****

**Customs Tariff Amendment Act (No. 2) 1985**

**No. 176 of 1985**

**An Act to amend the *Customs Tariff Act 1982***

[*Assented to 16 December 1985*]

BE IT ENACTED by the Queen, and the Senate and the House of Representatives of the Commonwealth of Australia, as follows:

**Short title, &c.**

**1.** **(1)** This Act may be cited as the *Customs Tariff Amendment Act* (*No. 2*) *1985.*

**(2)** The *Customs Tariff Act 1982*1is in this Act referred to as the Principal Act.

**Commencement**

**2.** **(1)** Sections 1 and 2 shall come into operation on the day on which this Act receives the Royal Assent.

**(2)** Sections 3 and 4 shall come into operation, or shall be deemed to have come into operation, as the case requires, on the commencement of section 8 of the *Customs and Excise Legislation Amendment Act* (*No. 2*) *1985.*

**(3)** Section 5 shall be deemed to have come into operation on 18 October 1984.

**(4)** Section 6 shall be deemed to have come into operation on 1 January 1985.

**(5)** Section 7 shall be deemed to have come into operation on 9 February 1985.

**(6)** Section 8 shall be deemed to have come into operation on 23 May 1985.

**(7)** Section 9 shall be deemed to have come into operation on 1 July 1985.

**(8)** Section 10 shall be deemed to have come into operation at the hour of 8 o’clock in the evening by standard time in the Australian Capital Territory on 20 August 1985.

**(9)** Section 11 shall come into operation on the seventh day after the day on which this Act receives the Royal Assent.

**(10)** Section 12 shall come into operation, or shall be deemed to have come into operation, as the case requires, on 1 January 1986.

**(11)** Section 13 shall come into operation, or shall be deemed to have come into operation, as the case requires, on the commencement of sections 4, 7 and 18 of the *Customs and Excise Legislation Amendment Act* (*No. 2*) *1985.*

**Application of rates of duty in relation to countries and places**

**3.** Section 15 of the Principal Act is amended—

(a) by inserting in sub-section (3) “or (5a)” after “sub-section 151 (5)”; and

(b) by inserting in sub-section (4) “, (5a)” after “sub-section 151 (5)”.

**Special rates of duty for Papua New Guinea**

**4.** Section 21 of the Principal Act is amended by inserting in paragraph (3) (d) “or (5a)” after “sub-section 151 (5)”.

**Repeal of section 30**

**5.** Section 30 of the Principal Act is repealed.

**Amendment of Schedule 4 having effect from 1 January 1985**

**6.** The Principal Act is amended as set out in Schedule 1.

**Amendment of Schedule 5 having effect from 9 February 1985**

**7.** The Principal Act is amended as set out in Schedule 2.

**Amendment of Schedule 3 having effect from 23 May 1985**

**8.** The Principal Act is amended as set out in Schedule 3.

**Amendments of Schedules having effect from 1 July 1985**

**9.** The Principal Act is amended as set out in Schedule 4.

**Amendments of Schedules having effect from 8 p.m. on 20 August 1985**

**10.** The Principal Act is amended as set out in Schedule 5.

**Amendments of Schedule 3 to have effect 7 days after Royal Assent**

**11.** The Principal Act is amended as set out in Schedule 6.

**Amendments of Schedules to have effect from 1 January 1986**

**12.** The Principal Act is amended as set out in Schedule 7.

**Further amendment of Schedule 4**

**13.** The Principal Act is amended as set out in Schedule 8.

**—————**

**SCHEDULE 1** Section 6

AMENDMENT HAVING EFFECT FROM 1 JANUARY 1985

**Amendment of Part II of Schedule 4**

After item 1335 insert:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| “1336 | 62.03.1 | Goods, the produce or manufacture of a Forum Island Country, as prescribed by by-law | . | FI: Free”. |

—————

**SCHEDULE 2** Section 7

AMENDMENT HAVING EFFECT FROM 9 FEBRUARY 1985

**Amendment of Schedule 5**

Omit item 212, substitute:

|  |  |  |  |
| --- | --- | --- | --- |
| “212 | 84.25.1 | Lawnmowers, incorporating an air-cooled internal combustion engine, but not including parts therefor | 5%”. |

**SCHEDULE 3** Sections 8

AMENDMENT HAVING EFFECT FROM 23 MAY 1985

**Amendment of Schedule 3**

In 22.09.3 omit the following:

“, being—

(a) rum, pure, distilled wholly from sugar, sugar syrup, molasses or the refuse of sugar cane by a pot-still or similar process at a strength at which the rum does not contain more than 83% by volume of alcohol and certified in a manner approved by the Minister to be pure rum so distilled; or

(b) rum, distilled, wholly from sugar, sugar syrup, molasses or the refuse of sugar cane, blended (being a blend containing not less than 25% by volume of pure rum separately distilled from sugar, sugar syrup, molasses or the refuse of sugar cane by a pot-still or similar process at a strength at which the rum does not contain more than 83% by volume of alcohol) and certified in a manner approved by the Minister to be rum so distilled”.

——————

**SCHEDULE 4** Section 9

AMENDMENTS HAVING EFFECT FROM 1 JULY 1985

**Amendment of Schedule 1**

Omit Schedule 1, substitute the following Schedule:

“SCHEDULE 1

CLASSES OF COUNTRIES AND PLACES IN RELATION TO WHICH SPECIAL RATES APPLY

PART I

FORUM ISLAND COUNTRIES

Countries that are Forum Island Countries

|  |  |  |  |
| --- | --- | --- | --- |
| *Column 1* | *Column 2* | *Column 1* | *Column 2* |
| *Country* | *Abbreviation* | *Country* | *Abbreviation* |
| Cook Islands | COOK | Solomon Islands | SOLO |
| Fiji |  | Tonga | TNGA |
| Kiribati | KIRI | Tuvalu | TUVA |
| Nauru | NAUR | Vanuatu | VANU |
| Niue |  | Western Samoa | WSAM |

