

STATUTORY RULES.

1962. No. 7.

REGULATIONS UNDER THE CANNED FRUITS EXPORT CONTROL ACT 1926-1959.*

WHEREAS by section 13 of the *Canned Fruits Export Control Act* 1926-1959 it is enacted that the regulations may prohibit the export from the Commonwealth of canned fruits—

(a) except by a person who holds a licence granted as prescribed; and

(b) except in accordance with such conditions and restrictions as are prescribed after recommendation to the Minister by the Australian Canned Fruits Board:

And whereas the Australian Canned Fruits Board has recommended to the Minister that the conditions and restrictions applying to the export from the Commonwealth of canned fruits should be the conditions and restrictions set forth in the Canned Fruits Export Control (Licences) Regulations as amended by the following Regulations:

Now therefore I, the Governor-General in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *Canned Fruits Export Control Act* 1926-1959.

Dated this *nineteenth*

day of *January*, 1962.

DE L'ISLE

Governor-General.

By His Excellency's Command,

Sgt. C.F. ABERNATHY.

Minister of State for Primary Industry.

AMENDMENTS OF THE CANNED FRUITS EXPORT CONTROL (LICENCES) REGULATIONS.†

1. Regulation 7 of the Canned Fruit Export Control (Licences) Regulations is amended—

(a) by omitting paragraphs (f) and (g) of sub-regulation (1.) and inserting in their stead the following word and paragraph:—

“and; (f) if the canned fruits are being exported to the United Kingdom, Canada or New Zealand—

(i) the Secretary or an authorized person has certified, on the application in accordance with Form C or Form

Conditions and restrictions.

* Notified in the *Commonwealth Gazette* on *25th January*, 1962.

† Statutory Rules 1955, No. 24.

D (whichever is applicable) furnished to the Secretary in accordance with the next succeeding regulation, that the export to that country of the canned fruits referred to in the application is authorized under these Regulations;

(ii) that certificate had not been revoked; and

(iii) the export is in accordance with the particulars shown on that application.”; and

(b) by omitting from sub-regulation (2.) the words “ the Dominion of ” (wherever occurring).

2. Regulation 8 of the Canned Fruits Export Control (Licences) Regulations is amended—

Certificate of authority to export.

(a) by omitting sub-regulation (1.) and inserting in its stead the following sub-regulation:—

“ (1.) A licensee who intends to export canned fruits to the United Kingdom, Canada or New Zealand is not eligible to have a certificate certifying that the export is authorized under these Regulations granted to him unless, at least three clear working days before the proposed date of shipment, he furnishes to the Secretary an application in writing, in accordance with Form C or Form D (whichever is applicable), together with a copy of that application.”;

(b) by omitting from paragraph (a) of sub-regulation (2.) the words “grant the certificate ” and inserting in their stead the words “certify, on the application, that the export is authorized under these Regulations, and then return that application to the licensee ”; and

(c) by omitting from paragraph (b) of sub-regulation (2.) the words “to grant the certificate ” and inserting in their stead the words “the application ”.

3. After regulation 12 of the Canned Fruits Export Control (Licences) Regulations the following regulation is inserted:—

“ 13. Strict compliance with the Forms in the Schedule to these Regulations is not necessary, and substantial compliance is sufficient.”.

Compliance with Forms.

4. The Schedule to the Canned Fruits Export Control (Licences) Regulations is repealed and the following Schedule inserted in its stead:—

The Schedule.

THE SCHEDULE.

FORM A

Regulation 5 (2.).

COMMONWEALTH OF AUSTRALIA.

Canned Fruits Export Control (Licences) Regulations.

APPLICATION FOR LICENCE TO EXPORT CANNED FRUITS.

To: The Secretary, Australian Canned Fruits Board.

I
We’ of , hereby
apply for a licence to export canned fruits.

Dated this day of , 19 .

Applicant(s).

Canned Fruits Export Control (Licences) Regulations.

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FORM B. THE SCHEDULE—*continued.* Regulation 6.
No.

COMMONWEALTH OF AUSTRALIA.
Canned Fruits Export Control (Licences) Regulations.

LICENCE TO EXPORT CANNED FRUITS.

