Customs (Prohibited Exports) Regulations 1958

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made under the

Customs Act 1901

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About this compilation

This compilation

This is a compilation of the *Customs (Prohibited Exports) Regulations 1958* that shows the text of the law as amended and in force on 14 October 2024 (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 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 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 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If a provision of the compiled law has been repealed in accordance with a provision of the law, details are included in the endnotes.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 Name of Regulations

These Regulations are the *Customs (Prohibited Exports) Regulations 1958*.

2 Interpretation

(1) In these Regulations, unless the contrary intention appears:

American Petroleum Institute 610 Standards means the document of that title:
(a) published by the American Petroleum Institute; and
(b) in force on the day on which Part 2 of Schedule 14A commences.

American Society of Mechanical Engineers 1 Standards means the document of that title:
(a) published by the American Society of Mechanical Engineers; and
(b) in force on the day on which Part 2 of Schedule 14A commences.

American Society of Mechanical Engineers 8 Standards means the document of that title:
(a) published by the American Society of Mechanical Engineers; and
(b) in force on the day on which Part 2 of Schedule 14A commences.

arms or related matériel includes:
(a) weapons; and
(b) ammunition; and
(c) military vehicles and equipment; and
(d) paramilitary equipment; and
(e) spare parts for the things mentioned in paragraphs (a) to (c).

asbestos has the same meaning as in the *Work Health and Safety Regulations 2011*.

CAS Registry Number, in relation to a chemical mentioned in Schedule 2, means the registry number:
(a) assigned to the chemical by the Chemical Abstracts Service, Columbus, Ohio, United States of America; and
(b) published by the Service in the journal *Chemical Abstracts*.

defence and strategic goods list means the document:
(a) formulated by the Defence Minister, and published, as mentioned in paragraph 112(2A)(aa) of the Act; and
(b) known as the Defence and Strategic Goods List;
as amended by the Defence Minister and in force from time to time.

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DSGL technology has the meaning given by the *Defence Trade Controls Act 2012*.

Foreign Minister means the Minister for Foreign Affairs.

human embryo clone has the meaning given by section 8 of the *Prohibition of Human Cloning for Reproduction Act 2002.*

licensed exporter means a person who holds a licence granted under regulation 10A, being a licence that is in force.

mercury means elemental mercury (Hg(0), CAS No. 7439-97-6), and includes mixtures of mercury (including alloys of mercury) with a mercury concentration of at least 95% by weight, but does not include non-Minamata Convention mercury.

non-Minamata Convention mercury means any of the following:

(a) research mercury;

(b) naturally occurring trace quantities of mercury present in:

(i) products such as non-mercury metals, ores or mineral products (including coal); or

(ii) products derived from the products mentioned in subparagraph (i);

(c) unintentional trace quantities of mercury in chemical products.

paramilitary equipment means any of the following:

(a) batons, clubs, riot sticks and similar devices of a kind used for law enforcement purposes;

(b) body armour, including:

(i) bullet-resistant apparel; and

(ii) bullet-resistant pads; and

(iii) protective helmets;

(c) handcuffs, leg-irons and other devices used for restraining prisoners;

(d) riot protection shields;

(e) whips;

(f) parts and accessories designed or adapted for use in, or with, equipment mentioned in paragraphs (a) to (e).

poppy straw means any part (other than the seeds) of either of the following:

(a) a plant of the species *Papaver somniferum* (otherwise known as opium poppy);

(b) a plant of the species *Papaver bracteatum*.

research mercury means mercury to be used for laboratory-scale research or as a reference standard.

reviewable defence and strategic goods decision: see regulation 13EE.

security sensitive ammonium nitrate means any of the following:

(a) ammonium nitrate;

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(b) an emulsion that is made up of more than 45 per cent ammonium nitrate;

(c) a mixture that is made up of more than 45 per cent ammonium nitrate;

but does not include ammonium nitrate in solution.

the Act means the *Customs Act 1901*.

Work Health and Safety Minister means the Minister administering the *Work Health and Safety Act 2011*.

(2) In these Regulations, a reference to a Schedule by number shall be read as a reference to the Schedule so numbered to these Regulations.

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Part 2—Exemptions

2A Exemption of goods specified in Schedule 3

(1) These Regulations do not apply in relation to the exportation of petroleum or petroleum products taken on board an aircraft or ship for the service of that aircraft or ship.

(2) In this regulation:

aircraft and ***ship*** have the same meanings as in Part VII of the Act.

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Part 3—Prohibited exports

Division 1—Miscellaneous prohibited exports

3 Exportation of objectionable goods

(1) In this regulation:

authorised person means a person appointed to be an authorised person under subregulation (3).

computer game means a computer program and associated data capable of generating a display on a computer monitor, television screen, liquid crystal display or similar medium that allows the playing of an interactive game.

computer generated image means an image (including an image in the form of text) produced by use of a computer on a computer monitor, television screen, liquid crystal display or similar medium from electronically recorded data

film includes a cinematograph film, a slide, video tape and video disc and any other form of recording from which a visual image, including a computer generated image, can be produced, but does not include a computer game.

interactive game means a game in which the way the game proceeds and the result achieved at various stages of the game is determined in response to the decisions, inputs and direct involvement of the player.

publication means a book, paper, magazine, film, computer game or other written or pictorial matter.

responsible Minister means the Minister administering Part 2 of the *Classification (Publications, Films and Computer Games) Act 1995*.

terrorist act has the same meaning as in section 100.1 of the *Criminal Code* (no matter where the action occurs, the threat of action is made or the action, if carried out, would occur).

Note: The definition of ***terrorist act*** in that section covers actions or threats of actions.

(2) This regulation applies to goods, including publications, that:

(a) describe, depict, express or otherwise deal with matters of sex, drug misuse or addiction, crime, cruelty, violence or revolting or abhorrent phenomena in a way that offends against the standards of morality, decency and propriety generally accepted by reasonable adults to the extent that the goods should not be exported; or

(b) describe or depict in a way that is likely to cause offence to a reasonable adult, a person who is, or who appears to be, a child under 18 (whether the person is engaged in sexual activity or not); or

(d) promote, incite or instruct in matters of crime or violence; or

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(e) promote or incite the misuse of a drug specified in Schedule 4 to the Customs (Prohibited Imports) Regulations; or

(f) advocate the doing of a terrorist act.

(2AA) Without limiting subregulation (2), this regulation also applies to a computer game classified RC (Refused Classification) under the *Classification (Publications, Films and Computer Games) Act 1995*.

(2A) For paragraph (2)(f), publications and any other goods advocate the doing of a terrorist act if they:

(a) directly or indirectly counsel, promote, encourage or urge the doing of a terrorist act; or

(b) directly or indirectly provide instructions on the doing of a terrorist act; or

(c) directly praise the doing of a terrorist act in circumstances where there is a substantial risk that such praise might have the effect of leading a person (regardless of his or her age or any mental impairment (within the meaning of section 7.3 of the *Criminal Code*) that the person might suffer) to engage in a terrorist act.

(2B) For paragraph (2)(f), publications and any other goods do not advocate the doing of a terrorist act if they depict or describe a terrorist act, but the depiction or description could reasonably be considered to be done merely as part of public discussion or debate or as entertainment or satire.

(3) The responsible Minister may, by instrument, appoint a person holding or performing the duties of the office of Director or Deputy Director of the Classification Board established by section 45 of the *Classification (Publications, Films and Computer Games) Act 1995* to be an authorised person for subregulation (4).

(4) The exportation of goods to which this regulation applies is prohibited unless:

(a) a written permission to export the goods has been given by the responsible Minister or an authorised person; or

(b) the goods are being exported by a police officer for the purposes of criminal investigation or law enforcement (including criminal prosecution).

(5) In considering whether to give a permission, the responsible Minister or an authorised person must have regard to:

(a) the purposes for which the goods are to be exported; and

(b) the extent to which the person to whom a permission would be given conducts activities of an artistic or educational, or of a cultural or scientific, nature to which the goods relate; and

(c) the reputation of the person referred to in paragraph (b), both generally and in relation to an activity referred to in that paragraph; and

(d) the ability of that person to meet conditions that may be imposed under subregulation (6) in relation to the goods; and

(e) any other relevant matters.

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(6) A permission may specify conditions with which the holder of the permission must comply.

(7) The responsible Minister or an authorised person may revoke a permission if the holder of the permission fails to comply with a condition imposed under subregulation (6).

(8) Application may be made to the Administrative Review Tribunal for review of a decision of the responsible Minister or an authorised person:
  (a) refusing to give a permission; or
  (b) giving a permission subject to conditions; or
  (c) revoking a permission.

(9) The responsible Minister may certify in writing that in his or her opinion it is in the public interest that a decision to give or refuse to give a permission should be made solely by the responsible Minister and should not be reviewable by the Administrative Review Tribunal.

(10) The responsible Minister must give a copy of a certificate under subregulation (9) to the person who sought the permission.

(11) A certificate must include a statement of the grounds on which the certificate is issued.

(12) While a certificate is in force in relation to a permission or a refusal of a permission, subregulation (8) does not apply to the permission or refusal.

(13) The responsible Minister must cause a copy of a certificate to be laid before each House of the Parliament within 15 sitting days of that House after the day on which the certificate is issued.

(14) If the responsible Minister or an authorised person:
  (a) refuses to give a permission to a person; or
  (b) gives a permission to a person subject to conditions; or
  (c) revokes a permission given to a person;

he or she must inform the person of the decision by written notice within 30 days after making the decision.

(15) Unless the responsible Minister has given a certificate under subregulation (9), a notice under subregulation (14) must include:
  (a) a statement to the effect that application may be made to the Tribunal under the *Administrative Review Tribunal Act 2024* for review of the decision to which the notice relates; and
  (b) unless subsection 269(7) of that Act applies—a statement to the effect that a person whose interests are affected by a reviewable decision may, under section 268 of that Act, request a statement of reasons for the decision.

(16) A contravention of subregulation (15) in relation to a decision does not affect the validity of the decision.

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4 Exportation of asbestos or certain goods containing asbestos

(1) The exportation from Australia of asbestos, or goods mentioned in Schedule 1 that contain asbestos, is prohibited unless:

(a) the asbestos is, or goods are, hazardous waste as defined in section 4 of the *Hazardous Waste (Regulation of Exports and Imports) Act 1989*; or

(b) for the exportation:

(i) a confirmation from an authority of a State or Territory is in force stating that the asbestos is, or goods are, for research, analysis or display; and

(ii) a copy of the confirmation is produced to a Collector if the Collector requests; or

(c) for the exportation:

(i) a permission is in force under subregulation (3); and

(ii) a copy of the permission is produced to a Collector if the Collector requests; or

(d) the exportation is of raw materials that contain naturally occurring traces of asbestos.

(2) However, subregulation (1) does not prohibit exportation from Australia of goods, containing asbestos, that are incorporated into other goods in a way that does not constitute a risk to users until the asbestos in the goods is disturbed.

(3) For the purposes of paragraph (1)(c), the Work Health and Safety Minister, or a person authorised by that Minister, may in writing grant permission for the exportation of asbestos or goods containing asbestos.

(4) A permission under subregulation (3) may be granted subject to conditions or requirements to be complied with by a person either before or after the exportation.

4A Exportation of chemicals

Exportation of chemicals mentioned in Schedule 2

(1) The exportation from Australia of a chemical mentioned in Schedule 2, or a mixture or preparation containing a chemical mentioned in Schedule 2, is prohibited unless:

(a) if the chemical is an active constituent or a chemical product as defined in the Agricultural and Veterinary Chemicals Code set out in the Schedule to the *Agricultural and Veterinary Chemicals Code Act 1994*:

(i) a permission to export the chemical has been granted in writing under the *Agricultural and Veterinary Chemicals (Administration) Regulations 1995*; and

(ii) the permission is produced to a Collector; or

(b) in any other case:

(i) a permission to export the chemical has been granted in writing by the Minister or an authorised officer under this regulation; and

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(ii) the permission is produced to a Collector.

Exportation of mercury

(1AA) The exportation from Australia of mercury is prohibited unless:

(a) a permission to export the mercury has been granted in writing under any of the following:

(i) the *Agricultural and Veterinary Chemicals (Administration) Regulations 1995*;

(ii) the *Industrial Chemicals (General) Rules 2019*;

(iii) the *Therapeutic Goods Regulations 1990*; and

(b) the permission is produced to a Collector.

Exportation of research mercury

(1AB) The exportation from Australia of research mercury is prohibited unless:

(a) both:

(i) a permission to export the chemical has been granted in writing under the *Agricultural and Veterinary Chemicals (Administration) Regulations 1995*; and

(ii) the permission is produced to a Collector; or

(b) both:

(i) a permission to export the chemical has been granted in writing by the Minister or an authorised officer under this regulation; and

(ii) the permission is produced to a Collector.

Derivatives

(1A) To avoid doubt, if an item in Schedule 2 includes words describing a particular kind of derivative (for example, ‘salt’ or ‘ester’) of a chemical whose common name is set out in the item, the derivative so described is taken, for subregulation (1), to be a chemical mentioned in Schedule 2.

Applications and permissions

(2) An application for a permission under paragraph (1)(b) or (1AB)(b) must be:

(a) in writing; and

(b) lodged with an authorised officer.

(3) An authorised officer may ask an applicant for a permission under paragraph (1)(b) or (1AB)(b) to give to the authorised officer any information that the authorised officer or the Minister reasonably requires in order to decide whether the permission should be granted.

(4) If, on an application for a permission under paragraph (1)(b) or (1AB)(b), an authorised officer forms an opinion that the permission should not be granted:

(a) the authorised officer must refer the application to the Minister; and

(b) the Minister may grant, or refuse to grant, the permission.

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(5) A permission granted under paragraph (1)(b), (1AB)(b) or (4)(b) may specify:
  (a) conditions or requirements to be complied with by the holder of the permission; and
  (b) when the holder must comply with a condition or requirement, whether before or after the exportation of the chemical to which the permission relates.

(6) If the holder of a permission granted under paragraph (1)(b), (1AB)(b) or (4)(b) does not comply with a condition or requirement of the permission, the Minister may, by writing, revoke the permission.

Definitions

(7) In this regulation:

authorised officer means an officer of the Department administered by the Minister who is authorised in writing for the purposes of this regulation by the Minister.

Minister means the Minister administering the *Agricultural and Veterinary Chemicals Code Act 1994*.

5 Exportation of goods specified in Schedule 3 (primary produce)

(1) A reference in this regulation to an authorised officer shall be read as a reference to a person who is:
  (a) an officer or employee of the public service of the Commonwealth, a State or the Northern Territory; or
  (b) an officer of, or employed by, an authority of the Commonwealth, a State or the Northern Territory;

being a person authorised in writing by the Minister to approve, for the purposes of these Regulations, the exportation of goods specified in Schedule 3.

(2) The exportation from Australia of the goods specified in Schedule 3 is prohibited unless an approval in writing for the exportation of the goods issued by the Minister or by an authorised officer is produced to the Collector.

(3) An export permit that is in force under the *Export Control Act 2020* in respect of goods specified in item 15 in Schedule 3 shall be taken to be an approval in writing issued under subregulation (2) for the exportation of the goods.

(4) In this regulation:

Minister means the Minister administering the *Export Control Act 2020*.

6 Exportation of goods specified in Schedule 4 (toothfish)

(1) This regulation applies to fish of a species specified in Schedule 4, whether fresh, frozen, smoked, preserved in airtight containers or in any other form.

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(2) The exportation from Australia of fish, or of parts of fish, to which this regulation applies is prohibited unless:
  (a) a permission in writing to export the fish has been granted by the Minister or an authorised officer; and
  (b) the permission is produced to the Collector.

(3) If, on an application for a permission under subregulation (2), an authorised officer forms an opinion that the permission should not be granted:
  (a) the authorised officer must refer the application to the Minister; and
  (b) the Minister may grant, or refuse to grant, the permission.

(4) A permission may specify:
  (a) conditions or requirements to be complied with by the holder of the permission; and
  (b) when the holder must comply with a condition or requirement, whether before or after the exportation of the fish to which the permission relates.

(5) If the holder of a permission does not comply with a condition or requirement of the permission, the Minister, by writing, may revoke the permission.

(6) The Minister may revoke a permission under subregulation (5) whether or not the holder of the permission is charged with an offence under subsection 112(2B) of the Act for not complying with the condition or requirement.

(7) In this regulation:

authorised officer means an officer within the meaning of subsection 4(1) of the *Fisheries Management Act 1991* who is authorised by the Minister, in writing, for the purposes of this regulation.

Minister means the Minister administering the *Fisheries Management Act 1991*.

8 Exportation of goods specified in Schedule 6 (human substances)

(1) In this regulation:

authorised person means an officer of the Department authorised in writing by the Secretary for this regulation.

Department means the department administered by the Minister with administrative responsibility for health.

Secretary means the Secretary to the Department.

(2) The exportation from Australia of goods specified in Schedule 6 is prohibited unless:
  (a) permission to export the goods has been granted under this regulation and is in force; and
  (b) the permission is produced to the Collector.

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(3) The Secretary, or an authorised person, may, on application, grant permission for the exportation of goods specified in Schedule 6.

(4) An application:
  (a) must be in writing; and
  (b) must be lodged with the Secretary.

(5) Notice of the grant of a permission must be in writing and may specify a condition or requirement that must be complied with by the person to whom the permission is granted.

(6) If the Secretary, or an authorised person, refuses to grant an application for a permission, he or she must notify the applicant in writing accordingly.

(7) The Secretary, or an authorised person, may revoke a permission by notice in writing to the holder of the permission, if:
  (a) the holder fails to comply with a condition or requirement specified in the permission, whether or not the holder is charged under subsection 112(2B) of the Act with failure to comply with the condition or requirement; or
  (b) the holder of the permission is convicted under that subsection for failure to comply with the condition or requirement.

(8) Application may be made to the Administrative Review Tribunal for review of a decision of the Secretary or of an authorised person:
  (a) not to grant a permission; or
  (b) to grant a permission specifying a condition or requirement; or
  (c) to revoke a permission.

(9) Notice of a decision referred to in subregulation (8) is to include a statement to the effect that:
  (a) subject to the *Administrative Review Tribunal Act 2024*, a person affected by the decision may make an application to the Administrative Review Tribunal for review of the decision; and
  (b) a person whose interests are affected by the decision may request a statement of reasons for the decision under section 268 of that Act.

(10) A failure to comply with subregulation (9) does not affect the validity of the decision.

8A Exportation of viable material derived from human embryo clones

(1) In this regulation:

authorised person means a person authorised in writing by the Minister for this regulation.

Minister means the Minister administering the *Prohibition of Human Cloning for Reproduction Act 2002*.

viable material means living tissue and cells.

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(2) The exportation from Australia of viable material derived from human embryo clones is prohibited unless:

(a) the Minister or an authorised person has granted permission in writing; and

(b) the permission mentioned in paragraph (a) is produced to a Collector at or before the time of exportation.

(3) The permission may specify conditions or requirements, including times for compliance, to which the importation is subject.

(4) The Minister or an authorised person may, by notice in writing to the holder of the permission, revoke a permission granted under paragraph 2(a) if the holder of the permission engages in conduct that contravenes a condition or requirement mentioned in subregulation (3).

(5) For subregulation (4), the Minister or an authorised person may revoke the permission whether or not the holder of the permission is charged with an offence under subsection 112(2B) of the Act.

(6) Application may be made to the Administrative Review Tribunal for review of a decision of the Minister or of an authorised person:

(a) not to grant a permission; or

(b) to grant a permission specifying a condition or requirement; or

(c) to revoke a permission.

(7) Notice of a decision referred to in subregulation (6) is to include a statement to the effect that:

(a) subject to the *Administrative Review Tribunal Act 2024*, a person affected by the decision may make an application to the Administrative Review Tribunal for review of the decision; and

(b) a person whose interests are affected by the decision may request a statement of reasons for the decision under section 268 of that Act.

(8) A failure to comply with subregulation (7) does not affect the validity of the decision.

9 Exportation of goods specified in Schedule 7 (nuclear material)

(1) In this regulation:

authorised person means a person authorised in writing by the Minister for this regulation.

Minister means the Minister administering the *National Radioactive Waste Management Act 2012*.

(2) This regulation applies to the goods specified in Schedule 7.

(3) The exportation from Australia of goods to which this regulation applies is prohibited unless:

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(a) a permission in writing to export the goods or a class of goods in which the goods are included has been granted by the Minister or an authorised person; and
(b) the permission is produced to the Collector.

(3A) A permission granted for the purposes of subregulation (3) (not being a permission so granted in exchange for a permission surrendered in accordance with subregulation (3B)) may specify, and a permission granted for the purposes of subregulation (3) in exchange for a permission surrendered in accordance with subregulation (3B) shall specify, that the permission may, subject to this regulation, be:
(a) assigned; or
(b) surrendered in exchange for the granting to the holder of the surrendered permission of another permission or other permissions to export goods of the same kind as the goods to which the surrendered permission relates.

(3B) Where a permission so specifies that the permission may be assigned or surrendered, the permission may be so assigned or surrendered only with the consent in writing of the Minister or an authorised person.

(3C) A permission referred to in subregulation (3B) may be assigned as provided by that subregulation notwithstanding that the permission has previously been assigned as provided by that subregulation.

(3D) A consent in writing under subregulation (3B) to the assignment of a permission shall be endorsed on or annexed to the permission.

(3E) A permission granted for the purposes of subregulation (3) may specify conditions or requirements to be complied with by the holder of the permission and may, in respect of any such condition or requirement, specify the time (being a time before or after the exportation of the goods to which the permission relates) at or before which the condition or requirement shall be complied with by the holder.

