

1970 No. 815

CUSTOMS AND EXCISE

**The European Free Trade Association (Origin of Goods)
 (Amendment) Regulations 1970**

<i>Made</i>	- - -	28th May 1970
<i>Laid before the House of Commons</i>		29th May 1970
<i>Coming into Operation</i>		1st June 1970

The Board of Trade, in pursuance of the powers conferred upon them by section 1(1) of the European Free Trade Association Act 1960(a), hereby make the following Regulations:—

1.—(1) These Regulations may be cited as the European Free Trade Association (Origin of Goods) (Amendment) Regulations 1970 and shall come into operation on 1st June 1970.

(2) The Interpretation Act 1889(b) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament and as if these Regulations and the Regulations hereby revoked were Acts of Parliament.

(3) All the Regulations amending the European Free Trade Association (Origin of Goods) Regulations 1964(c) (hereinafter called “the principal Regulations”) and in force immediately before the commencement of these Regulations (being those Regulations specified in Schedule 2 hereto) are hereby revoked.

2. The principal Regulations shall—

- (a) have effect subject to the further amendment relating to polyvinyl acetate mentioned in Part II of Schedule 1 hereto, and
- (b) continue to have effect subject to the other amendments mentioned in Schedule 1 hereto (being all the subsisting amendments made to the principal Regulations before the commencement of these Regulations).

Brown,
 Minister of State.
 Board of Trade.

28th May 1970.

(a) 1960 c. 19.

(c) S.I. 1964/1966 (1964 III, p. 4296).

(b) 1889 c. 63.

SCHEDULE 1

PART I

Amendments to the body of the principal Regulations

For Regulation 6 there shall be substituted the following:—

“Consignment

6.—(1) Goods shall be treated as consigned from a place in the area if it is shown to the satisfaction of the Commissioners—

- (a) that those goods have been consigned to the United Kingdom from such a place ; or
- (b) that they
 - (i) have been consigned from such a place to an exhibition outside the area and have been exhibited there, and
 - (ii) are in the same state as they were in when consigned to the exhibition and have not been used otherwise than for the purpose of exhibiting or demonstrating them at the exhibition since they were so consigned, and
 - (iii) have been sold or otherwise disposed of by the consignee to a person in the United Kingdom and have been consigned from that exhibition to the United Kingdom during or immediately after the exhibition ; or
- (c) that they
 - (i) have been consigned from such a place to a Customs warehouse outside the area, and
 - (ii) have remained continuously in that warehouse and no substitution or addition of other goods has taken place, and
 - (iii) have been consigned to the United Kingdom from that warehouse and
 - (iv) are in the same state as they were in when consigned to that warehouse, and
 - (v) are entered on importation into the United Kingdom within twelve months from the date of their exportation from a place in the area

(2) In this regulation:—

“exhibition” means a trade, industrial, agricultural or crafts exhibition, fair or similar show or display, but does not include any such exhibition, fair or show or display organised for private purposes in shops or business premises with a view to the sale of goods foreign to the country where the exhibition is held ;

“Customs warehouse” means a place where goods may be stored under the control of Customs authorities without payment of import duties and taxes ; the term does not include free ports or free zones, but does include places of the kind described above which are situated inside free ports or free zones.

PART II

Amendments to Schedule 1 to the principal Regulations

In Schedule 1,—

Chapter 20

(a) after Chapter 19, there shall be inserted the following further Chapter:—

"CHAPTER 20

PREPARATIONS OF VEGETABLES, FRUIT OR OTHER PARTS OF PLANTS

1	2
<i>Tariff heading and Description</i>	<i>Qualifying process</i>
20·02 Potato crisps	Manufacture from materials not falling in 20·02."

Chapter 21

(b) there shall be added to the exceptions from the description of goods in relation to tariff heading 21·07 the following:—

"yoghourt, with added flavouring or fruit";

Chapter 29

(c) after the existing entry referring to tariff heading 29·35 (heterocyclic acids etc.), a further entry shall be included as follows:—

in Column 1	in Column 2
<i>Tariff heading and Description</i>	<i>Qualifying process</i>
"29·35 Furfuryl alcohol.";	"Manufacture from furfuraldehyde.";

Chapter 39

(d) after the third entry referring to tariff heading 39·02 (polymerisation products made from one monomer (homopolymers), in the forms mentioned in Notes 3(a) and 3(b) to Chapter 39) a further entry shall be included as follows:—

in Column 1	in Column 2
<i>Tariff heading and Description</i>	<i>Qualifying process</i>
"39·02 Polyvinyl acetate, in the forms mentioned in Notes 3(a) and 3(b) to Chapter 39.";	"Manufacture from monomer vinyl acetate or from any material not being, and not containing, material which has been produced by polymerisation of the monomer.";

Chapter 65

(e) for the description of goods related to tariff heading 65·02 there shall be substituted:—

"Hat-shapes, plaited or made from plaited or other strips of any material (other than materials of the kinds falling in Chapters 39, 50 to 56 and 58 to 62), bleached or dyed, neither blocked to shape nor made with brims.";

Chapter 84

(f) for the description of goods related to tariff heading 84·59 there shall be substituted:—

"Machines and mechanical appliances, having individual functions, not falling within any other heading of this Chapter.";

Chapter 85

(g) for the description of goods related to tariff heading 85-22 there shall be substituted:—

“Electrical appliances and apparatus, having individual functions not falling within any other heading of this Chapter.”;

Chapter 86

(h) for the description of goods related to tariff heading 86-08 there shall be substituted:—

“Containers specially designed and equipped for carriage by one or more modes of transport.”;

Chapter 90

(i) for the description of goods related to tariff heading 90-07, there shall be substituted:—

“Photographic cameras; photographic flashlight apparatus; photocopying apparatus (not contact type).”;

Chapter 98

(j) for the description of goods related to tariff heading 98-07 there shall be substituted:—

“Date, sealing or numbering stamps and the like (including devices for printing or embossing labels), designed for operating in the hand; hand-operated composing sticks and hand printing sets incorporating such composing sticks.”.

