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Customs Act 1901-1968

NOTICE OF INTENTION TO PROPOSE CUSTOMS TARIFF ALTERATION

NOTICE No. 2 (1970)

IN pursuance of section 273BA of the Customs Act 1901-1968, I, DONALD LESLIE CHIPP, Minister of State for Customs and Excise, hereby give notice that it is intended, within seven sitting days of the House of Representatives after the date of the publication of this notice in the Gazette, to propose in the Parliament a Customs Tariff alteration in accordance with the particulars specified in the Schedule to this notice and operating on and from the seventh day of April, One thousand nine hundred and seventy.

THE SCHEDULE

AMENDMENTS OF PART II. OF THE FIRST SCHEDULE TO THE CUSTOMS TARIFF 1966-1969

1. Omit item 51.01, insert the following item:—

" 51.01	* Yarn of continuous man-made fibres, not put up for retail sale:		
51.01.1	– Yarn of viscose, being yarn having a breaking strain not less than 3 grammes per denier	30 %	20 %
51.01.2	– Yarn of viscose, being yarn having a breaking strain less than 3 grammes per denier; yarn (other than of viscose) of a kind used solely or principally for sewing; yarn (other than of viscose) for use in the production of yarn of a kind used solely or principally for sewing	7½ %	Free
51.01.3	– Yarn containing not less than 20 % by weight of wool, not being yarn falling within a preceding sub-item	17½ %, and \$0.083 per lb	10 %, and \$0.033 per lb
51.01.4	– Yarn of polyamide, that— (a) is not coarser than 40 denier count; (b) is entered for home consumption on or before 30 June 1971; and (c) does not fall within a preceding sub-item	20 %; and, if the FOB price per lb is less than an amount, ascertained by subtracting from \$1.55 the product of \$0.02 and the number representing the denier count of the goods—an amount per lb equal to the difference between the FOB price per lb and that first mentioned amount	10 %; and, if the FOB price per lb is less than an amount, ascertained by subtracting from \$1.55 the product of \$0.02 and the number representing the denier count of the goods—an amount per lb equal to the difference between the FOB price per lb and that first mentioned amount

THE SCHEDULE—continued

1—continued

51.01.5	– Yarn of polyamide, that— (a) is not coarser than 340 denier count; (b) is entered for home consumption on or before 30 June 1971; and (c) does not fall within a preceding sub-item	20%; and, if the FOB price per lb is less than an amount, ascertained by subtracting from \$0.85 the product of \$0.0025 and the number representing the denier count of the goods—an amount per lb equal to the difference between the FOB price per lb and that first mentioned amount	10%; and, if the FOB price per lb is less than an amount, ascertained by subtracting from \$0.85 the product of \$0.0025 and the number representing the denier count of the goods—an amount per lb equal to the difference between the FOB price per lb and that first mentioned amount
51.01.9	– Other yarn or yarn of other materials	20%	10% ”.

2. Omit item 51.03, insert the following item:—

“ 51.03	* Yarn of continuous man-made fibres, put up for retail sale:		
51.03.1	– Yarn of viscose, being yarn having a breaking strain not less than 3 grammes per denier	30%	20%
51.03.2	– Yarn of viscose, being yarn having a breaking strain less than 3 grammes per denier; yarn (other than of viscose) of a kind used solely or principally for sewing; yarn (other than of viscose) for use in the production of yarn of a kind used solely or principally for sewing	7½%	Free
51.03.3	– Yarn containing not less than 20% by weight of wool, not being yarn falling within a preceding sub-item	17½%, and \$0.083 per lb	10%, and \$0.033 per lb
51.03.4	– Yarn of polyamide, that— (a) is not coarser than 40 denier count; (b) is entered for home consumption on or before 30 June 1971; and (c) does not fall within a preceding sub-item	20%; and, if the FOB price per lb is less than an amount, ascertained by subtracting from \$1.55 the product of \$0.02 and the number representing the denier count of the goods—an amount per lb equal to the difference between	10%; and, if the FOB price per lb is less than an amount, ascertained by subtracting from \$1.55 the product of \$0.02 and the number representing the denier count of the goods—an amount per lb equal to the difference between