(3EA) The person who is the holder of the permission when the goods, for which the permission was granted, are exported must comply with any condition or requirement specified in the permission.

(3F) Where, in relation to the proposed assignment of a permission, being a permission that specifies conditions or requirements to be complied with by the holder of the permission, the Minister or an authorised person is of the opinion that any such condition or requirement is incapable of applying, or of applying without variation or modification, to the proposed assignee, the Minister or authorised person may, by writing endorsed on or annexed to the permission at the time of the giving of the consent to the assignment:
(a) omit that condition or requirement;
(b) vary or modify that condition or requirement to enable it to apply in relation to the assignee; or
(c) omit the condition or requirement and substitute other conditions or requirements, being conditions or requirements that are of the same kind as

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the omitted condition or requirement and are not inconsistent with any other condition or requirement specified in the permission.

(3G) Where:

(a) the Minister or an authorised person grants a permission or 2 or more permissions in exchange for surrendered permission; and

(b) the surrendered permission specifies conditions or requirements to be complied with by the permission;

the permission, or each permission, so granted shall specify, as conditions or requirements to be complied with by the holder of the permission:

(c) such of the conditions or requirements referred to in paragraph (b), with or without such variation or modification as the Minister or authorised person may consider necessary for the purpose, as are capable in the circumstances of applying in relation to the holder of the permission; and

(d) such other conditions or requirements, if any, being conditions or requirements not inconsistent with any of the conditions or requirements referred to in paragraph (c), as the Minister or authorised person may determine.

(3H) The Minister or an authorised person shall not unreasonably refuse:

(a) to grant a permission for the purposes of subregulation (3); or

(b) to consent to the assignment or surrender of a permission referred to in subregulation (3B).

(3J) Where:

(a) a permission granted for the purposes of subregulation (3) is subject to a condition or requirement to be complied with by a person; and

(b) the person fails to comply with the condition or requirement;

the Minister or an authorised person may revoke the permission, whether or not the person is charged with an offence against subsection 112(2B) of the Act in respect of the failure to comply with the condition or requirement.

9AA Exportation of rough diamonds

(1) In this regulation:

authorised person means an employee of the Department authorised in writing by the Minister for this regulation.

country includes an international organisation of states or a dependent territory of a country.

Department means the Department administered by the Minister.

Interlaken Declaration means the Interlaken Declaration of 5 November 2002 on the Kimberley Process Certification Scheme for Rough Diamonds.

Kimberley Process means the international certification arrangement for rough diamonds adopted under the Interlaken Declaration.

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Kimberley Process Certificate means a certificate that meets the minimum requirements for certificates specified in Part A of Annex 1 of the document known as the Kimberley Process Certification Scheme which accompanied the Interlaken Declaration.

Minister means the Minister administering the *Offshore Minerals Act 1994*.

original certificate means the original Kimberley Process Certificate issued under subregulation (3).

Participant means a country that is a Participant in the Kimberley Process.

rough diamonds means diamonds that:

(a) are unworked or simply sawn, cleaved or bruted; and

(b) are classified under heading 7102.10.00, 7102.21.00 or 7102.31.00 of Schedule 3 to the *Customs Tariff Act 1995*.

(2) The exportation from Australia of rough diamonds is prohibited unless:

(a) the exporter holds a permission under this regulation; and

(b) the original certificate is produced to a Collector at or before the time of exportation; and

(c) the rough diamonds are exported in a tamper resistant container.

(3) The Minister, or an authorised person, may, on application, grant a permission for the exportation of rough diamonds to a country by issuing a Kimberley Process Certificate.

(4) A permission:

(a) may be granted only if the country is a Participant; and

(b) ceases to be in force if the country ceases to be a Participant.

(5) A permission granted under this regulation is subject to the following conditions:

(a) any condition notified in writing to the applicant at the time the permission is granted;

(b) any condition specified on the Kimberley Process Certificate.

(6) If the holder of a permission fails to comply with a condition of the permission, the Minister, or an authorised person, in writing, may revoke the permission.

(7) The Minister, or an authorised person, may revoke a permission whether or not the holder of the permission is charged with an offence against subsection 112(2B) of the Act for failure to comply with the permission.

(8) The holder of a permission must:

(a) retain a copy of the original certificate for a period of 5 years after the time of exportation; and

(b) produce a copy of the original certificate to an employee of the Department if requested to do so within that period.

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9AB Exportation of cat and dog fur

(1) In this regulation:

authorised person means a person authorised in writing by the Minister for this regulation.

cat fur means the pelt or hair of an animal of the species *Felis catus*.

cat or dog fur product means a product or other thing that consists, wholly or partly, of cat fur or dog fur.

dog fur means the pelt or hair of an animal of the species *Canis familiaris*.

(2) The exportation from Australia of cat fur, dog fur or a cat or dog fur product is prohibited unless:
  (a) permission to export the goods has been granted under subregulation (3) and is in force; and
  (b) the permission is produced to the Collector.

(3) The Minister, or an authorised person, may, on application, grant a permission, in writing, for the exportation of cat fur, dog fur or a cat or dog fur product.

(4) An application:
  (a) must be in writing; and
  (b) must be lodged with the Minister or an authorised person.

(5) The Minister, or an authorised person, may ask an applicant to give to the Minister or authorised person any information the Minister or authorised person may reasonably require for the purpose of making a decision in relation to the application.

(6) In deciding whether to grant a permission, the Minister, or an authorised person, may take into account any matter that the Minister or authorised person considers relevant.

(7) As soon as practicable after making a decision to grant, or not to grant, a permission, the Minister or authorised person must give written notice of the decision to the applicant.

(8) A permission granted under subregulation (3):
  (a) may specify conditions or requirements to be complied with by the holder of the permission; and
  (b) for any such condition or requirement, may specify the time (being a time either before or after the exportation of the goods to which the permission relates) at or before which the condition or requirement must be complied with by the holder of the permission.

(9) The Minister, or an authorised person, may revoke a permission if the Minister or authorised person is satisfied that the holder has failed to comply with a condition or requirement of the permission.

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(10) If the Minister or an authorised person decides to revoke a permission, the Minister or authorised person must, as soon as practicable after making the decision, give written notice of the decision to the holder of the permission.

(11) Application may be made to the Administrative Review Tribunal for review of a decision of the Minister or of an authorised person:
  (a) not to grant a permission; or
  (b) to grant a permission subject to a condition or requirement; or
  (c) to revoke a permission.

(12) Notice of a decision mentioned in subregulation (7) or (10) must include a statement to the effect that:
  (a) subject to the *Administrative Review Tribunal Act 2024*, a person affected by the decision may make an application to the Administrative Review Tribunal for review of the decision; and
  (b) a person whose interests are affected by the decision may request a statement of reasons for the decision under section 268 of that Act.

(13) A failure to comply with subregulation (12) does not affect the validity of the decision.

9AC Exportation of security sensitive ammonium nitrate

The exportation from Australia of security sensitive ammonium nitrate (***SSAN***) is prohibited unless:
  (a) both of the following requirements are met:
    (i) permission (whether in the form of a licence or otherwise) for the exportation of the SSAN has been granted in writing by an authority of the State or Territory where the SSAN is located immediately before exportation; and
    (ii) the permission is produced to a Collector; or
  (b) permission to export the SSAN is not required under the law of the State or Territory where the SSAN is located immediately before exportation.

9AD Exportation of goods specified in Schedule 7A (high activity radioactive sources)

(1) In this regulation:

authorised officer means:
  (a) the CEO of ARPANSA, within the meaning of section 14 of the *Australian Radiation Protection and Nuclear Safety Act 1998*, appointed in writing by the Minister as an authorised officer for this regulation; or
  (b) an APS employee assisting the CEO in accordance with section 58 of that Act, appointed in writing by the Minister as an authorised officer for this regulation.

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high activity radioactive source means a radioactive source mentioned in an item in the table in Schedule 7A that has an activity level, measured in Becquerel, that is equal to, or more than, the level specified in the item.

Minister means the Minister administering the *Australian Radiation Protection and Nuclear Safety Act 1998*.

radioactive source means radioactive material that:

(a) is permanently sealed in a capsule or is closely bonded in a solid form; or

(b) was permanently sealed in a capsule, or was closely bonded in a solid form, until it was released as a result of leakage or breakage.

(2) The exportation from Australia of a high activity radioactive source is prohibited unless:

(a) a permission in writing to export the radioactive source has been granted by the Minister or an authorised officer; and

(b) the permission is shown to a Collector.

(3) In deciding whether to grant a permission, the Minister or authorised officer must take into account:

(a) Australia's relations with other countries; and

(b) Australia's international obligations.

(4) If, in relation to an application for a permission to export a high activity radioactive source, an authorised officer has formed an opinion that the permission should not be granted, the authorised officer must refer the application to the Minister.

(5) If an application is referred to the Minister under subregulation (4), the Minister may grant, or refuse to grant, the permission.

(6) A permission granted by the Minister or authorised officer may specify:

(a) conditions to be complied with by the holder of the permission; and

(b) the time for compliance with a condition mentioned in paragraph (a) (which may be before or after the exportation of the radioactive source to which the permission relates); and

(c) the quantity of the radioactive source that may be exported; and

(d) the circumstances in which the radioactive source may be exported.

(7) The Minister may, in writing, revoke or modify a permission granted under this regulation if the Minister is satisfied, on reasonable grounds, that:

(a) a condition of the permission has not been complied with; or

(b) without the modification, a condition of the permission is unlikely to be complied with; or

(c) permitting, or continuing to permit, the exportation of the radioactive source in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

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Division 2—Drugs and precursor substances

9A Definitions for Division 2

(1) In this Division:

1988 Convention has the same meaning as ***Convention*** has in the *Crimes (Traffic in Narcotic Drugs and Psychotropic Substances) Act 1990*.

active principle includes an active isomer or a mixture of isomers of a drug.

authorised person means an officer of the Department authorised in writing by the Secretary for the regulation in which the expression appears.

Department means the Department administered by the Minister administering the *Therapeutic Goods Act 1989*.

derivative means a substance chemically derived from a drug or from which a drug may be regenerated, including a salt.

drug means a narcotic drug or a psychotropic substance, including a chemical or compound and a plant or a part of a plant, but not including a preparation that is a narcotic preparation within the meaning of Schedule 3 to the Single Convention.

narcotic drug means a drug that is a drug for the purposes of the Single Convention.

precursor substance means a substance mentioned in Schedule 9.

psychotropic substance means a substance that is a psychotropic substance for the purposes of the Psychotropic Substances Convention, including a preparation within the meaning of that Convention.

Psychotropic Substances Convention means the Convention on Psychotropic Substances that was adopted and opened for signature at Vienna on 21 February 1971.

Schedule 8 drug means a drug mentioned in Schedule 8.

Secretary means the Secretary to the Department.

the Single Convention has the same meaning as ***the Convention*** has in the *Narcotic Drugs Act 1967*.

(2) For this Division, an item in Schedule 8 is taken to include the name, in addition to the name of the drug specified in the item, of each substance that is a drug because it is:

(a) an active principle or derivative of the drug the name of which is specified in the item; or

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(b) a derivative of an active principle, the name of which is specified in the item.

(3) For this Division, goods (including goods in the form of a preparation, mixture or solution) that do not consist wholly of a drug but consist in part of, or contain, a drug, are taken to consist of the drug.

10 Exportation of goods specified in Schedule 8 (drugs)

(1) The exportation from Australia of a Schedule 8 drug is prohibited:

(a) unless:

(i) the drug is exported from Australia by a licensed exporter; and

(ii) the Secretary or an authorised person has, by an instrument in writing that is in force, granted permission for the licensed exporter to export the drug to a specified country; and

(iii) the drug is exported from Australia within 3 months after the Secretary or an authorised person granted the permission or within any further period allowed from time to time by the Secretary or an authorised person and specified in the permission; and

(iv) the drug is consigned to the country to which the Secretary or an authorised person has, by the instrument, granted the licensed exporter permission to export the drug; and

(v) the licensed exporter, if asked by the Collector, produces the permission to the Collector; or

(b) unless the drug is exported from Australia by a person on board a ship or aircraft, if the drug:

(i) is not a drug listed in Schedule IV to the Single Convention; and

(ii) is required for the medical treatment of the person or of another person under the care of the person; and

(iii) was prescribed by a medical practitioner for that treatment; and

(iv) was supplied to the person in accordance with the prescription of the medical practitioner mentioned in subparagraph (iii); or

(c) unless the drug is exported from Australia by a person on board a ship or aircraft, if the drug:

(i) is not a drug listed in Schedule IV to the Single Convention; and

(ii) is required for the medical treatment of the person or of another person under the care of the person; and

(iii) is included in Schedule 2 or Schedule 3 to the current Poisons Standard within the meaning of section 52A of the *Therapeutic Goods Act 1989*; and

(iv) is being exported in an amount that does not exceed:

(A) if the drug is a divided dosage product (including tablets and capsules) and pseudoephedrine is the sole active ingredient—30 dosage units; or

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(B) if the drug is a divided dosage product (including tablets and capsules) and it contains pseudoephedrine in combination with other active ingredients—50 dosage units; or

(C) in any other case—3 months supply of the recommended daily dosage of the drug; or

(d) unless the drug is exported from Australia by a person on board a ship or aircraft, if the drug:

(i) is not a drug listed in Schedule IV to the Single Convention; and

(ii) is required for the medical treatment of an animal that is being exported and is under the care of the person; and

(iii) was prescribed by a veterinarian for the treatment; and

(iv) was supplied to the person in accordance with the prescription of the veterinarian mentioned in subparagraph (iii); or

(e) unless the drug is exported from Australia by a person on board a ship or aircraft if the drug:

(i) is not a drug listed in Schedule IV to the Single Convention; and

(ii) is required for the medical treatment of an animal under the care of the person; and

(iii) is included in Schedule 2 or Schedule 3 to the current Poisons Standard within the meaning of section 52A of the *Therapeutic Goods Act 1989*; and

(iv) is being exported in an amount that does not exceed:

(A) if the drug is a divided dosage product (including tablets and capsules) and pseudoephedrine is the sole active ingredient—30 dosage units; or

(B) if the drug is a divided dosage product (including tablets and capsules) and it contains pseudoephedrine in combination with other active ingredients—50 dosage units; or

(C) in any other case—3 months supply of the recommended daily dosage of the drug; or

(f) unless the drug is exported from Australia on a ship or aircraft if:

(i) the drug is not a drug listed in Schedule IV to the Single Convention; and

(ii) the drug is for first-aid or emergency purposes during the ship's voyage or the aircraft's flight; and

(iii) the amount of the drug being exported is consistent with the number of passengers and crew on board the ship or aircraft and the duration of the voyage or flight; or

(g) unless the drug is exported from Australia by a person on board a ship or aircraft if:

(i) the drug is not a drug listed in Schedule IV to the Single Convention; and

(ii) the person is a medical practitioner, nurse or paramedic; and

(iii) the person is exporting the drug for providing emergency medical treatment to another person; and

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(iv) the amount of the drug being exported is consistent with the treatment of that other person.

(2) The exportation of a Schedule 8 drug from Australia to another country by post is prohibited unless the Secretary or an authorised person has, in the instrument granting a licensed exporter permission to export the drug to the other country, or in another instrument in writing that is in force, authorised the exportation of the drug by post to the other country.

(3) An application for a permission to export a Schedule 8 drug:
(a) must be in writing; and
(b) must be lodged with the Secretary; and
(c) must state the country to which the drug is to be exported; and
(d) for a drug specified in Part 1 or 2 of Schedule 8—must be accompanied by an authorisation from the appropriate governmental authority of the country to which the drug is to be exported authorising the importation of the drug into that country.

(4) If the Secretary or an authorised person refuses to grant an application for a permission under subparagraph (1)(a)(ii) or subregulation (2), the Secretary or authorised person must tell the licensed exporter in writing.

10AA Drugs that may be exported—Ministerial approval

The Minister administering the *Therapeutic Goods Act 1989* may, on the recommendation of the Secretary, by legislative instrument, approve the exportation from Australia of a Schedule 8 drug that meets one or more of the following:
(a) the drug is specified in, or included in a class of drugs specified in, the approval;
(b) the drug is exported in a form (including a concentration) specified in the approval;
(c) the drug is exported by a person, or class of persons, specified in the approval;
(d) the drug does not exceed a value or amount specified in the approval;
(e) the drug is exported in a way, or by a means, specified in the approval.

10AB Exportation of goods specified in Schedule 9 (precursor substances)

(1) The exportation from Australia of a precursor substance mentioned in Part 1 of Schedule 9 is prohibited unless:
(a) the substance is exported from Australia by a licensed exporter; and
(b) the conditions mentioned in subregulation (4) are met in relation to the export of the substance.

(2) The exportation from Australia of more than 100 litres of a precursor substance mentioned in Part 2 of Schedule 9 is prohibited unless:
(a) the substance is exported from Australia by a licensed exporter; and

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(b) if the substance is to be exported to a country mentioned in a notice under subregulation (3)—the conditions mentioned in subregulation (4) are met in relation to the export of the substance.

(3) The Secretary may publish in the *Gazette* a notice listing countries for paragraph (2)(b).

(4) For subregulations (1) and (2), the conditions are that:

(a) the licensed exporter has notified the Secretary at least 5 days before the exporter intends to export the substance; and

(b) the Secretary or an authorised person has not, by an instrument in writing, notified the licensed exporter that the licensed exporter cannot export the substance; and

(c) the substance is exported within 3 months after the date when the notification mentioned in paragraph (a) was received by the Secretary; and

(d) the amount of the substance is not greater than the amount specified in the notification mentioned in paragraph (a); and

(e) the substance is consigned to the country specified in the notification mentioned in paragraph (a); and

(f) when requested by a Collector, the licensed exporter produces the notification mentioned in paragraph (a) to the Collector.

(5) A notification under paragraph (4)(a) must:

(a) be in writing; and

(b) be in the form approved by the Secretary; and

(c) state:

(i) the country to which the substance is to be exported; and

(ii) the quantity of the substance that is to be exported.

10A Licensed exporters

(1) An application for the grant of a licence to export a Schedule 8 drug, or an application for the grant of a licence to export a precursor substance, must:

(a) be in writing; and

(b) be lodged with the Secretary.

(2) The Secretary or an authorised person may grant an application for a licence to export a Schedule 8 drug only if the grant would be consistent with the requirements mentioned in regulation 10C that are appropriate to the drug.

(2A) The Secretary or an authorised person may grant an application for a licence to export a precursor substance only if the grant would be consistent with the requirements mentioned in regulation 10CA that are appropriate to the precursor substance.

(3) A licence granted under subregulation (2) remains in force for the period mentioned in the licence.

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(4) However, the Secretary or an authorised person may revoke a licence granted under subregulation (2) if:

(a) the holder of the licence has failed to comply with a condition of the licence; or

(b) it would not be consistent with the requirements mentioned in regulation 10C that are appropriate to the drug to which the licence relates for the licence to continue in force.

(4A) A licence granted under subregulation (2A) remains in force for the period mentioned in the licence.

(4B) However, the Secretary or an authorised person may revoke a licence granted under subregulation (2A) if:

(a) the holder of the licence has failed to comply with a condition of the licence; or

(b) it would not be consistent with the requirements mentioned in regulation 10CA that are appropriate to the precursor substance to which the licence relates for the licence to continue in force.

(5) If the Secretary or an authorised person refuses to grant an application for a licence, he or she must notify the applicant in writing accordingly.

(6) If the Secretary or an authorised person revokes a licence, he or she must notify the holder of the licence in writing accordingly.

10B Conditions of licences under regulation 10A

(1) A licence granted under regulation 10A is subject to the following conditions:

(a) for each Schedule 8 drug or each precursor substance exported by the exporter from Australia, the licensed exporter must keep the following records:

(i) the date when the exporter exports any quantity of the drug or precursor substance;

(ii) the quantity of the drug or precursor substance the exporter exports on that date;

(iii) the export permit number for the export of the drug or precursor substance;

(iv) the name and address of the person to whom the drug or precursor substance is exported;

(b) the exporter must keep the records until the Secretary or an authorised person approves the destruction of the records;

(c) the exporter must, if required to do so by the Secretary, an authorised person or the Comptroller-General of Customs, at any reasonable time of the day, produce the records for examination by, and permit extracts from or copies of the records to be taken by an officer authorised by the Secretary, an authorised person or the Comptroller-General of Customs;

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(d) the exporter must, within 5 days after the end of a report week, give to the Secretary a return setting out the information mentioned in paragraph (a) for the report week;

(e) the exporter must, if required to do so by the Secretary, an authorised person or the Comptroller-General of Customs, take any precautions necessary to ensure that there is no danger of loss or theft of a drug or a precursor substance in the exporter's possession.

(2) The Secretary must, before the commencement of each calendar year, by notice published in the *Gazette*, set out the periods that are, for this regulation, report weeks for that year.

(3) The Secretary must, before 1 August 2002, by notice published in the *Gazette*, set out the periods that are, for this regulation, report weeks for the period beginning on 1 August 2002 and ending on 31 December 2002.

(4) In this regulation:

report week means a week mentioned in a notice under subregulation (2) or (3).

10C Requirements appropriate to drugs

The requirements appropriate to drugs that are, or are deemed to be, narcotic drugs are the requirements of the Single Convention and the requirements appropriate to drugs that are psychotropic substances are the requirements of the Psychotropic Substances Convention.

10CA Requirements appropriate to precursor substances

The requirements appropriate to precursor substances are the requirements under the 1988 Convention that apply in respect of the substances listed in Table II of the 1988 Convention.