**SCHEDULE 4**—continued

PART II

DECLARED PREFERENCE COUNTRIES DIVISION 1

Countries that are Declared Preference Countries

|  |  |  |  |
| --- | --- | --- | --- |
| *Column 1* | *Column 2* | *Column 1* | *Column 2* |
| *Country* | *Abbreviation* | *Country* | *Abbreviation* |
| Antigua and Barbuda | AGUA | Malta | MLTA |
| Bahamas | BAHA | Mauritius | MAUS |
| Barbados | BARB | Nigeria | NGRA |
| Belize | BELE | St Christopher and Nevis | STCN |
| Brunei Darrusalam | BRUN | St Lucia | STLU |
| Cyprus | CYPR | St Vincent and the Grenadines | STVI |
| Dominica | DMCA |
| Fiji |  | Seychelles | SEYC |
| Gambia | GAMB | Sierra Leone | SLEO |
| Ghana | GHAN | Singapore | SING |
| Grenada | GNDA | Solomon Islands | SOLO |
| Guyana | GUYA | Sri Lanka | SRIL |
| Jamaica | JMCA | Tanzania | TANZ |
| Kenya | KENY | Tonga | TNGA |
| Kiribati | KIRI | Trinidad and Tobago | TRIN |
| Malaysia | MLAY | Tuvalu | TUVA |
| Maldives | MLDV | Uganda | UGAN |

DIVISION 2

Places treated as Declared Preference Countries

|  |  |  |  |
| --- | --- | --- | --- |
| *Column 1* | *Column 2* | *Column 1* | *Column 2* |
| *Place* | *Abbreviation* | *Place* | *Abbreviation* |
| Anguilla | ANGA | Gibraltar | GIBR |
| Bermuda | BMDA | Hong Kong | HONG |
| British Indian Ocean Territory | BIOT | Montserrat | MONT |
| Pitcairn Island | PITC |
| British Virgin Islands | BVIR | St Helena | STHE |
| Cayman Islands | CAYM | Turks and Caicos Islands | TRCA |
| Falkland Islands and Dependencies |  |  |  |
| FALK |  |  |

**SCHEDULE 4—**continued

PART III

DEVELOPING COUNTRIES

DIVISION 1

Countries that are Developing Countries

|  |  |  |  |
| --- | --- | --- | --- |
| *Column 1* | *Column 2* | *Column 1* | *Column 2* |
| *Country* | *Abbreviation* | *Country* | *Abbreviation* |
| Afghanistan | AFGH | Jordan | JORD |
| Albania. | ALBA | Kampuchea | KAMP |
| Algeria | ALGR | Korea, Democratic People’s Republic of |  |
| Angola | ANGO | KRDR |
| Argentina | ARGE | Korea, Republic of | RKOR |
| Bahrain | BHRN | Kuwait | KUWA |
| Bangladesh | BADE | Lao People’s Democratic Republic |  |
| Benin | BENR | LAOS |
| Bhutan | BHUT | Lebanon | LEBA |
| Bolivia | BOLI | Lesotho | LESO |
| Botswana | BOTS | Liberia | LIBE |
| Brazil | BRAZ | Libyan Arab Jamahiriya | LBYA |
| Bulgaria | BULG | Madagascar | MASY |
| Burkina Faso | BURK | Malawi | MLWI |
| Burma | BURM | Mali. |  |
| Burundi | BRND | Mauritania | MRTN |
| Cameroon | FCAM | Mexico | MEXI |
| Cape Verde | CVER | Mongolia | MNGL |
| Central African Republic | CEAR | Morocco | MORO |
| Chad |  | Mozambique | MOZA |
| Chile | CHLE | Nepal | NEPA |
| China, People’s Republic of | CHIN | Nicaragua | NICA |
| Colombia | COMB | Niger | NIGE |
| Comoros | CMRO | Northern Marianas | TTPI |
| Congo | COBR | Oman |  |
| Costa Rica | COST | Pakistan | PAKI |
| Cuba |  | Panama | PNMA |
| Djibouti | DJIB | Paraguay | PRGY |
| Dominican Republic | DOMI | Peru |  |
| Ecuador | ECUA | Philippines | PHIL |
| Egypt | EGYP | Portugal | PORT |
| El Salvador | SALV | Qatar | QATA |
| Equatorial Guinea | EGUI | Romania | ROUM |
| Ethiopia | ETHI | Rwanda | RWAN |
| Gabon | GABO | Sao Tome and Principe | SAOT |
| Guatemala | GMLA | Saudi Arabia | SAUD |
| Guinea | GUIN | Senegal | SENE |
| Guinea-Bissau | BGUI | Somalia | SOML |
| Haiti | HAIT | Sudan | SUDA |
| Honduras | HDRS | Suriname | SRNM |
| India | INIA | Swaziland | SWZI |
| Indonesia | INDO | Syrian Arab Republic | SYRI |
| Iran | PSIA | Thailand | THAI |
| Iraq |  | Togo |  |
| Israel | ISRA | Tunisia | TUNI |
| Ivory Coast | IVOR | Turkey | TURK |

**SCHEDULE 4**—continued

|  |  |  |  |
| --- | --- | --- | --- |
| *Column I* | *Column 2* | *Column 1* | *Column 2* |
| *Country* | *Abbreviation* | *Country* | *Abbreviation* |
| United Arab Emirates (Abu Dhabi, Dubai, Sharjah, Ajman, Umm al Qaiwain, Fujairah, Ras al Khaimah) |  | Yemen Arab Republic | ARYE |
|  | Yemen, People’s Democratic Republic of |  |
|  | PYEM |
|  | Yugoslavia | YUGO |
| UAEM | Zaire | ZAIR |
| Uruguay | URUG | Zambia | ZMBA |
| Venezuela | VENZ | Zimbabwe | ZIMB |
| Vietnam | VIET |  |  |

