Export Control (Prescribed Goods—General) Order 2005

made under regulation 3 of the

Export Control (Orders) Regulations 1982

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About this compilation

This compilation

This is a compilation of the Export Control (Prescribed Goods—General) Order 2005 that shows the text of the law as amended and in force on 6 January 2018 (the compilation date).

The notes at the end of this compilation (the endnotes) include information about amending laws and the amendment history of provisions of the compiled law.

Uncommenced amendments

The effect of uncommenced amendments is not shown in the text of the compiled law. Any uncommenced amendments affecting the law are accessible on the Legislation Register (www.legislation.gov.au). The details of amendments made up to, but not commenced at, the compilation date are underlined in the endnotes. For more information on any uncommenced amendments, see the series page on the Legislation Register for the compiled law.

Application, saving and transitional provisions for provisions and amendments

If the operation of a provision or amendment of the compiled law is affected by an application, saving or transitional provision that is not included in this compilation, details are included in the endnotes.

Editorial changes

For more information about any editorial changes made in this compilation, see the endnotes.

Modifications

If the compiled law is modified by another law, the compiled law operates as modified but the modification does not amend the text of the law. Accordingly, this compilation does not show the text of the compiled law as modified. For more information on any modifications, see the series page on the Legislation Register for the compiled law.

Self-repealing provisions

If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.
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Part 1—Preliminary

1.01 Name of Order

This Order is the Export Control (Prescribed Goods—General) Order 2005.

1.03 Application of this Order

Unless the contrary intention appears, this Order is to be read as one with each other Order made under regulation 3 of the Export Control (Orders) Regulations 1982.

1.04 Purposes of this Order

The purposes of this Order are as follows:

(a) to prescribe general matters required or permitted, by the Export Control Act 1982, to be prescribed;

(b) to prescribe matters generally necessary or convenient to be prescribed for carrying out or giving effect to that Act, including:
   (i) ensuring transparency and consistency in decision making;
   (ii) the registration of establishments engaged in the preparation of prescribed goods for export;
   (iii) the issue of export permits and government certificates;
   (iv) the declaration of official marks and marking devices;
   (v) the transmission of information and documents.

1.05 Interpretation

(1) In this Order:


   corporation means a legal person that is not an individual.

   convicted has the meaning given by subsection 85ZM(1) of the Crimes Act 1914.

   Export Control Order means a legislative instrument (regardless of whether it is called Order or Orders) made under regulation 3 of the Export Control (Orders) Regulations 1982.


   edible offal has the same meaning as in the Export Meat Orders.

   foreign country identification mark—see subsection 13.06(1).
government certificate means:
(a) a certificate about prescribed goods the issue of which is authorised by an Export Control Order, being a certificate as to:
   (i) matters about which a country requires certification before the goods may be imported into that country from Australia; or
   (ii) requirements of the Act that must be satisfied before the goods may be exported from Australia; or
   (iii) matters concerning goods of the kind that are to be exported; or
(b) a certificate about goods other than prescribed goods, being a certificate as to:
   (i) matters about which a country requires certification before the goods may be imported into that country from Australia; or
   (ii) matters concerning goods of the kind that are to be exported.

importing country authority, for goods being, or to be, exported, means the authority responsible for regulating the import of the goods into the country to which the goods are being or are to be exported.

meat and meat products have the same respective meanings as in the Export Meat Orders.

occupier:
(a) in relation to a registered establishment, means the individual, person or other legal entity in whose name the establishment is registered; or
(b) in relation to an establishment that is not registered, means:
   (i) the individual, corporation or other legal entity that operates the business that prepares prescribed goods at the establishment; or
   (ii) if the operator of that business cannot be ascertained, the person in charge of operations at the establishment.

prescribed goods—see section 3 of the Act.

Note: In section 3 of the Act, prescribed goods is defined as follows:

prescribed goods means goods, or goods included in a class of goods, that are declared by the regulations to be prescribed goods for the purposes of this Act.

The prescription of prescribed goods is in the relevant Export Control Order for the kind of goods concerned, except for animal food and pharmaceutical material. For those goods, see section 1.07 of this Order.

Anything that can, under the Act, be done by the regulations can also be done by Order, except the creation of an offence—see the Act, paragraph 25(2)(g) and subsections 25(3) to (8).

rabbit meat has the same meaning as in the Export Control (Rabbit and Ratite Meat) Orders 1985.

rabbit meat product has the same meaning as in the Export Control (Rabbit and Ratite Meat) Orders 1985.

ratite meat has the same meaning as in the Export Control (Rabbit and Ratite Meat) Orders 1985.
ratite meat product has the same meaning as in the Export Control (Rabbit and Ratite Meat) Orders 1985.

registered means registered under this Order.

relevant Commonwealth liability, in relation to an establishment, means a liability to the Commonwealth for:

(a) a fee payable under the Act; or
(b) a fee for a service by an authorised officer; or
(c) a fee in respect of the registration of an establishment, performed at, or in respect of, the establishment; or
(d) a fee payable under the Australian Meat and Livestock Industry Act 1997; or
(e) charge or levy the collection of which is provided for by the Export Inspection and Meat Charges Collection Act 1985, the Meat Export Charge Collection Act 1984 or the Primary Industries Levies and Charges Collection Act 1991; or
(f) a penalty for failure to pay such a charge or levy.

serious offence means an offence against a law of the Commonwealth or a State or Territory for which the maximum penalty is a period of imprisonment or a fine of 10 penalty units or more.

wild game animal has the same meaning as in the Export Control (Wild Game Meat and Wild Game Meat Products) Orders 2010.

wild game meat has the same meaning as in the Export Control (Wild Game Meat and Wild Game Meat Products) Orders 2010.

wild game meat product has the same meaning as in the Export Control (Wild Game Meat and Wild Game Meat Products) Orders 2010.

(2) For the purposes of this Order, a person is taken to manage or control the operations carried on, or to be carried on, in an establishment if he or she has, or would have:

(a) authority to direct the operations, or an important or substantial part of the operations; or
(b) authority to direct a person who has, or would have, authority of the kind referred to in paragraph (a) in the exercise of that authority or proposed authority.

1.06 Application of Orders to partnerships

(1) A provision of an Export Control Order applies, in relation to anything to be done under it, to a partnership as if the partnership were a person, but with the modifications set out in this section.

(2) If the provision would otherwise require or permit something to be done by the partnership, the thing may be done by 1 or more of the partners on behalf of the partnership.
Section 1.07

(3) An obligation that would otherwise be imposed on the partnership by the provision is imposed on each partner instead, but may be discharged by any of the partners.

(4) The partners are jointly and severally liable to pay an amount that would otherwise be payable by the partnership under the provision.

(5) If the provision is a penal provision, a contravention of it that would otherwise be committed by the partnership is taken to have been committed by each partner who:
   (a) did the relevant act or made the relevant omission; or
   (b) aided, abetted, counselled or procured the relevant act or omission; or
   (c) was in any way knowingly concerned in, or party to, the relevant act or omission (whether directly or indirectly or whether by any act or omission of the partner).

(6) For the purposes of subsection (5):
   (a) to establish that a partnership engaged in a particular conduct, it is sufficient to show that the conduct was engaged in by a partner:
      (i) in the ordinary course of the business of the partnership; or
      (ii) within the scope of the actual or apparent authority of the partner; and
   (b) to establish that a partnership had a particular state of mind when it engaged in that conduct, it is sufficient to show that the partner had the relevant state of mind.

(7) For the purposes of the provision, a change in the composition of a partnership does not affect the continuity of the partnership.

1.07 Declaration of certain prescribed goods

(1) For the purposes of the definition of prescribed goods in section 3 of the Act, the following are declared to be prescribed goods:
   (a) animal food;
   (b) pharmaceutical material.

Note: Goods are normally declared to be prescribed goods in the Export Control Order that applies to them. There is no other Export Control Order applicable to goods of those kinds.

(2) However, only Part 3, Part 6, Part 8 and Part 17 of this Order apply to prescribed goods of those kinds.

(3) For the purposes of this section, Part 8 of the Prescribed Goods (General) Orders 1985 is taken to continue in force, and applies to prescribed goods that are animal food or pharmaceutical material.

(4) The following provisions of the Export Meat Orders apply to animal food that is meat, or a meat product, within the meaning of suborder 8.1 of those Orders:
   (a) clause 3 of Schedule 4;
   (b) paragraph 2.1(f) and subclause 8.2 of Schedule 7.
(5) The following provisions of the Export Meat Orders apply to pharmaceutical material that is meat, or a meat product, within the meaning of suborder 8.1 of those Orders:

(a) clause 4 of Schedule 4;
(b) paragraph 2.1(g) and subclause 8.2 of Schedule 7.
Part 2—Application of Export Control Orders

2.01 Export Control Orders not to apply to certain exports

(1) Subject to subsection (2), an expression used in this section that is also used in the *Sea Installations Act 1987* has the same meaning in this section as in that Act.

(2) For the purposes of subsection (3) and paragraph (4)(f), a sea installation is *installed* at a particular time if, under section 6 of the *Sea Installations Act 1987*, it would be taken to be installed in an adjacent area at that time.

(3) For paragraphs (4)(a) and (f), a resources industry mobile unit (within the meaning given by the *Sea Installations Act 1987*) that is not installed is taken to be a ship.