10D Drugs deemed to be narcotic drugs

For the purposes of this Division, a drug that is not a narcotic drug or a psychotropic substance shall be deemed to be a substance specified in Schedule II to the Single Convention.

10E Exercise of powers by Secretary, Comptroller-General of Customs or authorised person

The Secretary, an authorised person or the Comptroller-General of Customs, in exercising a power or performing a function under regulation 10, 10AB, 10A or 10B must have regard only to those requirements mentioned in regulation 10C or 10CA that are appropriate.

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10F Review of decisions—exportation of Schedule 8 drugs and precursor substances

(1) Application may be made to the Administrative Review Tribunal for review of a decision of the Secretary or of an authorised person:

(a) not to grant a permission under subparagraph 10(1)(a)(ii); or

(b) not to allow the export of a precursor substance under paragraph 10AB(4)(b); or

(c) not to grant a licence under subregulation 10A(2) or (2A); or

(d) to revoke a licence under subregulation 10A(4) or (4B).

(2) Notice of a decision referred to in subregulation (1) is to include a statement to the effect that:

(a) subject to the *Administrative Review Tribunal Act 2024*, a person affected by the decision may make an application to the Administrative Review Tribunal for review of the decision; and

(b) a person whose interests are affected by the decision may request a statement of reasons for the decision under section 268 of that Act.

(3) A failure to comply with subregulation (2) does not affect the validity of the decision.

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Division 2A—Exportation of goods in relation to autonomous sanctions

11 Exportation of export sanctioned goods to countries under autonomous sanctions

(1) In this Division:

controlled asset has the same meaning as in the *Autonomous Sanctions Regulations 2011*.

export sanctioned goods means goods that:

(a) are mentioned in an item of the table in subregulation 4(2) of the *Autonomous Sanctions Regulations 2011*; or

(b) have been designated as export sanctioned goods under subregulation 4(3) of those Regulations.

Note: The items of the table in subregulation 4(2) of the *Autonomous Sanctions Regulations 2011* identify countries and the goods that are export sanctioned goods for those countries. A designation under subregulation 4(3) of those Regulations identifies countries and the goods that are export sanctioned goods for those countries.

(2) The exportation of export sanctioned goods is prohibited if:

(a) the immediate or final destination of the goods is, or is intended to be, the country for which they are export sanctioned goods; and

(b) the exportation is not authorised in accordance with a permit granted under paragraph 18(1)(a) of the *Autonomous Sanctions Regulations 2011*.

(3) The exportation of goods is prohibited if:

(a) the goods are goods to which subregulation 4(4) of the *Autonomous Sanctions Regulations 2011* applies; and

(b) the exportation is not authorised in accordance with a permit granted under paragraph 18(1)(a) of those Regulations.

11A Exportation of goods to designated persons and entities under autonomous sanctions

The exportation of goods other than a controlled asset is prohibited if:

(a) the goods are to be exported, directly or indirectly, either to, or for the benefit of a person or entity that has been designated under paragraph 6(a) or 6A(1)(a), (2)(a), (4)(a), (5)(a), (8)(a) or (9)(a) of the *Autonomous Sanctions Regulations 2011*; and

(b) the exportation is not authorised in accordance with a permit granted under regulation 18 of the *Autonomous Sanctions Regulations 2011*.

Note: The items of the table in regulation 6 of the *Autonomous Sanctions Regulations 2011* identify countries and the persons and entities who may be designated as designated persons or entities for those countries.

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11B Exportation of controlled assets under autonomous sanctions

The exportation of a controlled asset is prohibited if the exportation is not authorised in accordance with a permit granted under regulation 18 of the *Autonomous Sanctions Regulations 2011*.

Note: Under the *Autonomous Sanctions Regulations 2011*, a controlled asset is an asset that is owned or controlled by a person or entity that has been designated as a designated person or entity in accordance with paragraph 6(a) or 6A(1)(a), (2)(a), (4)(a), (5)(a), (8)(a) or (9)(a) of those Regulations.

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Division 3—Exportation of goods to certain countries

13CI Exportation of arms or related matériel to Afghanistan

(1) In this regulation:

authorised person means an officer of the Department administered by the Foreign Minister authorised in writing by the Foreign Minister to give permissions under this regulation.

(2) The exportation of arms or related matériel (other than goods listed in the defence and strategic goods list) the immediate or final destination of which is, or is intended to be, Afghanistan is prohibited unless the written permission of the Foreign Minister or an authorised person is produced to a Collector at or before the time of exportation.

Note: See regulation 13E in relation to the export of goods listed in the defence and strategic goods list.

(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:

(a) be in the approved form; and

(b) contain the information required by the approved form; and

(c) be signed as indicated by the approved form.

(3) A permission granted under subregulation (2) may specify, in relation to the exportation of goods that it permits:

(a) conditions or requirements, including times for compliance, to which the exportation is subject; and

(b) the quantity of goods that may be exported; and

(c) the circumstances in which goods may be exported.

(4) The Foreign Minister may revoke or modify a permission granted under subregulation (2) if the Foreign Minister is satisfied on reasonable grounds that:

(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or

(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(5) When deciding whether to give permission under subregulation (2), the Foreign Minister or an authorised person must take into account:

(a) Australia's relations with other countries; and

(b) Australia's obligations under international law.

13CJ Exportation of acetic anhydride

The exportation of acetic anhydride the immediate or final destination of which is, or is intended to be, Afghanistan is prohibited absolutely.

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13CK Exportation of arms or related matériel to Liberia

(1) In this regulation:

authorised person means an officer of the Department administered by the Foreign Minister authorised in writing by the Foreign Minister to give permissions under this regulation.

(2) The exportation of arms or related matériel (other than goods listed in the defence and strategic goods list) the immediate or final destination of which is, or is intended to be, Liberia is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

Note: See regulation 13E in relation to the export of goods listed in the defence and strategic goods list.

(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:

(a) be in the approved form; and

(b) contain the information required by the approved form; and

(c) be signed as indicated by the approved form.

(3) A permission granted under subregulation (2) may state, in relation to the exportation of goods that it permits:

(a) conditions or requirements, including times for compliance, to which the exportation is subject; and

(b) the quantity of goods that may be exported; and

(c) the circumstances in which goods may be exported.

(4) The Foreign Minister may revoke or modify a permission granted under subregulation (2) if the Foreign Minister is satisfied on reasonable grounds that:

(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or

(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(5) When deciding whether to give permission under subregulation (2), the Foreign Minister or an authorised person must take into account:

(a) Australia's relations with other countries; and

(b) Australia's obligations under international law.

13CL Exportation of arms or related matériel to the Democratic Republic of the Congo

(1) In this regulation:

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authorised person means an employee of the Department of Foreign Affairs and Trade authorised in writing by the Foreign Minister to give permissions under this regulation.

(2) The exportation of arms or related matériel (other than goods listed in the defence and strategic goods list) the immediate or final destination of which is, or is intended to be, the Democratic Republic of the Congo is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

Note: See regulation 13E in relation to the export of goods listed in the defence and strategic goods list.

(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:

(a) be in the approved form; and

(b) contain the information required by the approved form; and

(c) be signed as indicated by the approved form.

(3) A permission granted under subregulation (2) may state, in relation to the exportation of goods that it permits:

(a) conditions or requirements, including times for compliance, to which the exportation is subject; and

(b) the quantity of goods that may be exported; and

(c) the circumstances in which goods may be exported.

(4) The Foreign Minister may revoke or modify a permission granted under subregulation (2) if the Foreign Minister is satisfied on reasonable grounds that:

(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or

(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(5) When deciding whether to give permission under subregulation (2), the Foreign Minister or an authorised person must take into account:

(a) Australia's relations with other countries; and

(b) Australia's obligations under international law.

13CM Exportation of arms or related matériel to Sudan

(1) In this regulation:

authorised person means an employee of the Department of Foreign Affairs and Trade authorised in writing by the Foreign Minister to give permissions under this regulation.

(2) The exportation of arms or related matériel (other than goods listed in the defence and strategic goods list) the immediate or final destination of which is, or is intended to be, Sudan is prohibited unless the written permission of the

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Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

Note: See regulation 13E in relation to the export of goods listed in the defence and strategic goods list.

(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:

(a) be in the approved form; and

(b) contain the information required by the approved form; and

(c) be signed as indicated by the approved form.

(3) A permission granted under subregulation (2) may state, in relation to the exportation of goods that it permits:

(a) conditions or requirements, including times for compliance, to which the exportation is subject; and

(b) the quantity of goods that may be exported; and

(c) the circumstances in which goods may be exported.

(4) The Foreign Minister may revoke or modify a permission granted under subregulation (2) if the Foreign Minister is satisfied on reasonable grounds that:

(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or

(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(5) When deciding whether to give permission under subregulation (2), the Foreign Minister or an authorised person must take into account:

(a) Australia's relations with other countries; and

(b) Australia's obligations under international law.

13CN Exportation of certain goods to Côte d'Ivoire

(1) In this regulation:

authorised person means a person authorised under subregulation (6).

(2) The exportation of a good mentioned in the following table for which the immediate or final destination is, or is intended to be, Côte d'Ivoire is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

Item	Goods
1	arms or related matériel (other than goods listed in the defence and strategic goods list)
2	vehicles

Note: See regulation 13E in relation to the export of goods listed in the defence and strategic goods list.

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(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:
(a) be in the approved form; and
(b) contain the information required by the approved form; and
(c) be signed as indicated by the approved form.

(3) A permission granted under subregulation (2) may state, in relation to the exportation of goods that it permits:
(a) conditions or requirements, including times for compliance, to which the exportation is subject; and
(b) the quantity of goods that may be exported; and
(c) the circumstances in which goods may be exported.

(4) The Foreign Minister may revoke or modify a permission granted under subregulation (2) if the Foreign Minister is satisfied on reasonable grounds that:
(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or
(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(5) When deciding whether to give permission under subregulation (2), the Foreign Minister or an authorised person must take into account:
(a) Australia's relations with other countries; and
(b) Australia's obligations under international law.

(6) The Foreign Minister may authorise an SES employee or acting SES employee of the Department administered by the Foreign Minister to give permissions under this regulation.

13CO Exportation of goods to Democratic People's Republic of Korea

(1) In this regulation:

authorised person means an officer of the Department administered by the Foreign Minister authorised in writing by the Foreign Minister to give permissions under this regulation.

luxury goods list means the luxury goods list (if any) determined by the Foreign Minister under subregulation 5(2) of the *Charter of the United Nations (Sanctions—Democratic People's Republic of Korea) Regulations 2008*.

(2) Subject to subregulation (2AA), the exportation of all goods, the immediate or final destination of which is, or is intended to be, the Democratic People's Republic of Korea, is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

(2AA) Subregulation (2) does not apply to the following:
(a) food (except goods included on the luxury goods list);

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(b) medicine;
(c) accompanied personal or household effects (except arms or related matériel) of a person who is a passenger, or a member of the crew, of a ship or aircraft, being effects that a Collector reasonably believes to be for the personal use of that person.

(2AB) For the purposes of paragraph (2AA)(c), a Collector may take into account the quantities of the accompanied personal or household effects. This subregulation does not limit the matters a Collector may take into account.

(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:
(a) be in the approved form; and
(b) contain the information required by the approved form; and
(c) be signed as indicated by the approved form.

(3) A permission granted under subregulation (2) may state, in relation to the exportation of the goods that it permits:
(a) conditions or requirements, including times for compliance, to which the exportation is subject; and
(b) the quantity of the goods that may be exported; and
(c) the circumstances in which the goods may be exported.

(4) The Foreign Minister may revoke or modify a permission granted under subregulation (2) if the Foreign Minister is satisfied on reasonable grounds that:
(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or
(b) permitting, or continuing to permit, the exportation of the goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(5) When deciding whether to give permission under subregulation (2), the Foreign Minister or an authorised person must take into account:
(a) Australia's relations with other countries; and
(b) Australia's obligations under international law.

13CP Exportation of arms or related matériel to Lebanon

(1) In this regulation:

authorised person means an employee of the Department administered by the Foreign Minister authorised in writing by the Foreign Minister to give permissions under this regulation.

(2) The exportation of arms or related matériel (other than goods listed in the defence and strategic goods list) the immediate or final destination of which is, or is intended to be, Lebanon is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

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Note: See regulation 13E in relation to the export of goods listed in the defence and strategic goods list.

(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:

(a) be in the approved form; and

(b) contain the information required by the approved form; and

(c) be signed as indicated by the approved form.

(3) A permission granted under subregulation (2) may state, in relation to the exportation of goods that it permits:

(a) conditions or requirements, including times for compliance, to which the exportation is subject; and

(b) the quantity of goods that may be exported; and

(c) the circumstances in which goods may be exported.

(4) The Foreign Minister may revoke or modify a permission granted under subregulation (2) if the Foreign Minister is satisfied on reasonable grounds that:

(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or

(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(5) When deciding whether to give permission under subregulation (2), the Foreign Minister or an authorised person must take into account:

(a) Australia's relations with other countries; and

(b) Australia's obligations under international law.

13CQ Exportation of certain goods to Iran

(1) In this regulation:

authorised person means a person authorised under subregulation (6).

listed goods means:

(a) export sanctioned goods mentioned in subregulation 5(1) of the *Charter of the United Nations (Sanctions—Iran) Regulations 2008*; and

(b) goods specified in a prohibition notice issued under regulation 5A of the *Charter of the United Nations (Sanctions—Iran) Regulations 2008* and in force.

Note for paragraph (a): Export sanctioned goods include ***arms and related matériel*** that are defined in regulation 4 of the *Charter of the United Nations (Sanctions— Iran) Regulations 2008*.

specified entity means an entity specified in a legislative instrument made for subparagraph 17E(2)(a)(i) of the *Charter of the United Nations (Sanctions—Iran) Regulations 2008.*

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(2) The exportation of listed goods, the immediate or final destination of which is, or is intended to be, Iran is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

(2AA) If:

(a) a person exporting, or intending to export goods (including listed goods), is:

(i) an Australian national; or

(ii) subject to Australian jurisdiction; or

(iii) an entity incorporated in Australia; or

(iv) an entity subject to Australian jurisdiction; and

(b) the goods are to be exported in the course of the conduct of business by the person with:

(i) a specified entity; or

(ii) an individual or entity acting on behalf of, or under the direction of, the specified entity; or

(iii) an entity owned or controlled, whether or not by illicit means, by the specified entity; and

(c) the business is not authorised in accordance with regulation 17F of the *Charter of the United Nations (Sanctions—Iran) Regulations 2008*;

the exportation of goods is prohibited, unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

(2A) An application for the written permission of the Foreign Minister or an authorised person mentioned in subregulation (2) must:

(a) be in the approved form; and

(b) contain the information required by the approved form; and

(c) be signed as indicated by the approved form.

(3) A permission to export goods granted under subregulation (2) or (2AA) may state, in relation to the exportation:

(a) conditions or requirements, including times for compliance, to which the exportation is subject; and

(b) the quantity of the goods that may be exported; and

(c) the circumstances in which the goods may be exported.

(4) When deciding whether to give permission under subregulation (2) or (2AA), the Foreign Minister or an authorised person must take into account:

(a) Australia's relations with other countries; and

(b) Australia's obligations under international law.

(5) The Foreign Minister may revoke or modify a permission granted under subregulation (2) or (2AA) if the Foreign Minister is satisfied on reasonable grounds that:

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(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or

(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(6) The Foreign Minister may authorise an SES employee of the Department of Foreign Affairs and Trade to give permissions under this regulation.

13CR Exportation of certain goods to Eritrea

(1) In this regulation:

authorised person means a person authorised under subregulation (8).

(2) This regulation applies to goods that are arms or related matériel:

(a) not listed in the defence and strategic goods list; and

(b) whose immediate or final destination is, or is intended to be, Eritrea.

(3) Exportation of the goods is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

(4) An application for the permission of the Foreign Minister or an authorised person under subregulation (3) must:

(a) be in the approved form; and

(b) contain the information required by the approved form; and

(c) be signed as indicated by the approved form.

(5) A permission to export goods granted under subregulation (3) may state, in relation to the exportation:

(a) conditions or requirements, including times for compliance, to which the exportation is subject; and

(b) the quantity of the goods that may be exported; and

(c) the circumstances in which the goods may be exported.

(6) When deciding whether to give permission under subregulation (3), the Foreign Minister or an authorised person must take into account:

(a) Australia's relations with other countries; and

(b) Australia's obligations under international law.

(7) The Foreign Minister may revoke or modify a permission granted under subregulation (3) if the Foreign Minister is satisfied on reasonable grounds that:

(a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or

(b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

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(8) The Foreign Minister may authorise an SES employee or acting SES employee of the Department administered by the Foreign Minister to give permissions under this regulation.

13CS Exportation of certain goods to the Libyan Arab Jamahiriya

(1) In this regulation:

authorised person means a person authorised under subregulation (8).

(2) This regulation applies to goods that are arms or related matériel:
  (a) not listed in the defence and strategic goods list; and
  (b) whose immediate or final destination is, or is intended to be, the Libyan Arab Jamahiriya.

(3) Exportation of the goods is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

(4) An application for the permission of the Foreign Minister or an authorised person under subregulation (3) must:
  (a) be in the approved form; and
  (b) contain the information required by the approved form; and
  (c) be signed as indicated by the approved form.

(5) A permission to export goods granted under subregulation (3) may state, in relation to the exportation:
  (a) conditions or requirements, including times for compliance, to which the exportation is subject; and
  (b) the quantity of the goods that may be exported; and
  (c) the circumstances in which the goods may be exported.

(6) When deciding whether to give permission under subregulation (3), the Foreign Minister or an authorised person must take into account:
  (a) Australia's relations with other countries; and
  (b) Australia's obligations under international law.

(7) The Foreign Minister may revoke or modify a permission granted under subregulation (3) if the Foreign Minister is satisfied on reasonable grounds that:
  (a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or
  (b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(8) The Foreign Minister may authorise an SES employee or acting SES employee of the Department administered by the Foreign Minister to give permissions under this regulation.

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Regulation 13CT

13CT Exportation of certain goods to the Central African Republic

(1) In this regulation:

authorised person means a person authorised under subregulation (8).

(2) This regulation applies to goods that are arms or related matériel:
  (a) not listed in the defence and strategic goods list; and
  (b) whose immediate or final destination is, or is intended to be, the Central African Republic.

(3) Exportation of the goods is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.

(4) An application for the permission of the Foreign Minister or an authorised person under subregulation (3) must:
  (a) be in the approved form; and
  (b) contain the information required by the approved form; and
  (c) be signed as indicated by the approved form.

(5) A permission to export goods granted under subregulation (3) may state, in relation to the exportation:
  (a) conditions or requirements, including times for compliance, to which the exportation is subject; and
  (b) the quantity of the goods that may be exported; and
  (c) the circumstances in which the goods may be exported.

(6) When deciding whether to give permission under subregulation (3), the Foreign Minister or an authorised person must take into account:
  (a) Australia's relations with other countries; and
  (b) Australia's obligations under international law.

(7) The Foreign Minister may revoke or modify a permission granted under subregulation (3) if the Foreign Minister is satisfied on reasonable grounds that:
  (a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or
  (b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.

(8) The Foreign Minister may authorise an SES employee or acting SES employee of the Department administered by the Foreign Minister to give permissions under this regulation.

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Division 4—Financial goods

13D Exportation of counterfeit credit, debit and charge cards

(1) The exportation from Australia of a counterfeit credit, debit or charge card is prohibited unless:

(a) a permission in writing to export the card has been given by the Minister; and

(b) the permission is produced to a Collector.

(2) A permission may specify:

(a) conditions or requirements to be complied with by the holder of the permission; and

(b) when the holder of the permission must comply with a condition or requirement, whether before or after the exportation of the card to which the permission relates.

(3) If the holder of a permission does not comply with a condition or requirement (if any) of the permission, the Minister may, by writing, revoke the permission.

(4) In this regulation:

Minister means the Minister administering the *Australian Federal Police Act 1979*.

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Division 4A—Defence and strategic goods

13E Exportation of defence and strategic goods—general

Prohibition of exportation

(1) The exportation from Australia of the following goods is prohibited, subject to this Division:
  (a) goods specified in the defence and strategic goods list;
  (b) goods containing DSGL technology.

Note: See regulation 13EA for exceptions. Permission under subregulation (2) of this regulation is not required for the exportation of goods covered by those exceptions.

Exportation with permission

(2) The exportation of goods is not prohibited under subregulation (1) if all of the following conditions are satisfied:
  (a) the Defence Minister has granted permission under this regulation for the exportation of the goods;
  (b) for goods containing DSGL technology—the permission is expressed to cover the DSGL technology;
  (c) the exportation of the goods is in accordance with the terms of the permission;
  (d) the permission is produced to a Collector.

Decision on application for permission

(3) If a person (the ***applicant***) makes an application for permission to export goods in accordance with regulation 13EB, the Defence Minister must:
  (a) consider whether to grant the permission sought; and
  (b) either:
    (i) grant the permission, by notice in writing to the applicant; or
    (ii) refuse to grant the permission, by notice in writing to the applicant giving reasons for refusal.

Note: See regulation 13EG for how notices must be given, and when they are taken to be received.

Criteria for granting permission

(4) The Defence Minister may only grant permission to the applicant if satisfied that the export of the goods, or of any DSGL technology contained in the goods, would not prejudice the security, defence or international relations of Australia, having regard to the following matters:
  (a) the criteria set out in the following table;
  (b) any other matters the Defence Minister considers appropriate.

