Importation of Motor Vehicles from the UK

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The information in this document is provided as a guide only and is not professional advice, including legal advice. It should not be assumed that the guidance is comprehensive or that it provides a definitive answer in every case.

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1 Introduction

From the end of the transition period of the withdrawal of the United Kingdom (UK) from the European Union (EU) on 31 December 2020, the importation of a motor vehicle from the UK (excluding Northern Ireland (NI)) is treated as an import from a third country, i.e. a non - EU Member State. If such a vehicle is imported from the UK (including via NI), the importer is required to complete a Customs import declaration, pay Customs Duty, if applicable and Value Added Tax (VAT) on import, prior to presenting the vehicle for registration. Vehicle Registration Tax (VRT) is payable at registration, with the VRT calculation and collection being completed by the NCT centres.

Vehicles purchased from NI, that were in NI prior to 1 January 2021, are treated as EU goods and no customs formalities are required and VAT on import and customs duty are not applicable. However, where vehicles from Great Britain (GB) are moved to the EU, through NI, after 31 December 2020, including those re-registered to an NI owner, then customs formalities and VAT on import may apply.

Full information on the requirements for importing second-hand vehicles is available on the Revenue website <u>here</u>.

An overview of vehicle import scenarios is outlined in Appendix 1.

2 Pre-requirements to make a Customs Import Declaration

If a vehicle is imported from the UK, then a customs declaration is required. This is usually completed by a customs agent on behalf of the importer. However, an individual can also complete the declaration using the declaration portal in Revenue's import system, AIS.

To complete a customs import declaration an individual must:

- Be registered for Revenue Online Service (ROS)
- Be registered for Customs & Excise
- Have an <u>EORI number</u>

If not already registered for ROS, for example if you are a PAYE employee, then a registration request can be submitted through <u>MyEnquiries</u>. Please include your PPS number and brief note on the reason for the request. This can be submitted through the following path:

- 1) Sign into MyEnquiries
- 2) Select 'Add new Enquiry'
- 3) In the 'My Enquiry relates to' section, enter 'Customs':



4) In the 'More Specifically' section, enter 'eCustoms - Systems Query' for enquiries relating to AEP (Import & Export Declarations), EORI, EMS, NCTS, ICS and CD.

If it is not possible to register for MyEnquiries then the request can be sent by e-mail to <u>ecustoms@revenue.ie</u>

On receipt, eCustoms will register the applicant for C&E and complete an EORI registration which will enable the import of the motor vehicle.

Once registration is confirmed by eCustoms, the next step is to register for ROS on <u>www.revenue.ie</u>. Registration for ROS will provide access to the AIS trader portal and allow submission of an import declaration.

If importing a new vehicle into the State, the following information must be attached to the import declaration:

 A valid <u>Certificate of Conformity (CoC)</u> that confirms EU type approval. Please note that the type approval number on the CoC must correspond to an EU Member State.

or

An Individual Approval or Small Series Approval Certificate issued by the National Standards Authority of Ireland (NSAI).

3 Customs Import Declaration Submission

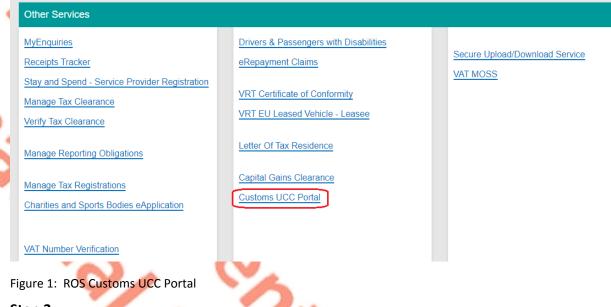
The type of declaration required is a "H1" import declaration

Step 1:

Log into ROS (guidance here)

Step 2:

Select the 'Customs UCC Portal' under the My Services tab – Other Services



Step 3:

Follow the guidance on inputting a H1 customs declaration in the Customs UCC Portal <u>here</u>.

4 Combined Nomenclature Code

Combined Nomenclature (CN) codes are set out in TARIC. Vehicles are classified for customs purposes under goods code: 8700000000. This will be further broken down by the vehicle type (i.e. motor vehicle – 8703) and then the specifics of the particular vehicle.

