

## EXPORT LICENCE

Open General Export Licence (Objects of Cultural Interest) dated 1<sup>st</sup> May 2004 granted by the Secretary of State.

The Secretary of State, in exercise of powers conferred by Article 2 of the Export of Objects of Cultural Interest (Control) Order 2003<sup>1</sup> ("the 2003 Order"), hereby grants the following Open General Export Licence:

### Licensed exports

1. Subject to the following provisions of this Licence, the following goods, manufactured or produced more than 50 years before the date of exportation, may be exported from the United Kingdom to any destination except an embargoed destination:

- (a) any musical instrument temporarily exported for a period of less than three months for use in the course of work by a professional musician;
- (b) any musical instrument exported following temporary importation for a period of less than three months, having been imported for use in the course of work by a professional musician;
- (c) any motor vehicle (wherever registered) temporarily exported for a period of less than three months for use for social, domestic or pleasure purposes (including attendance at or participation in a race, rally, or non-commercial exhibition);
- (d) any foreign registered motor vehicle exported following temporary importation for a period of less than three months, having been imported for use for social, domestic or pleasure purposes (including attendance at or participation in a race, rally or non-commercial exhibition);
- (e) any photographic positive or negative or any assemblage of such photographs, the value of which is less than £10,000;
- (f) any firearms, arms or armour manufactured or produced more than 50 years but not more than 100 years before the date of export the value of which in the case of firearms manufactured or produced 100 years or more before the date of export and in the case of all other arms and armour is less than £35,000 or in the case of firearms manufactured or produced less than 100 years before the date of export is less than £65,000;
- (g) any painting in an oil or tempera medium, the value of which is less than £180,000;

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- (h) any portrait in any medium of a British historical person, the value of which is less than £65,000;
- (i) any article the value of which is less than £65,000, other than one of a description specified in the Schedule hereto;
- (j) any article for which a Community Licence has been issued;
- (k) any article that is in the United Kingdom following its importation solely for the purpose of transit through the United Kingdom with a view to export.

### Conditions

2. In respect of any musical instrument licensed to be exported under paragraph 1(a) above and any motor vehicle licensed to be exported under paragraph 1(c) above:

- (a) the exporter must return the goods to the United Kingdom within three months of the date of export; and
- (b) when the goods are not in the United Kingdom they are not sold and must at all times remain in the possession of the exporter.

3. In respect of any article consisting of or including a representation of the likeness of any British historical person (made otherwise than by photography and excluding a coin) the value of which is £10,000 or more but less than £65,000, there must be produced to the proper officer of Customs and Excise at the place of export a current certificate given by or on behalf of the person who for the time being holds the appointment either of Director of the National Portrait Gallery or of Keeper of the Scottish National Portrait Gallery stating that in his opinion the article is not a work of national importance.

4. In respect of any article of clothing or footwear, any article manufactured from textiles and textiles in the length or piece, the value of which is £12,000 or more but less than £65,000, there must be produced to the proper officer of Customs and Excise at the place of export a current certificate given by or on behalf of the person who for the time being holds the appointment of Director of the Victoria and Albert Museum stating that in his opinion the article is not of national importance. This requirement does not apply to any carpet or tapestry.

5. In respect of an article falling within paragraph 1(j) above and being exported on the basis that a Community Licence for temporary export has been issued, the exporter must return the article to the United Kingdom by the date stated for reimportation on the temporary Community Licence and must immediately notify the Export Licensing Unit of the Department for Culture, Media and Sport of its return.

## **Interpretation**

6. Any reference in this Licence to the value of an article shall:
- (a) where the goods to be exported consist of a matching set or pair of articles, be construed as a reference to the value of the matching set or pair;
  - (b) be construed as the value of the article as required to be declared for Customs purposes.

7. In this Licence;

"British historical person" means any person, living or dead, in respect of whom an entry appears in the Dictionary of National Biography (or any supplement thereto), "Who's Who" or "Who was Who";

"tapestry" means a fabric with a non-repetitive pattern woven in during making;

"embargoed destination" means a destination to which an export ban applies by virtue of a prohibition contained in legislation implementing European Union obligations or United Nations sanctions.

8. Unless the context otherwise requires, any other expression used in this Licence shall have the meaning it bears in the Export Control Act 2002<sup>2</sup> or in the 2003 Order.

## **Prohibition not affected by this Licence**

9. Nothing in this Licence shall affect any prohibition or restriction on the export of any goods other than under the 2003 Order.

## **Community Licence**

10. This Licence does not permit the export of an article that requires a Community Licence unless a Community Licence is also granted.

## **Entry into force and revocation**

11. The Open General Export Licence (Antiques) dated 1<sup>st</sup> November 2002 is revoked.

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Date  
Signed on behalf of the Secretary of State for Culture, Media

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SCHEDULE (see paragraph 1 (i))

Any document or manuscript (in any case not being printed matter);

Any archive of manuscripts and documents in any medium, created and/or accumulated by an individual, family, corporate body or institution, which has survived or been preserved as evidence of their purpose and activities;

Any architectural, scientific or engineering drawing produced by hand;

Any article which has been recovered at any time from the soil of the United Kingdom or from the bed of any lake, river, stream or other area of water therein or from the bed of the sea within the territorial waters of the United Kingdom other than any article which has been buried or concealed for a period of less than 50 years;

Any photographic positive or negative or any assemblage of such photographs;

Any firearms, arms or armour.

## **EXPLANATORY NOTE**

(This note is not part of the Licence)

The provisions of this Licence only apply for the purposes of the Export of Objects of Cultural Interest (Control) Order 2003 (S.I. 2003/2759) (the 2003 Order). This Licence permits (in some cases subject to certain conditions) the export from the United Kingdom to any destination (except an embargoed destination) of certain goods which were manufactured or produced more than 50 years before exportation. However, exporters should note that this Licence does not remove the need for other consents that may be required for the export of particular cultural goods. In particular, where an export licence is also required by the Council Regulation (which requires a licence for specified cultural goods exported outside the European Customs Union), a Community Licence will be required as well as this Licence for the purposes of the 2003 Order. In such cases this Licence will not be valid unless a Community Licence is also held.

This Licence does not extend to prohibitions in legislation banning the export of goods to specific destinations. A list of those destinations and the type of goods prohibited from export under that legislation can be obtained by contacting the Export Licensing Unit, Department for Culture, Media and Sport, 2-4 Cockspur Street, London SW1Y 5DH, telephone 020 7211 6164/6166/6168, fax 020 7211 6170, e-mail [exportlicensing@culture.gsi.gov.uk](mailto:exportlicensing@culture.gsi.gov.uk).