DIVISION 2

Places treated as Developing Countries

|  |  |  |  |
| --- | --- | --- | --- |
| *Column 1* | *Column 2* | *Column 1* | *Column 2* |
| *Place* | *Abbreviation* | *Place* | *Abbreviation* |
| American Samoa | SAMO | Taiwan Province | TAIW |
| French Polynesia | PLYN | Tokelau Islands | TOKI |
| Guam |  | Trust Territory of the Pacific Islands |  |
| Johnston Island | JSIS | TTPI |
| Macao | MACA | Virgin Islands of the United States |  |
| Midway Islands | MIDW | VIRG |
| Netherlands Antilles | ANTI | Wake Island | WAKE |
| New Caledonia | NCAL | Wallis and Futuna Islands | WALL |
| St Pierre and Miquelon | PIER | Western Sahara | SARA”. |

**Amendments of Schedule 3**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| 1. Omit 20.04.2, substitute: | |  |  |  |
| “20.04.2 | - Cherries: |  |  |  |
| 20.04.21 | - - Glace | To 21 April 1986  From 22 April 1986 | 20%  15% | FI: 10%  FI: 10% |
| 20.04.29 | - - Other |  |  |  |
|  |  | To 21 April 1986  From 22 April 1986 | 20%  15% | FI: Free  FI: Free”. |
| 2. Omit 20.06.91, substitute: | |  |  |  |
| “20.06.91 | - - Pineapple |  |  |  |
|  |  | To 30 June 1986 | 12.5% | FI: 10%  DPC: 10% |
|  |  | From 1 July 1986 | 10% | ..”. |
| 3. Omit 73.12.9, substitute: | |  |  |  |
| “73.12.9 | - Other |  |  |  |
|  |  | To 8 April 1986  From 9 April 1986 | 13%  10% | ..  ..”. |
| 4. Omit 73.13.9, substitute: | |  |  |  |
| “73.13.9 | - Other | To 8 April 1986  From 9 April 1986 | 13%  10% | FI: Free  FI: Free”. |

**SCHEDULE 4—**continued

|  |  |  |  |
| --- | --- | --- | --- |
| 5. Omit 73.15.12 and 73.15.19, substitute: | |  |  |
| “73.15.12 | - - Goods, NSA, of stainless steel, as follows: |  |  |
|  | (a) hoop and strip;  (b) sheets and plates |  |  |
|  | To 8 April 1986  From 9 April 1986 To 8 April 1987  From 9 April 1987 To 8 April 1988  From 9 April 1988 | 21%  19%  17%  15% | CAN: 14%  CAN: 12%  CAN: 10%  CAN: 8% |
| 73.15.19 | - - Other |  |  |
|  | To 8 April 1986  From 9 April 1986 To 8 April 1987  From 9 April 1987 To 8 April 1988  From 9 April 1988 | 21%  19%  17%  15% | ..  ..  ..  ..”. |
| 6. Omit 73.18.1 and 73.18.2, substitute: | |  |  |
| “73.18.1 | - Welded, not being metal-cased metal tubes and pipes, of high alloy steel: |  |  |
| 73.18.11 | - - Having an internal diameter not exceeding 15 mm or an internal cross-sectional area not exceeding 1.77 cm2 |  |  |
|  | To 8 April 1986  From 9 April 1986 To 8 April 1987  From 9 April 1987 To 8 April 1988  From 9 April 1988 | 21%  19%  17%  15% | CAN: 13.5%  CAN: 11.5%  CAN: 9.5%  CAN: 7.5% |
| 73.18.19 | - - Other |  |  |
|  | To 8 April 1986  From 9 April 1986 To 8 April 1987  From 9 April 1987 To 8 April 1988  From 9 April 1988 | 21%  19%  17%  15% | ..  ..  ..  .. |
| 73.18.2 | - Welded, not being metal-cased metal tubes and pipes, NSA, having an internal diameter exceeding 76 mm or having an internal cross-sectional area exceeding 45.38 cm2 |  |  |
|  | To 8 April 1986  From 9 April 1986 | 17%  15% | ..  ..”. |
| 7. Omit 73.20, substitute: | |  |  |
| “73.20 | \* TUBE AND PIPE FITTINGS (INCLUDING JOINTS, ELBOWS, UNIONS AND FLANGES), OF IRON OR STEEL: |  |  |
| 73.20.1 | - Malleable cast iron fittings |  |  |
|  | To 8 April 1986  From 9 April 1986 | 17%  15% | DC: 12%  DC: 10% |
| 73.20.9 | - Other |  |  |
|  | To 8 April 1986  From 9 April 1986 | 17%  15% | DC: 7%  DC: 5%”. |
| 8. Omit 73.21.1, substitute: | |  |  |
| “73.21.1 | - Welded tubes and pipes having an internal diameter exceeding 76 mm or having an internal cross-sectional area exceeding 45.38 cm2 |  |  |
|  | To 8 April 1986  From 9 April 1986 | 17%  15% | DC: 7%  DC: 5%”. |

**SCHEDULE 4—**continued

|  |  |  |  |
| --- | --- | --- | --- |
| 9. Omit 73.25.9, substitute: | |  |  |
| “73.25.9 | - Other | 20% | DC (except RKOR): Free”. |
| 10. Omit 73.27.2, substitute: | |  |  |
| “73.27.2 | - Woven wire, NSA | 25% | DC: Free”. |
| 11. Omit 73.31.2 and 73.31.9, substitute: | |  |  |
| “73.31.2 | - Drawing pins | 20% | DC (except CHIN and TAIW): Free |
| 73.31.9 | - Other | 20% | DC: Free”. |
| 12. Omit 73.35, substitute: | |  |  |
| “73.35 | \* SPRINGS AND LEAVES FOR SPRINGS, OF IRON OR STEEL | 25% | DC: Free”. |
| 13. Omit 74.15.1, substitute: | |  |  |
| “74.15.1 | - Nails, tacks, staples, hook-nails, spiked cramps, studs, spikes and drawing pins | 20% | DC: Free”. |

14. After note 10 to Chapter 84 insert:

“11. In 84.50.1, ‘computer control’ means a controlling unit that incorporates at least one electronic microcircuit that is part of the microcircuitry of the controlling unit, being microcircuitry that enables the unit—

(a) to store and process, or manipulate, data;

(b) when programmed, to automatically control the operation of the appliance independently of human control;