The CN code is entered at Data Element (<u>DE) 6/15 (Commodity Code – TARIC Code</u>) on the customs import declaration.

The most common vehicle is:

870321 - Motor cars and other motor vehicles principally designed for the transport of <10 persons, incl. station wagons and racing cars, with only spark-ignition internal combustion reciprocating piston engine of a cylinder capacity <= 1.000 cm³ (excl. vehicles for travelling on snow and other specially designed vehicles of subheading 870310).

NOTE: there is a different code for new and used vehicles

- 8703211000 new vehicle
 - 8703219000– used vehicle

5 Vehicle Identification Number

IMPORTANT:

The inclusion of the Vehicle Identification Number (VIN) is critical. From 1 January 2021, to enable an imported vehicle to be cleared by the NCT centre, evidence of a customs import declaration must be provided at the NCT centre. There will also be an electronic interface between the NCT centre and the Revenue Customs system, therefore the correct VIN must be entered on the customs import declaration.

Procedure at Import: When completing your customs import declaration, at DE 2/3, insert 1D97 followed by the VIN. It should be noted that 1D97 (VIN) should be included at Goods Shipment item level.

NOTE: If the item being imported does not have a VIN, please insert the text NOVIN033 after 1D97.

6 Transfer of Residence

Persons transferring their residence should include their private vehicles on their Transfer of Residence (TOR) declaration form (C&E 1076), which covers the importation of personal items and household goods from outside the EU. There is more information on how to claim TOR relief on the <u>Revenue website</u>. If an importer qualifies for TOR relief, no Customs Duty or VAT on import is payable on the vehicle(s). If you are personally importing your personal items and household goods and you are physically with the goods, then an electronic customs import declaration may not be necessary. For further assistance contact <u>Customs Clearance and Import</u> <u>or Export Controls</u> on 01-7383685 or through <u>Revenue MyEnquiries</u>.

7 UK Origin Vehicles

From 1 January 2021, the EU-UK Trade and Cooperation Agreement (TCA) has eliminated tariff duties for trade between the EU and Great Britain, where the relevant rules on origin are met. If the goods are of UK origin, then a 0% tariff rate applies. However, goods of EU origin that are in use in the UK and that are subsequently imported into Ireland from Great Britain will not be eligible for the 0% tariff rate, as they will **not** qualify as UK origin under the rules of origin.

Further information on preferential tariff treatment and details of how to claim it can be found on the Revenue website <u>here</u>.

7.1 Where the Vehicle is UK Origin

Where the vehicle was manufactured in the UK and complies with the origin terms as set out in the EU-UK TCA, a preferential tariff rate of 0% may be claimed.

To claim preferential origin for UK origin goods for release into free circulation in the EU, the following codes are used:

AIS Data Element 4/17 (Preference) should contain the code '300'.

AIS Data Element 5/16 (Country of preferential origin) is 'GB'.

AIS Data Element 2/3 (Documents produced, certificates and authorisations, additional references), one of the following codes should be used:

- Where the claim for preferential tariff treatment is based on a 'statement on origin' for a single shipment, use code "U116".
- Where the claim for preferential tariff treatment is based on 'importer's knowledge', use code "U117".
- Where the claim for preferential tariff treatment is based on a 'statement on origin' for multiple shipments of identical products, use code "U118".

A list of codes which may be applicable is available in Appendix 2

8 Returned Goods Relief

Returned Goods Relief may be available, subject to conditions, for vehicles that have been exported from the Customs territory of the Union. Vehicles can be exported from the EU to a 3rd country and re-imported into the EU without the payment of Customs Duty provided all the required conditions for Returned Goods Relief are met. In very specific circumstances, relief from Value-Added Tax may also apply where the vehicle is re-imported into the EU by the same person that originally exported the goods out of the EU. The conditions are:

- The vehicle must have been originally exported from the EU
- Must not have been altered and
- Must be re-imported within three years of export from the EU.

Further information on the relief and details of how to claim it can be found on the Revenue website <u>here</u>.

9 Postponed Accounting for VAT

Postponed accounting for VAT on import is now available to all VAT registered traders. Revenue may exclude traders who do not fulfil certain conditions and requirements from using this scheme.