In pursuance of regulation 5 of the Canned Fruits Export Control (Licences) Regulations, I,

* the Minister of State for Primary Industry, * Strike out
whichever is
inapplicable.
* a person authorized by the Minister of State for Primary Industry to grant licences under those Regulations,

hereby grant to _____ of _____
a licence to export canned fruits from the Commonwealth, subject to those Regulations, during the period commencing on _____, 19____, and ending on _____, 19____.

Dated this _____ day of _____, 19____.

* Minister of State for Primary Industry.
* Authorized person.

FORM C. COMMONWEALTH OF AUSTRALIA. Regulation 8 (1.).

Canned Fruits Export Control (Licences) Regulations.

APPLICATION FOR A CERTIFICATE WITH RESPECT TO THE EXPORTATION OF CANNED FRUITS (OTHER THAN CANNED PINEAPPLE) TO THE UNITED KINGDOM, CANADA OR NEW ZEALAND.

To: The Secretary, Australian Canned Fruits Board.

I _____ of _____
We' _____ of _____
being the holder(s) of Licence to Export Canned Fruits No. _____,
hereby apply for a certificate certifying that the export of the following canned fruits to _____ is authorized under the Canned Fruits Export Control (Licences) Regulations.

Variety of fruit.	Number of cartons each containing—				Grade.	Label.	Shipping marks.	Name of buyer or consignee.	*Insert the number of No. 1 cans per carton. †Insert the number of cans per carton and the size of those cans.
	6 No. 10 cans.	24 No. 2½ cans.	* No. 1 cans.	† cans.					
Apricots									
Peaches—									
Halves									
Sliced									
Pears—									
Halves									
Pears—									
Quarters ..									
Two fruits ..									
Fruit Cocktail ..									
Fruit Salad ..									
Total									

Canned Fruits Export Control (Licences) Regulations.

THE SCHEDULE—continued.
FORM C—continued.

Name of vessel in which canned fruit is to be shipped—

Port of departure—

Expected date of departure— , 19 .

Full name of packer—

Full name of owner at time of shipment—

Ports to which canned fruits consigned—

Ports						
Number of cartons ..						

Total number of cartons:

The canned fruits are to be shipped in pursuance of a sale actually made.
on consignment.

I declare that the particulars set out in this application are true and correct in
We every particular and that the canned fruits have been sold on the terms and
are to be consigned on the terms and conditions approved by the Australian Canned Fruits Board.

Dated this day of , 19 .

Licensee(s).

FORM D.

Regulation 8 (1.).

COMMONWEALTH OF AUSTRALIA.

Canned Fruits Export Control (Licences) Regulations.

**APPLICATION FOR A CERTIFICATE WITH RESPECT TO THE EXPORTATION
OF CANNED PINEAPPLE TO THE UNITED KINGDOM, CANADA OR
NEW ZEALAND.**

To: The Secretary, Australian Canned Fruits Board.

I
We' of
being the holder(s) of Licence to Export Canned Fruits No. , hereby apply for a
certificate certifying that the export of the following canned fruits to
is authorized under the Canned Fruits Export Control (Licences) Regulations.

Variety of fruit.	Number of cartons each containing—					Grade and label.	Shipping marks.	Name of buyer or consignee.	* Insert the number of cans per carton and the size of those cans.
	6 No. 10 cans.	24 No. 2½ cans.	24 No. 2 cans.	24 No. 1 cans.	* cans.				
Pineapple—									
Sliced									
Pieces									
Crushed									
Tropical fruit cocktail									
Tropical fruit salad ..									
Pineapple juice									
Total									

Canned Fruits Export Control (Licences) Regulations.

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THE SCHEDULE—*continued.*

FORM E—*continued.*

Port to which canned fruits shipped—

Name of vessel in which canned fruits shipped—

Port of departure—

Date of departure—
 , 19 .

Full name of packer—

Full name of owner at time of shipment—

The canned fruits were shipped in pursuance of a sale actually made to
on consignment to * Strike out if
inapplicable.

* The price at which the canned fruits have been sold to the overseas purchaser
is net c.i.f.
net f.o.b.

I
We declare that the particulars set out in this return are true and correct in every
particular and that the canned fruits have been sold
approved by the Australian Canned Fruits Board, consigned on terms and conditions

Dated this day of , 19 .

Licensee(s).

By Authority: A. J. ARTHUR, Commonwealth Government Printer, Canberra.