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Criteria for permissions	
Item	**Criterion**
1	The risk that the goods or the DSGL technology may go to, or become available to, a country upon which the Security Council of the United Nations or Australia has imposed a sanction
2	The risk that the goods or the DSGL technology may go to, or become available to, a country where they may be used in a way contrary to Australia's international obligations or commitments
3	The risk that the goods or the DSGL technology may be used to commit or facilitate serious abuses of human rights
4	Whether the export of the goods or the DSGL technology: (a) may aggravate: (i) an existing threat to international peace and security or to the peace and security of a region; or (ii) a particular event or conflict of concern to Australia; or (b) may otherwise contribute to political instability internationally or in a particular region
5	Whether the goods or the DSGL technology may: (a) be used for conflict within a country or for international conflict by a country; or (b) further militarise conflict within a country
6	Whether the export of the goods or the DSGL technology may compromise or adversely affect Australia's defence or security interests, its obligations to its allies or its international obligations and responsibilities
7	Whether the goods or the DSGL technology may go to, or become available to, a country that has policies or strategic interests that are inconsistent with the policies and strategic interests of Australia or its allies
8	The risk that the export of the goods or the DSGL technology may: (a) adversely affect Australia's military capability; or (b) substantially compromise an Australian defence operation; or (c) increase the military capability of a country that is a potential adversary of Australia
9	The risk that the goods or the DSGL technology may go to, or become available to, a country: (a) that is developing, or is reasonably suspected of developing: (i) weapons that may be capable of causing mass destruction; or (ii) the means of delivering such weapons; or (b) that supports, or is reasonably suspected of supporting, terrorism; or (c) whose actions or foreign policies pose a risk of major disruption in global stability or the stability of a particular region
10	Whether the export of the goods or the DSGL technology may lead to a reaction by another country that may damage Australia's interests or relations with the other country or with a particular region
11	Whether the goods or the DSGL technology may be used for mercenary activities or a terrorist or other criminal activity
12	Whether preventing the export of the goods or the DSGL technology may have an adverse effect on Australian research, industry, trade and economic prosperity to the extent that it may adversely affect the security, defence or international relations of Australia

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Terms and conditions of permission

(5) A permission may specify the terms subject to which the permission is granted, including any or all of the following (without limitation):
  (a) the type and amount of goods that may be exported;
  (b) the persons to whom the goods may be exported;
  (c) the overseas countries to which the goods may be exported;
  (d) the number of shipments of the goods that may be exported;
  (e) the period during which the goods may be exported.

(6) A permission may be granted subject to any conditions stated in the permission, including (without limitation) conditions relating to the circumstances in which goods may be exported.

Note: Regulation 13EC deals with changing permission conditions.

13EA Exportation of defence and strategic goods—no permission required under regulation 13E

Goods owned by defence forces

(1) The exportation of goods is not prohibited under subregulation 13E(1) if all of the following conditions are satisfied:
  (a) the goods are owned by the defence force of any of the following countries:
    (i) Brunei Darussalam;
    (ii) Canada;
    (iia) Japan;
    (iii) Malaysia;
    (iv) New Zealand;
    (v) Papua New Guinea;
    (vi) the Kingdom of Cambodia;
    (vii) the Kingdom of Thailand;
    (viii) the Republic of Fiji;
    (ix) the Republic of Indonesia;
    (x) the Republic of Singapore;
    (xi) the Republic of the Philippines;
    (xii) the United Kingdom;
    (xiii) the United States of America;
    (xiv) Tonga;
  (b) the goods have been imported into Australia by:
    (i) the defence force that owns the goods; or
    (ii) a member of that defence force to whom the goods have been issued;
  (c) the goods are exported from Australia by:
    (i) the defence force that owns the goods; or
    (ii) a member of that defence force to whom the goods have been issued;

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(d) the goods are not specified in item ML7, 1C350, 1C351, 1C352, 1C353, 1C354 or 1C450 of the defence and strategic goods list;

(e) for goods containing DSGL technology—the goods contained the DSGL technology when they were imported.

Air security

(2) The exportation of goods is not prohibited under subregulation 13E(1) if all of the following conditions are satisfied:

(a) the goods were last imported into Australia on an aircraft by a person (an ***air security officer***) covered by subregulation (3) while carrying out his or her duties;

(b) there is an arrangement between the foreign government employing the air security officer and the Government of Australia providing for the importation of the goods into Australia on aircraft by air security officers;

(c) immediately after the goods were imported, the air security officer surrendered the goods to an officer of Customs, authorised under subregulation (4), for secure storage until the goods are exported in accordance with paragraph (d);

(d) within 3 months after the goods were imported into Australia, the goods are exported from Australia.

(3) A person is covered by this subregulation if he or she:

(a) is employed and trained by a foreign government to travel on an aircraft to provide security for the aircraft and its passengers and crew; and

(b) is not employed to provide exclusive personal protection for one or more specific people travelling on the aircraft (for example, as a personal bodyguard).

(4) The Comptroller-General of Customs may, in writing, authorise an officer of customs for the purposes of paragraph (2)(c).

Defense Trade Cooperation Treaty goods

(5) The exportation of goods is not prohibited under subregulation 13E(1) if all of the following conditions are satisfied:

(a) the goods are one of the following:

(i) an Article 3(1) US Defence Article (within the meaning of the *Defence Trade Controls Act 2012*);

(ii) an Article 3(3) US Defence Article (within the meaning of that Act);

(iii) an Australian Defence Article (within the meaning of the *Defence Trade Controls Regulation 2013*);

(iv) goods constituting or containing DSGL technology in relation to goods referred to in subparagraph (i), (ii) or (iii);

(b) for goods containing DSGL technology—the technology is DSGL technology in relation to the goods;

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(c) the goods are exported from Australia by an Australian Community member (within the meaning of the *Defence Trade Controls Act 2012*) to a member of the United States Community (within the meaning of that Act);

(d) the goods are exported from Australia for one or more of the activities referred to in Article 3(1)(a), (b), (c) or (d) of the Defense Trade Cooperation Treaty (within the meaning of the *Defence Trade Controls Act 2012*).

Certain exports to the United Kingdom or United States of America

(5A) The exportation of goods is not prohibited under subregulation 13E(1) if:

(a) the goods are exported from Australia in the course of a supply covered by subsection 5C(1A) of the *Defence Trade Controls Act 2012*; and

(b) the exporter has been issued, by the Department administered by the Defence Minister, a unique identifier described as a "Defence Export Controls Client Registration Number"; and

(c) the Department administered by the Defence Minister has been given the information mentioned in subregulation (5B) by the exporter before the export is made.

Note: Subsection 5C(1A) of the *Defence Trade Controls Act 2012* excludes supplies of certain goods and DSGL technology: see paragraph (c) of that subsection.

(5B) For the purposes of paragraph (5A)(c) of this regulation, the information is the following:

(a) a description of the goods that are to be exported;

(b) the name of any person to whom the supply mentioned in paragraph (5A)(a) is to be made;

(c) the name of the country to which the goods are to be exported;

(d) either:

(i) the date on which the goods are to be exported; or

(ii) if there are to be supplies mentioned in paragraph (5A)(a) of goods within that description over a period of time, to the same person, in circumstances where the goods are to be exported from Australia to that country—the period of time in which such supplies are to occur.

Australian Military Sales Program items

(5C) The exportation of goods is not prohibited under subregulation 13E(1) if:

(a) the goods are, or are goods containing DSGL technology that is, an Australian Military Sales Program item (within the meaning of the *Defence Trade Controls Act 2012*); and

(b) the goods are exported in the course of a supply (within the meaning of that Act) made in accordance with an agreement or arrangement between Australia and one or more foreign countries, including an agreement, arrangement or understanding between a Minister and an official or authority of one or more foreign countries.

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DSGL technology—temporary export

(6) The exportation of goods is not prohibited under subregulation 13E(1) if all of the following conditions are satisfied:

(a) the goods constitute, or contain, DSGL technology;

(b) for goods that contain DSGL technology, but do not constitute DSGL technology—the goods themselves are not specified in the defence and strategic goods list;

(c) the goods are exported from Australia for use by the exporter outside Australia;

(d) the exporter or, if the exporter is a body corporate, an employee, agent or officer of the body, will travel with the goods;

(e) the goods are not to be sold or transferred to, or used by, any person other than the exporter outside Australia;

(f) the DSGL technology constituted by, or contained in, the goods is not to be disclosed to any person other than the exporter outside Australia;

(g) the exporter intends to return to Australia with the goods or, if the exporter is a body corporate, the exporter intends that the goods are to be returned to Australia by an employee, agent or officer of the body travelling with the goods.

DSGL technology—export following temporary import

(7) The exportation of goods is not prohibited under subregulation 13E(1) if all of the following conditions are satisfied:

(a) the goods constitute, or contain, DSGL technology;

(b) for goods that contain DSGL technology, but do not constitute DSGL technology—the goods themselves are not specified in the defence and strategic goods list;

(c) the goods have been imported by a person to Australia from a foreign country for use by the person in Australia, and are exported from Australia to the same country, by the same person (the ***exporter***);

(d) the exporter or, if the exporter is a body corporate, an employee, agent or officer of the body, will travel with the goods when they are exported.

13EB Export defence and strategic goods—application for permission

(1) A person (the ***applicant***) may apply to the Defence Minister for permission to export goods mentioned in subregulation 13E(1).

(2) The application must:

(a) be in writing in the form approved by the Defence Minister under subregulation (6); and

(b) contain the information required by the form; and

(c) be accompanied by any documents required by the form.

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(3) The application must be made at least 37 days before the first proposed date of export if the application is to export goods specified in the following items of the defence and strategic goods list:

(a) item ML7.b.1;
(b) item ML7.b.2;
(c) item ML7.c;
(d) item 1C351.d.4;
(e) item 1C351.d.5.

(4) The Defence Minister may, by notice in writing, request the applicant to give the Defence Minister such additional information as the Defence Minister considers necessary to enable the Defence Minister to decide the application.

Note: See regulation 13EG for how notices must be given, and when they are taken to be received.

(5) The Defence Minister may defer consideration of the application until the applicant complies with the request.

(6) The Defence Minister may approve, in writing, a form for the purposes of applying for permission under this regulation.

13EC Exportation of defence and strategic goods—changing permission conditions

(1) After granting a permission under regulation 13E, the Defence Minister may impose a new condition on the permission by giving the holder of the permission written notice of the condition. The notice must include the reasons for imposing the new condition.

(2) The Defence Minister may remove or vary a condition of a permission by giving the holder of the permission written notice of the removal or variation.

(3) A notice of the variation of a condition must include the reasons for the variation.

(4) The imposition, removal or variation of a condition takes effect at the time specified in the notice under subregulation (1) or (2), which must be:

(a) at least 14 days after the day on which the notice is given; or
(b) if the Minister is satisfied that the new condition, or the variation, needs to take effect at the time the notice is received for reasons of urgency—at that time.

Note 1: See regulation 13EG for how notices must be given, and when they are taken to be received.

Note 2: Regulation 13EH deals with disclosing reasons for decisions under this Division.

13ED Exportation of defence and strategic goods—revocation of permission

(1) The Defence Minister may, by notice in writing, revoke a permission granted to a person under regulation 13E if:

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(a) the permission is granted subject to a condition to be complied with by the holder of the permission, and the holder fails to comply with the condition; or

(b) the Defence Minister is satisfied that the exportation of any goods covered by the permission would prejudice the security, defence or international relations of Australia, having regard to the following matters:

(i) the criteria set out in the table in subregulation 13E(4);

(ii) any other matters the Defence Minister considers appropriate.

(2) A notice of the revocation of a permission under subregulation (1) must include the reasons for the revocation.

(3) The revocation takes effect when the holder is taken to have received the notice of revocation under regulation 13EG.

Note: See regulation 13EG for how notices must be given, and when they are taken to be received.

13EE Internal review of defence and strategic goods decisions

*Meaning of **reviewable defence and strategic goods decision***

(1) Each of the following decisions is a ***reviewable defence and strategic goods decision***:

(a) a decision under subregulation 13E(3) to refuse to grant a permission;

(b) a decision under subregulation 13E(6) to impose a condition on a permission;

(c) a decision under subregulation 13EC(1) to impose a new condition on a permission;

(d) a decision under subregulation 13EC(2) to vary a condition imposed on a permission;

(e) a decision under subregulation 13ED(1) to revoke a permission.

Request for internal review

(2) If a reviewable defence and strategic goods decision is made by a delegate of the Defence Minister, any person whose interests are affected by the decision, and who is dissatisfied with the decision, may request the Defence Minister to review the decision personally.

(3) The request must be made by written notice given to the Defence Minister:

(a) within 30 days after the day on which the person is taken to have received notice of the decision under regulation 13EG; or

(b) within such longer period as the Defence Minister allows (either before or after the end of the 30 days).

(4) The request must set out the reasons why it is made.

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Internal review by Defence Minister personally

(5) On receiving the request, the Defence Minister must review the decision personally.

(6) The Defence Minister may:
  (a) affirm, vary or set aside the decision; and
  (b) if he or she sets aside the decision, make such other decision under regulation 13E or 13EC as he or she thinks appropriate.

(7) The Defence Minister must give the person written notice including all of the following:
  (a) the Defence Minister's decision under subregulation (6);
  (b) the reasons for that decision;
  (c) a statement of the person's right to have that decision reviewed by the Administrative Review Tribunal.

(8) Failure to give notice in accordance with subregulation (7) does not affect the validity of the Defence Minister's decision.

(9) The Defence Minister is taken to have affirmed the reviewable defence and strategic goods decision under subregulation (6) if the person does not receive notice of the Defence Minister's decision on review within 90 days after the person requested the Defence Minister to review the reviewable defence and strategic goods decision.

Note: See regulation 13EG for how notices must be given, and when they are taken to be received.

13EF Review by the Administrative Review Tribunal

Applications may be made to the Administrative Review Tribunal for review of:
  (a) a reviewable defence and strategic goods decision made by the Defence Minister personally; or
  (b) a decision of the Defence Minister under subregulation 13EE(6) (which deals with internal review).

13EG Notification of decisions—service and receipt

Scope

(1) This regulation sets out:
  (a) methods for giving a notice to a person under this Division; and
  (b) the time at which a person is taken to have received a notice given under this Division.

Given personally

(2) The notice may be given to the person:

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(a) at the last address notified to the Defence Minister for the purpose of receiving notices; and
(b) by a person authorised by the Defence Minister for the purposes of this subregulation; and
(c) either:
(i) by giving it directly to the person; or
(ii) by giving it to another person who appears to work at that address in a management or executive position.

(3) The person is taken to have received the notice under subregulation (2) at the time it is given under paragraph (2)(c).

Sent by mail

(4) The notice may be posted to the person at the postal address last notified to the Defence Minister for the purpose of receiving notices.

(5) The person is taken to have received the notice under subregulation (4):
(a) if the notice was posted from a place in Australia to an address in Australia—7 business days after the date of the notice, in the place of the address to which it was sent; or
(b) if paragraph (a) does not apply—21 days after the date of the notice.

Electronic notice

(6) If the person has notified to the Defence Minister an email address, fax number or other electronic address, for the purpose of receiving notices, the notice may be:
(a) faxed to the person at the fax number last notified to the Defence Minister for that purpose; or
(b) sent to the person at the email address last notified to the Defence Minister for that purpose; or
(c) sent to the person by any other electronic means to the electronic address last notified to the Defence Minister for that purpose.

(7) The person is taken to have received the notice under subregulation (6) at the end of the day (in the person's location) that it was sent or, if that day is not a business day, at the end of the next business day.

13EH Disclosure of reasons for decisions

Scope

(1) This regulation applies in relation to a notice of a decision under this Division if this Division provides that reasons for the decision must be stated in the notice.

Decisions made by the Minister personally

(2) If the decision is made by the Defence Minister personally, the notice of the decision must not disclose any reasons whose disclosure the Defence Minister

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believes would prejudice the security, defence or international relations of Australia.

Decisions made by a delegate

(3) If the decision is made by a delegate of the Defence Minister, and the delegate believes that the disclosure of some or all of the reasons would prejudice the security, defence or international relations of Australia:
  (a) the delegate must refer the particular case to the Defence Minister; and
  (b) if the Defence Minister believes that the disclosure of some or all of the reasons would prejudice the security, defence or international relations of Australia:
    (i) the Defence Minister must inform the delegate of those reasons; and
    (ii) the notice of the decision must not disclose those reasons.

Notification that reasons have not been disclosed

(4) If reasons are not disclosed in the notice because of subregulation (2) or (3), that fact must be stated in the notice.

13EI Disclosure of information and documents

(1) The Secretary of the Department administered by the Defence Minister (the ***Secretary***) may disclose any information, or give any document, obtained or generated for the purposes of this Division, to any of the following for a purpose connected with the administration of this Division (including the performance of a function, or the exercise of a power, under this Division):
  (a) a Minister of the Commonwealth, a State or a Territory;
  (b) the head (however described) of a Commonwealth entity within the meaning of the *Public Governance, Performance and Accountability Act 2013*;
  (c) a State or Territory, or an authority of a State or Territory;
  (d) any of the following:
    (i) the government of a foreign country, or of part of a foreign country;
    (ii) an authority of the government of a foreign country;
    (iii) an authority of the government of part of a foreign country;
  (e) a person or entity specified in an instrument under subregulation (2).

(2) The Defence Minister may, by legislative instrument, specify a person or entity for the purposes of paragraph (1)(e).

(3) The Secretary may disclose information under subregulation (1) only if the Secretary is satisfied that the recipient of the information will not disclose the information to anyone else without the Secretary's consent.

(4) The Secretary may give a document under subregulation (1) only if the Secretary is satisfied that the recipient of the document will not disclose any of the contents of the document to anyone else without the Secretary's consent.

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Relationship with other laws

(5) Subregulation (1) applies despite:
  (a) a law of the Commonwealth other than an Act or this regulation; and
  (b) a law of a State or a Territory.

13EJ Delegations by Defence Minister

(1) The Defence Minister may delegate the powers covered by subregulation (2) to:
  (a) the Secretary of the Department administered by that Minister; or
  (b) an SES employee, or acting SES employee, in that Department; or
  (c) an APS employee who holds, or is acting in, an Executive Level 1 position, or an equivalent or higher position, in that Department.

Note 1: See also sections 34AA and 34AB of the *Acts Interpretation Act 1901*.

Note 2: The expressions ***APS employee***, ***SES employee*** and ***acting SES employee*** are defined in section 2B of the *Acts Interpretation Act 1901*.

(2) This subregulation covers the following powers:
  (a) the power under regulation 13E to grant permission to export goods listed in Part 1 or Part 2 of the defence and strategic goods list, or goods containing DSGL technology;
  (b) the power to request additional information under subregulation 13EB(4), and to defer consideration of an application under subregulation 13EB(5);
  (c) the power to approve a form under subregulation 13EB(6);
  (d) the power to impose, remove or vary conditions under regulation 13EC in relation to such a permission.

(2A) The Defence Minister may delegate:
  (a) the power under subregulation 13E(3) to refuse to grant a permission; or
  (b) the power under subregulation 13ED(1) to revoke a permission;

to:
  (c) the Secretary of the Department administered by that Minister; or
  (d) an SES employee, or acting SES employee, in that Department.

(3) The Defence Minister may delegate to an officer of Customs the power under regulation 13E to grant permission to export goods listed in Part 1 of the defence and strategic goods list.

(5) In performing functions or exercising powers under a delegation under this regulation, the delegate must comply with any directions of the Defence Minister.

13EK Delegations by Secretary

The Secretary of the Department administered by the Defence Minister may delegate any of the Secretary's powers under regulation 13EI (which relate to the disclosure of information and documents) to:
  (a) an SES employee, or acting SES employee, in that Department; or

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(b) an APS employee who holds, or is acting in, an Executive Level 1 position, or an equivalent or higher position, in that Department.

Note 1: See also sections 34AA and 34AB of the *Acts Interpretation Act 1901*.

Note 2: The expressions ***APS employee***, ***SES employee*** and ***acting SES employee*** are defined in section 2B of the *Acts Interpretation Act 1901*.

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Division 4B—Environmental goods

13F Exportation of ozone depleting substances and synthetic greenhouse gases

Prohibition

(1) The exportation from Australia (except to an external Territory) of the following is prohibited unless subregulation (2) applies:
  (a) a scheduled substance (within the meaning of the OPSGGM Act);
  (b) equipment that contains such a substance, if the equipment or the substance (or both) is prescribed by regulations made for the purposes of paragraph 13AB(3)(d) of the OPSGGM Act;
  (c) equipment that uses such a substance in its operation, if the equipment or the substance (or both) is prescribed by regulations made for the purposes of paragraph 13AB(5)(d) of that Act.

Exception

(2) This subregulation applies if:
  (a) none of subsections 13AB(1), (3) and (5) of the OPSGGM Act are contravened in relation to the exportation; and
  (b) if the exportation is allowed by a licence granted under section 16 of that Act—the licence, or a copy of the licence, is produced to a Collector.

Note 1: A suspended licence does not allow the licensee to carry out any activity that the licence would otherwise allow: see subsection 19D(4) of the OPSGGM Act.

Note 2: A number of provisions of the OPSGGM Act affect whether a person contravenes subsection 13AB(1), (3) or (5) of that Act. See (for example):
  (a) section 12B of that Act (exportation of CFCs, halons, HCFCs, HFCs and PFCs for use on board ships or aircraft); and
  (b) for the exportation of a substance—subsection 13AB(2) of that Act; and
  (c) for the exportation of equipment containing a substance—subsection 13AB(4) that Act; and
  (d) for the exportation of equipment that uses a substance in its operation—subsection 13AB(6) of that Act.

