

1970/9



THE CUSTOMS TARIFF AMENDMENT ORDER (NO. 5) 1970

ARTHUR PORRITT, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington this 9th day of February 1970

Present:

THE RIGHT HON. KEITH HOLYOAKE, C.H., PRESIDING IN COUNCIL

WHEREAS by the Customs Tariff Amendment Order 1969*, made pursuant to section 10E of the Tariff and Development Board Act 1961 and section 124 of the Customs Act 1966, the portions of the Customs Tariff specified in the First Schedule to that order were suspended and the duties and exemptions from duty specified in the Second Schedule to that order were temporarily imposed and created on the recommendation of the Emergency Protection Authority: And whereas pursuant to the said section 10E the Emergency Protection Authority has since recommended that the temporary duties and exemptions so imposed and created (as modified by the New Zealand-Australia Free Trade Agreement Order (No. 5) 1969†, the Customs Tariff Amendment Order (No. 17) 1969‡, and the New Zealand-Australia Free Trade Agreement Order (No. 2) 1970§) should be reimposed and re-created:

Now therefore, pursuant to section 10E of the Tariff and Development Board Act 1961 and section 124 of the Customs Act 1966, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, and being satisfied that the rates of duty and exemptions from duty specified in the First Schedule to the first-mentioned order would, if restored, be likely to operate in an injurious, unfair, or anomalous manner in respect of industries carried on in New Zealand, and that it is necessary for the protection of those industries that the duties and exemptions from duty set out in the Schedule hereto should be reimposed and re-created, hereby makes the following order.

ORDER

1. Title and commencement—(1) This order may be cited as the Customs Tariff Amendment Order (No. 5) 1970.

(2) This order shall come into force on the day after the date of its notification in the *Gazette*.

*S.R. 1969/9
 †S.R. 1969/111
 ‡S.R. 1969/228
 §S.R. 1970/8

2. Duties and exemptions reimposed—(1) Notwithstanding the revocation by this order of the Customs Tariff Amendment Order 1969*, the portions of the Customs Tariff specified in the First Schedule to that order shall continue to be suspended.

(2) The duties and exemptions from duty set out in the Schedule to this order (being the same duties and exemptions as were set out in the Second Schedule to the Customs Tariff Amendment Order 1969* as modified by the New Zealand - Australia Free Trade Agreement Order (No. 5) 1969†, the Customs Tariff Amendment Order (No. 17) 1969‡, and the New Zealand - Australia Free Trade Agreement Order (No. 2) 1970§) are hereby imposed and created and shall continue in force accordingly.

3. Revocations—(1) The Customs Tariff Amendment Order 1969* is hereby consequentially revoked.

(2) The New Zealand - Australia Free Trade Agreement Order (No. 5) 1969† is hereby amended by revoking so much of the Second Schedule as relates to item 76.15.13.

(3) The Customs Tariff Amendment Order (No. 17) 1969‡ is hereby amended by revoking so much of the Second Schedule as relates to items 90.17.11 and 90.17.19.

(4) The New Zealand - Australia Free Trade Agreement Order (No. 2) 1970§ is hereby amended by revoking so much of the Second Schedule as relates to items 73.38.33 to 73.38.39, item 74.18.05, and Chapter 76.

*S.R. 1969/9
†S.R. 1969/111
‡S.R. 1969/228
§S.R. 1970/8

SCHEDULE—DUTIES IMPOSED AND EXEMPTIONS CREATED

PART I
THE STANDARD TARIFF

Number	Description	Unit	Rates of Duty		
			British Preferential	Most Favoured Nation	General Tariff
Chapter 73					
Iron and steel and articles thereof					
73.38	Articles of a kind commonly used for domestic purposes, builders' sanitary ware for indoor use, and parts of such articles and ware, of iron or steel: Domestic articles and parts thereof: Capacity measures and parts thereof:				
73.38.31	As may be determined by the Minister .. .. .	..	25%* Aul Free	45%*	60%*
73.38.32	Other .. .. .	..	Free	20%	25%
73.38.33	Other hollowware and parts thereof: Of stainless steel	cwt	25% Can 35%	50%	60%
73.38.34	Vitreous enamelled	cwt	25% Can 35%	50%	60%
73.38.35	Other	cwt	25% Can 35%	50%	60%
73.38.39	Other kinds	cwt	25% Can 35%	50%	60%

*Or such lower rate of duty as the Minister may in any case direct.

SCHEDULE—DUTIES IMPOSED AND EXEMPTIONS CREATED—*continued*

Number	Description	Unit	Rates of Duty		
			British Preferential	Most Favoured Nation	General Tariff
Chapter 74					
Copper and articles thereof					
74.18	Other articles of a kind commonly used for domestic purposes, builders' sanitary ware for indoor use, and parts of such articles of ware, of copper:				
	Capacity measures and parts thereof:				
74.18.03	As may be determined by the Minister .. .. .	..	25%*	45%*	60%*
74.18.04	Other .. .. .	..	Free	20%	25%
74.18.05	Dish and pot scourers	cwt	25% Can 35%	50%	60%

Chapter 76

Aluminium and articles thereof

76.15	Articles of a kind commonly used for domestic purposes, builders' sanitary ware for indoor use, and parts of such articles and ware, of aluminium:				
	Capacity measures and parts thereof:				
76.15.11	As may be determined by the Minister .. .. .	.. .. .	25%*	45%*	60%*
76.15.12	Other .. .. .	.. .. .	Free	20%	25%
76.15.13	Gas cooking and heating apparatus and parts thereof ..	cwt	27½%	..	60%
76.15.14	Dish and pot scourers	cwt	25% Can 35%	50%	60%
76.15.15	Hollowware, except capacity measures and sanitary ware, and parts thereof	cwt	25% Can 35%	50%	60%
76.15.16	Sanitary ware and parts thereof	cwt	25%	45%	50%
76.15.19	Other	cwt	25% Can 35%	50%	60%

*Or such lower rate of duty as the Minister may in any case direct.

SCHEDULE—DUTIES IMPOSED AND EXEMPTIONS CREATED—*continued*

Number	Description	Unit	Rates of Duty		
			British Preferential	Most Favoured Nation	General Tariff
Chapter 90					
Optical, photographic, cinematographic, measuring, checking, precision, medical and surgical instruments and apparatus; parts thereof					
90.17	Medical, dental, surgical and veterinary instruments and appliances (including electro-medical apparatus and ophthalmic instruments):				
	Electro-medical apparatus:				
90.17.11	Incubators for premature infants .. .. .	..	15% Aul Free	25½%	40%
90.17.19	Other .. .. .	..	Free	10½%	25%

P. J. BROOKS,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the order, but is intended to indicate its general effect.

This order reimposes the temporary increases in the rates of Customs duties on certain capacity measures, tip serve bottle measures, and electrical incubators for premature infants.

The temporary increases were imposed by the Customs Tariff Amendment Order 1969. That order (as modified) is replaced by this order.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 12 February 1970.

This order is administered in the Customs Department.