(c) to wholly or substantially control the operation and movement of the appliance by the use of a numeric-servo closed loop; and

(d) to be re-programmable in respect of the unit’s control of the appliance.”.

|  |  |  |  |
| --- | --- | --- | --- |
| 15. Omit 84.50, substitute: | |  |  |
| “84.50 | \* GAS-OPERATED WELDING, BRAZING, CUTTING AND SURFACE TEMPERING APPLIANCES: |  |  |
| 84.50.1 | - Of a kind used for working metal, incorporating a computer control | 2% | DC: Free |
| 84.50.9 | - Other | 15% | DC: Free”. |

16. After note 6 to Chapter 85 insert:

“7. In 85.11.1, ‘computer control’ means a controlling unit that incorporates at least one electronic microcircuit that is part of the microcircuitry of the controlling unit, being microcircuitry that enables the unit—

(a) to store and process, or manipulate, data;

(b) when programmed, to automatically control the operation of the machine or apparatus independently of human control;

(c) to wholly or substantially control the operation and movement of the machine or apparatus by the use of a numeric-servo closed loop; and

(d) to be re-programmable in respect of the unit’s control of the machine or apparatus.”.

|  |  |  |  |
| --- | --- | --- | --- |
| 17. Omit 85.11.1, substitute: | |  |  |
| “85.11.1 | - Electric or laser operated welding, brazing, soldering or cutting machines and apparatus of a kind used for working metal, incorporating a computer control | 2% | DC: Free |

**SCHEDULE 4—**continued

|  |  |  |  |
| --- | --- | --- | --- |
| 85.11.2 | - Goods, NSA, as follows: | 25% | DC: 10%”. |
|  | (a) induction and dielectric heating equipment, not being furnaces or ovens;  (b) welding, brazing, soldering or cutting machines and apparatus |  |  |

**Amendments of Part I of Schedule 4**

1. Omit the note to Part I of Schedule 4, substitute:

“For the purposes of items 54 and 57 in this Part—

(a) goods shall be taken to serve similar functions to other goods if, and only if, they would serve similar functions to the other goods for the purposes of Part XVa of the *Customs Act 1901*;

(b) goods shall not be taken to have been produced in Australia unless, for the purposes of Part XVa of that Act, they would be taken to have been produced in Australia; and

(c) a person shall be taken to be capable of producing goods in the normal course of business if, and only if, the person would, for the purposes of Part XVa of that Act, be taken to be so capable.”.

2. Omit item 19.

|  |  |  |  |
| --- | --- | --- | --- |
| 3. Omit items 21 to 24, substitute: | |  |  |
| “22 | Pictorial illustrations for use for teaching purposes in universities, colleges, schools or public institutions | Free | .. |
| 24 | Goods, as prescribed by by-law, being— | Free | ..”. |
|  | (a) vehicles of a kind to which 87.02.2 or 87.02.49 in Schedule 3 applies;  (b) vehicle components, including vehicle components imported with and forming part of unassembled vehicles, that are for use as original components in the assembly or manufacture of—  (i) vehicles of a kind to which, if imported, 87.01.31, 87.01.32, 87.02 or 87.03 in Schedule 3 would apply; or  (ii) trailers for articulated vehicles, being trailers of a kind to which, if imported, 87.14.19 in Schedule 3 would apply; or  (c) goods that are for use in the testing, quality control, manufacturing evaluation or engineering development of passenger motor vehicles or motor vehicle components manufactured under the plan known as the Passenger Motor Vehicle Manufacturing Plan |  |  |
| 4. Omit item 41. | |  |  |
| 5. Omit item 52. | |  |  |

**SCHEDULE 4**—continued

|  |  |  |  |
| --- | --- | --- | --- |
| 6. Omit item 56, substitute: | |  |  |
| “56 | Goods in respect of which, but for this item, duty ascertained in accordance with Part II or Part III of this Act would be so ascertained by reference to a rate of duty not exceeding 2%, being goods for use in the construction or modification of bountiable vessels that are of a kind to which, if imported, 89.01.9, 89.02.9 or 89.03.9 in Schedule 3 would apply, being vessels— | Free | .. |
|  | (a) the construction or modification of which is undertaken at premises registered in accordance with section 10 of the *Bounty* (*Ships*) *Act 1980*;or |  |  |
|  | (b) the whole of the construction or modification of which is arranged or is proposed to be arranged by a prescribed shipbuilder, being a person registered in accordance with section 10a of the *Bounty* (*Ships*) *Act 1980* |  |  |
| 57 | Goods, as prescribed by by-law, being goods— | Free | .. |
|  | (a) that are for use in connection with the exploration for petroleum; or  (b) that are for use in connection with the development of petroleum wells to the stage where a well-head assembly is attached, not being goods for, or for use in connection with, controlling, treating, conveying or storing petroleum after leaving the well-head assembly, |  |  |
|  | not being—  (c) goods in respect of which goods that serve similar functions to the particular goods are produced in Australia; or  (d) goods in respect of which goods that serve similar functions to the particular goods are capable of being produced in Australia by any person in the normal course of business |  |  |
| 58 | Goods, being goods for use as a prototype, as prescribed by by-law | 2% | PNG: 2% |
| 59 | Goods, as prescribed by by-law, being goods—  (a) to which an item, sub-item, paragraph or sub-paragraph in Schedule 3 that is specified in | 2% | PNG: 2% |