References to substances and equipment

(3) Section 9 of the OPSGGM Act (references to scheduled substances and equipment) applies in relation to this regulation as if this regulation were a provision of that Act.

Definition

(4) In this regulation:

equipment has the same meaning as in the OPSGGM Act.

OPSGGM Act means the *Ozone Protection and Synthetic Greenhouse Gas Management Act 1989*.

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13G Exportation of radioactive waste

(1) On and after 1 January 2000, the exportation from Australia to a Pacific Island Developing Country of radioactive waste is prohibited unless a permission in writing, given by the Minister or by an authorised person, for the exportation of the waste is produced to a Collector at or before the time of exportation.

(2) In deciding whether to give a permission under subregulation (1), the Minister, or the authorised person, must take into account the international obligations of Australia.

(3) In this regulation:

authorised person means a person authorised in writing by the Minister to give a permission under subregulation (1).

Minister means the Minister administering the *National Radioactive Waste Management Act 2012*.

Pacific Island Developing Country means any of the following countries:

(a) Cook Islands;
(b) Fiji;
(c) Kiribati;
(d) Marshall Islands, Republic of;
(e) Micronesia, Federated States of;
(f) Nauru;
(g) Niue;
(h) Palau, Republic of;
(i) Papua New Guinea;
(j) Solomon Islands;
(k) Tonga;
(l) Tuvalu;
(m) Vanuatu;
(n) Western Samoa.

radioactive waste means waste consisting of material that emits ionising radiation as a result of the spontaneous transformation of the nucleus of the atom but does not include material that has an activity concentration below 1 Becquerel per gram or an activity below 1000 Becquerel.

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Division 5—Devices and documents relating to suicide

13GA Exportation of devices and documents relating to suicide

(1) The exportation of a device designed or customised to be used by a person to commit suicide, or to be used by a person to assist another person to commit suicide, is prohibited absolutely.

(2) The exportation of the following documents is prohibited absolutely:

(a) a document that promotes the use of a device mentioned in subregulation (1);

(b) a document that counsels or incites a person to commit suicide using one of those devices;

(c) a document that instructs a person how to commit suicide using one of those devices.

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Division 6—Liquefied natural gas

13GB Definitions

In this Division:

authorised officer means an SES employee in the Resources Department authorised in writing by the Resources Minister for the purposes of this Division.

domestic shortfall quarter means a quarter determined by the Resources Minister under subregulation 13GE(1) to be a domestic shortfall quarter.

Energy Minister means the Minister administering the *Australian Energy Market Act 2004*.

Industry Minister means the Minister administering the *Industry Research and Development Act 1986*.

permission means a permission to export liquefied natural gas during a domestic shortfall quarter.

quarter means a period of 3 months beginning on 1 January, 1 April, 1 July or 1 October.

Resources Department means the Department administered by the Resources Minister.

Resources Minister means the Minister administering the *Offshore Petroleum and Greenhouse Gas Storage Act 2006*.

Trade Minister means the Minister administering the *Australian Trade and Investment Commission Act 1985*.

vary, in relation to conditions of a permission, includes omit or substitute conditions.

13GC Export prohibited during domestic shortfall quarters

(1) The exportation from Australia of liquefied natural gas is prohibited during a domestic shortfall quarter unless:
  (a) a permission in writing to export the liquefied natural gas has been granted by the Resources Minister or an authorised officer; and
  (b) the permission is produced to the Collector.

Note: A permission may be granted for a period that is longer than a domestic shortfall quarter.

(2) A permission may specify:
  (a) conditions to be complied with by the holder of the permission; and
  (b) when the holder must comply with a condition.

(3) The Resources Minister or an authorised officer may:

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(a) vary a condition of a permission with the consent of the holder of the permission; or

(b) accept the surrender of a permission, including in exchange for granting another permission.

(4) If the holder of a permission does not comply with a condition of the permission, the Resources Minister may, by writing:

(a) revoke the permission; or

(b) vary one or more conditions of the permission.

13GD Assignment of permissions

(1) A permission may specify that the permission may be assigned with the written consent of the Resources Minister or an authorised person.

(2) If the Resources Minister or an authorised person consents to the assignment of a permission, the Minister or authorised person may vary the conditions of the permission.

(3) The consent and any variations to conditions must be endorsed on or annexed to the permission.

13GE Determining a domestic shortfall quarter

(1) For the purposes of the definition of ***domestic shortfall quarter*** in regulation 13GB, the Resources Minister may, by notifiable instrument, determine a quarter to be a domestic shortfall quarter.

(2) The Resources Minister must not determine a quarter (the ***relevant quarter***) to be a domestic shortfall quarter under subregulation (1) unless each of the following applies:

(a) the Resources Minister has reasonable grounds to believe that there will not be a sufficient supply of natural gas for Australian consumers during the relevant quarter unless exports of liquefied natural gas are controlled;

(b) the Resources Minister has consulted the following Ministers:

(i) the Prime Minister;

(ii) the Treasurer;

(iii) the Energy Minister;

(iv) the Industry Minister;

(v) the Trade Minister;

(c) on or before the first day of the quarter immediately preceding the relevant quarter, the Resources Minister gives notice, by notifiable instrument registered on the Federal Register of Legislation, of the Resources Minister's intention to consider whether to determine the relevant quarter to be a domestic shortfall quarter;

(d) the determination is made within the period:

(i) beginning 30 days after the first day of the quarter immediately preceding the relevant quarter; and

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(ii) ending 45 days after the first day of the quarter immediately preceding the relevant quarter.

(3) The Resources Minister may revoke a determination of a domestic shortfall quarter at any time.

13GF Resources Minister may publish guidelines

The Resources Minister may, by notifiable instrument, publish guidelines relevant to the exercise of powers under this Division.

13GG Review of Division

(1) The Resources Minister must cause a review of the operation of this Division to be undertaken during 2025.

(2) The review must address the following:

(a) the effectiveness and efficiency of this Division in ensuring a sufficient supply of natural gas for Australian consumers with minimum disruption to Australia's liquefied natural gas export industry;

(b) the impact of this Division on the competiveness of Australia's liquefied natural gas export industry, Australia's investment reputation and Australia's international reputation for quality and reliability;

(c) the impact of this Division on the Australian domestic gas market, including the development of new and additional gas resources and market functions;

(d) whether improvements can be made to the operation of this Division and whether there are appropriate alternative mechanisms to achieve the objectives of this Division;

(e) whether this Division should be amended or repealed before 1 January 2030 and the timing of any such amendment or repeal;

(f) any other considerations the Resources Minister considers relevant.

(3) Subregulation (2) does not limit the matters that may be addressed by the review.

(4) In conducting the review, the legitimate interests of all relevant stakeholders must be taken into account.

13GH Repeal of Division

This Division is repealed on 1 January 2030.

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Part 4—Miscellaneous

13H Certain applications to be referred

(1) This regulation applies to an application for a permission under subregulation 9(3) or 13G(1) to export goods.

(1A) If an authorised person is of the opinion that the permission should not be granted, the authorised person must refer the application to the relevant Minister.

(2) If an application is referred to the relevant Minister, the relevant Minister must grant or refuse to grant the permission.

(3) This regulation does not affect the power of the relevant Minister or an authorised person to grant a permission under subregulation 9(3) subject to conditions or requirements.

(4) In this regulation, ***relevant Minister*** means:

(b) in relation to an application for a permission under subregulation 9(3)—the Minister referred to in that subregulation; or

(c) for an application under subregulation 13G(1)—the Minister referred to in that subregulation.

(5) Subregulation (1A) does not apply to an authorised person who is a relevant Minister.

14 Regulations do not derogate from any other law

The provisions of these Regulations are in addition to, and do not derogate from the operation of, any other law of the Commonwealth relating to the exportation of goods.

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Part 5—Transitional matters

17 Transitional matters—amendments made by the *Customs and Other Legislation Amendment (Australian Border Force) Regulation 2015*

(1) The amendment of regulation 10B made by the *Customs and Other Legislation Amendment (Australian Border Force) Regulation 2015* applies in relation to licences granted under regulation 10A before, on or after 1 July 2015.

(2) A requirement made by the CEO before 1 July 2015 as mentioned in paragraph 10B(1)(c) or (e) that had not been complied with before that day is taken on and after that day to have been a requirement made by the Comptroller-General of Customs.

18 Amendments made by the *Customs (Prohibited Exports) Amendment (Defence and Strategic Goods) Regulations 2018*

Licences and permissions

(1) A licence or permission granted under regulation 13E that was in force immediately before the day (the ***commencement day***) on which Schedule 1 to the *Customs (Prohibited Exports) Amendment (Defence and Strategic Goods) Regulations 2018* (the ***amending regulations***) commences continues to have effect, on and after that day, as if it were a permission granted under regulation 13E as substituted by the amending regulations.

Note 1: Permissions granted under regulation 13E relate to the export of defence and strategic goods.

Note 2: See also item 4 of Schedule 1 to the *Customs and Other Legislation Amendment Act 2017*, which relates to paragraph 13ED(1)(b) of these Regulations (Minister's power to revoke a permission for national security etc. reasons) as inserted by the amending regulations.

(2) If Schedule 1 to the amending regulations amends a reference in another instrument to a licence or permission granted under regulation 13E of these Regulations so that the instrument only refers to a permission granted under regulation 13E, the reference to a permission, on and after the commencement day, includes a reference to a licence granted under regulation 13E before the commencement day.

(3) These Regulations apply, on and after the commencement day, in relation to an application for a permission under regulation 13E that had been made, but not decided, immediately before that day as if it were an application for a permission under regulation 13E as substituted by Schedule 1 to the amending regulations.

(4) Despite anything else in this regulation, the amendments made by Schedule 1 to the amending regulations (other than the amendment to insert this regulation) do not apply in relation to an application for a permission under regulation 13E (as in force before the commencement day) if:

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(a) the application had been made, but not decided, immediately before the commencement day; and

(b) the application had been referred to the Defence Minister under regulation 13H before that day.

Authorised persons

(5) These Regulations, as amended by Schedule 1 to the amending regulations, have effect on and after the commencement day as if an authority given to a person employed in the Department of Defence by the Defence Minister under subregulation 13E(1A) that was in force immediately before the commencement day were a delegation by the Defence Minister to that person for the purposes of subregulation 13EJ(1) of these Regulations as so amended.

(6) These Regulations, as amended by Schedule 1 to the amending regulations, have effect on and after the commencement day as if an authority given to an officer of Customs by the Defence Minister under subregulation 13E(1A) that was in force immediately before the commencement day were a delegation by the Defence Minister to that officer for the purposes of subregulation 13EJ(3) of these Regulations as so amended.

Authorised officers

(7) These Regulations, as amended by Schedule 1 to the amending regulations, have effect on and after the commencement day as if an authorisation by the CEO of an officer of Customs for the purposes of the definition of ***authorised officer*** in subregulation 13E(1) that was in force immediately before the commencement day were an authorisation by the Comptroller-General of Customs under subregulation 13EA(4) of these Regulations as amended by the amending regulations for the purposes of paragraph 13EA(2)(c) of these Regulations as so amended.

19 Transitional matters—effect of the *Customs Legislation Amendment (Asbestos) Regulations 2019* on permissions and confirmations

(1) A confirmation:

(a) provided in accordance with subregulation 4(3) for the purposes of paragraph 4(1)(b); and

(b) in force immediately before the commencement of the *Customs Legislation Amendment (Asbestos) Regulations 2019* (the ***amending regulations***);

continues in force (and may be dealt with) as if it were a confirmation for the purposes of paragraph 4(1)(b) as amended by the amending regulations.

(2) A permission:

(a) granted under subregulation 4(4); and

(b) in force immediately before the commencement of the amending regulations;

continues in force (and may be dealt with) as if it had been granted under subregulation 4(3) as amended by the amending regulations.

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Regulation 20

20 Transitional matters—amendments made by the *Customs Legislation Amendment (Objectionable Goods) Regulations 2020*

A permission:

(a) given under subregulation 3(4); and

(b) in force immediately before the commencement of the *Customs Legislation Amendment (Objectionable Goods) Regulations 2020* (the ***amending regulations***);

has effect, from that commencement, as if it were a permission given under paragraph 3(4)(a) as amended by the amending regulations.

21 Transitional matters—amendments made by the *Minamata Convention on Mercury (Consequential Amendments) Regulations 2021*

Application of amendments

(1) The amendments of these Regulations made by the *Minamata Convention on Mercury (Consequential Amendments) Regulations 2021* apply in relation to the exportation of mercury, or research mercury, from Australia on or after the commencement of that instrument (whether the application for permission to export was made before, on or after that commencement).

Pending applications for permissions to export mercury

(2) If:

(a) an application was made before the commencement of the *Minamata Convention on Mercury (Consequential Amendments) Regulations 2021* for a permission under paragraph 4A(1)(b) of these Regulations to export mercury (within the meaning of these Regulations as amended by that instrument); and

(b) as at immediately before the commencement of that instrument, no decision on the application had been made;

the application is taken, at the commencement of that instrument, never to have been made.

22 Transitional matters—amendments made by the *Customs (Prohibited Exports) Amendment (Liquefied Natural Gas) Regulations 2023*

(1) This regulation applies if a domestic shortfall quarter (the ***relevant quarter***) determined under regulation 13GE commences on 1 July 2023.

(2) Regulation 13GE applies in relation to the relevant quarter as if the reference in paragraph 13GE(2)(c) to the first day of the quarter immediately preceding the relevant quarter were instead a reference to 14 April 2023.

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23 Transitional matters—amendments made by the *Customs Legislation Amendment (Japan—Australia Reciprocal Access Agreement) Regulations 2023*

The amendment of these Regulations made by Part 1 of Schedule 1 to the *Customs Legislation Amendment (Japan—Australia Reciprocal Access Agreement) Regulations 2023* applies in relation to goods exported from Australia on or after the commencement of that Part.

24 Transitional matters—amendments made by the *Customs Legislation Amendment (Prohibited Exports and Imports) Regulations 2023*

The amendments of these Regulations made by Part 1 of Schedule 1 to the *Customs Legislation Amendment (Prohibited Exports and Imports) Regulations 2023* apply in relation to drugs exported from Australia on or after the commencement of that Part.

25 Transitional matters—amendments made by the *Customs Legislation Amendment (Drugs Scheduling) Regulations 2024*

The amendments of these Regulations made by Part 1 of Schedule 1 to the *Customs Legislation Amendment (Drugs Scheduling) Regulations 2024* apply in relation to drugs exported from Australia on or after the commencement of that Part.

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Schedule 1—Goods containing asbestos

(subregulation 4(1))

Item	Goods
1	Cement corrugated sheets
2	Cement flat sheeting or panels
3	Cement shingles or tiles (external or ceiling)
4	Cement pipes, tubes or fittings
5	Brake linings or blocks
6	Clutch linings or brake disc pads
7	Gaskets or seals
8	Sheeting
9	Electrical panel partitioning
10	Fire blankets
11	Fire curtains
12	Gloves
13	Asbestos tape
14	Asbestos rope
15	Electrical cloth and tapes
16	Yarn and thread, cords and string, whether or not plaited
17	Lagging and jointing materials
18	Tiles
19	Sheet vinyl backing
20	Textured paints or coatings
21	Asbestos bitumen products used to damp-proof
22	Heat resistant sealing or caulking compounds
23	Mastics, sealants, putties or adhesives
24	Mixtures containing phenol formaldehyde resin or cresylic formaldehyde resin
25	Diaphragms
26	Raw materials from mining activities

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Schedule 2—Goods, being certain chemicals, the exportation of which is prohibited unless permission is granted under regulation 4A

Note: See regulation 4A.

Part 1—Chemicals

Item	Common name	CAS Registry Number
1	2-(Acetoxymercuric)ethanol	4665-55-8
2	2,4,5-T and its salts and esters	93-76-5
2A	alachlor	15972-60-8
2B	aldicarb	116-06-3
3	aldrin (HHDN)	309-00-2
3AA	azinphos-methyl	86-50-0
3B	binapacryl	485-31-4
4	captafol	2425-06-1
4A	carbofuran	1563-66-2
5	chlordane	57-74-9
6	chlordimeform	6164-98-3
7	chlorobenzilate	510-15-6
8	cyano(methylmercuric)guanidine	502-39-6
9	DDT (pp'-DDT)	50-29-3
10	dieldrin (HEOD)	60-57-1
11	dinoseb and its salts and esters	88-85-7
12	dinitro-ortho-cresol (DNOC) and its salts	534-52-1
12A	endosulfan	115-29-7
13	endrin	72-20-8
14	ethylene dibromide (EDB)	106-93-4
14A	ethylene dichloride	107-06-02
14B	ethylene oxide	75-21-8
15	fluoroacetamide	640-19-7
16	HCH (mixed isomers) (BHC)	608-73-1
17	heptachlor	76-44-8
18	hexachlorobenzene (HCB)	118-74-1
19	hydroxymercuri-o-nitrophenol	17140-73-7
20	lindane (γ-BHC, γ-HCH)	58-89-9

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Schedule 2 Goods, being certain chemicals, the exportation of which is prohibited unless permission is granted under regulation 4A

Part 1 Chemicals

Item	Common name	CAS Registry Number
21	mercuric acetate	1600-27-7
22	mercuric chloride	7487-94-7
23	mercuric oxide	21908-53-2
24	mercurous chloride	7546-30-7
26	mercury naphthenate	1336-96-5
27	mercury oleate	1191-80-6
28	mercury pentanedione	14024-55-6
29	mercury phenate	588-66-9
30	methamidophos	10265-92-6
31	methazole	20354-26-1
32	methylmercury 2,3-dihydroxypropyl mercaptide	2597-95-7
33	methylmercury 8-quinolinolate	86-85-1
34	methylmercury acetate	108-07-6
35	methylmercury benzoate	3626-13-9
36	methylmercury hydroxide	1184-57-2
37	methylmercury nitrite	2591-97-9
38	methylmercury propionate	5903-10-6
39	mirex	2385-85-5
40	monocrotophos	6923-22-4
41	N-(phenylmercuric) urea	2279-64-3
42	parathion (ethyl)	56-38-2
43	parathion-methyl	298-00-0
44	pentachlorophenol and its salts and esters	87-86-5
45	phenylethylmercuric salicylate	54-64-8
46	phenylmercuric acetate	62-38-4
47	phenylmercuric ammonium acetate	53404-67-4
48	phenylmercuric ammonium propionate	53404-68-5
49	phenylmercuric borate	102-98-7
50	phenylmercuric carbonate	53404-69-6
51	phenylmercuric chloride	100-56-1
52	phenylmercuric dimethyldithiocarbamate	32407-99-1
53	phenylmercuric formamide	22894-47-9
54	phenylmercuric hydroxide	100-57-2
55	phenylmercuric lactate	122-64-5
56	phenylmercuric monoethanol ammonium acetate	5822-97-9
57	phenylmercuric monoethanol ammonium lactate	53404-70-9
58	phenylmercuric napthenate	31632-68-5
59	phenylmercuric nitrate	55-68-5

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Item	Common name	CAS Registry Number
60	phenylmercuric oleate	104-68-9
61	phenylmercuric propionate	103-27-5
62	phenylmercuric salicylate	28086-13-7
63	phenylmercuric thiocyanate	16751-55-6
64	phenylmercuric threthanol ammonium lactate	23319-66-6
65	phenylmercuric-2-ethylhexonate	13302-00-6
66	phenylmercuric-8-quinolinate	26114-17-0
67	phenyl mercury lauryl mercaptide	-
67A	phorate	298-02-2
68	phosphamidon	13171-21-6 23783-98-4 297-99-4
69	toxaphene (camphechlor)	8000-35-2
70	tribufos	78-48-8
71	tributyltin compounds	-
72	trichlorfon	52-68-6

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Part 2—Mixture or preparation containing chemicals

Item	Mixture or preparation	CAS Registry Number
1	Dustable powder that contains:	
	(a) 7% or more of benomyl; and	17804-35-2
	(b) 10% or more of carbofuran; and	1563-66-2
	(c) 15% or more of thiram	137-26-8

Note: If an item in Schedule 2 includes words describing a particular kind of derivative (for example, 'salt' or 'ester') of a chemical whose common name is set out in the item (the ***primary chemical***), the CAS Registry Number set out in the item is that of the primary chemical. Derivatives may have a separate CAS Registry Number that is not shown in the item.

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Schedule 3—Goods the exportation of which is prohibited unless the approval of the Minister referred to in regulation 5 or of an authorised officer is produced to the collector

(regulation 5)

Item	Description of Goods
11	Live giant freshwater crayfish (*Astacopsis gouldi*)
12	Live eels measuring less than 30 centimetres in length
13	Live pearl shell oysters
15	Meat, offal and meat products (other than meat and bone meal and meat meal), being goods that consist of, or contain, meat or offal derived from mammals

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Schedule 4—Goods the exportation of which is prohibited if permission is not granted under regulation 6

(regulation 6)

Item	Description of goods
1	Fish of the species *Dissostichus eleginoides* (commonly known as Patagonian toothfish)
2	Fish of the species *Dissostichus mawsoni* (commonly known as Antarctic toothfish)

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Schedule 6—Goods the exportation of which is prohibited if permission is not granted under regulation 8

(regulation 8)

Item	Description of goods
1	Human body fluids, organs and other tissue: (a) including a part or constituent of material of that kind, if the internal volume of the immediate container in which the material is packed exceeds 50 ml; and (b) excluding viable material derived from human embryo clones.
2	A substance derived from human blood

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Schedule 7—Goods the exportation of which is prohibited without the permission of the Minister referred to in regulation 9 or an authorised person

(regulation 9)

1 Source material, as follows:

(a) uranium containing the mixture of isotopes occurring in nature;

(b) uranium depleted in the isotope 235;

(c) thorium;

(d) any of the materials mentioned in paragraphs (a), (b) and (c) in the form of metal, alloy, chemical compound, ore or concentrate, including monazite, tantalum concentrates and tantalum glass;

but not including:

(e) thorium alloys containing less than 1.5% by weight of thorium; or

(f) any of the materials mentioned in paragraphs (a) to (d) when contained in medicinals; or

(g) any ore or concentrate:

(i) containing less than 0.05% by weight of a material mentioned in paragraph (a), (b) or (c), or of a combination of those materials; and

(ii) not excluded from this paragraph by a list or document formulated by the Minister referred to in regulation 9.

