

JOINT CUSTOMS CONSULTATIVE COMMITTEE JCCC

INFORMATION PAPER (06) 13

Tariff preferences: Use of Cumulation provisions within “Pan-Euro-Mediterranean” countries – specifically Turkey and Morocco.

Who should read:	All involved with importing / exporting using the Tariff Preference regime
What is it about:	Further information about the use of Pan-European cumulation provisions when importing / exporting under preference
When effective:	Immediately

1. Introduction

JCCC Paper (06) 12 provided information on problems with the implementation of this new provision as it related to the use of Turkish originating materials.

The purpose of this Paper is to outline the terms of a temporary solution (a derogation from the normal rules of origin) in relation to certain textile products manufactured in Morocco from Turkish originating fabric.

2. Implementation

The European Commission has decided to grant this derogation on a retrospective basis with effect from **1 January 2006** - within the limits of annual Tariff Quotas (quantitative limits – see Appendix 1.)

The quantities referred to in this Appendix are to be managed by the authorities of the European Commission.

In addition, the customs authorities of Morocco will take the necessary steps to carry out quantitative checks in order to ensure the limits are not exceeded. To this end, all Movement Certificates (EUR1) covering “derogation” products will bear the following reference in Box 7:

“Derogation – Decision 1/2005”.

Importers, Agents and Forwarders must make a claim to the relevant Tariff Quota **(the Tariff Quota Serial Numbers to be entered in Box 39 of the import entry are listed in Appendix 1)** in every case where the goods are covered by an EUR1 Certificate bearing the derogation endorsement. If an EUR1 does not bear the endorsement, it can be assumed that the products concerned are not covered by the derogation and a regular / non-quota claim to preference can be made – subject to satisfaction of all relevant conditions.

These derogations are granted until such time as the new system of Pan-Euro-Med cumulation comes into force but in any event, initially for no longer than a period of 12 months.

3. Retrospective claims to Quota

HMRC will accept – subject to the satisfaction of all necessary conditions – retrospective claims to the derogation quota, **and** applications for the refund of the full rate of duty paid on eligible “derogation” products, which were released to Free Circulation on or after 1 January 2006.

Retrospective claims to the Quota / Refund must be made on Form C285. The Form must include the relevant Tariff Quota Serial Number (**Appendix 1**), and must be accompanied by an EUR1 Movement Certificate issued retrospectively in Morocco, and bearing the appropriate endorsement – **Derogation – Decision 1/2005**. Forms and accompanying documents must be sent to:

**HM Revenue and Customs
National Duty Repayment Centre (NDRC),
Building 22,
Priory Court,
St. Johns Road,
Dover, Kent CT17 9SH**

4. Further Information

Information about the date of formal re-introduction of Turkey to the main Pan-Euro-Med cumulation provisions will be provided as soon as it becomes available.

In the meantime, if you require any further information, please contact the Import/Export Team, Frontiers, 6th. Floor North, Portcullis House, 2 Victoria Avenue, Southend-on-Sea, Essex SS2 6AL (Telephone 01702 361959) e-mail nicholas.clappen@hmrc.gsi.gov.uk

ISSUED MARCH 2006

JCCC Secretary, HM Revenue and Customs, Frontiers, LG74, 100 Parliament Street, London SW1A 2BQ. Tel: 020 7147 0617 E Mail – Ian.Tucker@hmrc.gsi.gov.uk **If you have a question about the content of this paper please use the contact provided in the Further Information section. For general HMRC queries speak to the National Advice Service on 0845 010 9000 or follow this crumb trail which details how to contact us by phone, e-mail or post:**
HMRC home (www.hmrc.gov.uk) >Contact Us

APPENDIX 1**MOROCCO****PRODUCTS BENEFITTING FROM THE DEROGATION**

Quota Serial Nos.	HS heading No.	Description	Quantities (tons)
1252	6203 42 and	Men's or boys' trousers, bib and braces overalls, breeches and shorts of cotton	6400
	6204 62	Women's or girls' trousers, bib and braces overalls, breeches and shorts of cotton	
1252	6204 63 and	Women's or girls' trousers, bib and braces overalls, breeches and shorts of synthetic fibres	
	6204 69	Women's or girls' trousers, bib and braces overalls, breeches and shorts of other textile materials	
1253	6207	Men's or boys' singlets and other vests, underpants, briefs, nightshirts, pyjamas, bathrobes, dressing gowns and similar articles	860
	6211	Tracksuits, ski suits and swimwear; other garments	
	6212	Brassières, girdles, corsets, braces, suspenders, garters and similar articles and parts thereof, whether or not knitted or crocheted	
1254	6203 41	Men's or boys' trousers, bib and braces overalls, breeches and shorts of wool or fine animal hair	700
	6203 43	Men's or boys' trousers, bib and braces overalls, breeches and shorts of synthetic fibres	
	6203 49	Men's or boys' trousers, bib and braces overalls, breeches and shorts of other textile materials	
1255	6205 and	Men's or boys' shirts	800
	6206	Women's or girls' blouses, shirts and shirt-blouses	
1256	6204 51 to	Women's or girls' skirts and divided skirts	800
	6204 59		

1257	6109 90	T-shirts, singlets and other vests, knitted or crocheted of other textiles materials	450
1258	6204 31 to 6204 39	Women's or girls' jackets and blazers	430
1259	6111 30	Babies' garments and clothing accessories, knitted or crocheted of synthetic fibres	350
1260	6204 42	Women's or girls' dresses of cotton	100
		TOTAL	10,890