THE SCHEDULE—continued

2.—continued

			the FOB price per lb and that first mentioned amount	the FOB price per lb and that first mentioned amount
51.03.5	- Yarn of polyamide, that— (a) is not coarser than 340 denier count; (b) is entered for home consumption on or before 30 June 1971; and (c) does not fall within a preceding sub-item		20%; and, if the FOB price per lb is less than an amount, as- certained by subtracting from \$0.85 the product of \$0.0025 and the number representing the denier count of the goods—an amount per lb equal to the difference between the FOB price per lb and that first mentioned amount	10%; and, if the FOB price per lb is less than an amount, as- certained by subtracting from \$0.85 the product of \$0.0025 and the number representing the denier count of the goods—an amount per lb equal to the difference between the FOB price per lb and that first mentioned amount
51.03.9	- Other yarn or yarn of other materials		20%	10% ”.
3. Omit paragraph 51.04.21, insert the following paragraphs:—				
“ 51.04.21	- - Tyre cord fabrics of viscose		50%	50%, less \$0.025 per lb
51.04.22	- - Tyre cord fabrics of man-made fibres other than viscose		20%	20%, less \$0.025 per lb ”.
4. Omit paragraph 55.09.12, insert the following paragraph:—				
“ 55.09.12	- - Tyre cord fabrics		20%	10% ”.
5. Omit items 56.01 and 56.02, insert the following items:—				
“ 56.01	* Discontinuous man-made fibres, not carded, combed or otherwise prepared for spinning:			
56.01.1	- Cellulose or casein based fibres		7½%	Free
56.01.2	- Polyamide fibres		10%	10%
56.01.9	- Other man-made fibres		Free	Free
56.02	* Continuous filament tow:			
56.02.1	- Of polyamide		10%	10%
56.02.9	- Of other man-made fibres		Free	Free ”.
6. Omit items 56.04, 56.05 and 56.06, insert the following items:—				
“ 56.04	* Man-made fibres (whether discontinuous or waste) carded, combed or otherwise prepared for spinning		20%	10%
56.05	* Yarn of man-made fibres (whether discontinuous or waste), not put up for retail sale:			

THE SCHEDULE—continued

6.—continued

56.05.1	— Yarn of a kind used solely or principally for sewing; yarn for use in the production of yarn of a kind used solely or principally for sewing; yarn, single or multiple (or cabled), in which each or every ply is finer than No. 60 count, calculated on the cotton count system, not containing wool or containing less than 20% by weight of wool	7½%	Free
56.05.2	— Yarn containing not less than 20% by weight of wool, not being yarn falling within a preceding sub-item	17½%, and \$0.083 per lb	To and including 31 December 1970—14½%, and \$0.063 per lb From and including 1 January 1971, to and including 31 December 1971—16%, and \$0.073 per lb From and including 1 January 1972—17½%, and \$0.083 per lb
56.05.3	— Yarn, wholly of, or containing not less than 50% by weight of acrylic fibres, calculated by reference to the weight of man-made fibres in the yarn, not being yarn falling within a preceding sub-item	20%	20%
56.05.9	— Other yarn or yarn of other materials	20%	10%
56.06	* Yarn of man-made fibres (whether discontinuous or waste), put up for retail sale:		
56.06.1	— Yarn of a kind used solely or principally for sewing; yarn for use in the production of yarn of a kind used solely or principally for sewing; yarn, single or multiple (or cabled), in which each or every ply is finer than No. 60 count, calculated on the cotton count system, not containing wool or containing less than 20% by weight of wool	7½%	Free
56.06.2	— Yarn containing not less than 20% by weight of wool, not being yarn falling within a preceding sub-item	17½%, and \$0.083 per lb	10%, and \$0.033 per lb
56.06.9	— Other yarn or yarn of other materials	20%	10% "

