

# **Tariff (Trans-Pacific Strategic Economic Partnership) Amendment Act 2006**

Public Act 2006 No 4  
Date of assent 6 April 2006

## **Contents**

	Page
1 Title	1
2 Commencement	1
3 Principal Act amended	1
4 Purpose	2
5 Interpretation	2
6 Application of Tariff	2

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### **The Parliament of New Zealand enacts as follows:**

- 1 Title**  
This Act is the Tariff (Trans-Pacific Strategic Economic Partnership) Amendment Act 2006.
- 2 Commencement**  
This Act comes into force on 1 May 2006.
- 3 Principal Act amended**  
This Act amends the Tariff Act 1988.

#### 4 Purpose

The purpose of this Act is to enable the conferral of preferential tariffs in accordance with the Trans-Pacific Strategic Economic Partnership Agreement.

#### 5 Interpretation

Section 2(1) is amended by inserting the following definitions in their appropriate alphabetical order:

“**specified TPA party** means a country that is for the time being declared by Order in Council to be a specified TPA party for the purposes of this Act

“**TPA** means the Trans-Pacific Strategic Economic Partnership Agreement that was opened for signature by Brunei Darussalam, Chile, New Zealand, and Singapore on 15 June 2005.”

#### 6 Application of Tariff

(1) Section 7(1) is amended by adding the following paragraph:

“(i) in the case of goods—

“(i) being the produce or manufacture of a specified TPA party; and

“(ii) being goods included in a Tariff item in respect of which a rate of duty is specified after the abbreviation **TPA** in the column headed **Preferential Tariff**,—

at the rate so specified.”

(2) Section 7 is amended by adding the following subsections:

“(5) The Governor-General may, by Order in Council, declare a country to be a specified TPA party for the purposes of this Act if the country—

“(a) is a party to the TPA; or

“(b) is provisionally applying the terms of the TPA.

“(6) If, by an Order in Council made under subsection (5), a country is declared to be a TPA party for the purposes of this Act, the Governor-General may, by the same or any subsequent Order in Council,—

“(a) declare that, in relation to any specified Tariff items, any rate of duty or exemption from duty otherwise applicable to a specified TPA party is not to apply to that country:

- “(b) modify the Tariff rates of duty applicable to goods from that country, in whole or in part.
- “(7) No modification made under subsection (6)(b) may have the effect of imposing on any goods a higher duty than that set out in respect of those goods in the Normal Tariff, unless the Governor-General is satisfied that the modification is—
- “(a) necessary or advisable in the public interest; and
- “(b) consistent with New Zealand’s international obligations.”

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### **Legislative history**

21 February 2006	Introduction (Bill 20-1)
1 March 2006	First reading and referral to Foreign Affairs, Defence and Trade Committee
6 March 2006	Reported from Foreign Affairs, Defence and Trade Committee
21 March 2006	Second reading
22 March 2006	Committee of the whole House
23 March 2006	Third reading

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