Note: A list or document mentioned in subparagraph (ii):

(a) is a list or document of a type mentioned in paragraph 112(2A)(aa) of the Act; and

(b) is a legislative instrument under the *Legislation Act 2003*.

2 Special fissionable material as follows:

(a) plutonium-239;

(b) uranium-233;

(c) material containing any of the materials referred to in paragraphs (a) and (b);

(d) uranium containing either or both of the isotopes 235 and 233 if the abundance ratio of that isotope, or the sum of those isotopes, to the isotope 238 is more than the ratio of isotope 235 to the isotope 238 occurring in nature (isotopic ratio: 0.71%);

but not including:

(e) plutonium with an isotopic concentration of plutonium-238 exceeding 80%; or

(f) any of the materials mentioned in paragraphs (a), (b) and (c) when used in quantities of 1 gram or less as a sensing component in instruments; or

(g) any of the materials mentioned in paragraphs (a) to (d) when contained in medicinals.

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3 Other fissionable materials, as follows:

(a) americium-242;

(b) curium-245;

(c) curium-247;

(d) californium-249;

(e) californium-251;

(f) compounds, alloys and mixtures of any of the materials to which paragraphs (a) to (e) apply;

in quantities greater, either singly or in combination, than 0.1 g (or 0.3 g when contained in a sensing component or sensing instrument).

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Schedule 7A—High activity radioactive sources

(regulation 9AD)

Item	Radioactive source	Activity level (Bq)
1	Americium-241	6×10^{11}
2	Americium-241/Beryllium	6×10^{11}
3	Caesium-137	1×10^{12}
4	Californium-252	2×10^{11}
5	Cobalt-60	3×10^{11}
6	Curium-244	5×10^{11}
7	Gadolinium-153	1×10^{13}
8	Iridium-192	8×10^{11}
9	Plutonium-238	6×10^{11}
10	Plutonium-239/Beryllium	6×10^{11}
11	Promethium-147	4×10^{14}
12	Radium-226	4×10^{11}
13	Selenium-75	2×10^{12}
14	Strontium-90/Yttrium-90	1×10^{13}
15	Thulium-170	2×10^{14}
16	Ytterbium-169	3×10^{12}

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Schedule 8—Drugs the exportation of which is prohibited if specified conditions, restrictions or requirements are not complied with

(regulations 10 and 10A)

Part 1

Item	Description of drugs
1	Acetorphine
2	Acetyldihydrocodeine
2A	Acetylfentanyl
3	Acetylmethadol
3A	Acetylmorphine
4	Acetyl-alphamethylfentanyl
4A	Acryloylfentanyl (otherwise known as acrylfentanyl)
5	Alfentanil
6	Allylprodine
7	Alphacetylmethadol
8	Alphameprodine
9	Alphamethadol
10	Alphamethylfentanyl
11	Alphamethylthiofentanyl
12	Alphaprodine
13	Anileridine
14	Benzethidine
15	Benzylmorphine
16	Betacetylmethadol
17	Betahydroxyfentanyl
18	Betahydroxy-3-methylfentanyl
19	Betameprodine
20	Betamethadol
21	Betaprodine
22	Bezitramide
22A	2-(4-bromo-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine (otherwise known as 25B-NBOMe)
22B	Brorphine
23	Buprenorphine
23A	Butyrfentanyl
23AA	Carfentanil (otherwise known as carfentanyl)

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Schedule 8 Drugs the exportation of which is prohibited if specified conditions, restrictions or requirements are not complied with

Part 1

Item	Description of drugs
23B	2-(4-chloro-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine (otherwise known as 25C-NBOMe)
24	Clonitazene
25	Cocaine, including the leaves of any plant of any species of the genus *Erythroxylon* from which cocaine can be extracted, either directly or by chemical transformation
26	Codeine
26A	Codeine-N-oxide
27	Codoxime
27A	Concentrate of poppy straw (the material arising when poppy straw has entered into a process for the concentration of its alkaloids)
27AA	Crotonylfentanyl
27B	1-cyclohexyl-4-(1,2-diphenylethyl)piperazine) (otherwise known as MT-45)
27C	Cyclopropylfentanyl
28	Desomorphine
29	Dextromoramide
30	Dextropropoxyphene
31	Diampromide
31A	3,4-dichloro-N-{[1-(dimethylamino)cyclohexyl]methyl}benzamide (otherwise known as AH-7921)
31B	3,4-dichloro-N-(2-dimethylamino-cyclohexyl)-N-methyl-benzamide (otherwise known as U-47700)
32	Diethylthiambutene
33	Difenoxin
34	Dihydrocodeine
34A	Dihydroetorphine
35	Dihydromorphine
36	Dimenoxadol
37	Dimepheptanol
38	Dimethylthiambutene
39	Dioxaphetyl butyrate
40	Diphenoxylate
41	Dipipanone
42	Drotebanol
43	Ecgonine
43A	Etazene
44	Ethylmethylthiambutene
45	Ethylmorphine
46	Etonitazene
46A	Etonitazepyne
47	Etorphine

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Item	Description of drugs
48	Etoxeridine
49	Fentanyl
49A	4-fluoroisobutyrfentanyl (otherwise known as 4-FIBF or pFIBF)
49B	Furanylfentanyl
50	Furethidine
51	Heroin (otherwise known as diacetylmorphine)
52	Hydrocodone
53	Hydromorphinol
54	Hydromorphone
55	Hydroxypethidine
55A	2-(4-iodo-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine (otherwise known as 25I-NBOMe)
56	Isomethadone
56A	Isotonitazene
57	Ketobemidone
58	Levomethorphan
59	Levomoramide
60	Levophenacylmorphan
61	Levorphanol
61A	Meprodine
62	Metazocine
63	Methadone
64	Methadone intermediate (otherwise known as 4-cyano-2-dimethylamino-4,4-diphenylbutane)
64A	Methoxyacetylfentanyl
65	Methyldesorphine
66	Methyldihydromorphine
67	1-methyl-4-phenyl-4-piperidinol propionate (otherwise known as MPPP)
67A	2-methyl-AP-237
68	3-methylfentanyl
69	3-methylthiofentanyl
69A	Metonitazene
70	Metopon
71	Moramide intermediate (otherwise known as 2-methyl-3-morpholino-1,1-diphenylpropane carboxylic acid)
72	Morpheridine
74	Morphine
75	Morphine methobromide
76	Morphine-N-oxide

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Schedule 8 Drugs the exportation of which is prohibited if specified conditions, restrictions or requirements are not complied with

Part 1

Item	Description of drugs
77	Myrophine
78	Nicocodine
79	Nicodicodine
80	Nicomorphine
81	Noracymethadol
82	Norcodeine
83	Norlevorphanol
84	Normethadone
85	Normophine
86	Norpipanone
86A	Ocfentanil
87	Opium prepared for smoking, including dross and any other form of charred opium
88	Opium that contains morphine and is in one of the following forms: (a) medicinal opium (that is to say, opium in any form, whether mixed with a neutral substance or not, that has undergone the processes necessary to adapt it for medicinal use), (b) opium tinctures and extracts, including opium deposited from tinctures and extracts of that kind, (c) raw opium, including non-medicinal powdered and granulated forms of raw opium
88A	Oripavine
88B	Orthofluorofentanyl
89	Oxycodone
90	Oxymorphone
90A	Parafluorobutyrylfentanyl
91	Para-fluorofentanyl
91A	Para-methoxymethylamphetamine (otherwise known as PMMA)
92	Pentazocine
93	Pethidine
94	Pethidine intermediate A (otherwise known as 4-cyano-1-methyl-4-phenylpiperidine)
95	Pethidine intermediate B (otherwise known as 4-phenylpiperidine-4-carboxylic acid ethyl ester)
96	Pethidine intermediate C (otherwise known as 1-methyl-4-phenylpiperidine-4-carboxylic acid)
97	Phenadoxone
98	Phenampromide
99	Phenazocine
100	1-phenethyl-4-phenyl-4-piperidinol acetate (otherwise known as PEPAP)
101	Phenomorphan
102	Phenoperidine
103	Pholcodine

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Item	Description of drugs
104	Piminodine
105	Piritramide
106	Poppy straw
106A	Prodine
107	Proheptazine
108	Properidine
109	Propiram
109A	Protonitazene
110	Racemethorphan
111	Racemoramide
112	Racemorphan
113	Sufentanil
113A	Tetrahydrofuranylfentanyl (otherwise known as THF-F)
114	Thebacon
115	Thebaine
116	Thiofentanyl
117	Tilidine
118	Trimeperidine
118A	Valerylfentanyl
119	Any drug of whatever kind that is or is likely to produce, or is capable of being converted into a substance that is or is likely to be productive of ill effects substantially of the same character or nature as, or analogous to, those produced by any of the drugs specified or referred to in the items listed in this Part

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Part 2

Item	Description of drugs
1AAAA	AB-FUBINACA
1AA	N-(adamantan-1-yl)-1-(5-fluoropentyl)-1H-indazole-3-carboxamide) (otherwise known as 5F-APINACA)
1ABA	ADB-BUTINACA
1AB	ADB-CHMINACA (otherwise known as MAB-CHMINACA)
1AC	ADB-FUBINACA
1ADA	Alpha-PiHP
1AD	Alpha-pyrrolidinohexanophenone (otherwise known as alpha-PHP)
1AE	5F-AMB-PINACA (otherwise known as 5F-AMB or 5F-MMB-PINACA)
1A	Amineptine
1AAA	N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-(cyclohexylmethyl)-1H-indazole-3-carboxamide (otherwise known as AB-CHMINACA)
1AAB	N-(1-amino-3-methyl-1-oxobutan-2-yl)-1-pentyl-1H-indazole-3-carboxamide (otherwise known as AB-PINACA)
1	Amphetamine
1B	Benzylpiperazine
2	4-bromo-2,5-dimethoxyamphetamine
3	Cannabis
4	Cannabis resin
5	Cathinone
6	Tetrahydrocannabinol (otherwise known as 1-hydroxy-3-pentyl-6a,7,8,10a-tetrahydro-6,6,9-trimethyl-6H-[dibenzo (b, d) pyran] and 2'-hydroxy-4'-pentyl-3,4,5,6-tetrahydro-1,8,8-trimethyl-8H-dibenzo (b,d) pyran) including all 3-and 4'-alkyl homologues within these structural designations
6AA	4-CMC (otherwise known as 4-chloromethcathinone or clephedrone)
6A	CUMYL-4CN-BINACA
6B	CUMYL-PEGACLONE
7	DET (otherwise known as N,N-diethyltryptamine)
8	Dexamphetamine
8A	Dimethylheptyl-delta-3-tetrahydrocannabinol (otherwise known as DMHP)
9	2,5-dimethyoxyamphetamine
10	2,5-dimethoxy-4-ethylamphetamine
10A	Diphenidine
11	DMT (otherwise known as N,N-dimethyltryptamine), including plants and parts of the plants of the species *Piptadenia peregrina* (*Anadenanthera peregrina*)
11A	DOC (otherwise known as 1-(4-chloro-2,5-dimethoxyphenyl) propan-2-amine)
11B	N-ethylhexedrone

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Item	Description of drugs
12	N-ethyl-methylenedioxyamphetamine (otherwise known as N-ethyl MDA)
12AAA	N-ethylnorpentylone (otherwise known as ephylone)
12AA	Ethylone
12AB	Ethylphenidate
12A	Etryptamine (otherwise known as 3-(2-aminobutyl)indole)
12B	Eutylone
13	Fenetylline
13AAA	4-fluoroamphetamine (otherwise known as 4-FA)
13AAB	1-(5-fluoropentyl)-1H-indole-3-carboxylic acid 8-quinolinyl ester (otherwise known as 5F-PB-22)
13AA	[1-(5-fluoropentyl)-1H-indol-3-yl](napthalen-1-yl)methanone (otherwise known as AM-2201 or JHW-2201)
13AB	[1-(5-fluoropentyl)-1H-indol-3-yl](2,2,3,3-tetramethylcyclopropyl)methanone) (otherwise known as XLR-11)
13AC	FUB-AMB (otherwise known as MMB-FUBINACA or AMB-FUBINACA)
13A	Gamma-hydroxybutyric acid (otherwise known as GHB)
14	N-hydroxy-methylenedioxyamphetamine (otherwise known as N-hydroxy MDA)
15	Levamphetamine
16	Levomethamphetamine
17	Lysergamide, including plants and parts of plants of the species *Rivea corymbosa*, *Ipomoea tricolor*, *Ipomoea violacea* and *Argyreia nervosa*
18	Lysergide (otherwise known as lysergic acid diethylamide or LSD) including the laevo isomer of lysergide
18A	4F-MDMB-BINACA
18B	5F-MDMB-PICA (otherwise known as 5F-MDMB-2201)
18C	MDMB-4en-PINACA
19	Mecloqualone
20	Mescaline (otherwise known as 3, 4, 5-trimethoxyphenethylamine), including cacti and parts of cacti of the species *Lophophora williamsii*
21	Metamfetamine racemate
22	Methamphetamine
23	Methaqualone
23A	Methcathinone
23AA	Methiopropamine (otherwise known as MPA)
23AB	Methoxetamine
23AC	3-methoxyphencyclidine
23B	5-methoxy-alpha-methyltryptamine (otherwise known as 5-MeO-AMT)
23C	5-methoxy-N,N-diisopropyltryptamine (otherwise known as 5-MeO-DiPT)
24	5-Methoxy-3,4-methylenedioxyamphetamine
25	4-methylaminorex

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Schedule 8 Drugs the exportation of which is prohibited if specified conditions, restrictions or requirements are not complied with
Part 2

Item	Description of drugs
25A	Methyl N-{[1-(cyclohexylmethyl)-1H-indol-3-yl]carbonyl}-3-methyl-L-valinate) (otherwise known as MDMB-CHMICA)
26	3,4-methylenedioxyamphetamine
27	3,4-methylenedioxymethamphetamine
27A	3,4-methylenedioxypyrovalerone (otherwise known as MDPV)
27B	4-methylethcathinone (otherwise known as 4-MEC)
27BA	methyl 2-(1-(5-fluoropentyl)-1H-indazole-3-carboxamido)-3,3-dimethylbutanoate (otherwise known as 5F-MDMB-PINACA or 5F-ADB)
27BB	3-methylmethcathinone (otherwise known as 3-MMC)
27C	4-methylmethcathinone (otherwise known as mephedrone 4-MMC)
27D	Methylone (otherwise known as beta-keto-MDMA)
28	Methylphenidate
28A	Parahexyl (otherwise known as 3-hexyl-7,8,9,10-tetrahydro-6,6,9-trimethyl-6H-dibenzo(b,d)pyran-1-ol)
29	Paramethoxyamphetamine
29A	Para-methyl-4-methylaminorex (otherwise known as 4,4'-DMAR)
30	PCE (otherwise known as N-ethyl-1-phenylcyclohexylamine)
30A	Pentedrone
30AB	(1-pentyl-1H-indol-3-yl)(2,2,3,3-tetramethylcyclopropyl)methanone (otherwise known as UR-144)
30B	1-pentyl-3-(1-napththoyl)indole (otherwise known as JWH-018 or AM-678)
31	Phencyclidine
32	Phenmetrazine
33	PHP or PCPY (also known as 1-(1-phenylcyclohexyl) pyrrolidine)
34	Psilocine (otherwise known as 3-(2-dimethylaminoethyl)-4-hydroxyindole), including all fungi that contain psilocine
35	Psilocybin, including all fungi that contain psilocybin
35A	α-pyrrolidinovalerophenone (otherwise known as α-PVP)
36	STP, DOM (otherwise known as 2-amino-1-(2,5-dimethoxy-4-methyl)-phenylpropane)
37	TCP (otherwise known as 1-(1-(2-thienyl)cyclohexyl) piperidine)
38	3,4,5,-trimethoxyamphetamine
38A	Zipeprol
39	Any drug of whatever kind that is or is likely to produce, or is capable of being converted into a substance that is or is likely to be productive of ill effects substantially of the same character or nature as, or analogous to, those produced by any of the drugs specified or referred to in the items listed in this Part

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Part 3

Item	Description of drugs
1AA	Alpha-phenylacetoacetamide (otherwise known as APAA)
1A	Alpha-phenylacetoacetonitrile (otherwise known as APAAN)
1	Amfecloral
2	Amfepramone (otherwise known as diethylpropion)
2AA	4-anilino-N phenethylpiperidine (otherwise known as ANPP)
2A	Aminorex
2B	4-AP (N-Phenyl-4-piperidinamine)
3	Benzphetamine
3AA	1-boc-4-AP (tert-Butyl 4-(phenylamino)piperidine-1-carboxylate)
3A	4-bromo-2,5-dimethoxyphenethylamine (otherwise known as 2-CB)
3B	Brotizolam
4	Bufotenin (otherwise known as 3-(2-dimethylaminoethyl)-5-hydroxindole), including plants and parts of the plants of the species *Piptadenia peregrina (Anadenanthera peregrina*)
4A	Butorphanol
5	Cathine
6	Chlorphentermine
6A	2,5-dimethoxy-4-ethylthiophenethylamine (otherwise known as 2C-T-2)
6B	2,5-dimethoxy-4-iodophenethylamine (otherwise known as 2C-1)
6C	2,5-dimethoxy-4-n-propylthiophenethylamine (otherwise known as 2C-T-7)
7	Ephedrine
8	Ergometrine
9	Ergotamine
10	N-ethylamphetamine
11	Fencamfamin
12	Fenproporex
12A	Gammabutyrolactone
13	Harmaline (otherwise known as 4,9-dihydro-7-methoxy-1-methy-l-(3H)pyrido(3,4-b)indole), except when occurring naturally as a component of the herb *tribulus terrestris*
14	Harmine (otherwise known as 7-methoxyharman), except when occurring naturally as a component of the herb *tribulus terrestris*
15	Hydroxyamphetamine (otherwise known as 4-(2-aminopropyl)phenol)
15A	Ketamine
16	Lysergic acid, including the laevo isomer of lysergic acid
17	Mazindol
17A	3,4-MDP-2-P methyl glycidate (otherwise known as PMK glycidate)
17B	3,4-MDP-2-P methyl glycidic acid (otherwise known as PMK glycidic acid)

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Item	Description of drugs
18	Mefenorex
18A	Mesocarb
18AA	Methyl alpha-phenylacetoacetate (otherwise known as MAPA)
18B	N-methyl-1-(3,4-methylenedioxyphenyl)-2-butanamine (otherwise known as MBDB)
18C	4-methylthioamphetamine (otherwise known as 4-MTA)
19	Alphamethyltriptamine (otherwise known as (3-(2-aminopropyl)indole)
19A	Norfentanyl
20	Phendimetrazine
20A	N-phenethyl-4-piperidone (otherwise known as NPP)
21	Phentermine
21A	Phenylacetic acid
21B	Phenylpropanolamine
22	Phenyl-2-propanone
23	Pipradrol
24	Propylhexedrine
25	Pseudoephedrine
26	Pyrovalerone
26A	Remifentanil
27	SPA (otherwise known as levo-1-dimethylamino-1,2,-diphenylethane)
27A	safrole
27B	isosafrole
27C	piperonal
27D	3,4-methylenedioxyphenyl-2-propanone
27E	N-acetylanthranilic acid
28	Any drug of whatever kind that is or is likely to produce, or is capable of being converted into a substance that is or is likely to be productive of ill effects substantially of the same character or nature as, or analogous to, those produced by any of the drugs specified or referred to in the items listed in this Part

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Part 4

Item	Description of drugs
1	Alprazolam
2	Barbiturates, that is to say, 5,5-disubstituted barbituric acids, including compounds structurally derived from barbituric acid or thiobarbituric acid
3	Bromazepam
4	Camazepam
5	Chlordiazepoxide
6	Clobazam
7	Clonazepam
7A	Clonazolam
8	Clorazapate
9	Clotiazepam
10	Cloxazolam
11	Delorazepam
12	Diazepam
12A	Diclazepam
13	Estazolam
14	Ethchlorvynol (otherwise known as ethyl-2-chlorvinyl ethinyl carbinol)
15	Ethinamate
15A	Etizolam
16	Ethyl loflazepate
16A	Flualprazolam
16B	Flubromazolam
17	Fludiazepam
18	Flunitrazepam
19	Flurazepam
20	Glutethimide
21	Halazepam
22	Haloxazolam
23	Ketazolam
24	Loprazolam
25	Lorazepam
26	Lormetazepam
27	Medazepam
28	Meprobamate
29	Methyprylon
30	Midazolam

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Item	Description of drugs
31	Nimetazepam
32	Nitrazepam
33	Nordazepam
34	Oxazepam
35	Oxazolam
36	Pemoline
36A	Phenazepam
37	Pinazepam
38	Prazepam
39	Temazepam
40	Tetrazepam
41	Triazolam
42	Zolpidem

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Schedule 9—Precursor substances

(regulation 9A)

Part 1

Item	Precursor substance
1	Acetic anhydride in solutions, mixtures containing at least 90%
2	Potassium permanganate, crystals and in solutions, mixtures or powders containing at least 90%

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Part 2

Item	Precursor substance
1	Acetone, neat and in mixtures at a concentration of at least 90%
2	Ethyl ether, neat and in mixtures at a concentration of at least 90%
3	Hydrochloric acid, including solutions and mixtures containing at least 30% HCl
4	Methyl ethyl ketone, neat and in mixtures at a concentration of at least 90%
5	Piperidine, neat and in mixtures at a concentration of at least 90%
6	Sulphuric acid, in solutions and mixtures containing at least 90% H_2SO_4
7	Toluene, neat and in mixtures at a concentration of at least 90%

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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 how an amendment is to be made. If, despite the misdescription, the amendment can be given effect as intended, then the misdescribed amendment can be incorporated through an editorial change made under section 15V of the *Legislation Act 2003*.

