Privileges and Immunities Legislation Amendment Determination 2012 (No. 1)¹

Diplomatic Privileges and Immunities Act 1967 and Consular Privileges and Immunities Act 1972


Dated 11 October 2012

Bob Carr
Minister for Foreign Affairs
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1 Name of determination

This determination is the *Privileges and Immunities Legislation Amendment Determination 2012 (No. 1).*

2 Commencement

This determination is taken to have commenced as follows:

(a) on 21 August 2008—sections 1 to 4 and Schedule 1;
(b) on 25 August 2008—Schedule 2;
(c) on 20 April 2009—Schedules 3 and 7;
(d) on 9 June 2010—Schedule 4;
(e) on 6 November 2010—Schedule 5;
(f) on 19 August 2011—Schedule 6.

3 Amendment of *Diplomatic Privileges and Immunities (Indirect Tax Concession Scheme) Determination 2000*

Schedules 1 to 6 amend the *Diplomatic Privileges and Immunities (Indirect Tax Concession Scheme) Determination 2000*.

4 Amendment of *Consular Privileges and Immunities (Indirect Tax Concessions Scheme) Determination 2000*

Schedule 7 amends the *Consular Privileges and Immunities (Indirect Tax Concession Scheme) Determination 2000*. 
Schedule 1 Amendment of Diplomatic Determination taken to have commenced 21 August 2008 (section 3)

<table>
<thead>
<tr>
<th></th>
<th>Schedule 1, after item 69.2</th>
</tr>
</thead>
<tbody>
<tr>
<td>69A</td>
<td>Tonga</td>
</tr>
</tbody>
</table>
| 69A.1 | Any person, for the official use of the mission | The concession is limited to:  
(a) electricity and gas services; and  
(b) acquisitions covered by paragraph 6 (1) (c); and  
(c) goods  
69A.2 | A member of the diplomatic staff, for personal use |
### Schedule 2  
**Amendment of Diplomatic Determination taken to have commenced 25 August 2008**  
 *(section 3)*

<p>| | | | |</p>
<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td>[1]</td>
<td><strong>Schedule 1, after item 44</strong></td>
<td><em>insert</em></td>
<td></td>
</tr>
<tr>
<td></td>
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<tr>
<td>44AA</td>
<td>Mongolia</td>
<td>A member, or a family member of a member, of the administrative and technical staff, for personal use</td>
<td>As for diplomatic staff, except that acquisition of a motor vehicle for personal use is covered only if:</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>(a) the acquisition is made within 6 months of the staff member’s installation in Australia; and</td>
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<tr>
<td></td>
<td></td>
<td></td>
<td>(b) no family member has received:</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>(i) a concession under section 10B of the Act for the acquisition of another motor vehicle; or</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>(ii) an exemption from indirect tax under subsection 8 (1A) of the Act on the importation of another motor vehicle</td>
</tr>
</tbody>
</table>
Schedule 3

Amendment of Diplomatic Determination taken to have commenced 20 April 2009

(Section 3)

[1] Schedule 1, item 74

*substitute*

74 Uruguay

74.1 Any person, for the official use of the mission

The concession is limited to:

(a) diplomatic mail services; and
(b) imported motor vehicles; and
(c) Australian-manufactured motor vehicles; and
(d) goods covered by paragraph 6 (1) (b); and
(e) alcohol and tobacco covered by paragraph 6 (1) (ba); and
(f) acquisitions covered by paragraph 6 (1) (c)

74.2 A member of the diplomatic staff, for personal use

The concession is limited to imported motor vehicles, Australian-manufactured motor vehicles, goods covered by paragraph 6 (1) (b) and alcohol and tobacco covered by paragraph 6 (1) (ba)
### Schedule 4

**Amendment of Diplomatic Determination taken to have commenced 9 June 2010**

(see 3)

<table>
<thead>
<tr>
<th>[1]</th>
<th>Schedule 1, item 61</th>
<th>substitute</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>A member, or a family member of a member, of the administrative and technical staff, for personal use</td>
<td>As for diplomatic staff, except that acquisition of a motor vehicle for personal use is covered only if:</td>
</tr>
<tr>
<td>61</td>
<td>Slovakia</td>
<td></td>
</tr>
</tbody>
</table>

- (a) the acquisition is made within 6 months of the staff member’s installation in Australia; and
- (b) no family member has received:
  - (i) a concession under section 10B of the Act for the acquisition of another motor vehicle; or
  - (ii) an exemption from indirect tax under subsection 8 (1A) of the Act on the importation of another motor vehicle
Schedule 5 Amendment of Diplomatic Determination taken to have commenced 6 November 2010
(section 3)

[1] Schedule 1, after item 69A.2

insert

69B Tunisia Note There are no exceptions to the standard package of concessions for this country
Schedule 6

Amendment of Diplomatic Determination taken to have commenced 19 August 2011

(section 3)

[1] Schedule 1, after item 22.2

insert

22A Georgia

A member, or a family member of a member, of the administrative and technical staff, for personal use

As for diplomatic staff, except that acquisition of a motor vehicle for personal use is covered only if:

(a) the acquisition is made within 6 months of the staff member’s installation in Australia; and

(b) no family member has received:

(i) a concession under section 10B of the Act for the acquisition of another motor vehicle; or

(ii) an exemption from indirect tax under subsection 8(1A) of the Act on the importation of another motor vehicle.
Schedule 7 Amendment of Consular Determination
(section 4)

[1] Schedule 1, item 98

substitute

98 Uruguay

98.1 Any person, for the official use of the post

The concession is limited to:

(a) consular mail services; and
(b) imported motor vehicles; and
(c) Australian-manufactured motor vehicles; and
(d) goods covered by paragraph 6 (1) (b); and
(e) alcohol and tobacco covered by paragraph 6 (1) (ba); and
(f) acquisitions covered by paragraph 6 (1) (c)

98.2 A consular officer, for personal use

The concession is limited to imported motor vehicles, Australian-manufactured motor vehicles, goods covered by paragraph 6 (1) (b) and alcohol and tobacco covered by paragraph 6 (1) (ba)

Note

1. All legislative instruments and compilations are registered on the Federal Register of Legislative Instruments kept under the Legislative Instruments Act 2003. See www.comlaw.gov.au.