

Version
as at 1 October 2018



Customs and Excise Amendment Act (No 3) 2008 Commencement Order 2009 (SR 2009/252)

Customs and Excise Amendment Act (No 3) 2008 Commencement Order 2009: revoked, on 1 October 2018, pursuant to section 442 of the Customs and Excise Act 2018 (2018 No 4).

Anand Satyanand, Governor-General

Order in Council

At Wellington this 24th day of August 2009

Present:

His Excellency the Governor-General in Council

Pursuant to section 2(3) of the Customs and Excise Amendment Act (No 3) 2008, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

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Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

This order is administered by the New Zealand Customs Service.

Order

1 Title

This order is the Customs and Excise Amendment Act (No 3) 2008 Commencement Order 2009.

2 Commencement of provisions of Customs and Excise Amendment Act (No 3) 2008 not already in force

Sections 5 to 7, 11, 13 to 19, 21, 22, and 24 of the Customs and Excise Amendment Act (No 3) 2008 come into force on 24 September 2009.

Rebecca Kitteridge,
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 brings into force, on 24 September 2009, the provisions of the Customs and Excise Amendment Act (No 3) 2008 that are not already in force. The provisions brought into force—

- replace existing appeal avenues against the seizure of goods by the Customs with a Customs internal review process. The internal review process enables applicants to apply to the Chief Executive of the New Zealand Customs Service for the return of goods seized. Applicants who are dissatisfied with a decision resulting from an internal review are able to appeal that decision to a Customs Appeal Authority;
- give the Chief Executive a discretion to approve arrivals and departures outside of Customs places subject to any conditions the Chief Executive considers appropriate;
- increase the penalties for tobacco related offences;
- make technical amendments to the principal Act.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 27 August 2009.

Notes

1 *General*

This is a consolidation of the Customs and Excise Amendment Act (No 3) 2008 Commencement Order 2009 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 *Amendments incorporated in this consolidation*

Customs and Excise Act 2018 (2018 No 4): section 442