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STATUTORY INSTRUMENTS

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**2021 No. 435**

**CUSTOMS**

**The Trade Preference Scheme (EU Exit) (Amendment)  
Regulations 2021**

<i>Made</i> - - - -	<i>28th March 2021</i>
<i>Laid before the House of Commons</i>	<i>1st April 2021</i>
<i>Coming into force</i> - -	<i>23rd April 2021</i>

The Secretary of State, in exercise of the powers conferred by sections 10(1) to (3), 32(7) and (8), section 51(1)(b) and (3)(a), and 52(5) of, and paragraph 1(3) of Schedule 7 to, the Taxation (Cross-border Trade) Act 2018(a) makes the following Regulations.

**PART I**

**General**

**Citation and commencement**

1. These Regulations may be cited as the Trade Preference Scheme (EU Exit) (Amendment) Regulations 2021 and come into force on the 23rd April 2021.

**Interpretation**

2. In these Regulations “the Trade Preference Scheme (EU Exit) Regulations” means the Trade Preference Scheme (EU Exit) Regulations 2020(b).

**PART 2**

**Amendment of the Trade Preference Scheme (EU Exit) Regulations**

**Amendment of the Trade Preference Scheme (EU Exit) Regulations**

3. The Trade Preference Scheme (EU Exit) Regulations are amended in accordance with the following regulations.

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(a) 2018 c.22.

(b) S.I. 2020/1438 as amended by correction slips dated 7th January 2021 and 22nd February 2021.

**Amendment of regulation 2 (interpretation)**

4.—(1) In regulation 2(1) —

- (a) in the definition of “arms and ammunition”, for “mean” substitute “means”;
- (b) in the definition of “goods graduation notice”, for “Grounds” substitute “grounds”.

(2) In regulation 2(2)(a) —

- (a) after “the rules of interpretation”, insert “referred to”;
- (b) after “and”, insert “in”.

**Amendment of regulation 9 (suspension of country due to other trade arrangements)**

5. In regulation 9, in paragraph (1)(b)(iv), for “the dates and particulars of relating to” substitute “the particulars of and dates relating to”.

**Amendment of regulation 10 (applying a GSP framework to goods)**

6. In regulation 10, in paragraphs (3)(a) and (4)(a), for “of that Table”, in both places, substitute “of that table”.

**Amendment of regulation 11 (general)**

7. In regulation 11 —

- (a) in paragraphs (3) and (7), for “GSP rate of import duty”, in both places, substitute “GSP rate”;
- (b) in paragraph (6), for “where the rate is to be a nil rate” substitute “where the GSP rate is to be a nil rate”.

**Amendment of regulation 12 (import duty rule – LDCE)**

8. In regulation 12, for “GSP rate of import duty” substitute “GSP rate”.

**Amendment of regulation 13 (import duty rules – GF)**

9. In regulation 13, in paragraphs (1) and (2)(a) to (c), for “GSP rate of import duty”, in each place where those words appear, substitute “GSP rate”.

**Amendment of regulation 14 (import duty rules – EF)**

10. In regulation 14 —

- (a) in paragraphs (1) and (2)(a) and (b), for “GSP rate of import duty”, in each place where those words appear, substitute “GSP rate”;
- (b) in paragraph (2)(a)(ii), for “is represented by” substitute “is represented only by”.

**Amendment of regulation 18 (country determined to no longer be economically vulnerable)**

11. In regulation 18 —

- (a) in paragraph (1) —
  - (i) for “to suspend the country” substitute “to suspend a country”;
  - (ii) for “has determined that country to no longer be economically vulnerable” substitute “has determined that the country is no longer economically vulnerable”;
- (b) in paragraph (4)(d), for “the last day of that period referred to” substitute “the last day of the period referred to”.

### **Amendment of regulation 22 (goods graduation – general framework)**

12. In regulation 22(1), for “Ground” substitute “ground”.

### **Amendment of regulation 26 (warning and assessment procedure)**

13. In regulation 26 —

- (a) in paragraph (1)(a), for “paragraph 2” substitute “paragraph (2)”;
- (b) in paragraph (2)(b), for “21(4)” substitute “21(2)(b)”;
- (c) in paragraph (3)(f), after “a relevant warning notice”, insert “)”.

### **Amendment of Schedule 3**

14. In Schedule 3, in paragraph 6(a), for “consecutive periods” substitute “consecutive suspension periods”.

### **Amendment of Schedule 4**

15. In Schedule 4, in paragraph 7(a), for “(” substitute “paragraph 2”.

### **Amendment of Schedule 5**

16. In Schedule 5, in Part 2, in the entry for 8521 90, for “video tune” substitute “video tuner”.

### **Further typographical amendments**

17. The Schedule has effect for the purpose of making further amendments of the Trade Preference Scheme (EU Exit) Regulations.

28th March 2021

*Greg Hands*  
Minister of State for Trade Policy  
Department for International Trade

## SCHEDULE

Regulation 17

### Further typographical amendments of the Trade Preference Scheme (EU Exit) Regulations

#### **Table of further typographical amendments of the Trade Preference Scheme (EU Exit) Regulations**

<i>Provision of the Trade Preference Scheme (EU Exit) Regulations</i>	<i>Amendment</i>
In the heading to regulation 15	For “EF - general” substitute “EF – general”.
In regulation 18 (country determined to no longer be economically vulnerable)	In paragraph (2), after “the three year period”, omit “;”; In paragraph (4)(d), after “from the 1 <sup>st</sup> January”, omit “;”.
In regulation 20 (customs conditions for GSP)	In paragraph (2)(a), after “up-to-date stamps”, omit “;”.
In regulation 24 (additional import duty)	In paragraph (2)(d), after “section 51”, omit “;”.
In regulation 26 (warning and assessment procedure)	In paragraph (3)(d)(i), after “and specified in that notice”, omit “;”.

In regulation 29 (suspension and variation notices)  
In Schedule 3

In paragraph (5)(b), before “where appropriate”, insert “;”.  
In paragraph 1, in the definition of GF imports, in sub-paragraphs (a) and (b), for “;”, in each place where this occurs, substitute “;”.  
In paragraph 4(a), after “graduation notice”, omit “;”.  
In paragraph 4(d), after “act or acts”, omit “;”.

### EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations are made under the Taxation (Cross-border Trade) Act 2018 (c.22). They amend the Trade Preference Scheme (EU Exit) Regulations 2020 (S.I. 2020/1438) to correct typographical or similar errors.

An Explanatory Memorandum is being published for this instrument on [www.legislation.gov.uk](http://www.legislation.gov.uk).

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