**SCHEDULE 4—**continued

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  | Column 1 of the Table in this item applies; and | |  |  |
|  | (b) that are included in the class of goods specified in Column 2 of that Table opposite that item, sub-item, paragraph or sub-paragraph, as the case may be | |  |  |
|  | THE TABLE | |  |  |
|  | *Column 1* | *Column 2* |  |  |
|  | (Tariff Item, etc.) | (Goods) |  |  |
|  | 07.05.19 | Navy or Pea beans |  |  |
|  | 08.05.1 | Goods to which the tariff classification specified in Column 1 applies |  |  |
|  | 20.02.61 | Tomato paste, pulp or puree |  |  |
|  | 20.02.69 | Whole peeled tomatoes |  |  |
|  | 28.17.1 | Goods to which the tariff classification specified in Column 1 applies |  |  |
|  | 29.13.1 | Goods to which the tariff classification specified in Column 1 applies |  |  |
| 60 | Goods for use in, or in connection with, aircraft, as prescribed by by-law | | 2% | PNG: 2% |
| 61 | Goods, as prescribed by by-law, as follows: | | 2% | PNG: 2% |
|  | (a) compounds being catalysts, dispersing agents, foam stabilisers or foam modifiers; or  (b) photographic sensitized film, plates or papers | |  |  |
| 62 | Goods to which 07.04, 07.05, 15.10, 20.02, 22.08, 28.17, 28.30, 28.38, 28.40, 28.42, 29.02, 29.04, 29.07, 29.08, 29.11, 29.14, 29.15, 29.22, 29.24, 29.34, 29.35, 32.05, 32.08, 32.09, 32.12, 32.13, 34.02, 35.03, 37.01, 37.02, 38.11, 38.18, 38.19, 39.01, 39.02, 39.03, 39.07, 73.13, 82.09, 82.14 or 82.15 in Schedule 3 applies, as prescribed by by-law | | 2% | PNG: 2% |
| 63 | Robots, as defined by by-law, and parts and accessories of a kind used solely or principally with such robots | | 2% | DC: Free”. |

——————

**SCHEDULE 4—**continued

**Amendments of Part II of Schedule 4**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| 1. Omit items 1541 and 1542, substitute: | | |  |  |
| “1541 | 73.12.9 | Goods, as follows: |  |  |
|  |  | (a) decorated but not further worked;  (b) bonded or clad with bearing metal,  being goods, the produce or manufacture of a Developing Country, as prescribed by by-law |  |  |
|  |  | To 8 April 1986 | .. | DC (except BRAZ, RKOR and TAIW): 3% |
|  |  | From 9 April 1986 | .. | DC (except BRAZ, RKOR and TAIW): Free |
| 1542 | 73.12.9 | Goods, being goods not falling within item 1541, the produce or manufacture of a Developing Country, as prescribed by bylaw |  |  |
|  |  | To 8 April 1986  From 9 April 1986 | ..  .. | DC: 3%  DC: Free”. |
| 2. Omit items 1571 and 1572, substitute: | | |  |  |
| “1571 | 73.13.9 | Goods, decorated but not further worked, not being goods that have been tinned, being goods, the produce or manufacture of a Developing Country, as prescribed by by-law |  |  |
|  |  | To 8 April 1986 | .. | DC (except BRAZ, RKOR and TAIW): 3% |
|  |  | From 9 April 1986 | .. | DC (except BRAZ, RKOR and TAIW): Free |
| 1572 | 73.13.9 | Goods, being goods not falling within item 1571, the produce or manufacture of a Developing Country, as prescribed by bylaw |  |  |
|  |  | To 8 April 1986 | .. | DC: 3% |
|  |  | From 9 April 1986 | .. | DC: Free”. |

**SCHEDULE 4—**continued

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| 3. Omit items 1580 and 1585, substitute: | | |  |  |
| “1580 | 73.15.12 | Goods, the produce or manufacture of a Developing Country, as prescribed by bylaw |  |  |
|  |  | To 8 April 1986 | .. | DC: 11% |
|  |  | From 9 April 1986 To 8 April 1987 | .. | DC: 9% |
|  |  | From 9 April 1987 To 8 April 1988 | .. | DC: 7% |
|  |  | From 9 April 1988 | .. | DC: 5% |
| 1585 | 73.15.19 | Goods, the produce or manufacture of a Developing Country, as prescribed by bylaw |  |  |
|  |  | To 8 April 1986 | .. | DC: 11% |
|  |  | From 9 April 1986 To 8 April 1987 | .. | DC: 9% |
|  |  | From 9 April 1987 To 8 April 1988 | .. | DC: 7% |
|  |  | From 9 April 1988 | .. | DC: 5%”. |
| 4. Omit items 1601 to 1621, substitute: | | |  |  |
| “1601 | 73.18.11 | Goods, the produce or manufacture of a Developing Country, as prescribed by bylaw |  |  |
|  |  | To 8 April 1986 | .. | DC: 11% |
|  |  | From 9 April 1986 To 8 April 1987 | .. | DC: 9% |
|  |  | From 9 April 1987 To 8 April 1988 | .. | DC: 7% |
|  |  | From 9 April 1988 | .. | DC: 5% |
| 1611 | 73.18.19 | Goods, the produce or manufacture of a Developing Country, as prescribed by bylaw |  |  |
|  |  | To 8 April 1986 | .. | DC: 11% |
|  |  | From 9 April 1986 To 8 April 1987 | .. | DC: 9% |
|  |  | From 9 April 1987 To 8 April 1988 | .. | DC: 7% |
|  |  | From 9 April 1988 | .. | DC: 5% |
| 1621 | 73.18.2 | Goods, the produce or manufacture of a Developing Country, as prescribed by bylaw |  |  |
|  |  | To 8 April 1986  From 9 April 1986 | ..  .. | DC: 7%  DC: 5%”. |

**SCHEDULE 4—**continued

**Amendments of Schedule 5**

|  |  |  |  |
| --- | --- | --- | --- |
| 1. Omit item 1, substitute: | | |  |
| “1 | 07.02.1 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 31 March 1986 | 5%”. |
| 2. Omit items 3 to 5, substitute: | | |  |
| “3 | 11.05 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 31 March 1986 | 10% |
| 4 | 20.02.21 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 31 March 1986 | 5% |
| 5 | 20.02.29 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 31 March 1986 | 2%”. |
| 3. Omit items 207 and 208, substitute: | | |  |
| “207 | 84.12.1 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 30 June 1987 |  |
|  |  | To 30 June 1986 | 10% |
|  |  | From 1 July 1986 | 5% |
| 208 | 84.15.2 | Electrical refrigerators (including electrical refrigerators incorporating or combined with freezers) and electrical freezers, and parts therefor, entered for home consumption on or before 30 June 1987 |  |
|  |  | To 30 June 1986 | 10% |
|  |  | From 1 July 1986 | 5%”. |
| 4. Omit item 213, substitute: | | |  |
| “213 | 84.40.1 | Goods to which the tariff classification specified in column 2 of this item applies, as follows: |  |
|  |  | (a) rotary tumble type clothes dryers;  (b) washing machines, including washing machines incorporating |  |