This scheme:

- provides for postponed accounting for VAT on imports from non-EU countries
- enables you to account for import VAT on your VAT return
- allows you to reclaim VAT at the same time as it is declared in a return. This is subject to normal rules on deductibility.

More information on postponed accounting is available <u>here</u>.

10 Registering a Vehicle from Northern Ireland

Under the Protocol on Ireland and Northern Ireland, Northern Ireland will continue to apply and adhere to EU rules in relation to trade in goods. The result is that there are no Customs formalities, including Customs declarations or payment of tariffs, on trade between Ireland and Northern Ireland.

However, in January 2021, the UK introduced significant changes to the UK VAT margin scheme for used vehicles imported from Great Britain into Northern Ireland. While the United Kingdom (UK) recently introduced a replacement scheme, the Second-Hand Motor Vehicle Payment Scheme (SHMVPS), the fact that the VAT margin scheme remains in place until the 1 May 2024, means that vehicles first registered in Great Britain, and subsequently registered in Northern Ireland after 31 December 2020, are subject to additional requirements if imported into the State. These additional requirements must be completed prior to presenting the vehicle for registration at an NCT centre.

10.1 Registering vehicles bought in Northern Ireland

A vehicle bought in NI can be registered for Vehicle Registration Tax (VRT) in the State. However, as certain additional requirements may apply, proof of the vehicle's status in NI prior to purchase will be required, for example:

- a ferry ticket showing the date of arrival in NI, and which clearly identifies the specific vehicle
- a copy of an invoice from a transport company identifying the vehicle and delivery date
- tax and insurance details indicating use in NI or
- a copy of the V5C showing the last registered keeper in NI and a date of registration to that keeper.

Motor vehicles in the State must be registered within 30 days of their date of entry. The <u>National Car Testing Service (NCTS)</u> registers vehicles on behalf of Revenue.

10.2 Vehicles registered in Northern Ireland, or imported to Ireland via Northern Ireland

The United Kingdom (UK) has introduced legislation to provide for the Second-Hand Motor Vehicle Payment Scheme (SHMVPS). The new scheme will allow car dealers who are VAT registered in NI and in EU Member States to reclaim the VAT element of the vehicle cost:

- if the vehicle is purchased in GB and
- removed or exported from there for resale in NI or an EU Member State.

The new rules apply from 01 May 2023 and claims can be made from August 2023 onwards. HMRC has recently extended the VAT second-hand car margin scheme deadline from 31 October 2023 to 30 April 2024. Further detailed guidance is available from HMRC.

Vehicles bought by NI dealers before 1 May 2023 and sold before 1 May 2024 will be subject to additional requirements if imported into the State. These additional requirements must be completed prior to presenting the vehicle for registration.

Vehicles bought by NI dealers before 1 May 2023 and sold after 1 May 2024 can be registered in the State without customs obligations.

There are no customs obligations for vehicles brought into NI after 1 May 2023, where the vehicle has been in private ownership in NI for a reasonable period of time.

10.3 Registering vehicles bought by Northern Ireland dealers before 1 May 2023 and sold before 1 May 2024.

The person seeking to register the vehicle is responsible for ensuring that:

• a <u>Supplementary Import Declaration</u> – VAT on Import on Used Vehicles is made to Revenue in respect of any vehicles that qualify for the UK VAT margin scheme

and

the associated VAT on import has been paid.

When this has been completed, the vehicle may be presented for registration at the NCTS centre.

At registration you will need to provide:

- the foreign registration document (the V5C from the United Kingdom)
- confirmation from Revenue that a Supplementary Import Declaration for the vehicle has been processed
 - and
 - any other supporting documentation.

10.4 Before registering vehicles declared to Customs in Northern Ireland

Where a vehicle availing of the UK VAT Margin Scheme has been declared to customs on import into NI, including payment of any customs duties, there will remain a liability to VAT on import into the State. VAT will apply at the standard rate (currently 23%) and must be discharged before the vehicle can be registered.

In such cases, a <u>Supplementary Import Declaration Form – VAT on Import on Used</u> <u>Vehicles</u>, must be filed and the associated VAT on import liability must be paid. The declarant must be able to provide proof of the customs declaration on import into NI. Such proof must clearly identify the vehicle and the date of import.