If a misdescribed amendment cannot be given effect as intended, the amendment is not incorporated and "(md not incorp)" is added to the amendment history.

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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) /sub-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

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Endnote 3—Legislation history

Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
1958 No. 5	16 Jan 1958	16 Jan 1958	
1959 No. 5	29 Jan 1959	29 Jan 1959	—
1961 No. 16	3 Feb 1961	3 Feb 1961	—
1961 No. 112	11 Sept 1961	11 Sept 1961	—
1963 No. 129	12 Dec 1963	12 Dec 1963	—
1963 No. 130	12 Dec 1963	12 Dec 1963	—
1964 No. 144	16 Nov 1964	21 Nov 1964	—
1965 No. 136	21 Sept 1965	21 Sept 1965	—
1966 No. 70	24 Mar 1966	24 Mar 1966	—
1966 No. 75	14 Apr 1966	14 Apr 1966	—
1967 No. 42	13 Apr 1967	13 Apr 1967	—
1967 No. 59	11 May 1967	11 May 1967	—
1967 No. 123	14 Sept 1967	14 Sept 1967	—
1968 No. 46	28 Mar 1968	28 Mar 1968	—
1968 No. 83	25 July 1968	25 July 1968	—
1968 No. 101	5 Sept 1968	5 Sept 1968	—
1968 No. 153	12 Dec 1968	12 Dec 1968	—
1968 No. 160	23 Dec 1968	23 Dec 1968	—
1968 No. 162	23 Dec 1968	23 Dec 1968	—
1969 No. 11	31 Jan 1969	31 Jan 1969	—
1969 No. 21	20 Feb 1969	20 Feb 1969	—
1969 No. 22	20 Feb 1969	20 Feb 1969	—
1969 No. 219	30 Dec 1969	30 Dec 1969	—
1970 No. 34	25 Mar 1970	25 Mar 1970	—
1970 No. 68	20 May 1970	20 May 1970	—
1970 No. 89	9 July 1970	9 July 1970	—
1970 No. 106	20 Aug 1970	20 Aug 1970	—
1970 No. 121	10 Sept 1970	10 Sept 1970	—
1972 No. 210	21 Dec 1972	21 Dec 1972	—
1973 No. 4	18 Jan 1973	18 Jan 1973	—
1973 No. 7	18 Jan 1973	18 Jan 1973	—
1973 No. 39	23 Feb 1973	23 Feb 1973	—
1973 No. 74	12 Apr 1973	12 Apr 1973	—
1973 No. 102	6 June 1973	6 June 1973	—
1973 No. 138	26 July 1973	26 July 1973	—

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Endnote 3—Legislation history

Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
1973 No. 218	15 Nov 1973	15 Nov 1973	—
1973 No. 248	4 Dec 1973	4 Dec 1973	—
1974 No. 46	10 Apr 1974	10 Apr 1974	—
1974 No. 157	17 Sept 1974	17 Sept 1974	—
1974 No. 178	8 Oct 1974	8 Oct 1974	—
1974 No. 250	23 Dec 1974	23 Dec 1974	r 7
1975 No. 19	20 Feb 1975	20 Feb 1975	—
1975 No. 44	25 Mar 1975	25 Mar 1975	—
1975 No. 45	24 Mar 1975	24 Mar 1975	—
1975 No. 173	26 Aug 1975	26 Aug 1975	—
1975 No. 224	23 Dec 1975	23 Dec 1975	—
1976 No. 169	25 Aug 1976	25 Aug 1976	—
1976 No. 233	25 Oct 1975	25 Oct 1975	—
1977 No. 89	15 June 1977	15 June 1977	—
1978 No. 14	3 Feb 1978	3 Feb 1978	—
1978 No. 58	2 May 1978	2 May 1978	—
1978 No. 59	2 May 1978	2 May 1978	—
1978 No. 277	29 Dec 1978	29 Dec 1978	r 2
1979 No. 160	14 Aug 1979	14 Aug 1979	—
1979 No. 237	7 Nov 1979	7 Nov 1979	—
1980 No. 21	21 Feb 1980	21 Feb 1980	—
1980 No. 61	18 Mar 1980	18 Mar 1980	—
1980 No. 72	2 Apr 1980	2 Apr 1980	—
1980 No. 76	3 Apr 1980	3 Apr 1980	—
1980 No. 82	18 Apr 1980	18 Apr 1980	—
1980 No. 99	15 May 1980	15 May 1980	—
1980 No. 110	23 May 1980	23 May 1980	—
1980 No. 212	29 July 1980	29 July 1980	—
1980 No. 273	19 Sept 1980	19 Sept 1980	—
1980 No. 358	12 Dec 1980	12 Dec 1980	r 2
1980 No. 381	31 Dec 1980	31 Dec 1980	—
1980 No. 383	31 Dec 1980	31 Dec 1980	—
1981 No. 49	31 Mar 1981	31 Mar 1981	—
1981 No. 72	15 Apr 1981	15 Apr 1981	—
1981 No. 86	6 May 1981	6 May 1981	—
1981 No. 149	23 June 1981	23 June 1981	—
1981 No. 225	21 Aug 1981	21 Aug 1981	—
1982 No. 251	4 Sept 1981	4 Sept 1981	—

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Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
1982 No. 324	13 Nov 1981	13 Nov 1981	—
1982 No. 169	16 July 1982	16 July 1982	—
1982 No. 171	16 July 1982	16 July 1982	—
1982 No. 310	17 Nov 1982	17 Nov 1982	—
1983 No. 272	14 Nov 1983	14 Nov 1983	—
1984 No. 35	15 Mar 1984	15 Mar 1984	—
1984 No. 63	30 Apr 1984	30 Apr 1984	—
1984 No. 191	10 Aug 1984	10 Aug 1984	—
1984 No. 262	28 Sept 1984	28 Sept 1984	—
1984 No. 263	28 Sept 1984	28 Sept 1984	—
1984 No. 316	2 Nov 1984	2 Nov 1984	—
1985 No. 1	24 Jan 1985	1 Feb 1985	—
1985 No. 68	17 May 1985	17 May 1985	—
1985 No. 138	28 June 1985	28 June 1985	—
1985 No. 378	20 Dec 1985	20 Dec 1985	—
1986 No. 76	24 Apr 1986	1 July 1986	—
1986 No. 89	14 May 1986	14 May 1986	—
1986 No. 177	4 July 1986	4 July 1986	—
1986 No. 178	4 July 1986	4 July 1986	—
1986 No. 328	6 Nov 1986	6 Nov 1986	—
1986 No. 364	19 Dec 1986	19 Dec 1986	—
1986 No. 365	19 Dec 1986	19 Dec 1986	—
1986 No. 366	19 Dec 1986	19 Dec 1986	—
1986 No. 388	22 Dec 1986	22 Dec 1986	—
1987 No. 97	29 May 1987	r 3 and 6: 1 June 1987 Remainder: 29 May 1987	—
1987 No. 115	15 June 1987	15 June 1987	—
1987 No. 156	15 July 1987	15 July 1987	—
1987 No. 176	27 Aug 1987	27 Aug 1987	—
1987 No. 301	17 Dec 1987	17 Dec 1987	—
1987 No. 317	22 Dec 1987	1 Jan 1988	—
1987 No. 318	22 Dec 1987	22 Dec 1987	—
1987 No. 319	22 Dec 1987	22 Dec 1987	—
1988 No. 65	29 Apr 1988	29 Apr 1988	—
1988 No. 178	8 July 1988	8 July 1988	—
1988 No. 195	29 July 1988	1 Aug 1988	—
1988 No. 361	21 Dec 1988	21 Dec 1988	—
1989 No. 57	14 Apr 1989	14 Apr 1989	—

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Endnote 3—Legislation history

Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
1989 No. 59	17 Apr 1989	23 May 1989	—
1989 No. 196	21 July 1989	25 July 1989	r 11
1989 No. 264	6 Oct 1989	6 Oct 1989	—
1989 No. 388	21 Dec 1989	21 Dec 1989	—
1990 No. 125	5 June 1990	5 June 1990	—
1990 No. 146	25 June 1990	25 June 1990	—
1990 No. 190	29 June 1990	r 2 and 4: 21 Mar 1990 Remainder: 29 June 1990	—
1990 No. 264	8 Aug 1990	8 Aug 1990	—
1990 No. 333	18 Oct 1990	18 Oct 1990	—
1990 No. 438	21 Dec 1990	1 Jan 1991	—
1991 No. 24	27 Feb 1991	27 Feb 1991	—
1991 No. 77	30 Apr 1991	30 Apr 1991	—
1991 No. 118	6 June 1991	6 June 1991	—
1991 No. 288	17 Sept 1991	17 Sept 1991	—
1991 No. 413	12 Dec 1991	12 Dec 1991	—
1992 No. 61	5 Mar 1992	5 Mar 1992	—
1992 No. 83	2 Apr 1992	2 Apr 1992	—
1992 No. 103	16 Apr 1992	16 Apr 1992	—
1992 No. 155	2 June 1992	2 June 1992	—
1992 No. 412	16 Dec 1992	16 Dec 1992	—
1992 No. 414	16 Dec 1992	16 Dec 1992	—
1993 No. 68	11 May 1993	11 May 1993	—
1993 No. 212	3 Aug 1993	3 Aug 1993	—
1993 No. 258	1 Oct 1993	1 Oct 1993	—
1993 No. 322	3 Dec 1993	3 Dec 1993	—
1994 No. 32	7 Mar 1994	7 Mar 1994	—
1994 No. 143	23 May 1994	23 May 1994	—
1994 No. 172	8 June 1994	8 June 1994	—
1994 No. 242	4 July 1994	4 July 1994	—
1994 No. 313	6 Sept 1994	6 Sept 1994	—
1994 No. 379	16 Nov 1994	16 Nov 1994	—
1994 No. 392	25 Nov 1994	25 Nov 1994	—
1994 No. 416	13 Dec 1994	13 Dec 1994	—
1995 No. 71	11 Apr 1995	11 Apr 1995	—
1995 No. 90	12 May 1995	12 May 1995	—
1996 No. 32	22 Mar 1996	22 Mar 1996	—

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Endnote 3—Legislation history

Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
1996 No. 47	30 Apr 1996	30 Apr 1996 Note: disallowed by the Senate on 23 May 1996	—
1996 No. 48	30 Apr 1996	30 Apr 1996 Note: disallowed by the Senate on 23 May 1996	—
1996 No. 49	30 Apr 1996	30 Apr 1996 Note: disallowed by the Senate on 23 May 1996	—
1996 No. 50	30 Apr 1996	30 Apr 1996 Note: disallowed by the Senate on 23 May 1996	—
1996 No. 69	31 May 1996	31 May 1996	—
1996 No. 225	24 Oct 1996	24 Oct 1996	—
1996 No. 281	12 Dec 1996	r 5.4: 29 Apr 1997 Remainder: 12 Dec 1996	—
1996 No. 282	12 Dec 1996	12 Dec 1996	—
1997 No. 30	6 Mar 1997	6 Mar 1997	—
1997 No. 31	6 Mar 1997	6 Mar 1997	—
1997 No. 32	6 Mar 1997	6 Mar 1997	—
1997 No. 33	6 Mar 1997	6 Mar 1997	—
1997 No. 380	24 Dec 1997	24 Dec 1997	—
1997 No. 381	24 Dec 1997	24 Dec 1997	—
1997 No. 382	24 Dec 1997	24 Dec 1997	—
1997 No. 383	24 Dec 1997	24 Dec 1997	—
1998 No. 211	1 July 1998	1 July 1998	—
1999 No. 9	11 Feb 1999	11 Feb 1999	—
1999 No. 164	16 Aug 1999	16 Aug 1999	—
1999 No. 200	16 Sept 1999	16 Sept 1999	—
1999 No. 216	17 Sept 1999	17 Sept 1999	—
1999 No. 248	27 Oct 1999	27 Oct 1999	—
1999 No. 274	12 Nov 1999	12 Nov 1999	—
1999 No. 331	22 Dec 1999	22 Dec 1999	—
2000 No. 211	11 Aug 2000	11 Aug 2000	—
2000 No. 212	11 Aug 2000	11 Aug 2000	—
2001 No. 171	5 July 2001	5 July 2001	—
2002 No. 29	7 Mar 2002	7 Mar 2002	—
2002 No. 139	27 June 2002	Sch 1: 1 July 2002 Remainder: 1 Sept 2002	—
2002 No. 204	6 Sept 2002	6 Sept 2002	—

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Endnote 3—Legislation history

Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
2002 No. 205	6 Sept 2002	6 Sept 2002	—
2002 No. 330	20 Dec 2002	1 Jan 2003	—
2003 No. 17	27 Feb 2003	27 Feb 2003	—
2003 No. 44	27 Mar 2003	27 Mar 2003	—
2003 No. 52	14 Apr 2003	14 Apr 2003	—
2003 No. 88	22 May 2003	22 May 2003	—
2003 No. 97	29 May 2003	29 May 2003	r 4–9
2003 No. 308	11 Dec 2003	11 Dec 2003	—
2003 No. 320	19 Dec 2003	31 Dec 2003	—
2004 No. 32	18 Mar 2004	18 Mar 2004	—
2004 No. 107	3 June 2004	3 June 2004	—
2004 No. 141	25 June 2004	25 June 2004	—
2004 No. 244	12 Aug 2004	18 Aug 2004	—
2005 No. 16	25 Feb 2005 (F2005L00375)	1 Mar 2005	—
2005 No. 95	27 May 2005 (F2005L01003)	28 May 2005	—
2005 No. 162	22 July 2005 (F2005L02004)	23 July 2005	—
2005 No. 278	2 Dec 2005 (F2005L03718)	6 Dec 2005	—
2005 No. 299	16 Dec 2005 (F2005L04018)	31 Dec 2005	—
2006 No. 115	6 June 2006 (F2006L01689)	12 June 2006	—
2006 No. 195	27 July 2006 (F2006L02432)	28 July 2006	—
2006 No. 281	2 Nov 2006 (F2006L03550)	3 Nov 2006	—
2006 No. 289	17 Nov 2006 (F2006L03705)	18 Nov 2006	—
2007 No. 4	19 Feb 2007 (F2007L00416)	20 Feb 2007	—
2007 No. 234	13 Aug 2007 (F2007L02476)	Sch 1: 27 Aug 2007 (r 2(a)) Remainder: 1 Mar 2008	—
2007 No. 292	28 Sept 2007 (F2007L03838)	29 Sept 2007	—
2007 No. 346	19 Oct 2007 (F2007L04093)	20 Oct 2007	—
2008 No. 22	20 Mar 2008 (F2008L00928)	24 Mar 2008 (r 2)	—
2008 No. 174	1 Sept 2008 (F2008L03224)	2 Sept 2008	—
2009 No. 187	3 Aug 2009 (F2009L02946)	4 Aug 2009	—

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Endnote 3—Legislation history

Number and year	FRLI registration or gazettal	Commencement	Application, saving and transitional provisions
15, 2010	2 Mar 2010 (F2010L00538)	3 Mar 2010	—
223, 2010	22 July 2010 (F2010L02113)	23 July 2010	—
314, 2010	13 Dec 2010 (F2010L03171)	14 Dec 2010	—
18, 2011	16 Mar 2011 (F2011L00437)	17 Mar 2011	—
46, 2011	8 Apr 2011 (F2011L00589)	9 Apr 2011	—
172, 2011	5 Oct 2011 (F2011L02027)	6 Oct 2011	—
231, 2011	14 Dec 2011 (F2011L02675)	15 Dec 2011 (r 2)	—
119, 2012	28 June 2012 (F2012L01402)	1 July 2012	—
177, 2012	2 Aug 2012 (F2012L01645)	3 Aug 2012	—
209, 2012	31 Aug 2012 (F2012L01817)	1 Jan 2013	—
320, 2012	7 Dec 2012 (F2012L02371)	Sch 1: 10 Dec 2012	—
41, 2013	3 Apr 2013 (F2013L00597)	4 Apr 2013	—
42, 2013	3 Apr 2013 (F2013L00598)	4 Apr 2013	—
90, 2013	5 June 2013 (F2013L00919)	6 June 2013 (s 2 and F2013L00903)	—
51, 2014	19 May 2014 (F2014L00565)	Sch 1 (item 1): 20 May 2014	—
13, 2015	3 Mar 2015 (F2015L00246)	Sch 1: 4 Mar 2015 (s 2)	—
90, 2015	19 June 2015 (F2015L00854)	Sch 2 (items 91–94): 1 July 2015 (s 2(1) item 2)	—
152, 2015	4 Sept 2015 (F2015L01398)	Sch 1 (items 1–17): 5 Sept 2015 (s 2(1) item 2)	—

Name	Registration	Commencement	Application, saving and transitional provisions
Acts and Instruments (Framework Reform) (Consequential Amendments) Regulation 2016	29 Feb 2016 (F2016L00170)	Sch 1 (item 16): 5 Mar 2016 (s 2(1) item 1)	—
Customs (Prohibited Exports) Amendment (Liquefied Natural Gas) Regulations 2017	30 June 2017 (F2017L00826)	1 July 2017 (s 2(1) item 1)	—

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Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
Customs Legislation Amendment (Ozone Protection and Synthetic Greenhouse Gas Management Consequential Amendments) Regulations 2017	18 Dec 2017 (F2017L01645)	Sch 1 (items 1–4): 19 Dec 2017 (s 2(1) item 2) Sch 1 (items 9–12): 1 Jan 2018 (s 2(1) items 3, 4)	—
Trade and Customs Legislation Amendment (Miscellaneous Measures) Regulations 2018	3 Apr 2018 (F2018L00459)	Sch 2 (items 1–20): 4 Apr 2018 (s 2(1) item 3)	—
Customs (Prohibited Exports) Amendment (Defence and Strategic Goods) Regulations 2018	20 Apr 2018 (F2018L00503)	Sch 1 (items 1–12, 31): 21 Apr 2018 (s 2(1) item 1)	—
Customs (Prohibited Exports) Amendment (Chemicals) Regulations 2018	29 June 2018 (F2018L00950)	30 June 2018 (s 2(1) item 1)	—
Customs Legislation Amendment (Prohibited Exports and Imports) Regulations 2018	17 Aug 2018 (F2018L01135)	Sch 1 (items 1–4): 18 Aug 2018 (s 2(1) item 1)	—
Customs Legislation Amendment (Prohibited Substances) Regulations 2018	26 Oct 2018 (F2018L01467)	Sch 1 (items 1–10): 27 Oct 2018 (s 2(1) item 1)	—
Customs Legislation Amendment (Asbestos) Regulations 2019	25 Mar 2019 (F2019L00365)	Sch 1 (items 1–10): 26 Mar 2019 (s 2(1) item 1)	—
Customs Legislation Amendment (2019 Measures No. 1) Regulations 2019	9 Apr 2019 (F2019L00594)	Sch 1 (items 1–17): 1 May 2019 (s 2(1) item 1)	—
Customs Legislation Amendment (Prohibited Exports and Imports) Regulations 2019	16 Dec 2019 (F2019L01615)	Sch 1 (items 1–11): 17 Dec 2019 (s 2(1) item 1)	—
Customs (Prohibited Exports) Amendment (COVID-19 Human Biosecurity Emergency) Regulations 2020	29 Mar 2020 (F2020L00343)	30 Mar 2020 (s 2(1) item 1)	—
Customs (Prohibited Exports) Amendment (Phorate) Regulations 2020	10 July 2020 (F2020L00902)	11 July 2020 (s 2(1) item 1)	—