**SCHEDULE 4—**continued

|  |  |  |  |
| --- | --- | --- | --- |
|  |  | or combined with clothes drying machines, and parts therefor, |  |
|  |  | entered for home consumption on or before 30 June 1987 |  |
|  |  | To 30 June 1986 | 10% |
|  |  | From 1 July 1986 | 5%”. |
| 5. Omit items 250 to 252, substitute: | | |  |
| “250 | 94.01.3 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 30 June 1987 |  |
|  |  | To 30 June 1986 | 8% |
|  |  | From 1 July 1986 | 4% |
| 251 | 94.01.9 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 30 June 1987 |  |
|  |  | To 30 June 1986 | 8% |
|  |  | From 1 July 1986 | 4% |
| 252 | 94.03.9 | Goods to which the tariff classification specified in column 2 of this item applies, entered for home consumption on or before 30 June 1987 |  |
|  |  | To 30 June 1986 | 8% |
|  |  | From 1 July 1986 | 4%”. |

—————

**SCHEDULE 5** Section 10

AMENDMENTS HAVING EFFECT FROM 8 P.M. ON 20 AUGUST 1985

**Amendment of Schedule 3**

|  |  |  |  |
| --- | --- | --- | --- |
| Omit 24.02.9, substitute: | |  |  |
| “24.02.9 | - Other: |  |  |
| 24.02.91 | - - Manufactured cut tobacco, as prescribed by by-law | 5%, and $32.60/kg | PNG: $32.60/kg DC: $32.60/ kg |
| 24.02.99 | - - Other | 15%, and $32.60/kg | PNG: $32.60/kg DC: $32.60/ kg” |

**Amendment of Schedule 5**

|  |  |  |  |
| --- | --- | --- | --- |
| Omit items 32 and 33, substitute: | | |  |
| “32 | 24.02.91 | Goods to which the tariff classification specified in column 2 of this item applies | $32.60/kg |

**SCHEDULE 5—**continued

|  |  |  |  |
| --- | --- | --- | --- |
| 33 | 24.02.99 | Goods to which the tariff classification specified in column 2 of this item applies | $32.60/kg; or, if higher, 5%, and $32.38/kg”. |

—————

**SCHEDULE 6** Section 11

AMENDMENTS HAVING EFFECT 7 DAYS AFTER ROYAL ASSENT

**Amendments of Schedule 3**

1. Omit paragraph (b) of note 1 to Chapter 11, substitute:

“(b) flours and meal prepared for use as infant food or for dietetic or culinary purposes falling within 19.02;”.

2. Omit note 5 to Division 6, substitute:

“5. In this Division, ‘ethylene oxide derivative’ means a substance that contains in its chemical structure an oxyethylene group, that is to say, a group having the configuration as follows ‘X-CH2-CH2-O-’ (where X is an atom other than carbon), that results from or may be produced by the introduction of ethylene oxide into the synthesis or production of that substance.”.

|  |  |  |  |
| --- | --- | --- | --- |
| 3. Omit 37.08.1, substitute: | |  |  |
| “37.08.1 | - Goods put up for retail sale | 15% | DC: Free”. |

4. Omit note 3 to Division 7, substitute:

“3. In this Division, ‘ethylene oxide derivative’ means a substance that contains in its chemical structure an oxyethylene group, that is to say, a group having the configuration as follows ‘X-CH2-CH2-O—’ (where X is an atom other than carbon), that results from or may be produced by the introduction of ethylene oxide into the synthesis or production of that substance.”.

|  |  |  |  |
| --- | --- | --- | --- |
| 5. Omit 39.02.5, substitute: | |  |  |
| “39.02.5 | - Planar forms, NSA, consisting of textile fabric coated, covered or laminated on both sides with artificial plastic material, other than— |  |  |
|  | (a) rigid products; or  (b) products on which the coating or covering on both sides can be seen, with the naked eye, otherwise than as merely a change of colour: |  |  |
| 39.02.51 | - - Goods, in which the textile fabric, or, if there are 2 or more textile fabrics in the goods, that one that gives the goods their essential character, is a fabric of a kind falling within 50.09.9, 51.04.9, 55.09.5 or 56.07.9 | 40%, and $1/m2 | DC: 30%, and $1/m2 |
| 39.02.59 | - - Other | 30% | .”. |

**SCHEDULE 6—**continued

|  |  |  |  |
| --- | --- | --- | --- |
| 6. Omit 48.01.99, substitute: | |  |  |
| “48.01.99 | - - Other | 30%, or, if lower, $50/t | FI: Free  DC: $40/t  CAN: 30%, less $10/t; or, if lower, $40/t”. |
| 7. Omit 48.07.5, substitute: | |  |  |
| “48.07.5 | - Wrapping paper, NSA:  (a) not coated with artificial plastic materials, clay, gum or wax; or  (b) not printed or embossed with words, letters or figures | $50/t | FI: Free”. |
| 8. In note 12 (1) to Division 11 omit “the fabric that—”, substitute “the fabric—”. | | | |
| 9. After 51.01.2 insert: | |  |  |
| “51.01.3 | - Yarns, NSA, of fibrillated polypropylene | 30% | .”. |
| 10. After 58.04.2 insert: | |  |  |
| “58.04.3 | - Chenille fabrics, containing 20% or less by weight of chenille yarn, which, but for the chenille yarn, would be fabrics of a kind falling within 50.09.9, 51.04.9, 55.09.5 or 56.07.9 | 40% | DC: 30%”. |
| 11. Omit 59.08.1, substitute: | |  |  |
| “59.08.1 | - Goods, other than goods impregnated, coated, covered or laminated with more than 34 g/m2 of polymers or copolymers of the vinyl chloride type, being goods in which the textile fabric is, or, if there are 2 or more textile fabrics in the goods, the textile fabric that gives the goods their essential character is, a fabric of a kind falling within 50.09.9, 51.04.9, 55.09.5 or 56.07.9 | 40%, and $l/m2 | PNG: 30%, and $1/m2  DC: 30%, and $1/m2”. |
| 12. Omit paragraph (c) of note 1 to Chapter 68, substitute: | | | |
| “(c) coated or impregnated textile fabric falling within Chapter 59;”. | | | |
| 13. Omit 84.45.1 and 84.45.2, substitute: | |  |  |
| “84.45.1 | - Machine-tools powered by hand or foot | 25% | DC: 10%”. |
| 14. Omit 84.48.1 and 84.48.9, substitute: | |  |  |
| “84.48.1 | - For use in the assembly or manufacture of goods of a kind falling within 84.45.9 | 2% | DC: Free |
| 84.48.9 | - Other | 25% | DC: 10%”. |
| 15. Omit 87.01.21, substitute: | |  |  |
| “87.01.21 | - - Having a nominal engine power rating of less than 15kW | 25% | DC: Free”. |