Before purchasing a vehicle from NI with either a GB registration or which had previously been registered in GB, you should ensure that you have documentation to prove that the vehicle was declared to customs in NI.

10.5 Registering vehicles in the State, without proof of declaration to customs in Northern Ireland

If you do not have proof of declaration to Customs in Northern Ireland (NI):

 you must complete a customs declaration in the State and

• pay customs duty if applicable, and Value-Added Tax (VAT) on the import value of the vehicle.

This must be done before presenting the vehicle for registration. See examples at para 12 below.

When presenting such a vehicle for registration at the National Car Testing Service (NCTS) centre, a check is carried out to verify that a customs declaration in respect of the vehicle has been completed. The Vehicle Identification Number (VIN) must be included on the customs declaration so that this check can be made. You will also need to provide:

- The foreign registration document (the V5C from the United Kingdom)
- a copy of the customs declaration including the reference number of the customs declaration (the MRN)
- any other supporting documentation.

Full details are available in Appendix 3.

11 Payment

If registered for ROS, you must also be registered for Customs & Excise (C&E) and have an Economic Operator Registration Identification (EORI) to make payments for C&E. Full guidelines are <u>available here.</u>

12 Examples of the Calculation of Customs Duty and VAT on Import

Customs Duty

Customs Duty of 10% is applicable to most vehicles imported from the UK, calculated on the customs value of the vehicle. The custom value consists of the purchase price of the vehicle, plus transport and insurance costs and any handling charges.

VAT

The payment of VAT at the standard rate of 23% is applicable to the importation of vehicles from GB. In most cases, VAT is not applied to used vehicles purchased in NI. However, a VAT charge may apply if the vehicle is categorised as a "new means of transport" or was previously registered in GB and moved to NI after 31 December 2020.

The value on which VAT is levied at the point of importation is the customs value of the vehicle, plus customs duty.



Example 1. Calculation of Customs Duty and VAT payable on a car imported from GB to Ireland, where no reliefs apply

Prior to the UK's exit from the EU, vehicles imported from the UK were not subject to customs duty or VAT charges on import to Ireland as the goods were in free circulation in the EU. VRT was payable on the vehicle being presented for registration at a VRT office. However, from 1 January 2021, when the UK left the EU, customs duty and VAT are payable, in addition to VRT. The example below illustrates the calculation of customs duty and VAT, where no reliefs apply.

Purchase price of car	€32,000 (after conversion from sterling)
Transport costs	€500
Customs value of car	<u>€32,500</u>
Customs duty @ 10%	€3,250
Overall value subject to VAT	<u>€35,750</u>
VAT @ 23%	€8,223

Customs duty and VAT payable on import is therefore €3,250 and €8,223 respectively.

Example 2. Calculation of Customs Duty and VAT payable on a car imported from GB to Ireland, where Returned Goods Relief is applicable

In this example a car is exported to the UK from another EU Member State (e.g. Germany) and re-imported to Ireland after 1 January 2021, within three years of the date of export to the UK. As the car was not re-imported into the EU by the same person that originally exported the goods out of the EU, no relief from VAT applies.

 Purchase price of car
 €32,000 (after conversion from sterling)

 Transport costs
 €500

 Customs value of car
 €32,500

 Customs duty @ 0%
 (Note the car qualifies for Returned Goods Relief)

 Overall value subject to VAT
 €32,500

 VAT @ 23%
 €7,475

Relief from customs duty is applicable, with the VAT payable on import being €7,475.