(4) Neither this Order nor any other Export Control Order applies to prescribed goods to which any of the following paragraphs applies:
   - (a) goods that are ships’ stores, being goods for the use of the passengers and crew, or for the service of the ship, on a voyage from Australia;
   - (b) goods that are aircraft’s stores, being goods for the use of the passengers and crew, or for the service of the aircraft, on a flight from Australia;
   - (c) goods that have been imported into Australia and held in bond;
   - (d) goods that are imported into Australia and re-exported in the same covering and under the same trade description as the covering and trade description in or under which they were imported;
   - (e) goods that are consigned to an external territory for consumption within the Territory;
   - (f) goods that are consigned to a resources industry structure that is installed within the Joint Petroleum Development Area (within the meaning given by the *Petroleum (Timor Sea Treaty) Act 2003*), for consumption on the structure;
   - (g) goods that are exported in a consignment of no more than:
     - (i) for liquid goods—10 litres; or
     - (ii) for goods of any other kind—10 kilograms.

(5) Paragraph (4)(g) does not apply to the following goods:
   - (a) a live animal within the meaning of Part 3 of the *Export Control (Animals) Order 2004*;
   - (b) animal reproductive material within the meaning of that Order.

2.02 Export Control Orders not to apply to certain goods exported to New Zealand

(1) This Order, and any other Export Control Order, applies to prescribed goods that are being exported to New Zealand only if the goods are:
Section 2.02

(a) prescribed grain as defined in the Export Control (Plants and Plant Products) Order 2011; or
(b) plants, or plant products for which a certificate is required by or under a law of New Zealand.

(2) Subsection (1) does not prevent the issue of a certificate for goods of a kind for which such a certificate is required by or under a New Zealand law.

(3) Such a certificate is to be issued in accordance with any Export Control Order that would, but for subsection (1), apply to the goods.
**Part 3—Exemptions**

3.01 Granting of exemption

The Secretary may exempt prescribed goods from specified provisions, or all provisions, of this Order or any other Export Control Order that applies to the goods:

(a) if the goods are a commercial sample and:
   (i) in the case of goods that are liquid, their volume is no more than 50 litres; and
   (ii) in the case of goods that are not liquid, their mass is no more than 60 kilograms; or
(b) if the goods are for experimental purposes; or
(c) in exceptional circumstances; or
(d) in special commercial circumstances.

3.02 Application for exemptions

(1) A person who seeks an exemption under this Part must apply for the exemption at least 10 working days, or any shorter period that the Secretary allows, before the proposed date of export or preparation of the goods.

(2) The application:
   (a) must be in writing; and
   (b) must specify the provisions of this Order, and of any other Export Control Order, from which exemption is sought; and
   (c) must give the reason for seeking the exemption; and
   (d) must contain enough information to allow the Secretary to identify the goods, including, if possible, the following information:
      (i) the name and address of the person who intends to export the goods;
      (ii) the name and address of the consignee, or the words ‘to order’;
      (iii) the intended port of loading of the goods;
      (iv) the intended ship and voyage number or airline flight number;
      (v) the intended date of departure of the ship or aircraft onto which the goods are to be loaded;
      (vi) the intended port of discharge of the goods;
      (vii) if the country of origin of the goods is not Australia, their country of origin;
      (viii) the foreign country of intended final destination of the goods;
      (ix) the place where the goods can be inspected,
      (x) the date on which the goods can be inspected;
      (xi) if a government certificate is to be sought in respect of the goods, the State or Territory in which the certificate will be applied for;
(xii) the number allotted to the registered establishment in which processing of the goods last took place;
(xiii) the shipping or other identifying marks relating to the goods;
(xiv) if available, any identification number that appears on a container system unit and, in relation to that unit, an indication of the goods it will contain;
(xv) the number and kind of packages.

3.03 Grant and effect of exemptions

(1) If the Secretary grants the exemption, the Secretary must give a written instrument to the applicant setting out the terms of the exemption.

(2) The provision or provisions of this Order, or any other Export Control Order, specified in the instrument do not apply to, or in relation to, the goods specified in the instrument.
Part 4—Registered establishments

Division 4.1—Preliminary

4.01 Definitions for Part

In this Part:

*liability undertaking* means an undertaking to pay a relevant Commonwealth liability, and includes an undertaking entered into under order 19A of the *Prescribed Goods (General) Orders 1985*. 
Division 4.2—How establishments become registered

4.02 Exception for certain ships

This Part does not apply to a ship that is used for the carriage of prescribed goods that are being:

(a) exported from Australia; or
(b) transported between Australian ports.

4.03 Application for registration

(1) The occupier of an establishment may apply in writing, in a form approved by the Secretary, for the registration of the establishment.

(2) The application must include:

(a) the name and business address of the occupier, and:
   (i) if the occupier is a corporation—the name and address of the person, or each person, who is to manage or control the operations to be carried on in the establishment; or
   (ii) if the occupier is a partnership—the names and addresses of the partners; and
(b) the location of the premises; and
(c) their external boundary; and
(d) if the premises are a ship:
   (i) its name; and
   (ii) its home port; and
   (iii) the place in Australia where it can be inspected; and
(e) particulars of:
   (i) export operations; and
   (ii) other operations likely to affect the export operations; to be carried on in the establishment; and
(f) if the occupier is an individual—subject to Part VIIC of the Crimes Act 1914, particulars of any serious offence of which he or she has been convicted; and
(g) if the occupier is a corporation—subject to Part VIIC of the Crimes Act 1914, particulars of any serious offence of which any person who is to manage or control the operations to be carried on in the establishment has been convicted; and
(h) if the occupier is a partnership—subject to Part VIIC of the Crimes Act 1914, particulars of any serious offence of which any of the partners has been convicted; and
(i) any other information required in the particular case by an Export Control Order.

Note: For the meaning of serious offence, see subsection 1.05(1).
Part 4  Registered establishments
Division 4.2  How establishments become registered

Section 4.04

4.04 Registration requirements for new establishments

(1) Subject to any other Export Control Order, the Secretary must register an establishment if:
   (a) its registration has been applied for in accordance with section 4.03; and
   (b) the establishment is constructed so as to comply with any Export Control Order that applies to the operations to be carried on in it; and
   (c) if any other Export Control Order requires the equipment available or to be available in the establishment to be approved, the equipment has been, or will be, approved; and
   (d) the equipment available or to be available in the establishment is adequate for the carrying on of those operations in an efficient and hygienic manner; and
   (e) the laundry, first aid and safety services for authorised officers are adequate; and
   (f) the export operations to be carried out in the establishment are compatible with one another; and
   (g) operations, other than export operations, that are to be carried on in the establishment will not affect the hygienic preparation of prescribed goods; and
   (h) any relevant Commonwealth liability has been paid; and
   (i) the Secretary is satisfied that:
      (i) if the occupier is an individual—he or she; or
      (ii) if the occupier is a corporation—each person who is to manage or control the operations to be carried on in the establishment; or
      (iii) if the occupier is a partnership—each of the partners;
       is a fit and proper person; and
   (j) the prescribed fee has been paid.

(2) If a relevant Commonwealth liability is payable in relation to the establishment, the liability is taken to have been paid for the purposes of paragraph (1)(h) if:
   (a) the Secretary has entered into an arrangement for its payment with the occupier of the establishment; and
   (b) there are exceptional circumstances; and
   (c) the amount was payable to the Commonwealth before 29 April 1985.

(3) The Secretary must register the premises despite the non-payment of a relevant Commonwealth liability if he or she is satisfied that:
   (a) the applicant became the occupier before the relevant date; and
   (b) none of the following persons:
      (i) the occupier;
      (ii) a person having a beneficial interest in the occupier;
      (iii) if the occupier holds the premises of the establishment on a trust, a beneficiary of that trust;
      was a party to an arrangement to avoid or delay payment of the liability; and
(c) any consideration for the right to occupy the establishment was calculated without regard to the possibility that the liability may be payable by the occupier.

(4) For paragraph (3)(a), the relevant date is:

(a) if the establishment was, on the date the applicant became the occupier, registered under the Export Control Orders made on 5 December 1983—13 August 1984; and

(b) in any other case—29 April 1985.

### 4.05 Who is a fit and proper person

(1) The Secretary may, in deciding whether a person is a fit and proper person for the purposes of the Act, the regulations, this Order or another Export Control Order, have regard to any of the following:

(a) subject to Part VIIC of the *Crimes Act 1914*, whether the person has been convicted of an offence against the Act, another law of the Commonwealth, or a law of a State or Territory;

(b) whether a relevant Commonwealth liability is payable by the person, either alone or jointly with another person or other persons;

(c) whether the person has made a false or misleading statement:

(i) in any application or notice under the Act, the regulations or an Export Control Order; or

(ii) otherwise, either orally or in writing, in relation to operations, or proposed operations, at a registered establishment, or a proposed registered establishment, or in any way relating to the export of prescribed goods;

(d) whether the person has failed to comply with any notice, instruction, condition or restriction under the Act, the regulations or an Export Control Order;

(e) whether the person, either alone or jointly with another person:

(i) has been refused a licence, permit or approval to export prescribed goods; or

(ii) has been granted such a licence, permit or approval that has been revoked, suspended or cancelled;

(f) any other relevant matter in relation to the person;

(g) whether an associate of the person is not a fit and proper person for the purposes of the Act, the regulations or an Export Control Order, having regard to any of the matters referred to in paragraphs (a) to (g).

(2) If a person has been charged with an offence, the Secretary may postpone deciding whether he or she is a fit and proper person until the charge is finally determined or withdrawn.