—————

**SCHEDULE 7** Section 12

AMENDMENTS HAVING EFFECT FROM 1 JANUARY 1986

**Amendments of Schedule 3**

|  |  |  |  |
| --- | --- | --- | --- |
| 1. Omit 64.01.3 and 64.01.9. substitute: | |  |  |
|  |  |  |  |
| “64.01.3 | - Goloshes | 40% | FI: Free  DC (except HONG and TAIW): 30% |
| 64.01.9 | - Other: |  |  |
| 64.01.91 | - - Having a value of less than $1.35/ pair, not being footwear—  (a) having a closed vamp (whether or not incorporating a peep toe); and  (b) that is held to the foot at the heel or ankle | 40% | PNG: 10%  FI: 10%  DC (except HONG and TAIW): 30% |
| 64.01.92 | - - Footwear, NSA, having a value of less than $11/pair | 40%, and $8/ pair | PNG: 30%, and $8/pair DC (except CHIN, RKOR and TAIW): 30%, and $8/ pair |
| 64.01.93 | - - Footwear, NSA, having a value of not less than $11/pair | 40%, and $15/ pair | PNG: 30%, and $15/pair DC (except BRAZ and CHIN): 30%, and $15/pair”. |
| 2. Omit 64.02 to 64.04, substitute: | |  |  |
| “64.02 | \* FOOTWEAR WITH OUTER SOLES OF LEATHER OR COMPOSITION LEATHER; FOOTWEAR (OTHER THAN FOOTWEAR FALLING WITHIN 64.01) WITH OUTER SOLES OF RUBBER OR ARTIFICIAL PLASTIC MATERIAL: |  |  |
| 64.02.1 | - Goods, as follows:  (a) footwear of a kind used solely or principally in conjunction with diving dress or wetsuits;  (b) ski boots | 2% | DC: Free |
| 64.02.9 | - Other: |  |  |
| 64.02.91 | - - Footwear, as follows: | 40% | DC: Free |
|  | (a) having a value of less than $1.35/pair;  (b) having outer soles and uppers of leather; and  (c) made by one or more of the following processes and by no other process:  (i) by hand; |  |  |

**SCHEDULE 7—**continued

|  |  |  |  |
| --- | --- | --- | --- |
|  | (ii) by tools held in the hand;  (iii) by machines powered by foot or hand |  |  |
| 64.02.92 | - - Footwear, NSA, having a value of less than $1.35/pair, not being footwear—  (a) having a closed vamp (whether or not incorporating a peep toe); and  (b) that is held to the foot at the heel or ankle | 40% | PNG: 10%  FI: 10%  DC (except CHIN and TAIW): 30% |
| 64.02.93 | — Footwear, NSA, having non-leather uppers and a value of less than $11/ pair | 40%, and $8/pair | PNG: 30%, and $8/pair DC (except CHIN, RKOR and TAIW): 30%, and $8/pair |
| 64.02.99 | - - Other: |  |  |
| 64.02.991 | - - - Footwear, as follows:  (a) having a value not exceeding $3.50/pair;  (b) having outer soles and uppers of leather; and  (c) made by one or more of the following processes and by no other process:  (i) by hand;  (ii) by tools held in the hand;  (iii) by machines powered by foot or hand | 40%, and $15/ pair | DC: Free |
| 64.02.999 | - - - Other | 40%, and $15/ pair | PNG: 30%, and $15/pair DC (except BRAZ and CHIN): 30%, and $15/pair |
| 64.03 | \* FOOTWEAR WITH OUTER SOLES OF WOOD OR CORK: |  |  |
| 64.03.1 | - Having a value of less than $1.35/pair, not being footwear—  (a) having a closed vamp (whether or not incorporating a peep toe); and  (b) that is held to the foot at the heel or ankle | 40% | PNG: 10%  FI: 10%  DC: 30% |
| 64.03.2 | - Footwear, NSA, having a value of less than $11/pair | 40%, and $8/pair | PNG: 30%, and $8/pair DC (except CHIN, RKOR and TAIW): 30%, and $8/pair |

