EU Yacht Leaves EU and Returns - RGR

https://yagrouplp.com

Y&A Group, LP
Yachting and Aviation **VAT**

- EU customs system is about physical space - and the control of that physical space.
- **Principle**: Goods which stay in the EU are EU goods. Goods which leave lose their EU status, and to be declared and imported on return.
- Returned Goods are the exception – Relief - no reimport [Returned Goods Relief – **RGR**]
- Yachts which **have EU goods status**: should leave and return with no declarations – they're considered declared by sole act of crossing the EU border.
- But has "sole act crossing" been applied correctly and uniformly? NO, non-EU flagged yachts were denied this right.
- **How? Where? Why? Impact?**
- **So, what's changed?**

EUROPEAN COMMISSION
DIRECTORATE-GENERAL
TAXATION AND CUSTOMS UNION
Customs
Customs legislation

NOTE ON MEANS OF TRANSPORT

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Customs Status

Means of transport located in the Union or released for free circulation therein are deemed to be Union goods. The flag, plate or any other means of registration of the means of transport is irrelevant to determine the customs status to means of transport...

This means that, for example, the fact that a boat is flying a flag of a third country … does not necessarily mean that this boat is a non-Union good, i.e. it can have Union status. Conversely, a Member State flag … does not necessarily provide to such means of transport the customs status of Union goods.

Returned goods

If the means of transport entering the Union customs territory were previously Union goods, they can be declared for release for free circulation as returned goods if they fulfil the conditions established…, which means they become Union goods again and they benefit from relief from import duty.

Sole Act of Crossing

Means of transport can be declared by the sole act of crossing the frontier if they are declared for release for free circulation as returned goods …

This means that they are not subject to the customs formalities consisting of lodging an Entry Summary Declaration, a temporary storage declaration and customs declaration and they do not have to be presented to customs.