(3) In paragraph (1)(g) and subsection (2), a reference to an associate of a person *(the person concerned)* includes:

(a) a person who is or was a consultant, adviser, partner, representative on retainer, employer or employee of the person concerned or of any
corporation of which the person concerned is an officer or employee, or in which the person concerned holds shares; and
(b) the spouse or de facto partner (within the meaning of the Acts Interpretation Act 1901) of the person concerned; and
(c) any other person who is or was:
   (i) directly or indirectly concerned in; or
   (ii) in a position to control or influence the conduct of;
   a business or undertaking of the person concerned, or of a corporation of
   which the person concerned is an officer or employee, or in which the
   person concerned holds shares; and
(d) a corporation of which the person concerned, or any other person
   mentioned in paragraph (a), (b) or (c), is, or was at a relevant date, an
   officer or employee, or in which the person concerned or any of those other
   persons holds shares or held shares on a relevant date.

(4) For the purposes of paragraph (3)(d), relevant date means the date on which:
(a) an offence referred to in paragraph (1)(a) was, or is alleged to have been,
   committed; or
(b) a fee, charge, levy or penalty:
   (i) was, or is alleged to have been, incurred; or
   (ii) was, or is alleged to have been, due for payment; or
   (iii) in the case of a penalty—was imposed or was due for payment; or
(c) a false or misleading statement referred to in paragraph (1)(c) was, or is
   alleged to have been, made; or
(d) the contravention referred to in paragraph (1)(d) occurred or is alleged to
   have occurred; or
(e) the licence, permit or approval referred to in paragraph (1)(e) was refused,
   revoked, suspended or cancelled or the conduct giving rise to the refusal,
   revocation, suspension or cancellation occurred, or is alleged to have
   occurred.

4.06 Undertakings to pay certain liabilities to Commonwealth

(1) This section applies if:
   (a) an application has been made for the registration of an establishment; and
   (b) a relevant Commonwealth liability has not been paid.

(2) For paragraph 4.04(1)(h), the amount of the liability is taken to have been paid if:
   (a) the proposed occupier of the establishment has given a written undertaking
       to the Secretary to pay the amount, on terms agreed with the Secretary; and
   (b) the Secretary considers that it is appropriate to accept the undertaking in
       the circumstances.

(3) For paragraph (2)(b), the Secretary must take into account:
   (a) the financial position of the proposed occupier; and
   (b) the nature and likely cost of the operations proposed to be carried on at the
       establishment; and
(c) whether the proposed occupier will be able to meet:
   (i) the undertaking; and
   (ii) the cost of the operations; and
   (d) any other relevant considerations.

(4) Such an undertaking must include a term that the amount payable is to be reduced by any amounts paid by, or on behalf of, the person who incurred the fee, charge, levy or penalty to which the amount outstanding relates (the original debtor).

(5) An undertaking may be varied at any time by agreement between the Secretary and the proposed occupier.

(6) The Secretary may agree to a variation if:
   (a) taking into account the matters mentioned in subsection (3), the Secretary considers that it is appropriate to agree to the variation in the circumstances; and
   (b) the variation does not reduce the proposed occupier’s liability.

(7) The amount payable under an undertaking:
   (a) is a debt due to the Commonwealth; and
   (b) may be recovered in a court of summary jurisdiction.

(8) A payment by the proposed occupier under an undertaking:
   (a) must be applied to reduce the amount outstanding; and
   (b) is taken, for the purposes of paragraph 4.04(1)(h), to reduce, by the amount of the payment, the amount owed to the Commonwealth.

(9) However, the liability of the original debtor to pay the full amount of the amount outstanding is not affected by an undertaking under this section or by payments made under the undertaking.

(10) If the amount outstanding is made up of 2 or more amounts of a kind referred to in the definition of relevant Commonwealth liability, the Secretary may decide how payments under the undertaking are to be applied against the amounts.

(11) If the sum of payments made under the undertaking and by, or on behalf of, the original debtor exceeds the amount outstanding, the excess paid over the amount outstanding must be refunded to the proposed occupier.

**4.07 Conditions of registration**

(1) Compliance with the terms of any applicable liability undertaking (including any variation) is a condition of the registration of an establishment.

Note: Failure to comply with a condition of registration is a ground for suspension or revocation of that registration—see paragraph 4.25(b) and subparagraph 4.29(1)(g)(ii), respectively.
(2) For the purpose of ensuring that an establishment remains registered only if it continues to meet the criteria for its registration, the Secretary may impose a condition on its registration.

(3) Such a condition may be in the same terms as a law, of the State or Territory in which the establishment is located, that applies to an establishment of that kind.

### 4.08 Registration period

The registration of an establishment comes into force on the date on which the Secretary registers the establishment, or another date (if any) specified in the certificate of registration for the purpose, and remains in force (unless sooner revoked):

(a) if the certificate of registration specifies a period as the period for which the establishment will be registered—until the end of that period; or

(b) if the occupier notifies the Secretary in writing that the occupier wishes the registration to cease on a particular day and the day is after the Secretary receives the notice—until the end of that day; or

(c) if the occupier notifies the Secretary in writing that the occupier wishes the registration to cease, but does not specify a particular day, or specifies a day that is before the Secretary receives the notice—until the end of the day on which the Secretary receives the notice.

### 4.09 Number and certificate

If the Secretary registers an establishment, the Secretary must:

(a) allot a number to the establishment; and

(b) issue to the occupier a certificate of registration that specifies:

(i) the export operations for which the establishment has been registered; and

(ii) the number allotted to it; and

(iii) the period for which the establishment is registered.

### 4.10 Copy of certificate to be displayed

The occupier of a registered establishment commits an offence if the current certificate of registration for the establishment is not displayed prominently in the establishment.

*Level 1 penal provision.*

Note: Contravention of a penal provision is an offence—see section 17.05 and subregulation 4(1) of the *Export Control (Orders) Regulations 1982*. Contravention of a level 1 penal provision is punishable by a fine of 10 penalty units—see paragraph 4(1)(b) of those Regulations.

Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For *strict liability*, see section 6.1 of the *Criminal Code*. 

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Export Control (Prescribed Goods—General) Order 2005

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Division 4.3—Renewal of registration

4.11 Application for renewal

(1) The occupier of a registered establishment may apply in writing to the Secretary for the renewal of the registration of the establishment.

(2) An application for renewal of the registration of an establishment must reach the Secretary not less than 28 days before the registration expires, or within such shorter period as the Secretary allows.

(3) Section 4.03 applies to an application for renewal except that the occupier need not give the Secretary information or a document that the Secretary already has.

(4) If an application for the renewal of the registration of an establishment is not made before the registration expires, a later application for renewal of the registration is to be treated as an application for its registration.

4.12 Renewal of registration

(1) The Secretary must renew the registration of an establishment if:
   (a) the occupier applies, in accordance with section 4.11, for its renewal; and
   (b) Export Control Orders that apply to the establishment are being complied with; and
   (c) the equipment in the establishment:
      (i) is being operated in an efficient and hygienic manner; or
      (ii) if is not being operated at all, is capable of being so operated; and
   (d) only those export operations for which the establishment is registered are being carried on in the establishment; and
   (e) either:
      (i) any relevant Commonwealth liability in relation to the establishment has been paid; or
      (ii) if a liability undertaking is in effect in relation to the establishment, the under taking is being complied with; and
   (f) the Secretary is satisfied that:
      (i) the person in whose name the establishment is registered has not ceased to be a fit and proper person; or
      (ii) if the occupier of the premises is a corporation, no person who manages or controls operations carried on in the establishment has ceased to be a fit and proper person; or
      (iii) if the occupier of the premises is a partnership, none of the partners has ceased to be a fit and proper person; as the case requires.

(2) If the Secretary renews the registration of the establishment, the Secretary must issue a certificate that specifies:
   (a) the export operations for which the establishment is registered; and
(b) the number allotted to it.

4.13 Number and certificate

If the Secretary renews the registration of an establishment, the Secretary must issue to the occupier a new certificate of registration that specifies:
(a) the export operations for which the establishment has been registered; and
(b) the number allotted to it; and
(c) the period during which the establishment is registered.
Division 4.4—Changes of which Secretary must be notified

4.14 Secretary to be notified if occupancy ceases
If the person in whose name an establishment is registered ceases to be the occupier of the establishment, the person must, before or within 7 days after the date on which the person ceases to be the occupier, notify the Secretary in writing of the date on which the person ceased to be the occupier.

4.15 Registration lapses if occupancy ceases
If a person ceases to be the occupier of a registered establishment, the registration of the establishment lapses:
(a) if a notice under section 4.14 is received by the Secretary—at the end of the day on which the notice is received; or
(b) otherwise—at the end of the 7th day after the date on which the person ceased to be the occupier.

4.16 Notification of change in corporation or partnership
(1) If a corporation is the occupier of a registered establishment, and there is a change in any person who manages or controls the operations carried on at the establishment, the occupier must, within 7 days after the change, notify the Secretary in writing of:
   (a) the date on which the change occurred; and
   (b) the name and address of the person who has commenced to manage or control the operations carried on at the establishment.

(2) If a partnership is the occupier of a registered establishment, and there is a change in the membership of the partnership, the occupier must, within 7 days after the change, notify the Secretary in writing of:
   (a) the date on which the change occurred; and
   (b) the name and address of the person who has become a member of the partnership.

