

*Government Notice No. 275 of 2020***THE CUSTOMS ACT****Regulations made by the Minister under section 163
of the Customs Act**

1. These regulations may be cited as the Customs (Movement Certificate EUR 1) (Amendment No. 2) Regulations 2020.
2. In these regulations –
“principal regulations” means the Customs (Movement Certificate EUR 1) Regulations 2005.
3. Regulation 2 of the principal regulations is amended –
 - (a) in the definition of “Agreements”, by deleting the words “and the Turkey FTA” and replacing them by the words “, the Turkey FTA and the ESA-UK Economic Partnership Agreement”;
 - (b) in the definition of “export”, in paragraph (a), by inserting, after the words “the IEPA”, the words “or to the United Kingdom of Great Britain and Northern Ireland under the ESA-UK Economic Partnership Agreement”;
 - (c) by deleting the definition of “invoice declaration” and replacing it by the following –
“invoice declaration” means a declaration given by an exporter on an invoice, a delivery note or any other commercial document describing, in details, the products concerned so as to enable them to be identified, as referred to in the Agreements and set out –
 - (a) in the Third Schedule to the IEPA;

(b) in the Seventh Schedule to the ESA-UK Economic Partnership Agreement;

(d) by inserting, in the appropriate alphabetical order, the following new definition –

“ESA-UK Economic Partnership Agreement” means the agreement establishing an economic partnership agreement between the Eastern and Southern Africa States and the United Kingdom of Great Britain and Northern Ireland, and signed by the Republic of Mauritius on 31 January 2019;

4. Regulation 5 of the principal regulations is amended by inserting, after the words “European Union”, the words “, to the United Kingdom of Great Britain and Northern Ireland”.

5. The Third Schedule to the principal regulations is revoked and replaced by the Third Schedule set out in the First Schedule to these regulations.

6. The principal regulations is amended by adding the Seventh Schedule set out in the Second Schedule to these regulations.

7. These regulations shall come into operation on such date as the Minister may specify in a notice to be published in the Gazette.

Made by the Minister on 9 November 2020.

FIRST SCHEDULE

[Regulation 5]

THIRD SCHEDULE

[Regulation 2]

INVOICE DECLARATION

The exporter of the products covered by this document (Customs authorisation No⁽¹⁾) declares that, except where otherwise clearly indicated, these products are of⁽²⁾ Preferential origin.

.....⁽⁴⁾
Place and date ⁽³⁾

.....⁽⁴⁾
Signature of the exporter (in addition the name of the person signing the declaration has to be indicated in clear script)

Notes –

(1) (a) When the invoice declaration is made out by an approved exporter within the meaning of Article 24 of the Protocol, the authorisation number of the approved exporter shall be inserted in this space.

(b) When the invoice declaration is not made out by an approved exporter, the words in brackets shall be omitted or the space left blank.

(2) (a) Origin of products shall be indicated.

(b) When the invoice declaration relates in whole or in part, to products originating in Ceuta and Melilla within the meaning of Article 45 of the Protocol, the exporter shall clearly indicate them in the document on which the declaration is made out by means of the symbol “CM”.

(3) These indications may be omitted if the information is contained on the document itself.

(4) (a) See Article 23(5) of the Protocol.

(b) In cases where the exporter is not required to sign, the exemption of signature also implies the exemption of the name of the signatory.

SECOND SCHEDULE

[Regulation 6]

SEVENTH SCHEDULE

[Regulation 2]

INVOICE DECLARATION

The exporter of the products covered by this document (Customs authorisation No⁽¹⁾) declares that, except where otherwise clearly indicated, these products are of⁽²⁾ Preferential origin.

..... ⁽³⁾ ⁽⁴⁾
Place and date	Signature of the exporter (in addition the name of the person signing the declaration has to be indicated in clear script)

Notes –

(1) (a) When the invoice declaration is made out by an approved exporter within the meaning of Article 22 of the Protocol, the authorisation number of the approved exporter shall be inserted in this space.

(b) When the invoice declaration is not made out by an approved exporter, the words in brackets shall be omitted or the space left blank.

(2) Origin of products shall be indicated.

(3) These indications may be omitted if the information is contained on the document itself.

(4) (a) See Article 21(5) of the Protocol.

(b) Where the exporter is not required to sign, the exemption of signature also implies the exemption of the name of the signatory.