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Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
Criminal Code and Customs Legislation Amendment (Precursors and Drugs) Regulations 2020	10 Aug 2020 (F2020L01003)	Sch 1 (items 13–22): 12 Aug 2020 (s 2(1) item 1)	—
Customs Legislation Amendment (Objectionable Goods) Regulations 2020	21 Aug 2020 (F2020L01046)	Sch 1 (items 1–4): 27 Aug 2020 (s 2(1) item 1)	—
Customs (Prohibited Exports) Amendment (COVID-19 Export Restrictions Repeal) Regulations 2020	10 Dec 2020 (F2020L01567)	11 Dec 2020 (s 2(1) item 1)	—
Export Control Legislation (Repeals and Consequential Amendments) Regulations 2021	25 Mar 2021 (F2021L00336)	Sch 2 (items 2, 3): 3 am (A.C.T.) 28 Mar 2021 (s 2(1) item 1)	—
Minamata Convention on Mercury (Consequential Amendments) Regulations 2021	5 Oct 2021 (F2021L01390)	Sch 1 (items 43–53): 7 Mar 2022 (s 2(1) item 1)	—
Autonomous Sanctions Amendment (Magnitsky-style and Other Thematic Sanctions) Regulations 2021	20 Dec 2021 (F2021L01855)	Sch 1 (items 30–32): 21 Dec 2021 (s 2(1) item 1)	—
Customs (Prohibited Exports) Amendment (Liquefied Natural Gas) Regulations 2022	18 Aug 2022 (F2022L01078)	19 Aug 2022 (s 2(1) item 1)	—
Customs (Prohibited Exports) Amendment (Liquefied Natural Gas) Regulations 2023	30 Mar 2023 (F2023L00380)	2.55 pm (A.C.T.) 30 Mar 2023 (s 2(1) item 1)	—
Customs Legislation Amendment (Ozone Depleting Substances and Synthetic Greenhouse Gases) Regulations 2023	9 June 2023 (F2023L00753)	Sch 1 (items 1–3): 13 June 2023 (s 2(1) item 1)	—
Customs Legislation Amendment (Japan—Australia Reciprocal Access Agreement) Regulations 2023	10 July 2023 (F2023L00995)	Sch 1 (items 1, 3): 13 Aug 2023 (s 2(1) item 1)	—
Customs Legislation Amendment (Prohibited Exports and Imports) Regulations 2023	12 Dec 2023 (F2023L01653)	Sch 1 (items 1–14, 42): 13 Dec 2023 (s 2(1) item 1)	—

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Endnote 3—Legislation history

Name	Registration	Commencement	Application, saving and transitional provisions
Customs Legislation Amendment (Drugs Scheduling) Regulations 2024	20 Feb 2024 (F2024L00187)	Sch 1 (items 1–7, 14): 21 Feb 2024 (s 2(1) item 1)	—
Instruments Update (Autumn 2024) Regulations 2024	14 Mar 2024 (F2024L00297)	Sch 2 (item 7): 11 Apr 2024 (s 2(1) item 1)	—
Customs Legislation Amendment (Australia—Timor-Leste Defence Cooperation Agreement) Regulations 2024	11 Apr 2024 (F2024L00445)	Sch 1 (item 1): awaiting commencement (s 2(1) item 1)	—
Defence Trade Legislation Amendment Regulations 2024	19 July 2024 (F2024L00904)	Sch 2: 1 Sept 2024 (s 2(1) item 1)	—
Administrative Review Tribunal Legislation Consequential Amendments (2024 Measures No. 1) Regulations 2024	11 Oct 2024 (F2024L01299)	Sch 8 (items 15–32): 14 Oct 2024 (s 2(1) item 1)	—

Act	Number and year	Assent	Commencement	Application, saving and transitional provisions
Prohibition of Human Cloning for Reproduction and the Regulation of Human Embryo Research Amendment Act 2006	172, 2006	12 Dec 2006	Sch 4: 12 June 2007 (s 2(1) item 2)	—
Wheat Export Marketing (Repeal and Consequential Amendments) Act 2008	66, 2008	30 June 2008	Sch 2 (items 6–8): 1 July 2008 (s 2(1) item 2)	—

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Endnote 4—Amendment history

Provision affected	How affected
Part 1	
Part 1 heading	ad 2002 No 139
r 1	rs 1999 No 9
r 2	rs No 129, 1963
	am No 219, 1969; No 288, 1991; No 172, 1994; No 164, 1999; No 171, 2001; No 29, 2002; No 17, 2003; No 320, 2003; No 107, 2004; No 162, 2005; No 115, 2006; No 187, 2009; No 152, 2015; F2017L01645; F2018L00503; F2019L00365; F2020L00343; F2020L01567; F2021L01390; F2023L00753
Part 2	
Part 2 heading	ad 2002 No 139
r 2A	ad 1976 No 169
	rs 1977 No 89
	am 1989 No 264; 1991 No 288
Part 3	
Part 3 heading	ad 2002 No 139
Division 1	
Division 1 heading	ad 2002 No 139
	rs 2002 No 330
r 3	rep No 57, 1989
	ad No 381, 1997
	am No 16, 2005; No 346, 2007; No 209, 2012; F2019L00594; F2020L01046; F2024L01299
r 4	rs 1988 No 195
	rep 1989 No 196
	ad 2003 No 320
	am F2019L00365
r 4A	ad No 244, 2004
	am No 115, 2006; F2019L00594; F2021L01390
r 5	rs No 138, 1973
	am No 358, 1980; No 324, 1981; No 262, 1984; No 318, 1987; No 125, 1990; No 288, 1991; No 331, 1999; No 139, 2002; No 234, 2007; Act No 66, 2008; F2019L00594; F2021L00336
r 5A	ad 1973 No 138
	am 1975 No 224
	rep 1976 No 233
	ad 1980 No 61
	rep 1980 No 76
r 6	rep 1959 No 5
	ad 1968 No 160

Endnote 4—Amendment history

Provision affected	How affected
	am 1973 No 7
	rep 1980 No 72
	ad 1988 No 65
	rep 1997 No 380
	ad 2000 No 211
r 6A	rep 1986 No 365
r 6B	ad 1970 No 68
	rep 1980 No 72
	ad 1980 No 110
	rep 1981 No 86
r 7	am 1975 No 224; 1982 No 171; 1987 No 318
	rs 1988 No 195
	rep 1989 No 196
	ad 2003 No 17
	rs 2003 No 44
	am 2004 No 32; 2006 No 195
	rep Act No 172, 2006
r 8	am 1987 No 318; 1990 No 125
	rs 1991 No 288
	am 1992 No 414; 1993 No 212; 2002 No 139; F2024L01299
r 8A	ad 2009 No 187
	am F2024L00297; F2024L01299
r 9	rs 1973 No 39
	am No 248, 1973; No 46, 1974; No 224, 1975; No 233, 1976; No 14, 1978; No 277, 1978; No 149, 1981; No 177, 1986; No 317, 1987; No 318, 1987; No 125, 1990; No 211, 2000; No 139, 2002; F2019L00594
r 9AAA	ad Act No 66, 2008
	rep 2012 No 320
r 9AA	ad No 330, 2002
	am F2019L00594
r 9AB	ad 2004 No 141
	am F2024L01299
r 9AC	ad 2005 No 162
r 9AD	ad No 299, 2005
	am F2019L00594
Division 2	
Division 2 heading	ad 2002 No 139
	rs 2002 No 139
r 9A	ad 2002 No 139
	am 2002 No 139

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Provision affected	How affected
r 10	rep 1959 No 5
	ad 1969 No 219
	am 1974 No 250; 1976 No 233; 1987 No 318; 1990 No 125; 1991 No 288; 1992 No 414; 1993 No 212
	rs 2002 No 139
r 10AA	ad 2002 No 139
	rs F2019L01615
r 10AB	ad 2002 No 139
r 10A	ad 1969 No 219
	am 1974 No 250; 1987 No 318; 1990 No 125; 1991 No 288; 1993 No 212
	rs 2002 No 139
	am 2002 No 139
r 10B	ad 1969 No 219
	am 1974 No 250; 1987 No 318; 1990 No 125; 1991 No 288; 1993 No 212; 1997 No 383
	rs 2002 No 139
	am 2002 No 139; No 90, 2015
r 10C	ad 1974 No 250
r 10CA	ad 2002 No 139
r 10D	ad 1974 No 250
	am 2002 No 139
r 10E	ad 1974 No 250
	am 1987 No 318; 1991 No 288; 1993 No 212; 1997 No 383
	rs 2002 No 139
	am 2002 No 139; No 90, 2015
r 10F	ad 1991 No 288
	am 1993 No 212; 2002 No 139; F2024L01299
Division 2A	
Division 2A	ad 2011 No 231
r 11	ad 2011 No 231
	am No 42, 2013
r 11A	ad No 231, 2011
	am F2021L01855
r 11B	ad No 231, 2011
	am F2021L01855
Division 3	
Division 3 heading	ad 2002 No 139
r 11	rs 1973 No 39
	am 1975 No 224; 1978 No 14; 1987 No 318; 1989 No 388; 1990 No 125; 1996 No 32
	rep 2000 No 211
r 12	rep 1963 No 130

Endnote 4—Amendment history

Provision affected	How affected
	ad 1968 No 83
	am 1975 No 224; 1980 No 21; 1985 No 1; 1987 No 318; 1990 No 125
	rep 1992 No 414
r 13	rep 1986 No 178
r 13A	ad 1973 No 138
	am 1980 No 21; 1982 No 310; 1983 No 272; 1984 No 316; 1986 No 89; 1987 No 318
	rep 1988 No 195
r 13B	ad 1979 No 237
	am 1980 No 383; 1982 No 171; 1987 No 97; 1989 No 196; 1992 No 61; 1994 Nos 32 and 392; 1995 No 90
	rep 1996 No 281
r 13C	ad 1985 No 378
	am 1987 Nos 97, 317 and 318; 1990 No 190; 1993 No 258
	rep 1994 No 242
r 13CA	ad 1990 No 264
	am 1991 No 24; 1991 No 77
	rs 1991 No 118
	am 1996 No 69; 2002 No 139; No 330, 2002
	rep 2003 No 97
r 13CB	ad 1992 No 103
	am 2002 No 139
	rep 2002 No 204
r 13CC	ad 1992 No 155
	am 1996 No 32
	rep 1996 No 282
r 13CD	ad 1993 No 68
	rep 1996 No 32
r 13CE	ad 1994 No 172
	am 1997 No 382; 1998 No 211; 2002 No 139
	rep 2003 No 52
r 13CF	ad 1994 No 172
	rep 1994 No 379
	ad 1999 No 164
	am 2002 No 139
	rep 2003 No 52
r 13CG	ad 1994 No 313
	am 2002 No 139; 2008 No 22
	rep 2008 No 174
r 13CH	ad 1997 No 382
	am 1998 No 211

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Provision affected	How affected
	rs 1999 No 164
	am 2001 No 171; 2002 No 139; 2008 No 22
	rep 2010 No 314
r 13CI	ad 2001 No 171
	am 2002 Nos 29 and 139; 2008 No 22; F2018L00503
r 13CJ	ad 2001 No 171
r 13CK	ad 2002 No 29
	am 2002 No 139; 2008 No 22; F2018L00503
r 13CL	ad 2005 No 95
	am 2008 No 22; F2018L00503
r 13CM	ad 2005 No 95
	am 2008 No 22; F2018L00503
r 13CN	ad 2005 No 95
	am 2008 No 22; 2011 No 172; F2018L00503
r 13CO	ad No 281, 2006
	am No 22, 2008
	ed C84
	am F2018L00503; F2018L01135
r 13CP	ad 2006 No 289
	am 2008 No 22; F2018L00503
r 13CQ	ad 2007 No 4
	am 2008 No 22; 2010 No 223
r 13CR	ad 2010 No 15
	am 2010 No 314; F2018L00503
r 13CS	ad 2011 No 18
	am F2018L00503
r 13CT	ad No 51, 2014
	am F2018L00503
Division 4	
Division 4 heading	ad 2002 No 139
	rs F2018L00503
r 13D	ad 1987 No 97
	am 1987 No 319; 1989 No 196
	rep 1996 No 281
	ad 1999 No 200
Division 4A	
Division 4A	ad F2018L00503
r 13E	ad No 115, 1987

Endnote 4—Amendment history

Provision affected	How affected
	am No 156, 1987; No 319, 1987; No 59, 1989; No 196, 1989; No 146, 1990; No 118, 1991; No 413, 1991; No 412, 1992; No 322, 1993; No 416, 1994; No 90, 1995; No 281, 1996; No 216, 1999; No 274, 1999; No 212, 2000; No 171, 2001; No 88, 2003; No 308, 2003; No 90, 2013
	rs F2018L00503
	am F2024L00904
r 13EA	ad F2018L00503
	am F2023L00995; F2024L00445; F2024L00904
r 13EB	ad F2018L00503
r 13EC	ad F2018L00503
r 13ED	ad F2018L00503
r 13EE	ad F2018L00503
	am F2024L01299
r 13EF	ad F2018L00503
	am F2024L01299
r 13EG	ad F2018L00503
r 13EH	ad F2018L00503
r 13EI	ad F2018L00503
r 13EJ	ad F2018L00503
	am F2024L00904
r 13EK	ad F2018L00503
Division 4B	
Division 4B heading	ad F2018L00503
r 13F	ad 1987 No 115
	am 1987 Nos 156 and 319
	rs 1988 No 178
	rep 1989 No 59
	ad 1993 No 322
	rep 1996 No 281
	ad 1997 No 383
	am 2002 No 139
	rs No 107, 2004; F2023L00753
r 13G	ad 1987 No 176
	am 1987 No 319
	rep 1989 No 59
	ad 1993 No 322
	rep 1996 No 281
	ad 1999 No 9
	am No 139, 2002; F2019L00594
Division 5	
Division 5	ad 2002 No 205

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Provision affected	How affected
r 13GA	ad 2002 No 205
Division 6	
Division 6	ad F2017L00826
	rep 1 Jan 2030 (r 13GH)
r 13GB	ad F2017L00826
	am F2023L00380
	rep 1 Jan 2030 (r 13GH)
r 13GC	ad F2017L00826
	am F2023L00380
	rep 1 Jan 2030 (r 13GH)
r 13GD	ad F2017L00826
	rep 1 Jan 2030 (r 13GH)
r 13GE	ad F2017L00826
	am F2023L00380
	rep 1 Jan 2030 (r 13GH)
r 13GF	ad F2017L00826
	rep 1 Jan 2030 (r 13GH)
r 13GG	ad F2017L00826
	am F2022L01078
	rep 1 Jan 2030 (r 13GH)
r 13GH	ad F2017L00826
	am F2022L01078
	rep 1 Jan 2030 (r 13GH)
Division 7	ad F2020L00343
	rep F2020L01567
r 13GI	ad F2020L00343
	rep F2020L01567
r 13GJ	ad F2020L00343
	rep F2020L01567
Part 4	
Part 4 heading	ad No 139, 2002
r 13H	ad No 319, 1987
	am No 59, 1989; No 196, 1989; No 125, 1990; No 264, 1990; No 333, 1990; No 103, 1992; No 155, 1992; No 68, 1993; No 322, 1993; No 172,1994; No 313, 1994; No 379, 1994; No 281, 1996; No 382, 1997; No 211, 1998; No 9, 1999; No 164, 1999; No 331, 1999; No 171, 2001; No 139, 2002; No 52, 2003; No 174, 2008; No 314, 2010; F2018L00503; F2019L00594
Part 5	
Part 5 heading	ad F2018L00503
r 15	rep No 125, 1990
	ad No 152, 2015

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Endnote 4—Amendment history

Provision affected	How affected
	rep 4 Oct 2015 (s 15(3))
r 17	ad No 90, 2015
r 18	ad F2018L00503
r 19	ad F2019L00365
r 20	ad F2020L01046
r 21	ad F2021L01390
r 22	ad F2023L00380
r 23	ad F2023L00995
r 24	ad F2023L01653
r 25	ad F2024L00187
Heading to The Schedules	rep 1990 No 125
Schedule 1	
Schedule 1 heading	rep F2019L00365
First Schedule	am 1961 Nos 16 and 112; 1965 No 136; 1969 No 21; 1970 No 106; 1973 No 74; 1981 No 251; 1987 No 317; 1988 No 178
	rep 1989 No 57
Schedule 1	ad 2003 No 320
	am F2019L00365
Schedule 2	
Second Schedule	am 1959 No 5; 1961 Nos 16 and 112; 1963 Nos 129 and 130; 1965 No 136; 1967 Nos 42 and 59; 1968 No 101; 1969 Nos 21 and 219; 1970 Nos 34 and 106; 1972 No 210; 1973 Nos 4, 74, 102, 138 and 218; 1974 Nos 157, 178 and 250; 1975 Nos 19 and 173; 1976 No 169; 1978 No 58; 1979 No 237; 1980 Nos 212, 273 and 381; 1981 No 72; 1984 No 63; 1985 No 138; 1987 No 317; 1988 No 65
	rep 1988 No 195
Schedule 2	ad No 244, 2004
	am No 115, 2006; No 46, 2011; No 177, 2012; No 13, 2015; F2018L00950
Part 1	
Part 1 heading	ad F2018L00950
Part 1	am F2018L00950; F2020L00902; F2021L01390
Part 2	
Part 2	ad F2018L00950
Schedule 3	
Heading to Third Schedule	rep 1990 No 125
Heading to Schedule 3	ad 1990 No 125
	am 2002 No 139
Third Schedule	am 1959 No 5; 1961 No 112; 1963 No 130; 1967 No 123; 1970 No 121; 1973 No 138; 1975 No 45; 1976 No 233; 1980 Nos 21, 82 and 99; 1981 Nos 49, 86, 251 and 234; 1982 No 169; 1986 Nos 76, 178 and 366; 1987 Nos 301 and 318; 1988 No 361; 1989 No 264
Schedule 3	am 2007 No 234; Act No 66, 2008

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Provision affected	How affected
Schedule 4	
Fourth Schedule	rep 1959 No 5
	ad 1968 No 160
	rep 1973 No 7
	ad 1973 No 138
	am 1975 No 224
	rep 1976 No 233
Schedule 4	ad 2000 No 211
Fifth Schedule	am 1975 No 224; 1982 No 171; 1987 No 318
	rep 1988 No 195
Schedule 6	
Heading to Sixth Schedule	rep 1990 No 125
Heading to Schedule 6	ad 1990 No 125
Sixth Schedule	am 1961 No 112; 1963 No 130; 1966 No 70; 1973 No 74; 1987 Nos 317 and 318
Schedule 6	rs 1991 No 288
	am 2003 No 17; 2009 No 187
Schedule 7	
Heading to Seventh Schedule	rep 1990 No 125
Heading to Schedule 7	ad No 125, 1990
	rs No 299, 2005
	am F2019L00594
Seventh Schedule	am 1959 No 5; 1961 Nos 16 and 112; 1964 No 144; 1966 No 75; 1967 No 123; 1968 No 162; 1969 No 22; 1970 No 89
	rep 1973 No 39
	ad 1981 No 149
	am 1986 Nos 177 and 364; 1987 Nos 317 and 318
Schedule 7	am No 190, 1990
	rs No 438, 1990
	am No 103, 1992; No 30, 1997; No 31, 1997; No 32, 1997; No 33, 1997
	rs No 211, 2000
	am No 292, 2007; F2016L00170; F2019L00594
Schedule 7A	
Schedule 7A	ad 2005 No 299
Schedule 8	
Heading to Eighth Schedule	rep 1990 No 125
Heading to Schedule 8	ad 1990 No 125
Eighth Schedule	ad 1969 No 219
	am 1970 No 106

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Endnote 4—Amendment history

Provision affected	How affected
	rs 1974 No 250
	am 1981 No 251; 1984 No 263; 1986 No 388; 1987 No 317; 1988 No 178
Schedule 8	rs No 288, 1991
	am No 212, 1993; No 225, 1996; No 248, 1999; No 211, 2000; No 29, 2002; No 139, 2002; No 278, 2005; No 41, 2013; No 152, 2015
	ed C84
	am F2018L00459; F2018L01467; F2019L01615; F2020L01003; F2023L01653; F2024L00187
	ed C108
Schedule 9	
Ninth Schedule	am 1959 No 5
	rs 1961 No 112; 1963 No 130
	am 1973 No 39; 1975 Nos 44 and 224; 1978 Nos 14 and 59; 1979 No 160; 1981 No 225; 1984 No 35; 1985 No 68; 1987 No 318
	rep 1989 No 388
Heading to Schedule 9	rs 1996 No 281
Schedule 9	ad 1989 No 388
	am 1992 No 83
	rs 1994 No 143
	am 1995 No 71; 1996 No 281
	rep 2000 No 211
	ad 2002 No 139
Heading to Tenth Schedule	rep 1990 No 125
Heading to Schedule 10	ad 1990 No 125
	rep 1992 No 414
Tenth Schedule	rs 1959 No 5
	am 1961 No 112
	rep 1963 No 130
	ad 1968 No 83
	am 1975 No 224; 1980 No 21
	rs 1985 No 1
	am 1987 No 318
Schedule 10	rep 1992 No 414
Eleventh Schedule	am 1968 Nos 46 and 153; 1970 No 34
	rep 1986 No 178
Twelfth Schedule	ad 1973 No 138
	am 1980 No 21; 1982 No 310
	rs 1983 No 272
	am 1984 Nos 63 and 316; 1986 Nos 89 and 328; 1987 No 318
	rep 1988 No 195

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Endnote 4—Amendment history

Provision affected	How affected
Schedule 13	ad 1979 No 237
	am 1980 No 383; 1982 No 171; 1984 No 191; 1987 Nos 97 and 115
	rs 1989 No 196
	am 1992 No 61
	rs 1994 No 32
	rep 1996 No 281
Schedule 14	ad 1985 No 378
	am 1987 Nos 97, 317 and 318; 1989 No 196; 1990 No 190; 1993 No 258
	rep 1994 No 242
Schedule 14A	ad 1992 No 103
	rs 1994 No 172
	am 1996 No 281
	rep 2002 No 204
Schedule 14AA	ad 1999 No 164
	rep 2003 No 52
Schedule 14B	ad 1994 No 313
	rep 2008 No 174
Schedule 15	ad 1987 No 97
	am 1990 No 333; 1991 No 413
	rep 1987 No 156
	ad 1997 No 383
	am 2004 No 107; 2012 No 119; F2017L01645
	rep F2023L00753
Schedule 16	ad 1987 No 156
	rep 1989 No 59
	ad 1993 No 322
	rep 1996 No 281

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