PART III

Amendments to Schedule 2 to the principal Regulations.

In Schedule 2,—

Introductory Notes

(a) for Note 4 of the Introductory Notes there shall be substituted the following:—

“Nothing in the terms of the qualifying processes shall preclude the use of—

- (i) materials listed in Schedule 3 to these Regulations, provided that they undergo in the area a process of production or manufacture not being a process listed in Regulation 2(2); or
- (ii) materials which are of area origin.”;

(b) in Note 6, for the list of items to be regarded as single textile materials there shall be substituted the following:—

- “(a) silk and waste silk
- (b) man-made fibres (continuous) produced by a process mentioned in Note 1(a) to Chapter 51
- (c) man-made fibres (continuous) produced by a process mentioned in Note 1(b) to Chapter 51
- (d) man-made fibres (discontinuous) produced by a process mentioned in Note 1(a) to Chapter 51

- (e) man-made fibres (discontinuous) produced by a process mentioned in Note 1(b) to Chapter 51
- (f) metallised textiles
- (g) wool
- (h) other animal hair
- (i) flax and ramie
- (j) cotton
- (k) other vegetable fibres.”;

Chapter 58

- (c) for the description of goods related to tariff heading 58·07 there shall be substituted:—

“Chenille yarn (including flock chenille yarn), gimped yarn (other than metallised yarn of heading 52·01 and gimped horsehair yarn).”;

Chapter 59

- (d) after the existing entry referring to tariff heading 59·02 there shall be included a further entry, as follows:—

in Column 1	in Column 2
<i>Tariff heading and Description</i>	<i>Qualifying process</i>
“59·02 Needled felt, whether or not impregnated or coated.”;	“Manufacture from natural fibres not spun or thrown, and in the case of fibres falling in Chapter 53 or 55 not carded or combed; or from fibres of polypropylene provided that the value of any such fibres imported from outside the Area or of undetermined origin does not exceed 40 per cent of the export price of the finished product; or from waste of man-made fibres falling in 56·03 or waste of natural fibres; or from materials not falling in Chapters 50 to 62.”;

- (e) for the description of goods related to tariff heading 59·03 there shall be substituted:—

“Bonded fibre fabrics, similar bonded yarn fabrics, and articles of such fabrics, whether or not impregnated or coated.”;

- (f) for the description of goods related to tariff heading 59·07 there shall be substituted:—

“Textile fabrics coated with gum or amylaceous substances, of a kind used for the outer covers of books and the like; tracing cloth; prepared painting canvas; buckram and similar fabrics for hat foundations and similar uses.”;

- (g) after the second entry referring to tariff heading 59·17 (bolting cloth) there shall be included a further entry as follows:—

in Column 1	in Column 2
<i>Tariff heading and Description</i>	<i>Qualifying process</i>
“*59·17 Fabrics (other than woven textile felts) of a kind commonly used in machinery for making or finishing cellulosic pulp, paper or paperboard, including such fabrics in tubular or endless form.”;	“Manufacture from monofil of polyester (ex 51·02); or from materials not falling in Chapters 50 to 62.”;

Chapter 61

(h) the qualifying process in the case of goods of the first description mentioned in relation to tariff heading 61-02 shall be the following:—

“Manufacture from fibres or yarns (ex Chapters 50 to 59); or from woven fabric of wild silk (such as honan, pongee, tussore and shantung) which is wholly of tussore yarn produced from the uncultivated silkworm, provided that the fabric has been dyed or printed within the Area (ex 50-09); or from materials not falling in Chapters 50 to 62.”.

SCHEDULE 2

(Regulations revoked.)

The European Free Trade Association (Origin of Goods) (Amendment) (Amendment No. 2) and (Amendment No. 3) Regulations 1965(a).

The European Free Trade Association (Origin of Goods) (Amendment) (Amendment No. 2) and (Amendment No. 3) Regulations 1966(b).

The European Free Trade Association (Origin of Goods) (Amendment) (Amendment No. 2) and (Amendment No. 3) Regulations 1967(c).

The European Free Trade Association (Origin of Goods) (Amendment) Regulations 1968(d).

The European Free Trade Association (Origin of Goods) (Amendment) Regulations 1969(e).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the European Free Trade Association (Origin of Goods) Regulations 1964 (S.I. 1964/1966).

They—

- (i) add a new entry in Schedule 1 of the 1964 Regulations which enables certain polyvinyl acetate (ex tariff heading 39-02) to qualify for EFTA tariff treatment when made in the Area from non-EFTA monomer vinyl acetate; and
- (ii) consolidate all previous amendments to the 1964 Regulations.

(a) S.I. 1965/1603, 1731, 2148 (1965 II, p. 4620; III, pp. 4857, 6299).

(b) S.I. 1966/221, 601, 1587 (1966 I, p. 427; II, p. 1372; III, p. 4993).

(c) S.I. 1967/443, 932, 1584 (1967 I, p. 1377; II, p. 2809; III, p. 4397).

(d) S.I. 1968/653 (1968 I, p. 1485). (e) S.I. 1969/1347 (1969 III, p. 4019).

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