

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Wednesday, 29 May 1996

CHEMICAL WEAPONS (PROHIBITION) BILL

Proposed Amendment

Right Hon. DON MCKINNON, in Committee, to move the following amendment:

Clause 11: To omit this clause from pages 4 and 5, and substitute the following clause:

11. Application of Customs and Excise Act—All the provisions of the Customs and Excise Act 1996 that apply with respect to prohibited imports and prohibited exports (except the penalty for an offence against **section 209 (1) (a) or (b)**) shall extend and apply with respect to chemicals and precursors whose importation and exportation is prohibited by **section 10** of this Act, in all respects as if the importation or exportation of the goods were prohibited under **Part V** of the Customs and Excise Act 1996.

EXPLANATORY NOTE

The proposed amendment aligns *clause 11* of the Bill with the new Customs and Excise Act 1996.

Clause 11 applies the provisions of the Customs and Excise Act that apply with respect to prohibited imports and prohibited exports (e.g. the forfeiture and seizure provisions).

The only exception is that the penalty for an offence of importing or exporting prohibited goods under the Customs and Excise Act is not applied. This is because *clause 10 (3)* of the Bill already imposes a penalty for an offence of importing or exporting chemicals and precursors.

UNIVERSITY OF OTAGO
- 6 JUN 1996