**SCHEDULE 7—**continued

|  |  |  |  |
| --- | --- | --- | --- |
| 64.03.3 | - Footwear, NSA, having a value of not less than $11/pair | 40%, and $15/ pair | PNG: 30%, and $15/pair DC (except BRAZ and CHIN): 30%, and $15/pair |
| 64.04 | \* FOOTWEAR WITH OUTER SOLES OF OTHER MATERIALS: |  |  |
| 64.04.1 | - Goods, as follows:  (a) footwear of a kind used solely or principally in conjunction with diving dress or wetsuits;  (b) ski boots | 2% | DC: Free |
| 64.04.2 | - Footwear, NSA, having a value of less than $1.35/pair, not being footwear—  (a) having a closed vamp (whether or not incorporating a peep toe); and  (b) that is held to the foot at the heel or ankle | 40% | PNG: 10%  FI: 10%  DC (except TAIW): 30% |
| 64.04.3 | - Footwear, NSA, having a value of less than $11/pair | 40%, and $8/pair | PNG: 30%, and $8/pair DC (except CHIN, RKOR and TAIW): 30%, and $8/pair |
| 64.04.4 | - Footwear, NSA, having a value of not less than $11/pair | 40%, and $15/ pair | PNG: 30%, and $15/pair DC (except BRAZ and CHIN): 30%, and $15/pair”. |
| 3. Omit 84.18.2 to 84.18.4, substitute: | |  |  |
| “84.18.2 | - Filtering apparatus of a kind used with:  (a) vehicles of a kind falling within 87.01.31, 87.02 or 87.03;  (b) internal combustion piston engines | 25% | DC: 15% |
| 84.18.3 | - Filtering and purifying machinery and apparatus, NSA | 15% | DC: 10%”. |
| 4. Omit 87.01.31, substitute: | |  |  |
| “87.01.31 | - - Designed for highway operation | 20% | DC: 15%  CAN: 12.5%”. |
| 5. Omit 87.02.3, substitute: | |  |  |
| “87.02.3 | - Vehicles, NSA, having a gross vehicle weight rating of 2.72 t or more | 20% | DC: 15%  CAN: 12.5%”. |
| 6. Omit 87.03, substitute: | |  |  |
| “87.03 | \* SPECIAL PURPOSE MOTOR LORRIES AND VANS (INCLUDING BREAKDOWN LORRIES. |  |  |

**SCHEDULE 7—**continued

|  |  |  |  |
| --- | --- | --- | --- |
|  | FIRE-ENGINES, FIRE-ESCAPES, ROAD SWEEPER LORRIES, SNOW-PLOUGHS, SPRAYING LORRIES, CRANE LORRIES, SEARCHLIGHT LORRIES, MOBILE WORKSHOPS AND MOBILE RADIOLOGICAL UNITS), BUT NOT INCLUDING MOTOR VEHICLES FALLING WITHIN 87.02: |  |  |
| 87.03.1 | - Crane lorries | 30% | DC: 20%  CAN: 22.5% |
| 87.03.9 | - Other | 20% | DC: 15%”. |
| 7. Omit 87.06.2, substitute: | |  |  |
| “87.06.2 | - For tractors of a kind falling within 87.01.1 or 87.01.2 | 2% | DC: Free”. |
| 8. Omit 87.14.11, substitute: | |  |  |
| “87.14.11 | - - Assembled trailers, imported with and for use with prime movers of a kind falling within 87.01.31 | 20% | FI: Free  DC: 15%”. |

**Amendment of Part I of Schedule 4**

|  |  |  |  |
| --- | --- | --- | --- |
| After item 22 insert: | |  |  |
| “23 | Components entered for home consumption on or before 31 December 1988, of the following types:  (a) air brake equipment;  (b) brake drums;  (c) gearboxes with operating devices;  (d) hubs;  (e) propeller shaft assemblies;  (f) road wheels; or  (g) suspension systems,  being components, including components imported with and forming part of unassembled vehicles, that are for use by a single manufacturer or assembler in the original manufacture or assembly of the cab/chassis or driveable chassis of a particular motor vehicle or a kind to which, if imported, 87.01.31 or 87.02.3 in Schedule 3 would apply |  |  |
|  | To 31 December 1986 | 5% | DC: Free  CAN: Free |
|  | From 1 January 1987 To 31 December 1987 | 10% | DC: Free  CAN: 2.5% |
|  | From 1 January 1988 | 15% | FI: Free  DC: 5%  CAN: 7.5%”. |

**SCHEDULE 7—**continued

**Amendments of Schedule 5**

|  |  |  |  |
| --- | --- | --- | --- |
| 1. Omit item 188, substitute: | | |  |
| “188 | 64.01.92 | Footwear having a value of not less than $1.35/pair | 15%, and $8/pair”. |
| 2. Omit item 190, substitute: | | |  |
| “190 | 64.02.93 | Footwear having a value of not less than $1.35/pair | 15%, and $8/pair”. |
| 3. Omit items 192 and 193, substitute: | | |  |
| “192 | 64.02.999 | Footwear having a value of not less than $1.35/pair | 15%, and $15/pair |
| 193 | 64.03.2 | Footwear having a value of not less than $1.35/pair | 15%, and $8/pair”. |
| 4. Omit item 195, substitute: | | |  |
| “195 | 64.04.3 | Footwear having a value of not less than $1.35/pair | 15%, and $8/pair”. |
| 5. Omit item 210, substitute: | | |  |
| “210 | 84.18.2 | Filtering apparatus of a kind used with vehicles of a kind falling within 87.01.31, 87.02 or 87.03, not being apparatus of a kind used solely or principally with fuel injection equipment for compression ignition engines | 10%”. |

—————

**SCHEDULE 8** Section 13

FURTHER AMENDMENT OF SCHEDULE 4

**Amendment of Part I of Schedule 4**

|  |  |  |
| --- | --- | --- |
| Omit item 15, substitute: |  |  |
| “15 Goods, as prescribed by by-law, being— | Free | ..”. |
| (a) goods imported by passengers or members of the crew of ships or aircraft;  (b) goods that—  (i) at the time at which they are approved for delivery for home consumption, are the property of a person who has arrived in Australia on an international flight within the meaning of section 96b of the *Customs Act 1901*;and  (ii) were purchased by that person in an inwards duty free shop within the meaning of that section; |  |  |

**SCHEDULE 8—**continued

(c) goods, brought into, or sent to, Australia by such members of the Defence Force stationed outside Australia as are prescribed by by-law;

(d) goods imported by members of the forces of Canada, New Zealand or the United Kingdom;

(e) passengers’ personal effects, furniture or household goods

**NOTE**

1. No. 113, 1982, as amended. For previous amendments, see Nos. 32 and 100, 1983; Nos. 22, 31, 91 and 130, 1984; and Nos. 39 and 42, 1985.

[*Minister’s second reading speech made in—*

*House of Representatives on 13 November 1985*

*Senate on 5 December 1985*]