Appendix 1: Vehicle Import Scenarios

1. Vehicles imported directly from Great Britain

Scenario	Customs Requirements	Proofs Required	Comments
Standard Treatment	Customs Import Declaration in Ireland (IE) and VAT on import and Customs Duty payable.	Declaration will include details of VIN which will be checked at registration by NCTS centre.	Unless the vehicle is proven to be entitled to a claim for preferential origin or Returned Goods Relief, vehicles imported from Great Britain (GB) fall into this category.
Preferential Origin	Customs Import Declaration in IE and VAT on import payable.	Claim to preferential origin will be subject to post-clearance checks. Importer will be responsible for providing proof of origin. Proof of declaration will be checked based on VIN.	Vehicle meets the criteria for UK Origin. Note that a UK registration is not proof of UK origin. The latter is determined by place of manufacture and the source of materials used. Origin is generally certified by the manufacturer.
Returned Goods Relief	Customs Import Declaration in IE and VAT on import payable (except in specific circumstances - see comments).	Claim to Returned Goods Relief will be subject to post-clearance checks. Importer will be responsible for providing proof including date of original export from the EU/movement to the UK. Proof of declaration will be checked based on VIN.	Vehicle must have been (i) exported from the EU to the UK less than 3 years previously or (ii) permanently moved to the UK pre- 01/01/21 and less than 3 years prior to the date of export to IE - and meet the other conditions applying to Returned Goods Relief e.g. no alterations to the vehicle. Where the vehicle is reimported by the same person/entity which originally exported it, no VAT on import will be payable.
		10 ° C	13



2. Vehicles imported directly	y from Northern Ireland		
Scenario	Customs Requirements	Proofs Required	Comments
Vehicle that has previously been in use in NI	No Customs Import Declaration required and no VAT on import payable.	Copy of the V5C showing the last registered keeper in NI and a date of registration to that keeper. Tax and insurance details indicating use in NI.	Vehicle is in free circulation as a Union good and can move to IE without any Customs obligations or VAT on import payable.
New vehicles sold in NI to customer in IE	No Customs Import Declaration required and no VAT on import payable.	Sales invoice to show NI purchase.	Vehicle is in free circulation as a Union good and can move to IE without any Customs obligations or VAT on import payable. A VAT charge may arise as a "new means of transport".
2nd hand vehicles purchased after 30th April 2024	No VAT on import payable.	Proof of customs declaration which clearly identifies both the specific vehicle and the date of import or proof that the vehicle has been in private ownership for a reasonable period.	Vehicle is in free circulation as a Union good and can move to IE without any Customs obligations or VAT on import payable. A VAT charge may arise as a "new means of transport".
			14



3. Vehicles imported from G	ireat Britain via Northern Irelar	nd	
Scenario	Customs Requirements	Proofs Required	Comments
Vehicles bought by NI dealers before 1 May 2023 and sold to IE before 30 April 2024	Supplementary Import Declaration Form, Customs Duty and VAT on import payable, as applicable.	Copy of the V5C, proof of customs declaration which clearly identifies both the specific vehicle and the date of import.	Where a vehicle has been purchased in GB by an NI dealer under the UK VAT Margin Scheme and declared to customs on import into NI prior to 1 May 2023, there will remain a liability to VAT on import into the State. VAT will apply at the standard rate (currently 23%) and must be discharged before the vehicle can be registered.

5.

Appendix 2: AIS UCC Trader Portal Codes

		DECLARATION
	1/1	Declaration type - H1
-	1/2	"A" if Post lodged or "D" if Pre lodged
	2/5	Pre-Populated
	2/6	 If you have a Guarantee and wish to defer payment of tax and duties enter EORI number If not deferring leave blank
	4/8	If deferring tax and duties select E - Deferred or postponed payment or A- CASH

_		PARTIES
-	3/18	Declarant EORI Number
	3/1	Exporter / Seller name and address. (if they have an EORI then enter in 3/25)
	3/39	Fill in Authorisation Holder Identification no (normally the declarant)
	3/46	Importer EORI number

	VALUATION INFORMATION
4/10	Invoice Currency
4/11	Price on invoice
4/12	Euro
4/15	Exchange Rate – Automatic calculated

A	
	CUSTOMS OFFICES
Customs office of lodgement Code	e i.e. "IEDUB100" would be Dublin Port
	N . V .
	GUARANTEE
If applicable	
	16

