

1979/97



THE CUSTOMS REGULATIONS 1968, AMENDMENT NO. 14

KEITH HOLYOAKE, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 30th day of April 1979

Present:

THE HON. D. MACINTYRE PRESIDING IN COUNCIL

PURSUANT to the Customs Act 1966, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Customs Regulations 1968, Amendment No. 14, and shall be read together with and deemed part of the Customs Regulations 1968* (hereinafter referred to as the principal regulations).

(2) Subject to subclause (3) of this regulation, these regulations shall come into force on the 1st day of May 1979.

(3) Regulation 6 of this regulation shall come into force on the 5th day of January 1980.

2. Particulars as to statistical units and classifications—Regulation 5 of the principal regulations is hereby amended by omitting from subclause (2) the expression “The Statistical Classification of Exports’”, and substituting the expression “The New Zealand Export Commodity Classification’”.

3. Fees for Officers’ time outside working hours—(1) Regulation 14 of the principal regulations (as amended by regulation 3 of the Customs Regulations 1968, Amendment No. 11) is hereby further amended—

- (a) By omitting from subclause (1) (a) the expression “\$7.00”, and substituting the expression “\$9.00”;
- (b) By omitting from subclause (1) (b) the expression “\$5.25”, and substituting the expression “\$8.00”;
- (c) By omitting from subclause (2) the expression “\$14.00”, and substituting the expression “\$27.00”.

(2) Regulation 3 (1) of the Customs Regulations 1968, Amendment No. 11, is hereby consequentially amended by revoking paragraphs (b), (c), and (e).

*Reprinted with Amendments No. 1 to 9: S.R. 1975/284
 Amendment No. 10: S.R. 1976/331
 Amendment No. 11: S.R. 1977/69
 Amendment No. 12: S.R. 1977/146
 Amendment No. 13: S.R. 1978/278

4. Material used in manufacture of agricultural implements, ships, and boats—Regulation 92 of the principal regulations is hereby amended by omitting the word “machinery” in both places where it occurs.

5. Disposal of waste products not entered for home consumption—The principal regulations are hereby further amended by revoking Regulation 100, and substituting the following regulation:

“100. Waste products not delivered from a tobacco manufacturing warehouse in accordance with subsections (1) and (2) of section 192 of the Act shall be destroyed by any method approved by the Collector”.

6. New Second Schedule—(1) The principal regulations are hereby further amended by revoking the Second Schedule (as substituted by regulation 8 of the Customs Regulations 1968, Amendment No. 10), and substituting the new Second Schedule set out in the Schedule to these regulations.

(2) The Customs Regulations 1968, Amendment No. 10 are hereby consequentially amended by revoking Regulation 8.

7. Corrections—(1) Regulation 4 (2) of the Customs Regulations 1968, Amendment No. 11 is hereby amended by omitting the expression “6 (2)”, and substituting the expression “6”.

(2) Regulation 9 (2) of the Customs Regulations 1968, Amendment No. 13 is hereby amended by omitting the words “Amendment No. 9”, and substituting the words “Amendment No. 11”.

SCHEDULE

NEW SECOND SCHEDULE TO CUSTOMS REGULATIONS 1968

“SECOND SCHEDULE

SCALES OF ANNUAL FEES FOR WAREHOUSES

Part I

Scale of fees for warehouses licensed for the warehousing of liquids other than ethyl alcohol, neutral spirit, or any other potable spirit.

Capacity of Warehouse	Annual Fee
	\$
Less than 240 000 litres	150
Not less than 240 000 litres and less than 600 000 litres	250
Not less than 600 000 litres and less than 1 200 000 litres	500
Not less than 1 200 000 litres and less than 1 800 000 litres	750
Not less than 1 800 000 litres and less than 2 400 000 litres	1,000
Not less than 2 400 000 litres	1,250

Part II

SCHEDULE—*continued*

Scale of fees for warehouses licensed as tobacco-manufacturing warehouses.

	Annual Fee
Where the total quantity of tobacco, cigars, cigarettes, and snuff manufactured—	
Does not exceed 23 000 kg	\$500
Exceeds 23 000 kg but does not exceed 46 000 kg	\$750
Exceeds 46 000 kg but does not exceed 920 000 kg	\$750 plus \$200 for each 46 000 kg in excess of 46 000 kg
Exceeds 920 000 kg but does not exceed 2 300 000 kg	\$4,550 plus \$100 for each 46 000 kg in excess of 920 000 kg
Exceeds 2 300 000 kg	\$7,550 plus \$50 for each 46 000 kg in excess of 2 300 000 kg

Provided that—

- (a) Where the total quantity of manufactured tobacco produced during any year is found to be greater than that for which the fee was computed the licensee shall be liable for the proper fee for such greater quantity:
- (b) Where the total quantity of manufactured tobacco produced during any year is found to be less than that for which the fee was computed the Collector may refund the difference between the fee paid for that year and the fee that would have been payable if calculated on the basis of the total quantity of manufactured tobacco actually produced during the year.

Part III

Scale of fees for warehouses not subject to the fees set out in Parts I and II of this Schedule.

Cubic Content of Warehouse	Annual Fee
Less than 600 m ³	\$ 625
Not less than 600 m ³ and less than 1200 m ³	1,250
Not less than 1200 m ³ and less than 1800 m ³	1,875
Not less than 1800 m ³ and less than 2400 m ³	2,500
Not less than 2400 m ³	3,125"

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

Regulation 2 amends regulation 5 (2) of the principal regulations to refer to the publication "The New Zealand Export Commodity Classification" which replaces the reference to the publication's former name "The Statistical Classification of Exports".

Regulation 3 increases the rates of fees for officers' time outside working hours.

Regulation 4 amends regulation 92 of the principal regulations deleting all reference to machinery. Regulation 92 will continue to apply to refunds for material used in the manufacture of agricultural implements, ships and boats.

Regulation 5 provides for the destruction of waste products, not delivered from a tobacco manufacturing warehouse in accordance with subsections (1) and (2) of section 192 of the Customs Act 1966, without the need for a Customs officer to be present.

Regulation 6 sets out a new Second Schedule to the principal regulations, increasing all licensed warehouse fees by 25 percent and imposing a minimum fee on warehouses of not less than 600 cubic metres.

Regulation 7 corrects minor drafting errors.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 3 May 1979.

These regulations are administered in the Customs Department.