



Customs and Excise (Rules of Origin for Malaysia Free Trade Agreement Goods) Amendment Regulations 2010

Rt Hon Dame Sian Elias, Administrator of the Government

Order in Council

At Wellington this 5th day of July 2010

Present:

The Hon Bill English presiding in Council

Pursuant to the Customs and Excise Act 1996, Her Excellency the Administrator of the Government, acting,—

- (a) insofar as these regulations, in accordance with section 65(a)(ii) of the Customs and Excise Act 1996, prescribe goods deemed to be the produce or manufacture of a country or group of countries for the purposes of the Tariff Act 1988, on the recommendation of the Minister of Customs made after consultation with the Minister of Commerce; and
 - (b) on the advice and with the consent of the Executive Council,—
- makes the following regulations.

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Regulations

- 1 Title**
These regulations are the Customs and Excise (Rules of Origin for Malaysia Free Trade Agreement Goods) Amendment Regulations 2010.

- 2 Commencement**
These regulations come into force on 1 August 2010.

- 3 Principal regulations amended**
These regulations amend the Customs and Excise Regulations 1996.

- 4 New regulation 41 substituted**
Regulation 41 is revoked and the following regulation substituted:
 - “41 Originating goods**
Particular goods are deemed for the purposes of the Act and the Tariff Act 1988 to be the produce or manufacture of Malaysia if the goods meet all applicable requirements set out in the following provisions of the Malaysia–New Zealand Free Trade Agreement done at Kuala Lumpur on 26 October 2009:
 - “(a) Chapter 3; and
 - “(b) Annex 2; and
 - “(c) the headnote to Annex 2; and
 - “(d) the appendix to the headnote to Annex 2; and
 - “(e) Annex 3.”

Rebecca Kitteridge,
Clerk of the Executive Council.

Explanatory note

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on 1 August 2010, prescribe rules of origin for imports of goods from Malaysia in order to give effect to the Malaysia–New Zealand Free Trade Agreement done at Kuala Lumpur, Malaysia, on 26 October 2009 (the **Malaysia FTA**). The rules of origin are those set out in the Malaysia FTA and are incorporated into the regulations by reference.

At the time of the making of these regulations, the text of the Malaysia FTA was available at—

- <http://www.mfat.govt.nz/Trade-and-Economic-Relations/Trade-Agreements/Malaysia/>

Access to the provisions incorporated by reference is also facilitated by the chief executive of the New Zealand Customs Service in the other ways required by section 287D of the Customs and Excise Act 1996.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 8 July 2010.

These regulations are administered by the New Zealand Customs Service.