	GOODS SHIPMENT		
	DOCUMENTS, CERTIFICATES, AUTHORISATIONS		
2/01	Simplified declaration/ Previous documents/ Writing-off Document Type - 337 - Temporary Storage		
2/2	00500 if declarant and importer are the same. Declarant must be registered for EORI		
	Document Type: N380 – Invoice Number		
	Document Type: 1D24 - Estimated Time of Arrival of the goods into the State in the format (CCYYMMDDHHMM)		
	Document Type: 1A05 – IEPOSTPONED (if VAT registered and applicable)		
2/03	Document Type: N730 - Road consignment note		
	Document Type: 1D96 – Release from Temporary Storage		
	Document Type: N934 – Declaration of particulars relating to customs value D.V.1 – Enter into "ID" – Y if Goods are over 20,000 value		
	One of these codes are used where the Vehicle is UK origin, 4/17 is 300 & 4/17 is GB		
	U116- Where the claim for preferential tariff treatment is based on a 'statement on origin' for a single shipment		
	U117- Where the claim for preferential tariff treatment is based on 'importer's knowledge'		
	U118- Where the claim for preferential tariff treatment is based on a 'statement on origin' for multiple shipments of identical products		
	PARTIES		
3/16	Importer Box - Importer EORI number		
3/15	Blank		
3/25	Enter if valid EORI number exists otherwise details are typed into 3/1		
	VALUATION INFORAMTION		
4/1	Delivery Terms Incoterm Code - CIF; Cost, insurance & freight, unless invoice says different UN/LOCODE - E.G.; IE DUB 100		
	DATES & PLACES		
5/8	Country of destination code - Ireland		
5/9	Blank		
5/14	Country of dispatch /export code - GB		
	17		

Location of Goods Location of Goods ID - E.G.; IE DUB 100 Qualifier of the Identification - U - UN / LOCODE Type of location Code - B - Authorised place // B - Authorised Place Click on the "Address" Tab -Country Code - IE - Ireland

1		
		GOODS INFORMATION
	6/5	Gross Mass
	6/18	Total Packages
		TRANSPORT INFORMATION
	7/2	Container - 0 IF No, or 1 for Yes
4	7/4	Mode of transport at the border - 1 – SEA TRANSPORT
2	7/5	Inland mode of Transport - 3 – Road (Accompanied)
	7/9	Identity of Means of Transport at Arrival: Type of Identification - 30 – Registration number of road vehicle Identification Number - Car Registration number
	7/10	If you entered 1 for Yes in 7/2 for container then enter the container number here
	7/15	Nationality of active means of transport crossing the border Depends on country transporting goods; Aer Lingus - GB United Kingdom

NOTE:

In a single item Declaration some details need to be repeated in Goods Shipment and Goods Shipment Item such as price and weight.

In a multi item Declaration, the individual price and item weight of each entry will need to be entered in Goods Shipment Item and the total price and weight of the shipment in the Goods Shipment. The reason is that the system adds the individual prices /weights and compares them to the total.

	GOODS SHIPMENT ITEM
	GENERAL INFORMATION
1/6	Good Item Number - 1 Item declaration 1 etc
1/10	Procedure Requested Procedure Code - 40 - Release for free circulation
1/10	Previous Procedure Code - 00 - No Previous procedure
	Click + button to Add
1/11	Additional Procedure Customs Procedure - 000- other
	DOCUMENTS, CERTIFICATES, AUTHORISATIONS
2/01	Blank when filled in on Goods Shipment level
2/2	Blank
	Document Type: 1D97 – VIN (Vehicle Identification Number)
	Typical release codes for a car. However, these are subject to change. TARIC must be consulted
2/03	"Document Type" - Y053 & "ID" - NAI
	"Document Type" - Y951 & "ID" - NAI
	"Document Type" - Y923 & "ID" - NAI
	VALUATION INFORAMTION
4/13	Valuation Indicators - 0000 - No Relationship - No disposal restriction - No sale condition - No sale
	arrangement Item price / amount - Value from invoice –
4/14	Same as Goods shipment if single item Declaration.
4/16	Valuation Method - 1 - Transaction value of the imported goods
	Preference - 100 – Erga Omnes third-country duty rates Preference - 300 – If country of origin is GB
4/17	Preference - 100 – If country of origin is EU
	DATES & PLACES
5/8	Country of destination code - Blank (it is filled into Goods Shipment level)
5/9	Region of destination code - Blank
5/14	Country of dispatch / export code - Blank (it is filled into Goods Shipment level)
5/15	Country of origin code - GB – United Kingdom
5/16	Country of preferential origin code - GB – United Kingdom
5/31	Date of acceptance - Blank
	GOODS INFORMATION
6/8	Description of Goods – Passenger Car etc.
Goods	Measure
	Net Mass – If available on invoice enter weight per item. If not available enter gross mass

