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

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.

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

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 General Import & Export Query, 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

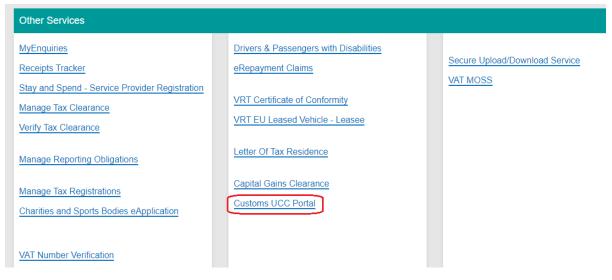


Figure 1: ROS Customs UCC Portal

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 <u>TARIC</u>. 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</u>) 6/15 (Commodity Code – TARIC Code) 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. 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) <u>declaration form (C&E 1076</u>), 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

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 third 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

<u>Postponed accounting</u> 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 Windsor Framework, 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. The Customs and VAT element on Northern Ireland vehicles is further explained on the <u>VRT section</u> of our website.

10.1 Registering a Vehicle from Great Britain (GB)

Vehicles purchased in GB and brought into the State are subject to import formalities. This includes the need for a customs declaration, payment of customs duties where applicable, and payment of VAT at import. These requirements are in addition to the need to register the vehicle for VRT. The Customs and VAT element on GB vehicles is further explained on the <u>VRT section</u> of our website.

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 <u>"new means of transport"</u> 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	<u>€32,500</u>
Customs duty @ 0%	(Note the car qualifies for Returned Goods Relief)
Overall value subject to VAT	<u>€32,500</u>
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.

Scenario	Customs Requirements	Proofs Required	Comments
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.
2nd hand vehicles	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".

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		

	CUSTOMS OFFICES
Customs office of lodgement Code	i.e. "IEDUB100" would be Dublin Port

GUARANTEE

If applicable

	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		

	GOODS INFORMATION		
6/5	Gross Mass		
6/18	Total Packages		
	TRANSPORT INFORMATION		
7/2	Container - 0 IF No, or 1 for Yes		
7/4	Mode of transport at the border - 1 – SEA TRANSPORT		
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 Previous Procedure Code - 00 - No Previous procedure	
1/11	Click + button to Add 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	
4/14	Item price / amount - Value from invoice – Same as Goods shipment if single item Declaration.	
4/16	Valuation Method - 1 - Transaction value of the imported goods	
4/17	Preference - 100 – Erga Omnes third-country duty rates Preference - 300 – If country of origin is GB 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		

6/1	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	
6/5	Gross Mass – If available on invoice enter weight per item (on a single shipment item this then is the same as Goods Shipment 6/5).	
Packaging		
6/9	Type of packages - <mark>VN Vehicle</mark>	
6/10	Number of packages - 1	
6/11	Shipping marks - Vehicle Reg	
Commodity Code		
6/14	Commodity Code - CN Code - 870321 - 9000- used car; -1000- new car i.e. 8703211000 For Imports, the CN code is entered at Data Element 6/14 (8 digits) and 6/15 (last 2 digits) of the AIS declaration.	
6/15	Commodity code - TARIC code - Last 2 digits - 00	
6/16	Commodity code - TARIC additional code(s) - For Used Cars enter "4999"	
6/17	Commodity code - National additional code(s) - VATS – Standard Unless Stated	
TRANSPORT INFORMATION		
7/10	Container Identification Number	
OTHER		
8/6	Statistical Value –Same as 4/14 item price / amount	

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
		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