4.17 Continuation of registration after change in management or control etc
If:
(a) the Secretary has been notified of a change in accordance with subsection 4.16(1) or (2); and
(b) the Secretary is satisfied that the person who has commenced to manage or control the operations carried on at the establishment, or the person who has become a member of the partnership, is a fit and proper person;
the registration of the establishment continues.
Part 4  Registered establishments
Division 4.4  Changes of which Secretary must be notified

Section 4.18

4.18 Other events of which occupier must inform Secretary

The occupier of a registered establishment must give the Secretary written notice of any of the following events or circumstances within 7 days after the occurrence of the event or circumstance:

(a) if the occupier is an individual:
   (i) he or she is convicted of a serious offence; or
   (ii) he or she becomes bankrupt; or
   (iii) he or she executes a deed of arrangement or a deed of assignment under Part X of the Bankruptcy Act 1966;

(b) if the occupier is a corporation:
   (i) the occupier, or a person who manages or controls the operations carried on at the establishment, is convicted of a serious offence; or
   (ii) a court orders that the occupier be wound up; or
   (iii) a resolution is passed that it be wound up voluntarily; or
   (iv) it enters into administration, as defined in section 435C of the Corporations Act 2001;

(c) if the occupier is a partnership:
   (i) any of the partners is convicted of a serious offence; or
   (ii) the partnership is dissolved.

Note: For the meaning of serious offence, see subsection 1.05(1).

4.19 Change of occupier’s name or address

If there is a change in the name or business address of the occupier of a registered establishment, the occupier must, within 7 days after the change, notify the Secretary in writing.

Level 1 penal provision

Note: Contravention of a penal provision is an offence—see section 17.05 and subregulation 4(1) of the Export Control (Orders) Regulations 1982. Contravention of a level 1 penal provision is punishable by a fine of 10 penalty units—see paragraph 4(1)(b) of those Regulations. Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For strict liability, see section 6.1 of the Criminal Code.
Division 4.5—Alterations to registered establishments

4.20 Alterations or additions to be approved

(1) Subject to subsection (2), an alteration or addition must not be made to:
   (a) a registered establishment; or
   (b) an establishment the registration of which has been applied for; unless:
      (c) the occupier submits to the Secretary a proposal for the alteration or addition, in accordance with any Export Control Order that applies to the establishment; and
      (d) the establishment will, after proposed alteration or addition comply with the other Order; and
      (e) the Secretary has approved the proposal in writing.

Note: An unauthorised alteration of, or addition to, a registered establishment is grounds for revocation of its registration—see section 4.29.

(2) Subsection (1) does not apply to a minor alteration or addition that does not or is not likely to:
   (a) make the establishment unhygienic; or
   (b) affect the manner in which prescribed goods can be inspected.
Part 4 Registered establishments
Division 4.6 Variation of export operations

Section 4.21

Division 4.6—Variation of export operations

4.21 Additional operations not to be carried out

The occupier of a registered establishment must not carry out, in the establishment, an export operation for which the establishment is not registered.

Level 3 penal provision.

Note: Contravention of a penal provision is an offence—see section 17.05 and subregulation 4(1) of the Export Control (Orders) Regulations 1982. Contravention of a level 3 penal provision is punishable by a fine of 30 penalty units—see paragraph 4(1)(b) of those Regulations.

Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For strict liability, see section 6.1 of the Criminal Code.

4.22 Application for approval of additional operations

(1) If the occupier of a registered establishment wishes to carry on, at the establishment, an export operation for which the establishment is not registered, the occupier must apply in writing to the Secretary.

(2) Section 4.03 applies in relation to the application except that the occupier need not give the Secretary information or a document that the Secretary already has.

4.23 Secretary may vary registration

(1) If:
   (a) the occupier of a registered establishment ceases to be a fit and proper person; or
   (b) if the occupier of the establishment is a corporation—a person who manages or controls the operations carried on at the establishment is not, or ceases to be, a fit and proper person; or
   (c) if the occupier of the establishment is a partnership—a member of the partnership is not, or ceases to be, a fit and proper person; or
   (d) there are reasonable grounds to believe that circumstances in relation to the condition of, or the equipment in, a registered establishment have changed; or
   (e) there are reasonable grounds to believe that the suitability of a registered establishment for the export operations for which it has been registered has changed;

the Secretary may:
   (f) vary the conditions to which the registration of the establishment is subject in any way that the Secretary thinks fit; or
   (g) vary the registration of the establishment by reducing the number of export operations that may be carried on at the establishment.

(2) In paragraph (1)(f), varying the conditions of registration includes imposing, adding or substituting a condition of registration.
4.24 New certificate of registration

If the Secretary varies the conditions of the registration of an establishment, or varies the registration of an establishment, in a way that requires an alteration to the establishment’s certificate of registration, the Secretary must issue a new certificate of registration to the occupier of the establishment within 7 days.
Part 4 Registered establishments
Division 4.7 Suspension of registration

Section 4.25

Division 4.7—Suspension of registration

4.25 Grounds for suspension

If:

(a) the Secretary has reasonable grounds to believe that a provision of the Act or an Export Control Order is not being complied with in respect of:
   (i) the condition of a registered establishment; or
   (ii) the carrying on of operations in a registered establishment; or
   (iii) the export of prescribed goods that have been prepared in a registered establishment; or

(b) there are grounds for the revocation of the registration of an establishment;

the Secretary may, by notice in writing, suspend the registration of the establishment in respect of 1 or more of the export operations, either all or in part, for which the establishment is registered.

Note: For the grounds for revocation of the registration of an establishment, see subsection 4.29.

4.26 Period of suspension

(1) A suspension under section 4.25:
   (a) remains in force for the period specified in the notice of suspension; and
   (b) cannot be renewed.

(2) The period of suspension must not exceed:
   (a) 28 days; or
   (b) any longer period (not being longer than 2 months) determined by the Secretary in writing in respect of 1 or more of the export operations for which the establishment is registered.

4.27 Suspension for non-payment of debts

(1) If the amount of a relevant Commonwealth liability in relation to an establishment is not paid within 30 days after the date on which it was due for payment, the Secretary may give the occupier of the establishment a notice in writing (notice of payment due).

(2) If, on the 8th day after the notice of payment due was served on the occupier, the amount has not been paid to the Department and the occupier of the establishment has not entered into an arrangement with the Secretary to pay it, the Secretary may suspend the registration of the establishment.

(3) For the purposes of subsection (2), if the notice is served by posting it to the occupier of the establishment, the notice is taken to have been served on the occupier on the 3rd working day after it was posted to the establishment.
4.28 Establishment not registered for certain purposes during suspension

If the registration of an establishment has been suspended in respect of 1 or more of the export operations for which the establishment is registered, the establishment is taken, during the period of the suspension, not to be registered for the purposes of any other Export Control Order that requires the establishment to be registered in respect of that operation.
Division 4.8—Revocation of registration

Section 4.29

4.29 Grounds for revocation

(1) The Secretary may, by notice in writing, revoke the registration of an establishment in respect of 1 or more of the export operations for which the establishment is registered if there are reasonable grounds to believe that:

(a) the establishment has ceased to comply with any Export Control Order that applies to it; or

(b) export operations being carried on in the establishment have ceased to comply with any Export Control Order that applies to them; or

(c) alterations or additions have been made to the establishment, or to equipment in the establishment, otherwise than in accordance with any Export Control Order that applies to the establishment or equipment; or

(d) the equipment in the establishment is no longer adequate for the carrying on of operations in an efficient and hygienic manner; or

(e) any operations being carried on in the establishment are being carried on in a manner that may affect the hygienic preparation of prescribed goods; or

(f) prescribed goods, other than the prescribed goods in respect of which the establishment is registered, are prepared at the establishment; or

(g) the occupier of the establishment has failed to comply with:

(i) a provision of the Act; or

(ii) a condition of the registration; or

(iii) a requirement of section 4.16, 4.18 or 4.19; or

(iv) a notice of suspension under section 4.25; or

(v) a notice under section 4.31 requiring the occupier to cease export operations; or

(vi) an instruction about the preparation of prescribed goods issued by an authorised officer in the course of his or her duties; or

(h) any of the following persons is not, or ceases to be, a fit and proper person:

(i) if the occupier of the establishment is a corporation—the occupier or a person who manages or controls the operations carried on at the establishment;

(ii) if the occupier of the establishment is a partnership—a member of the partnership;

(iii) in any other case—the occupier of the establishment; or

(i) an authorised officer has been prevented, by the use of force, obstruction or intimidation, from performing his or her duties at the establishment.

(2) If:

(a) the registration of an establishment has been suspended under section 4.27; and

(b) the amount payable is not paid within 90 days of the suspension; the Secretary may, by written notice to the occupier of the establishment, revoke the registration of the establishment.
(3) The Secretary may, by written notice to the occupier of a registered establishment, revoke its registration if:
   (a) the occupier is convicted of a serious offence; or
   (b) a person who manages or controls the operations carried on at the establishment is convicted of a serious offence.

Note: For the meaning of serious offence, see subsection 1.05(1).

4.30 Notice of revocation

(1) If the Secretary revokes the registration of an establishment, the Secretary must notify the occupier of the establishment, in writing, of the revocation.

(2) The revocation has effect when the notice of it is given to the occupier of the establishment, or on a later day specified in the notice.
Part 4 Registered establishments
Division 4.9 Suspension of operations

Section 4.31

Division 4.9—Suspension of operations

4.31 Suspension related to hygiene, inspection etc

(1) If there are reasonable grounds to believe that:
   (a) prescribed goods are being prepared at a registered establishment under unhygienic conditions or in an unhygienic manner; or
   (b) an animal from which prescribed goods may be derived is not being handled humanely in accordance with any applicable Export Control Order; or
   (c) the proper inspection of prescribed goods at an establishment is not possible;
   an authorised officer may direct the occupier of the establishment to suspend, wholly or in part, the carrying on at the establishment of 1 or more export operations specified in the direction until:
   (d) prescribed goods can be prepared at the establishment under hygienic conditions or in a hygienic manner, as the case requires; or
   (e) animals from which prescribed goods may be derived can be handled humanely in accordance with any applicable Export Control Order; or
   (f) the proper inspection of prescribed goods at the establishment is again possible.

