)\(b\)](#)