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STATUTORY INSTRUMENTS

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**2023 No. 561**

**CUSTOMS**

**The Trade Preference Scheme (Developing Countries Trading Scheme) Regulations 2023**

<i>Made</i>	- - - -	<i>22nd May 2023</i>
<i>Laid before the House of Commons</i>	- -	<i>24th May 2023</i>
<i>Coming into force</i>		<i>19th June 2023</i>

**THE TRADE PREFERENCE SCHEME (DEVELOPING COUNTRIES TRADING SCHEME) REGULATIONS 2023**

PART 1

Preliminary

1. Citation, commencement, extent and application
2. Interpretation
3. Meaning of arms and ammunition
4. Revocation of the Trade Preference Scheme (EU Exit) Regulations 2020 and related instruments

PART 2

Establishment of the DCTS

5. General
6. DCTS qualification rules
7. Conditions for the application of a DCTS rate

PART 3

DCTS Frameworks

8. Comprehensive preferences
9. Enhanced preferences
10. Standard preferences
11. Applying a DCTS framework to goods

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#### PART 4

##### Specification and determination of DCTS rate

12. General
13. Import duty rule – CP
14. Import duty rules – EP
15. Import duty rules – SP

#### PART 5

##### Customs cooperation and proof of origin conditions

16. Customs conditions for DCTS

#### PART 6

##### Suspension of a country from the DCTS or suspension or variation of DCTS rates

17. Further conditions for DCTS
18. Goods graduation – SP
19. Trade preference safeguard measure
20. Additional import duty

#### PART 7

##### Warning and assessment procedure

21. Warning and assessment procedure
22. Warning
23. Assessment
24. Outcome and publication of assessment

#### PART 8

##### Notices

25. General provision about notices
26. Suspension and variation notices

#### PART 9

##### Eligible Developing Countries

27. Amendment of Schedule 3 to the Act  
Signature

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### SCHEDULES

#### SCHEDULE 1 —

- PART 1 — EP Countries
- PART 2 — SP Countries

#### SCHEDULE 2 — List of Conventions

1. Convention on the Prevention and Punishment of the Crime of...
2. International Convention on the Elimination of All Forms of Racial...
3. International Covenant on Civil and Political Rights (1966).

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4. International Covenant on Economic, Social and Cultural Rights (1966).
5. Convention on the Elimination of All Forms of Discrimination against...
6. Convention Against Torture and other Cruel, Inhuman or Degrading Treatment...
7. Convention on the Rights of the Child (1989).
8. Convention on the Rights of Persons with Disabilities (2006).
9. Convention concerning Forced or Compulsory Labour, No 29 (1930).
10. Protocol of 2014 to the Forced Labour Convention 1930, No...
11. Convention concerning the Abolition of Forced Labour, No 105 (1957)....
12. Convention concerning Minimum Age for Admission to Employment, No 138...
13. Convention concerning the Prohibition and Immediate Action for the Elimination...
14. Convention concerning Equal Remuneration of Men and Women Workers for...
15. Convention concerning Discrimination in Respect of Employment and Occupation, No...
16. Convention concerning Freedom of Association and Protection of the Right...
17. Convention concerning the Application of the Principles of the Right...
18. United Nations Convention against Corruption (2003).
19. United Nations Framework Convention on Climate Change (1992).
20. Paris Agreement (2015).
21. Convention on International Trade in Endangered Species of Wild Fauna...
22. Montreal Protocol on Substances that Deplete the Ozone Layer (1987)....
23. Convention on Biological Diversity (1992).
24. Cartagena Protocol on Biosafety to the Convention on Biological Diversity...
25. Basel Convention on the Control of Transboundary Movements of Hazardous...
26. Stockholm Convention on Persistent Organic Pollutants (2001).
27. Rotterdam Convention on the Prior Informed Consent Procedure for Certain...
28. Agreement for the Implementation of the Provisions of the United...

#### SCHEDULE 3 — Goods Graduation

1. In this Schedule— “BI imports” means goods that— are imported...
2. Goods graduation notice
3. Goods graduation ground
4. Where the Secretary of State publishes a goods graduation notice...
5. Where the Secretary of State publishes the first goods graduation...

#### SCHEDULE 4 — Trade Preference Safeguard Measures

1. Application of a trade preference safeguard measure
2. In determining whether increased quantities of DCTS imports are causing,...
3. For the purposes of this Schedule— “directly competing goods” means...
4. Trade preference safeguard notice
5. Before determining whether or not to publish a trade preference...
6. Paragraph 5 does not apply to an urgent trade preference...
7. The Secretary of State may publish an urgent trade preference...
8. The Secretary of State may publish a further trade preference...

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## Explanatory Note