

Statutory Document No. 2018/0298



Customs and Excise Act 1993

CUSTOMS AND EXCISE ACTS (APPLICATION) (AMENDMENT) (NO. 4) ORDER 2018

Approved by Tynwald:

Coming into Operation: in accordance with article 2

The Treasury makes the following Order under section 1 of the Customs and Excise Act 1993¹.

1 Title

This Order is the Customs and Excise Acts (Application) (Amendment) (No. 4) Order 2018.

2 Commencement

This Order comes into operation immediately after it is made².

3 Amendment of the Customs and Excise Acts (Application) Order 1979

(1) The Customs and Excise Acts (Application) Order 1979³ is amended as follows.

(2) In Schedule 22 (exceptions, adaptations and modifications subject to which the Import of Goods (Control) Order 1954 (S.I. 1954 No. 23) shall have effect in the Island), for the entry relating to the new article 2B, substitute –

2B Article 2B	Special prohibitions	After article 2A -
----------------------	----------------------	--------------------

2B.	(1) A licence granted under article 2 shall not have effect in relation to the
------------	--

¹ 1993 c.7.

² An order under section 1 shall be laid before Tynwald as soon as is practicable after it is made (and in any case not later than the second sitting of Tynwald following the making of the order) and if at the sitting at which it is laid Tynwald fails to approve the order it shall cease to have effect.

³ GC 38/79.

importation of tobacco for oral use.

(2) For the purposes of this article, the following definitions apply -

“tobacco product” which is –

(a) intended for oral use, unless it is intended to be inhaled or chewed; and

(b) in powder or particulate form or any combination of these forms, whether presented in a sachet portion or a porous sachet, or in any other way; and

“tobacco product” means a product that can be consumed and consists, even partly, of tobacco. **22**.

MADE

A L CANNAN
Minister for the Treasury

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Import of Goods (Control) Order 1954, as it is applied in the Island, by substituting a new article 2B. The replacement article has the effect of imposing an import prohibition on tobacco for oral use, updating the previously described prohibition to be in line with European Union and United Kingdom law in order to prevent the introduction in the Island of products that are addictive and have adverse health effects.