(2) If the period needed by the occupier to comply with the direction is likely to be longer than 2 hours, the direction must be given in writing.

4.32 Suspension at request of occupier

If the occupier of a registered establishment tells the Secretary in writing that export operations at the establishment will not be carried on for a period, the Secretary may suspend the carrying on at that establishment of any export operations that are specified in the notice for such period (not exceeding the period specified in the notice) and on such conditions, as the Secretary thinks fit.
Part 5—Electronic transmission of information and documents

5.01 Electronic communication systems

(1) For the purposes of section 24A of the Act, information or a document that is to be transmitted electronically from a person to another person for the purposes of a provision of the Act must be transmitted by means of the system known as EXDOC.

(2) The following may be given by being transmitted using that system:
   (a) an application for an export permit;
   (b) an amendment or withdrawal of such an application;
   (c) a permit or the revocation of a permit;
   (d) an application for a government certificate;
   (e) a government certificate.

(3) A reference in paragraph (2)(a) to an application for an export permit includes a notice of intention to export.

(4) If that system is inoperative, the information must be given in the manner specified by the Secretary in writing.

Note: A document or information that is transmitted by means of the EXDOC system is taken to have been given—see subsection 24A(6) of the Act.

5.02 Use of identifying codes

(1) The Secretary must allot an identifying code to a person who applies to be registered to use the EXDOC system.

(2) The Secretary must take reasonable steps to ensure that a transmission by means of the EXDOC system to a person other than the Secretary:
   (a) contains the identifying code of the person intended to receive it; and
   (b) is transmitted to that person.

(3) The sender of an electronic transmission to the Secretary must authenticate the transmission by including the sender’s identifying code in the transmission.
Part 6—Export permits and related matters

6.01 Meaning of application for export permit

(1) In this Part:
   (a) a reference to an application for an export permit for prescribed goods includes any other application or notice that has effect as an application for an export permit, whether or not it also has any other effect; and
   (b) a reference to applying for an export permit includes giving such a notice.

(2) In particular, and without limiting subsection (1), a reference to an application for an export permit includes a notice of intention to export if the notice has the effect of an application for an export permit.

6.02 Issue of permits

If a person has applied for a permit to export prescribed goods in accordance with the requirements of any Export Control Order that applies to the goods, and there are reasonable grounds for believing that:
   (a) the conditions and restrictions specified in any such Order have been complied with; and
   (b) information given to the Secretary in, or in connection with, the application is correct and complete and that there is a sound basis for the information;
the Secretary may issue an export permit for the export of the goods.

6.03 Variation of permits after issue

(1) The Secretary may vary an export permit to:
   (a) correct any error on the face of the permit; or
   (b) if there has been a relevant change since the permit was issued, to update the information on the face of the permit.

(2) If the Secretary varies an export permit, he or she must notify the exporter in writing of the variation.

6.04 Validity of permit

An export permit is valid for 28 days after it is issued.

6.05 Permit may be revoked if goods do not comply etc

If there are reasonable grounds to believe, in relation to an export of prescribed goods, that:
   (a) the conditions and restrictions applicable to the export in any Export Control Order have not been complied with; or
(b) information given to the Secretary in, or in connection with, an application for an export permit for the export is incorrect or incomplete or that there is not a sound basis for the information;

the Secretary may:
(c) reject the goods for export; and
(d) revoke any export permit issued for the goods.

### 6.06 Revoked permit to be surrendered

If an export permit is revoked, the exporter must surrender the permit to an authorised officer before the end of the working day after the day on which the permit was revoked.

*Level 1 penal provision*

**Note:** Contravention of a penal provision is an offence—see section 17.05 and subregulation 4(1) of the *Export Control (Orders) Regulations 1982*. Contravention of a level 1 penal provision is punishable by a fine of 10 penalty units—see paragraph 4(1)(b) of those Regulations.

Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For *strict liability*, see section 6.1 of the *Criminal Code*.

### 6.07 Exporter to be responsible for goods

The person named as the exporter of prescribed goods in an application for an export permit for the goods is responsible for ensuring that, until the goods are exported, they continue to comply with any condition or restriction:

(a) that is specified in an Export Control Order; and

(b) that must be satisfied before the goods are exported.

### 6.08 Inspection and verification of condition of goods

(1) If:

(a) a person has applied for an export permit for prescribed goods and an authorised officer has had an opportunity to inspect the goods; and

(b) the authorised officer has reasonable grounds to believe that:

(i) any condition or restriction on the export of the goods in any applicable Export Control Order, being a condition or restriction that must be satisfied before the goods are exported, is complied with; and

(ii) the importing country requirements for the goods have been complied with;

the officer may give a written statement of verification to that effect.

(2) The authorised officer may carry out any inspection or examination, and take any sample, necessary for those purposes.

### 6.09 Inspection of goods if condition changed etc

If an authorised officer has reasonable grounds to believe that:
(a) an Export Control Order that applies to prescribed goods has not been complied with; or
(b) the condition of the goods has changed, before or after the granting of an export permit for the goods but before the export of the goods:
(c) an authorised officer must inspect the goods; and
(d) if an export permit has been issued for the goods, the Secretary may suspend the permit until the inspection and any analysis of the goods is completed.

6.10 Abandonment of intention to export

(1) If prescribed goods have been inspected and passed for human consumption and the intention to export the goods is abandoned, the occupier of the establishment at which the goods are located must notify the Secretary in writing of that fact.

(2) The occupier must not remove the goods from the establishment until any applicable requirements of any Export Control Order have been complied with.

(3) A notice under subsection (1) has effect as a withdrawal of any application for a government certificate or export permit for the goods.

6.11 Inspection of suspect goods

If an authorised officer has reasonable grounds to believe that prescribed goods are not fit for export, the officer may:
(a) inspect the goods in accordance with any Export Control Order that applies to them; or
(b) retain the goods for the purpose of so inspecting them.
Part 7—Automated issue of permits

Note: This Part is reserved for future use.
Part 8—Government certificates

8.01 Purpose of this Part

(1) Section 23 of the Act authorises the regulations to provide for the issue of certificates in relation to goods to be exported from Australia.

(2) This Part is about the issue of such certificates.

8.02 Applications for government certificates

(1) A person may apply to the Secretary for the issue of a government certificate in relation to goods that are to be imported into a country.

Note: For offences in relation to making false or misleading statements, see the Criminal Code, Part 7.4.

(2) The Secretary may accept information in an application for an export permit as satisfying any requirement to give the same information in an application for a government certificate.

(3) A reference in subsection (2) to an application for an export permit includes a notice of intention to export.

8.03 Issue of government certificates for prescribed goods

The Secretary may issue a government certificate for prescribed goods if the Secretary is satisfied that the following have been complied with:

(a) the conditions and restrictions in any applicable Export Control Order that must be satisfied before the goods may be exported from Australia;

(b) the importing country requirements for the goods;

(c) any matters to be specified on the certificate concerning goods of the kind that are to be exported.

8.04 Restrictions on issuing government certificates for prescribed goods

(1) The Secretary must not issue a government certificate for prescribed goods if:

(a) a permit for the export of the goods has not been issued; or

(b) a permit for the export of the goods has been issued, but has ceased to have effect; or

(c) the Secretary is not satisfied that:

(i) the information given to the Secretary in, or in connection with, the application for the certificate is correct and complete; or

(ii) there is a sound basis for the information.

(2) The Secretary need not issue a government certificate for prescribed goods if the Secretary is satisfied that:
Section 8.05

(a) the exporter of the goods has not consented to an authorised officer having access to the exporter’s business premises for the purpose of audit; or
(b) the exporter has failed to comply with the requirements of any applicable Export Control Order.

Note: For cancellation of a government certificate by the Secretary, see subsection 23(3) of the Act.

8.05 Government certificates for goods other than prescribed goods

(1) The Secretary may issue a government certificate for goods other than prescribed goods.

(2) A person who intends to export goods that are not prescribed goods, and who intends to apply for a government certificate for the goods, must apply in writing to the Secretary for a direction as to the procedures to be followed, and requirements to be satisfied, for the issue of the certificate.

(3) The application must be signed by the exporter and must:
   (a) describe the goods to be exported; and
   (b) name the exporter; and
   (c) describe the certificate sought; and
   (d) specify the establishment or each establishment at which the goods are to be prepared.

(4) The Secretary may give a direction in writing as to the procedures and requirements for the issue of the certificate.

(5) The direction may be to the effect that specified Export Control Orders, or provisions of Export Control Orders, are to be taken to apply to, or in relation to, the issue of the certificate.
Part 9—Approved arrangements

Note: This Part is reserved for future use.
Part 10—Exporters’ obligations

Note: This Part is reserved for future use.
Part 11—Audit

Note: This Part is reserved for future use.
Part 12—Alternative methods of compliance

Note: This Part is reserved for future use.
Part 13—Official marks and official marking devices

13.01 Tolerances for dimensions of official marks

The dimensions specified for an official mark, or a part of such a mark, in this Part are subject to the following tolerances:

(a) for dimensions up to 10 mm—± 1 mm;
(b) for dimensions over 10 mm—± 2 mm.

13.02 Declaration of official mark—Australia Inspected

(1) For the purposes of the definition of official mark in section 3 of the Act, a mark of the following design (but with the registration number of the establishment at which the relevant prescribed goods were prepared substituted for ‘A’), and of the dimensions set out in subsection (2), is an official mark:

![Official mark](image)

(2) The dimensions are those specified in column 3 of the following table, except that:

(a) for a mark on a computer-generated prescribed tag, the dimensions may be as specified in column 4; and
(b) for a mark on:
   (i) small edible offal;
   (ii) a small meat cut; or
   (iii) a carcase or part of a carcase to be further processed before export; the dimensions may be as specified in column 5; and
(c) for a mark on a tag other than a computer-generated prescribed tag, the dimensions may be as specified in column 5.

