



**EXPORT / TRANSIT**

**PoA - Power of Attorney**

Direct Representation

Dear Customer,

HM Revenue & Customs require Motis Ireland Limited (the Declarant) to hold a written authority from you (the Trader), to act on your behalf as a ‘Direct Representative’ with regards to all Import and/or Export declarations we complete on your behalf or subcontract to another customs broker agent of our choice if required.

In order to satisfy this requirement, we would appreciate if you would kindly complete and return a scanned copy of the form ‘Authority for a Customs Clearance Agent to act as a ‘Direct Representative’ we have attached.

When completing this form, you must ensure the form is:

# Completed on your company letterheaded paper.

* **The person who has signed must be a duly authorised representative of the company (eg. Company Director or Manager) with the necessary authority to sign on behalf of the importer or exporter.\***

[Click here to view a **PDF copy** of this document.](https://www.motis.com/media/uploads/motis_freeflow_terms_and_conditions.pdf)

**Explanation of Direct Representation**

In case of Direct Representation, Declarations are made by the Customs Representative in the name and on behalf of the represented party. In most cases, this will be the Importer.

In this case, the Customs Representative is not the Declarant. From a legal point of view, the client is the declaring party and is responsible for meeting its legal customs obligations.

The Customs Representative’s role in this case is providing professional services related to the execution of customs procedures. The client remains solely liable for its acts and accuracy of any information provided on the Customs Declarations, keeping records and payment of any Customs Duty or VAT.

Note: Both Customs Clearance and the use of Motis Ireland’s Deferment Account will incur a charge.

\*By completing the document, the signatory acknowledges said Authority has been granted.

In all and any dealings with HMRC for and on behalf of the Customer and/or Owner, the Company is deemed to be appointed, and acts as, Direct Representative only.

**MOTIS IRELAND LIMITED** Freight Clearance Centre Western Docks, Lord Warden Square, Dover, CT17 9DH Tel: +44 1304 210994 [**www.motis.com/freeflow**](http://www.motis.com/freeflow)

**Must be completed, signed and returned, please insert your company letter header image in the placeholder below, sign and return.**

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**Authority for a Customs Clearance Agent to act as a Direct Representative**

I, ( i )

Confirm I have authority to sign, on behalf of

A (Company name) ....................................... (EORI no.) ( ii )

I hereby appoint

B - Motis Ireland Limited (EORI no.) GB802072966000 (iii )

To act on behalf of the entity named at A above in the capacity of a Direct Representative. This Authorisation is applicable to all consignments arriving or departing from the UK.

This Appointment applies with eﬀect from the date of signature until revoked by the entity named at A above. The entity A named above authorises Motis Ireland Limited to delegate Customs Clearance to sub agents as a Direct Representative of the Declarant in all dealings with HMRC where circumstances necessitate.

1)

The entity named in A wants to use A’s Deferment Approval Number (DAN). Please complete and forward form C1207N granting Motis Ireland authority to use your Deferment Approval Number to deferring duty payment. Link found [here](https://public-online.hmrc.gov.uk/lc/content/xfaforms/profiles/forms.html?contentRoot=repository:///Applications/Customs_A/1.0/C1207N&template=C1207N.xdp).

Deferment Approval Number:…………………………… VAT Number:………………………………

Please tick to confirm Postponed Vat Accounting (PVA) should be applied in conjunction with use of your DAN.

The entity named in A has elected to suspend VAT through Postponed VAT accounting

(iv) and authorises Motis Ireland Limited to declare goods to HMRC accordingly.

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2)

The entity named in A authorises Motis Ireland Limited, to declare goods to HMRC using Motis Ireland Limited Deferment Approval Number (v). **This option is only available using Postponed VAT accounting and will be applied by default.**

Note: A Direct Representative acts in the name of and on behalf of another person. In relation to Import / Export Declarations, the Importer / Exporter will be liable for any customs debt arising from the Declaration.

Signature: ................................................

Printed Name:...........................................

Phone number: ..………………………………

Email address: .............................................

Position: ..……………………………… Date: ......................................

Notes: (i) Name of person signing, who must have authority to sign on behalf of the Importer or Exporter.

1. Legal name & EORI Trader Identification No. of importer or exporter.
2. Legal name & EORI Trader Identification No. of representative or agent.
3. Under Postponed VAT accounting the importer is able to postpone payment of VAT upon importation and account for same via their periodic VAT return.
4. Usage Fees apply: 5% of applicable Vat/Duty, minimum £50.00. We must be in receipt of cleared funds prior to release of shipments.

Please return all completed forms to [**clearance@motisfreeflow.com**](mailto:clearance@motisfreeflow.com)

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Form of General Indemnity in Respect of Community Transit Documentation

To: ……………………………………

In consideration of your giving an undertaking in respect of a Community Transit operation upon our instructions, we hereby indemnify you in respect of all and every liability which may be imposed upon you in respect of the said Community Transit operation, and we undertake to make payment to you forthwith and reimburse you in respect of any expenses incurred by you by way of Duties, Taxes, Levies and any other charges whatsoever for which you may become liable as a result of giving such an undertaking.

……………………………………. accept all kinds of financial, legal and criminal customs liabilities including the customs taxes and duties in the event that a transit document is not discharged regardless of the guarantee relation between MOTIS IRELAND LIMITED and ……………………………………….

Dated this…………………… day of …………………………………… 2021

For and on behalf of

…………………………………………………………………………

Address………………………………………………………………

…………………………………………………………………………

Signed………………………………………………………………

Full Name…………………………………………………………

(Block Capitals)

Position Held………………………………………………………

Company Stamp.