6/2 Supplementary Units – Enter per item based on information on TARIC				
shipment item this then is the same				
Packaging				
.e. 8703211000 6/15 (last 2 digits) of the AIS				
<i>"</i>				
Stated				
TRANSPORT INFORMATION				

APPLICATION AND AUTHORISATION

If applicable

OPTIONAL - Returned Goods Relief (if relevant)

	1/10	6123 (re-import after temporary export)	
		6110 (re-import after permanent export)	
	1/11	F01 Duty Relief	
	1/11	F05 Duty & Vat Relief	
	2/03	If vehicle was originally exported from IE – DE 2/3 enter code 1Q27 and MRN of original export declaration	

Appendix 3: Importing Vehicles from Northern Ireland

Notification	
Subject:	Importing vehicles from Northern Ireland (NI)
Who should read:	All those involved in importing vehicles
Related Notification:	eCustoms Helpdesk Notification Refs: <u>32/2020</u> , <u>36/2020</u> and <u>24/2021</u> This Notification replaces eCustoms Helpdesk Notification Ref: <u>26/2021</u>
Issued by:	eCustoms Helpdesk
Queries to:	For technical queries on the submission of a customs declaration: <u>eCustoms@revenue.ie</u> or 01-7383677. For Brexit related questions: brexitqueries@revenue.ie. For VRT queries: <u>https://www.revenue.ie/en/contact-us/customer-</u>
	service-contact/vehicle-registration-tax-vrt.aspx
Issue Date:	14 July 2021

Ref: 44/2021

eCustoms Helpdesk Notification

1. Introduction

Following the withdrawal of the United Kingdom (UK) from the European Union (EU), an import of a vehicle from Great Britain is treated as an import from a third country, i.e. a non-EU country. If a vehicle is imported from Great Britain (GB) into Ireland, the importer is required to complete a customs declaration prior to import and pay customs duty, if applicable, and VAT at the standard rate. It will not be possible to register the vehicle if an import declaration has not been filed. Under customs law, VAT at import is chargeable on the customs value of the goods. The fact that VAT has been charged in Great Britain on used vehicles subsequently imported into the State has no bearing on their liability to VAT at import when imported into the EU. Under the Protocol on Ireland and Northern Ireland, Northern Ireland will continue to apply and adhere to EU rules in relation to trade in goods with the result that there are no customs formalities, including customs declarations or payment of tariffs, on trade between Ireland and Northern Ireland.

However, on 14 January, the UK introduced significant changes to the UK VAT margin scheme for used cars imported from Great Britain into Northern Ireland. These changes mean that vehicles first registered in Great Britain (GB), and subsequently registered in Northern Ireland after 31 December 2020, will be subject to temporary additional requirements if imported into the State. These additional requirements must be completed prior to presenting the vehicle for registration at an NCT centre.

2. Requirements to register a vehicle in Ireland

Where a second hand car has been imported from Great Britain since 1 January 2021 and the customs formalities were completed in Northern Ireland, the person wishing to register the car in Ireland should first contact Revenue as there will be a VAT liability that needs to be discharged prior to registering the vehicle for VRT. A 'Supplementary Import Declaration– VAT on import' must be made to Revenue in respect of margin scheme and qualifying cars.

Revenue will request verification that the customs formalities have been completed in Northern Ireland (a Trader Support Service simplified frontier or supplementary declaration will suffice where the vehicle is identified but an Entry Summary Declaration (ENS) declaration will not be accepted). Once the VAT (charged at the standard rate) is either paid or accounted for (in the case of VAT registered businesses only), Revenue will provide the necessary documentation to the customer for presentation to the NCT centre. The NCT centre will only accept the Revenue provided documentation for such vehicles.

If proof cannot be provided that customs formalities have been completed in Northern Ireland, then an import declaration will need to be made in Ireland.

As noted previously this is a temporary arrangement until the situation in regard to VAT at

importation is regularised for cars imported from Great Britain to Northern Ireland. This is currently being discussed between the European Commission and the UK Government.

The person seeking to register the vehicle in Ireland is responsible for ensuring that procedure outlined above is adhered to.

3. Registering vehicles without proof of declaration to customs in Northern Ireland If you do not have proof of declaration to Customs in Northern Ireland (NI) you must complete a customs declaration and pay customs duty if applicable, and Value-Added Tax (VAT) on the import value of the vehicle. This must be done before presenting the vehicle for registration.