<table>
<thead>
<tr>
<th>Column 1 Item</th>
<th>Column 2 Section or component of the mark</th>
<th>Column 3 Normal size mark (mm)</th>
<th>Column 4 Computer-generated prescribed tag mark (mm)</th>
<th>Column 5 Small size mark (mm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Width of mark</td>
<td>65</td>
<td>24</td>
<td>32</td>
</tr>
<tr>
<td>2</td>
<td>Height of mark</td>
<td>45</td>
<td>17</td>
<td>22</td>
</tr>
</tbody>
</table>
### 13.03 Declaration of official mark—Australia Inspected (for lamb)

(1) For the purposes of the definition of official mark in section 3 of the Act, a mark of the following design (but with the registration number of the establishment at which the relevant prescribed goods were prepared substituted for ‘A’), and of the dimensions set out in subsection (2), is an official mark:

![Official Mark Design](image)

(2) The dimensions are those specified in column 3 of the following table, except that, in the case of a mark on:

(a) small lamb meat cuts; or

(b) lamb carcases or portions of lamb carcases to be further processed before export;

the dimensions may be as specified in column 4.

<table>
<thead>
<tr>
<th>Column 1 Item</th>
<th>Column 2 Section of mark</th>
<th>Column 3 Normal size mark (mm)</th>
<th>Column 4 Computer-generated prescribed tag mark (mm)</th>
<th>Column 5 Small size mark (mm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>3</td>
<td>Height of letters</td>
<td>8</td>
<td>2</td>
<td>3</td>
</tr>
<tr>
<td>4</td>
<td>Height of registration number</td>
<td>10</td>
<td>5</td>
<td>3</td>
</tr>
</tbody>
</table>
13.05 Declaration of official marks—Halal meat

(3) For the purposes of the definition of official mark in section 3 of the Act, a mark of the following design (but with the registration number of the establishment at which the goods were produced substituted for ‘A’), and of the dimensions set out in subsection (4), is declared to be an official mark:

![Official Mark for Halal Meat]

Note: The English translation of the Arabic text (arched) is: ‘Lawful, permissible according to Islamic law’.

(4) The dimensions are those specified in:
(a) for a large size mark—column 2 of the following table; or
(b) for a medium size mark—column 3 of the following table; or
(c) for a small size mark—column 4 of the following table; or
(d) for an extra small size mark—column 5 of the following table.

<table>
<thead>
<tr>
<th>Item</th>
<th>Column 1 Section of mark</th>
<th>Column 2 Large size mark (mm)</th>
<th>Column 3 Medium size mark (mm)</th>
<th>Column 4 Small size mark (mm)</th>
<th>Column 5 Extra small size mark (mm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Width of mark</td>
<td>65</td>
<td>32</td>
<td>24</td>
<td>20</td>
</tr>
<tr>
<td>2</td>
<td>Height of mark</td>
<td>65</td>
<td>32</td>
<td>24</td>
<td>20</td>
</tr>
<tr>
<td>3</td>
<td>Maximum overall height of Arabic text (arched)</td>
<td>6</td>
<td>3</td>
<td>2</td>
<td>2</td>
</tr>
<tr>
<td>4</td>
<td>‘Halal’ in English text</td>
<td>21</td>
<td>10</td>
<td>7.5</td>
<td>6.5</td>
</tr>
<tr>
<td>5</td>
<td>‘Halal’ in Arabic text</td>
<td>7</td>
<td>4</td>
<td>3</td>
<td>2.5</td>
</tr>
<tr>
<td>6</td>
<td>‘A’ = Establishment Registration Number</td>
<td>9</td>
<td>4</td>
<td>3</td>
<td>3</td>
</tr>
<tr>
<td>7</td>
<td>‘Australia’ in English text</td>
<td>7</td>
<td>4</td>
<td>2.5</td>
<td>2.5</td>
</tr>
</tbody>
</table>
13.06 Declaration of official marks—foreign country identification

(1) In this section:

*foreign country identification mark* means a mark required to be used in relation to the importation of goods into a foreign country, as determined by the authority or body responsible for regulating the importation of prescribed goods into that country.

Note: Foreign country identification marks are recorded in the *Manual of Importing Country Requirements* published by the Department (MICoR). MICoR could in 2016 be viewed on the Department’s MICoR website (http://micor.agriculture.gov.au).

(2) For the purposes of the definition of *official mark* in section 3 of the Act, a mark of the following design (but with a foreign country identification mark substituted for ‘A’), and of the dimensions set out in subsection (3), is declared to be an official mark:

![Image of official mark](image)

(3) The dimensions are as follows:

(a) the diameter of the circle—50 mm;

(b) the height of the letters in the word ‘Australia’—at least 6 mm; and

(c) the dimensions of the foreign country identification mark—as specified for the mark by the authority or body that determined the mark.

Note: Requirements for the dimensions of a foreign country mark are included in the information recorded in MICoR.

13.07 Declaration of official marks—approved for export

(1) For the purposes of the definition of *official mark* in section 3 of the Act, a mark of the following design is an official mark:
Part 13  Official marks and official marking devices

Section 13.08A

(2) The dimensions are those specified in column 3 of the following table except that, in the case of a mark on a small package or a small tag, the dimensions may be those specified in column 4 of the table:

<table>
<thead>
<tr>
<th>Column 1 Item</th>
<th>Column 2 Section of mark</th>
<th>Column 3 Normal size mark (mm)</th>
<th>Column 4 Small size mark (mm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Diameter of outer circle</td>
<td>50</td>
<td>28</td>
</tr>
<tr>
<td>2</td>
<td>Diameter of inner circle</td>
<td>40</td>
<td>21</td>
</tr>
<tr>
<td>3</td>
<td>Minimum height of letters between inner and outer circles</td>
<td>3</td>
<td>2</td>
</tr>
<tr>
<td>4</td>
<td>Minimum height of letters in inner circle</td>
<td>4</td>
<td>3</td>
</tr>
</tbody>
</table>

13.08A  Declaration of official marks—carton seals

(1) For the purposes of the definition of official mark in section 3 of the Act, a mark:

(a) of the following design (but with the substitutions described in subsection (3)); and

(b) printed in black, except for the Coat of Arms which is printed in red, on a white or security background; and

(c) of the dimensions set out in subsection (2);

is an official mark:
Section 13.09A

(2) The dimensions of the mark are:
   (a) width not less than 45 mm, and not more than 75 mm; and
   (b) height not less than 125 mm, and not more than 160 mm.

(3) The substitutions in the design of the mark are as follows:
   (a) the registration number of the establishment at which the relevant prescribed goods were prepared is to be substituted for ‘A’;
   (b) a number, or a combination of letters and numbers, associated with the manufacturer of the mark is to be substituted for ‘B’;
   (c) a number, or a combination of letters and numbers, that is unique to each mark is to be substituted for ‘C’.

13.09A Declaration of official marks—goods opened for inspection and re-sealed

(1) For the purposes of the definition of official mark in section 3 of the Act, a mark:
   (a) of the following design (but with the substitutions described in subsection (3)); and
   (b) printed in green, except for the Coat of Arms which is printed in red, on a white or security background; and
   (c) of the dimensions set out in subsection (2);
   is an official mark:
Part 13  Official marks and official marking devices

Section 13.10A

(2) The dimensions are:
   (a) width not less than 45 mm, and not more than 75 mm; and
   (b) height not less than 125 mm, and not more than 160 mm.

(3) The substitutions in the design of the mark are as follows:
   (a) a number, or a combination of letters and numbers, associated with the
       manufacturer of the mark is to be substituted for ‘A’;
   (b) a number, or a combination of letters and numbers, that is unique to each
       mark is to be substituted for ‘B’.

13.10A Declaration of official mark—tamper-indicative seal

For the purposes of the definition of official mark in section 3 of the Act, a seal
that:
   (a) is a tamper-indicative metal strap seal that can be secured in a loop by
       inserting one end of the seal into or through a protected locking mechanism
       on the other end; and
   (b) complies with ISO 17712:2013 Freight containers—Mechanical seals
       published by the International Organization for Standardization; and
   (c) carries the words “Australian Government”; and
   (d) carries a unique number, or a combination of letters and numbers, provided
       to the manufacturer of the seal by the Department;

is an official mark.
13.11A Declaration of official mark—bolt seal

For the purposes of the definition of official mark in section 3 of the Act, a seal that:

(a) is a high security bolt seal; and
(b) complies with ISO 17712:2013 Freight containers—Mechanical seals published by the International Organization for Standardization; and
(c) carries the words “Australian Government”; and
(d) carries a unique number, or a combination of letters and numbers, provided to the manufacturer of the seal by the Department; and
(e) is coated with green or blue plastic;
is an official mark.

