

Customs Legislation Amendment (Japan—Australia Reciprocal Access Agreement) Regulations 2023

I, General the Honourable David Hurley AC DSC (Retd), Governor‑General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 6 July 2023

David Hurley

Governor‑General

By His Excellency’s Command

Clare O’Neil

Minister for Home Affairs

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1 Name

This instrument is the *Customs Legislation Amendment (Japan—Australia Reciprocal Access Agreement) Regulations 2023*.

2 Commencement

(1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information | | |
| --- | --- | --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | The later of:  (a) the day after this instrument is registered; and  (b) the day the Agreement between Australia and Japan concerning the Facilitation of Reciprocal Access and Cooperation between the Australian Defence Force and the Self‑Defense Forces of Japan, done at Canberra and Tokyo on 6 January 2022, comes into force for Australia.  However, the provisions do not commence at all if the event mentioned in paragraph (b) does not occur.  The Minister must announce, by notifiable instrument, the day the Agreement comes into force for Australia. | 13 August 2023  (paragraph (b) applies)  (F2023N00240) |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

(2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Customs Act 1901*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Part 1—Amendments

Customs (Prohibited Exports) Regulations 1958

1 After subparagraph 13EA(1)(a)(ii)

Insert:

(iia) Japan;

Customs (Prohibited Imports) Regulations 1956

2 After subparagraph 3A(a)(ii)

Insert:

(iia) Japan;

Part 2—Application and transitional provisions

Customs (Prohibited Exports) Regulations 1958

3 In the appropriate position in Part 5

Insert:

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.

Customs (Prohibited Imports) Regulations 1956

4 In the appropriate position before Schedule 1

Insert:

16 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 imported into Australia on or after the commencement of that Part.