

2018 No.

EXITING THE EUROPEAN UNION

ANIMALS

CUSTOMS

The Cat and Dog Fur (Control of Import, Export and Placing on the Market) (EU Exit) Regulations 2018

Sift requirements satisfied ***

Made - - - - - ***

Laid before Parliament ***

Coming into force in accordance with regulation 1

The Secretary of State, in exercise of the powers conferred by sections 8(1) of the European Union (Withdrawal) Act 2018(a), makes the following Regulations.

Citation and commencement

1. These Regulations—

- (a) may be cited as the Cat and Dog Fur (Control of Import, Export and Placing on the Market) (EU Exit) Regulations 2018; and
- (b) come into force on exit day within the meaning of section 20(1) and (2) of the European Union (Withdrawal) Act.

Interpretation

2. In these Regulations—

“the EC Regulation” means Regulation 1523/2007 of the European Parliament and of the Council banning the placing on the market and the import to, or export from, the Community of cat and dog fur, and products containing such fur(b);

“the UK Regulations” means the Cat and Dog Fur (Control of Import, Export and Placing on the Market) Regulations of 2008(c) as amended by the Cat and Dog Fur (Control of Import, Export and Placing on the Market) (Amendment) Regulations 2009(d);

(a) c.16.
(b) OJ L 343 27.12.2007, p. 1.
(c) S.I. 2008/2795.
(d) S.I. 2009/1056.

Amendments to the EC Regulation

3. Schedule 1 (amendments to the EC Regulation) has effect.

Amendments to the UK Regulations

4. Schedule 2 (amendments to the UK Regulation) has effect.

Date	Name Title Department for International Trade
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SCHEDULES

SCHEDULE 1

Regulation 3

Amendments to the EC Regulation

Amendment of Article 1 (Objective)

1. Article 1—

- (a) for “Community” substitute “United Kingdom” and;
- (b) omit “to eliminate obstacles to the functioning of the internal market and”.

Amendment of Article 2 (Definitions)

2.—(1) In paragraph 4 of Article 2, for the definition of “import” substitute—

“4. “import” shall mean the completion of any import procedure that allows cat and dog fur to enter the customs territory of the United Kingdom, where an “import procedure” means a procedure which requires—

- (a) the collection of any import duty due;
- (b) the collection, as appropriate, of other charges, as provided for under the relevant legislative provisions in force in the United Kingdom relating to the collection of those charges;
- (c) the application of any measures, insofar as they do not have to be applied at an earlier stage, under the provisions referred to in paragraph (b); and
- (d) the completion of the other relevant formalities laid down in respect of the import of the goods into the customs territory of the United Kingdom.”.

(2) In paragraph 5, for the definition of “export” substitute—

“5. “export” means the completion of any export procedure allowing cat and dog fur to leave the customs territory of the United Kingdom, where an “export procedure” means a procedure which requires—

- (a) where appropriate, the collection of any export duties due;
- (b) the application of any measures provided for under the relevant legislative provisions in force in the United Kingdom; and
- (c) the completion of any other relevant formalities laid down in respect of the export of the goods from the customs territory of the United Kingdom.”.

Amendment of Article 3 (Prohibitions)

3. In Article 3 (Prohibitions) for “Community” substitute “United Kingdom”.

Amendment of Article 4 (Derogations)

4. For Article 4 substitute—

“The Secretary of State may make regulations allowing the placing on the market or the import or export of cat and dog fur or products containing such fur for educational or taxidermy purposes.

Any regulations made under this Article shall be subject to annulment in pursuance of a regulation of either House of Parliament.”.

Omission of inoperable Articles

5. Articles 5 to 9 are omitted.

SCHEDULE 2

Regulation 4

Amendments to the UK Regulations

Amendment of Regulation 3 (Powers of investigation and enforcement)

1. In regulation 3(2) omit “within the meaning of Council Regulation (EEC) No 2913/92 establishing the Common Customs Code.(a)”.

(a) OJ L 302, 19.10.1992, p. 1.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend Regulation (EC) 1523/2007 banning the placing on the market and import to, or export from, the Community of cat and dog fur, and products containing such fur (OJ L 343, 27.12.2007, p.1) and the Cat and Dog Fur (Control of Import, Export and Placing on the Market) Regulations 2008, in order to correct inoperabilities in those regulations arising as a result of the United Kingdom's exit from the European Union.

No Regulatory impact assessment has been prepared in relation to this instrument.

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