13.12 Declaration of official marks—Australia Approved

(1) For the purposes of the definition of official mark in section 3 of the Act, a mark of the following design (but with the registration number of the establishment at which the relevant prescribed goods were prepared inserted in the space marked A), and of the dimensions set out in subsection (2), is an official mark:

![Image of Australia Approved mark]

(2) The dimensions are those specified in column 3 of the following table, except that, in the case of a mark on a small game meat cut, the dimensions may be those specified in column 4 of the table:

<table>
<thead>
<tr>
<th>Column 1 Item</th>
<th>Column 2 Section of mark</th>
<th>Column 3 Normal size mark (mm)</th>
<th>Column 4 Small size mark (mm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Width of oval mark</td>
<td>50</td>
<td>32</td>
</tr>
<tr>
<td>2</td>
<td>Height of oval mark</td>
<td>39</td>
<td>22</td>
</tr>
<tr>
<td>3</td>
<td>Minimum height of letters</td>
<td>6</td>
<td>3</td>
</tr>
<tr>
<td>4</td>
<td>Minimum height of registration number</td>
<td>8</td>
<td>3</td>
</tr>
</tbody>
</table>
13.13 Declaration of official marks—Australia Approved (lamb)

(1) For the purposes of the definition of *official mark* in section 3 of the Act, a mark of the following design (but with the registration number of the establishment at which the goods were prepared inserted in the space marked A), and of the dimensions set out in subsection (2), is an official mark:

![Diagram of official mark](image)

(2) The dimensions are those specified in column 3 of the following table, except that, in the case of a mark on small lamb meat cuts, the dimensions may be those specified in column 4 of the table:

<table>
<thead>
<tr>
<th>Column 1 Item</th>
<th>Column 2 Section of mark</th>
<th>Column 3 Normal size mark (mm)</th>
<th>Column 4 Small size mark (mm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Width of oval mark</td>
<td>60</td>
<td>32</td>
</tr>
<tr>
<td>2</td>
<td>Height of oval mark</td>
<td>45</td>
<td>22</td>
</tr>
<tr>
<td>3</td>
<td>Breadth of lamb frame</td>
<td>40</td>
<td>21</td>
</tr>
<tr>
<td>4</td>
<td>Height of lamb frame</td>
<td>15</td>
<td>8</td>
</tr>
<tr>
<td>5</td>
<td>Minimum height of letters</td>
<td>8</td>
<td>3</td>
</tr>
<tr>
<td>6</td>
<td>Minimum height of registration number</td>
<td>10</td>
<td>3</td>
</tr>
</tbody>
</table>

13.14A Declaration of official mark

For the purposes of the definition of *official mark* in section 3 of the Act, a mark of the following design (but with a number representing the user of the mark substituted for ‘XXXX’) is an official mark:
13.15 Declaration of official mark—European Union mark

(1) For the purposes of the definition of *official mark* in section 3 of the Act, a mark of the following design, of the dimensions set out in subsection (2), is an official mark:

![Diagram of official mark]

(2) The dimensions are those specified in:
(a) for a normal size mark—column 2 of the following table; or
(b) for a small size mark on a small item or the end panel of a carton—column 3 of the following table; or
(c) for a computer generated mark—column 4 of the following table.

<table>
<thead>
<tr>
<th>Item</th>
<th>Column 1 Section of mark</th>
<th>Column 2 Normal size mark (mm)</th>
<th>Column 3 Small size mark (mm)</th>
<th>Column 4 Computer generated mark (mm)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Width</td>
<td>65</td>
<td>32</td>
<td>16</td>
</tr>
<tr>
<td>2</td>
<td>Height</td>
<td>45</td>
<td>22</td>
<td>11</td>
</tr>
<tr>
<td>3</td>
<td>Minimum height of letter E</td>
<td>10</td>
<td>3</td>
<td>3</td>
</tr>
</tbody>
</table>

13.17 Declaration of official marking devices

For the purposes of the definition of *official marking device* in section 3 of the Act, a device that can apply an official mark is an official marking device.
Part 13  Official marks and official marking devices

Section 13.18

13.18 Use and possession of official marks etc

(1) In this section, a reference to an approved arrangement is a reference to an approved arrangement approved under another Export Control Order.

(2) A person must not:
   (a) manufacture an official mark or official marking device; or
   (b) have in his or her possession an official marking device;
   unless the Secretary has given the person approval in writing to do so.
   Note: Contravention of subsection (2) is an offence. See the Act, section 14.

(3) A person must not:
   (a) have in his or her possession an official mark (other than an official mark that has been applied to goods); or
   (b) apply an official mark;
   unless:
   (c) the person is an authorised officer, or is acting in accordance with a direction of an authorised officer; or
   (d) the person is designated in an approved arrangement as a person who may do the relevant act, and the act is done in accordance with the approved arrangement; or
   (e) the person has been approved by the Secretary in writing as a person who may do the act in a specified registered establishment, and in relation to specified prescribed goods, and does the act in the specified establishment and in relation to the specified goods.
   Note: Contravention of subsection (3) is an offence. See the Act, section 14.

(4) A person must not engage in conduct if the result is that an official mark is altered in a way that is misleading or deceptive.
   Note: Contravention of subsection (4) is an offence. See the Act, section 14.

13.19 Security of official marking devices

An official mark or official marking device must be stored securely when not in use.

13.20 Record-keeping as to use of official marking devices

A daily record must be made of the manufacture, receipt, use and defacement of official marks and the manufacture, receipt, use and destruction of official marking devices.

13.21 Damaged official marking devices etc

An official marking device that is damaged, worn or otherwise unfit for applying an official mark must be given, as soon as practicable, to an authorised officer.
Part 14—Sampling and analysis

14.01 How sampling and analysis are to be done

(1) Sampling of prescribed goods for the purposes of an Export Control Order must be done in accordance with:
   (a) a method of sampling specified in the Order; or
   (b) if no method of sampling is so specified:
       (i) an applicable method specified in the Food Standards Code; or
       (ii) an applicable method specified in a relevant standard published by Standards Australia; or
       (iii) any other appropriate, validated, scientifically-based method that ensures that accurate results will be obtained.

(2) The analysis of a sample for the purposes of an Export Control Order must be done in accordance with:
   (a) a method of analysis specified in the Order; or
   (b) if no method of analysis is so specified:
       (i) an applicable method specified in the Food Standards Code; or
       (ii) an applicable method specified in a relevant standard published by Standards Australia; or
       (iii) any other appropriate, validated science-based method that ensures that accurate results will be obtained.

(3) The occupier of an establishment to which this Part applies must not fail to comply with subsection (1) or (2).

14.02 Who can analyse samples

The following persons or bodies may analyse, inspect or examine a sample that an authorised officer has taken while exercising his or her powers under Part III of the Act:
   (a) an authorised officer;
   (b) a laboratory accredited by NATA to carry out the proposed analysis, inspection or examination;
   (c) another laboratory approved by the Secretary to carry out the proposed analysis, inspection or examination.

14.03 Certificate of analysis as evidence

In proceedings in respect of an offence against the Act or an Export Control Order (including a contravention of an Export Control Order that is an offence because of regulation 4 of the Export Control (Orders) Regulations 1982), a certificate by a person or laboratory referred to in section 14.02 is evidence of the facts stated in it.
Section 14.04

14.04 Copy of certificate of analysis

If goods have been analysed for the purposes of an Export Control Order, the analyst may, at the written request of the occupier of the establishment at which the goods are located, or the exporter of the goods, and on payment of a fee calculated to recover the cost of the analysis, give a copy of the certificate of analysis to the occupier or exporter.
Part 15—Directions powers

Note: This Part is reserved for future use.
Part 16—Reconsideration and review of decisions

16.01 Definitions—decision and initial decision

In this Part:

- **decision** has the same meaning as in the *Administrative Appeals Tribunal Act 1975*.

- **initial decision** means a decision made under an Export Control Order by the Secretary or a delegate of the Secretary, but does not include:
  
  (a) a decision to grant an export permit or a government certificate; or
  
  (b) a decision under section 16.03.

16.02 Application for reconsideration by Secretary

(1) A person whose interests are affected by an initial decision may apply to the Secretary to reconsider the decision.

(2) The application:

   (a) must be in writing; and
   
   (b) must set out the reasons for the application; and
   
   (c) must be lodged with the Secretary within 28 days after the date on which the initial decision first came to the notice of the applicant or within such further period as the Secretary allows.

16.03 Secretary to reconsider decision

On receipt of an application in accordance with section 16.02, the Secretary must reconsider the initial decision, and may make any decision that he or she might have made in the first instance.

16.04 Effect of Secretary’s decision

(1) If the Secretary makes a decision under section 16.03, the initial decision reconsidered ceases to have effect.

(2) The Secretary must give the applicant notice in writing of the Secretary’s decision within 45 days after the day on which the application was received.

(3) The notice must set out the reasons for the Secretary’s decision.

16.05 Application to Administrative Appeals Tribunal

Application may be made to the Administrative Appeals Tribunal, for review of a decision of the Secretary under section 16.03, by or on behalf of a person whose interests are affected by the decision.
**Part 17—Miscellaneous**

17.01 Application and removal of identification

(1) If an authorised officer retains, for the purpose of inspection, analysis, treatment, disposition or a similar purpose:

   (a) anything found at premises used or apparently used for the preparation of prescribed goods; or
   
   (b) anything found in or on a vehicle used or apparently used for the transport of prescribed goods; or
   
   (c) an area (including any facilities, equipment or services installed there) that is part of a registered establishment or other premises used or apparently used for the preparation of prescribed goods; or
   
   (d) a vehicle used or apparently used for the transport of prescribed goods;

   he or she may identify the thing, area, premises or vehicle by attaching to it a tag or a similar means of identification.

(2) A person other than:

   (a) an authorised officer; or
   
   (b) a person acting under the direction of an authorised officer;

must not remove such a tag or means of identification attached by an authorised officer.

*Level 1 penal provision*

*Note:* Contravention of a penal provision is an offence—see section 17.05 and subregulation 4(1) of the Export Control (Orders) Regulations 1982. Contravention of a level 1 penal provision is punishable by a fine of 10 penalty units—see paragraph 4(1)(b) of those Regulations.

Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For *strict liability*, see section 6.1 of the Criminal Code.

17.02 Handling of goods etc identified at registered establishment etc

If an authorised officer has identified a thing, area or vehicle in accordance with section 17.01:

(a) in the case of a thing that needs to be removed, the thing must not be used until the occupier of the registered establishment, or the owner of the premises or vehicle (as the case may be) applies, in writing, to an authorised officer for:

   (i) approval to remove the thing; or
   
   (ii) if a system of corrective action is to be instituted for the routine removal of a particular kind of thing, approval of the system; and

(b) in the case of a thing or area that needs to be corrected in some way, the thing or area must not be used until the occupier of the registered establishment, or the owner of the premises or vehicle (as the case may be) applies, in writing, to an authorised officer for:
(i) approval of any corrective action that may be necessary; or
(ii) if a system of corrective action is to be instituted for the routine correction of a particular defect, approval of that system; and
(c) the thing or area must not be interfered with, used or further processed until an authorised officer has given approval in writing for its correction in that way.

Level 1 penal provision

Note: Contravention of a penal provision is an offence—see section 17.05 and subregulation 4(1) of the Export Control (Orders) Regulations 1982. Contravention of a level 1 penal provision is punishable by a fine of 10 penalty units—see paragraph 4(1)(b) of those Regulations. Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For strict liability, see section 6.1 of the Criminal Code.

17.03 Provision of services of authorised officers

(1) For the purposes of this section, an establishment the registration of which has been suspended or revoked is taken to continue to be registered for 28 days after the suspension or revocation.

(2) If the occupier of a registered establishment applies to the Secretary, under an Export Control Order, for the Secretary to make available the services of an authorised officer, the Secretary is not obliged to make available the services of such an officer.

(3) The Secretary may, in deciding whether to make available the services of such an officer, take into account:
   (a) the availability of authorised officers; and
   (b) good management practices;
   in satisfying as many as possible of such applications within applicable budgetary limits.

(4) The Secretary may also take into account the need to protect the health and safety of authorised officers while carrying out their duties in or around such an establishment.

17.04 Obligation to comply with directions of authorised officers

(1) For the purposes of this section, an establishment the registration of which has been suspended or revoked is taken to continue to be registered for 28 days after the suspension or revocation.

(2) The occupier of a registered establishment, or an employee or agent of such an occupier, must comply with a direction given by an authorised officer under an Export Control Order within the time specified in the direction.

Level 1 penal provision

Note: Contravention of a penal provision is an offence—see section 17.05 and subregulation 4(1) of the Export Control (Orders) Regulations 1982. Contravention of
a level 1 penal provision is punishable by a fine of 10 penalty units—see paragraph 4(1)(b) of those Regulations.

Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For strict liability, see section 6.1 of the Criminal Code.

### 17.05 Meaning of Penal provision and Level x penal provision

If the words *Penal provision*, or the words *Level x penal provision* (where x is a number from 1 to 5), are set out at the foot of a provision of an Export Control Order, the provision is a penal provision, or a penal provision of that level, as the case requires.

**Note:** A penal provision is a provision contravention of which is an offence—see subregulation 4(1) of the Export Control (Orders) Regulations 1982. Such a contravention is an offence of strict liability—see subregulation 4(2) of those Regulations. For the levels of penal provisions, see paragraph 4(1)(b) of those Regulations. For strict liability, see section 6.1 of the Criminal Code.
Endnotes

Endnote 1—About the endnotes

The endnotes provide information about this compilation and the compiled law.

The following endnotes are included in every compilation:

Endnote 1—About the endnotes
Endnote 2—Abbreviation key
Endnote 3—Legislation history
Endnote 4—Amendment history

Abbreviation key—Endnote 2
The abbreviation key sets out abbreviations that may be used in the endnotes.

Legislation history and amendment history—Endnotes 3 and 4
Amending laws are annotated in the legislation history and amendment history.

The legislation history in endnote 3 provides information about each law that has amended (or will amend) the compiled law. The information includes commencement details for amending laws and details of any application, saving or transitional provisions that are not included in this compilation.

The amendment history in endnote 4 provides information about amendments at the provision (generally section or equivalent) level. It also includes information about any provision of the compiled law that has been repealed in accordance with a provision of the law.

Editorial changes
The Legislation Act 2003 authorises First Parliamentary Counsel to make editorial and presentational changes to a compiled law in preparing a compilation of the law for registration. The changes must not change the effect of the law. Editorial changes take effect from the compilation registration date.

If the compilation includes editorial changes, the endnotes include a brief outline of the changes in general terms. Full details of any changes can be obtained from the Office of Parliamentary Counsel.

Misdescribed amendments
A misdescribed amendment is an amendment that does not accurately describe the amendment to be made. If, despite the misdescription, the amendment can be given effect as intended, the amendment is incorporated into the compiled law and the abbreviation “(md)” added to the details of the amendment included in the amendment history.

If a misdescribed amendment cannot be given effect as intended, the abbreviation “(md not incorp)” is added to the details of the amendment included in the amendment history.
Endnotes

Endnote 2—Abbreviation key

ad = added or inserted
am = amended
amdt = amendment
c = clause(s)
C[x] = Compilation No. x
Ch = Chapter(s)
def = definition(s)
Dict = Dictionary
disallowed = disallowed by Parliament
Div = Division(s)
ed = editorial change
exp = expires/expired or ceases/ceased to have effect
F = Federal Register of Legislation
gaz = gazette
LA = Legislation Act 2003
LIA = Legislative Instruments Act 2003
(md) = misdescribed amendment can be given effect
(md not incorp) = misdescribed amendment cannot be given effect
mod = modified/modification
No. = Number(s)
o = order(s)
Ord = Ordinance
orig = original
par = paragraph(s)/subparagraph(s)
pres = present
prev = previous
(prev…) = previously
Pt = Part(s)
r = regulation(s)/rule(s)
reloc = relocated
renum = renumbered
rep = repealed
rs = repealed and substituted
s = section(s)/subsection(s)
Sch = Schedule(s)
Sdiv = Subdivision(s)
SLI = Select Legislative Instrument
SR = Statutory Rules
Sub-Ch = Sub-Chapter(s)
SubPt = Subpart(s)
underlining = whole or part not commenced or to be commenced

Export Control (Prescribed Goods—General) Order 2005

Compilation No. 7
Compilation date: 6/1/18
Registered: 23/1/18

Authorised Version F2018C00072 registered 23/01/2018
### Endnote 3—Legislation history

<table>
<thead>
<tr>
<th>Name</th>
<th>Registration</th>
<th>Commencement</th>
<th>Application, saving and transitional provisions</th>
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<tbody>
<tr>
<td>Export Control (Prescribed Goods—General) Amendment Order 2005 (No. 1)</td>
<td>29 June 2005 (F2005L01840)</td>
<td>1 July 2005</td>
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<tr>
<td>Export Control (Prescribed Goods—General) Amendment Order 2009 (No. 1)</td>
<td>15 Apr 2009 (F2009L01303)</td>
<td>16 Apr 2009</td>
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<tr>
<td>Export Control (Prescribed Goods—General) Amendment Order 2011 (No. 1)</td>
<td>22 Dec 2011 (F2011L02795)</td>
<td>23 Dec 2011</td>
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<td>Export Control (Prescribed Goods—General) Amendment Order 2012 (No. 1)</td>
<td>19 June 2012 (F2012L01247)</td>
<td>22 June 2012</td>
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<td>Export Control (Prescribed Goods—General) Amendment Order 2013 (No.)</td>
<td>21 Feb 2013 (F2013L00251)</td>
<td>22 Feb 2013</td>
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<tr>
<td>Export Control Legislation Amendment (2014 Measures No. 1) Order 2014</td>
<td>23 July 2014 (F2014L01017)</td>
<td>Sch 1 (items 29-41); 24 July 2014 (s 2)</td>
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<tr>
<td>Export Control (Prescribed Goods—General) Amendment (Official Marks) Order 2016</td>
<td>30 Mar 2016 (F2016L00432)</td>
<td>31 Mar 2016 (s 2 (1) item 1)</td>
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<tr>
<td>Export Control (Prescribed Goods—General) Amendment (European Union Mark) Order 2017</td>
<td>5 Jan 2018 (F2018L00022)</td>
<td>6 Jan 2018 (s 2 (1) item 1)</td>
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Export Control (Prescribed Goods—General) Order 2005

Compilation No. 7  Compilation date: 6/1/18  Registered: 23/1/18

Authorised Version F2018C00072 registered 23/01/2018
## Endnote 4—Amendment history

<table>
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<tr>
<td>s 1.02</td>
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<tr>
<td>s 1.05</td>
<td>am F2014L01017; F2016L00432</td>
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<tr>
<td>s 1.07</td>
<td>am F2014L01017</td>
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<tr>
<td><strong>Part 2</strong></td>
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<tr>
<td>s 2.01</td>
<td>am 2009 No. 1; F2014L01017</td>
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<tr>
<td><strong>Part 3</strong></td>
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<tr>
<td>s 3.01</td>
<td>am F2014L01017</td>
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<tr>
<td>s 3.02</td>
<td>am F2014L01017; F2016L00432</td>
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<td>Division 4.2</td>
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<tr>
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<td>am 2009 No. 1; F2016L00432</td>
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<tr>
<td>s 13.04</td>
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<td>s 13.07</td>
<td>am 2005 No. 1; F2016L00432</td>
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<tr>
<td>s 13.08</td>
<td>am 2005 No. 1; F2016L00432</td>
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<tr>
<td>s 13.08A</td>
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Endnotes

Endnote 4—Amendment history

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