Key details on how to complete the declaration on Revenue's Automated Import System (AIS) are outlined below.

Cars coming from Great Britain via Northern Ireland that require a H1 declaration submitted to AIS

- Data Element (DE) 1/2: Declaration Type A
- DE 1/6: Goods Items Number 1 1 vehicle being imported

- DE 1/10: Procedure Code 4000 (unless returned goods relief is being claimed – see below)
- DE 1/11 Additional Procedure Code 000 (unless returned goods relief is being claimed – see below)
- DE 2/1: previous document field a commercial invoice number
- DE 2/3: additional information:
 - $\circ~$ N730 1234 this is the transport document. There is usually a space between them
 - 1D96 1 a code to avoid putting in ship information
 - o 1D97 VIN (vehicle identification number)
 - 1D24 CCYYMMDDHHMM time of the arrival of the goods into the State
 - DE 2/5: Local reference Number unique number chosen by you for your internal records
 - Customs Office of Lodgement: IEDUB100
 - DE 5/8: Country of Destination IE
- DE 5/23: Location of goods code: IEDUB100, Location type code: B, Qualifying identifier: U
 - DE 6/8: Goods description free text e.g. car DE 6/14: Classification Code (CN)
- DE 7/4: Mode of Transport at the Border should be 1
- DE 7/5: Inland mode of transport -should be 3
- DE 7/9: Identity means of transport = 30 include vehicle registration number

OPTIONAL

Returned Goods Relief (if relevant)

- DE 1/10 relevant procedure code either 6123 (re-import after temporary export) or 6110 (re-import after permanent export)
- DE 1/11 additional procedure code F01 duty relief or F05 duty and VAT relief. F05 can only be declared for goods re-imported by the same person who exported them.
- DE 2/3 If car was originally exported from IE/EU –DE 2/3 enter code 1Q27 and MRN of original export declaration

UK Origin Goods Claiming Preference (if relevant)

- U116/U117/U118 code to claim preferential origin if UK origin
- DE 4/17: Preference 300
- DE 5/16: Country of Preferential Origin Code GB

EU Origin Goods (if relevant)

• DE 4/17: Preference – 100

• DE 5/15: Country of origin code – EU

Postponed Accounting (if relevant)

1A05 – IEPOSTPONED – to trigger Postponed Accounting

NOTE: Further data is required to complete the full customs declaration.

4. Additional Information

More information on Filing a Supplementary Import Declaration form can be found <u>here</u>:

The EU-UK Trade and Cooperation Agreement (TCA) has eliminated tariff duties for trade between the EU and Great Britain where the relevant rules of origin are met. If the goods are of UK origin, then a 0% tariff rate applies. Under the terms of the TCA, goods of EU origin that were in use in the UK and that were subsequently imported into Ireland from Great Britain will not be eligible for the 0% tariff rate as they will not qualify as UK origin under the rules of origin.

To import a car of EU origin from Great Britain into Ireland, a customs declaration must be completed. Customs duty of 10% applies on the customs value of the car. The customs value is the invoice price plus the cost of transport and insurance. VAT at the standard rate is calculated on the customs value plus customs duty.

There is a Returned Goods Relief available for vehicles subject to strict EU conditions. Vehicles can be exported from the EU to a 3rd country and re-imported into the EU without the payment of Customs Duty provided all the required conditions for Returned Goods Relief are met. In very specific circumstances, relief from Value-Added Tax may also apply where the vehicle is re-imported into the EU by the same person that originally exported the goods out of the EU. Details of how to claim returned goods relief for cars is on <u>eCustoms Helpdesk Notification Ref 24/2021</u>.

If the car is of UK origin, it is important to note that the preferential tariff treatment must be claimed on import on the Customs declaration. Details on how to do this are also available on <u>eCustoms Helpdesk Notification Ref 36/2020</u>.

<u>Postponed accounting</u> for Value-Added Tax (VAT) on imports is available to all traders that are registered for VAT and Customs and Excise. The traders must fulfil certain conditions. Further detail is available on <u>eCustoms Helpdesk Notification Ref</u> <u>32/2020</u>.