

Statutory Document No. 2021/0243



European Union and Trade Act 2019

CUSTOMS SAFETY AND SECURITY PROCEDURES REGULATIONS 2021

Approved by Tynwald:

Coming into Operation: in accordance with Regulation 2

The Council of Ministers makes the following Regulations under section 12 of and paragraph 1 of Schedule 4 to the European Union and Trade Act 2019¹.

The Council of Ministers is of the opinion that, by reason of urgency, it is necessary to make these Regulations subject to the Tynwald procedure set out in section 31 of the Legislation Act 2015 (“affirmative”) instead of the “approval required” Tynwald procedure applied by virtue of section 12(1) of the European Union and Trade Act 2019.

1 Title

These Regulations are the Customs Safety and Security Procedures Regulations 2021.

2 Commencement

These Regulations come into operation the day after they are made.

3 Modification of Commission Delegated Regulation (EU) 2015/2446 supplementing certain provisions of the Union Customs Code

- (1) Commission Delegated Regulation (EU) 2015/2446² of 28 July 2015 supplementing Regulation (EU) 952/2013 of the European Parliament and of the Council as regards detailed rules concerning certain provisions of the Union Customs Code is amended as follows.

¹ AT 2 of 2019.

² Commission Delegated Regulation (EU) 2015/2446 was retained in the Island by 2019/0064 and modified by 2020/0569.

- (2) In Article 104(5)³, for “1 July 2021” substitute “1 January 2022”.
- (3) After Article 245(2), insert —
- (3) Until 1 October 2021, the lodging of a pre-departure declaration shall be waived in respect of:
- (a) goods carried in RoRo vehicles;
 - (b) pallets, containers and means of transport where those items are —
 - (i) carried under a transport contract; and
 - (ii) to be removed from the customs territory of the Union to a place where, in relation to that territory, such a declaration was not required before exit day.
- In this paragraph, “RoRo vehicle” means a wheeled motorised vehicle or a non-motorised wheeled trailer which may be attached to such a vehicle, which is driven onto, and off, a vessel which conveys the vehicle or trailer on board and where the vehicle or trailer is used for the purpose of freight transport.

MADE 6TH SEPTEMBER 2021

W GREENHOW
Chief Secretary

³ Article 104(5) was inserted by 2020/0569.



EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations extend for six months the duration of a waiver from the obligation to submit pre-arrival safety and security entry summary declarations for imports from territories where such a declaration was not required before the United Kingdom's exit from the European Union. It also provides a waiver, until the 30 September from the requirement to submit exit summary declarations for:

- Movements of empty pallets, containers and modes of transport being moved under transport contract, where such a declaration was not required before the UKs exit from the EU, and
- All roll-on roll-off movements of goods.