7. Omit item 59.04, insert the following item:—

" 59.04	* Twine, cordage, ropes and cables, plaited or not:		
59.04.1	— Reaper and binder twine being an oiled single ply twine composed of sisal or manila fibres and having a running length of not less than 400 and not more than 600 ft per lb	17½%	10%
59.04.2	— Of cotton	40%	25%

THE SCHEDULE—continued

7.—continued

59.04.3	- Of man-made fibres	To and including 31 December 1970—50%	25%
		From and including 1 January 1971—40%	
59.04.9	- Other	30%	10% ”.
8. After sub-item 59.11.1 insert the following sub-item:—			
“ 59.11.2	- Tyre cord fabrics	The rate of duty set out in this column that would apply to the goods if they were not rubberised	The rate of duty set out in this column that would apply to the goods if they were not rubberised ”.

AMENDMENT OF PART III. OF THE SECOND SCHEDULE TO THE CUSTOMS TARIFF 1966-1969

Omit—	“ Sub-paragraph 59.04.999		”.
insert—	“ Sub-item 59.04.9		”.

AMENDMENT OF PART V. OF THE SECOND SCHEDULE TO THE CUSTOMS TARIFF 1966-1969

Omit—	“ Paragraph 59.04.92		”.
insert—	“ Sub-item 59.04.3 ..	Tyre cord as used in the manufacture of pneumatic rubber tyres ”.	

AMENDMENT OF PART IV. OF THE THIRD SCHEDULE TO THE CUSTOMS TARIFF 1966-1969

Omit—	“ Sub-item 56.04.9		”.
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AMENDMENTS OF PART V. OF THE FIFTH SCHEDULE TO THE CUSTOMS TARIFF 1966-1969

1. Omit item 797F, insert the following items:—

“ 797F	51.01.2	Yarn of a kind ordinarily used by hand ..	Free
797G	51.01.4	Goods not being high tenacity industrial yarn ..	Free
797H	51.01.5	Goods not being high tenacity industrial yarn ..	Free
797J	51.01.9	Goods, not being: (a) high tenacity industrial yarn; or (b) yarn, wholly of, or containing not less than 50% by weight of continuous filament acetate (other than triacetate) fibres, calculated by reference to the weight of man-made fibres in the yarn	Free ”.

2. Omit item 803A, insert the following items:—

“ 803A	51.03.2	Yarn of a kind ordinarily used by hand ..	Free
803B	51.03.4	Goods to which the tariff classification specified in column 2 of this item applies	Free
803C	51.03.5	Goods to which the tariff classification specified in column 2 of this item applies	Free
803D	51.03.9	Goods, not being yarn wholly of, or containing not less than 50% by weight of continuous filament acetate (other than triacetate) fibres, calculated by reference to the weight of man-made fibres in the yarn	Free ”.

THE SCHEDULE—continued

3. Omit items 860D and 860E, insert the following items:—

“ 860A	56.01.2	Goods to which the tariff classification specified in column 2 of this item applies	Free
860B	56.02.1	Goods to which the tariff classification specified in column 2 of this item applies	Free
860C	56.04	Cellulose or casein based fibres	Free
860D	56.05.2	Goods to which the tariff classification specified in column 2 of this item applies	10%, and \$0.033 per lb
860E	56.05.3	Yarn of a kind ordinarily used by hand	Free
860F	56.05.9	Goods, not being yarn wholly of, or containing not less than 50% by weight of— (a) viscose fibres; (b) acetate fibres; (c) a mixture of viscose and acetate fibres; (d) a mixture of viscose and acrylic fibres; (e) a mixture of acetate and acrylic fibres; or (f) a mixture of viscose, acetate and acrylic fibres, calculated by reference to the weight of man-made fibres in the yarn	Free
860G	56.06.9	Goods, not being: (a) multiple (or cabled) yarn having any single ply in a count up to and including No. 34 count, calculated on the cotton count system, being yarn wholly of, or containing not less than 50% by weight of— (i) viscose fibres; (ii) acetate fibres; or (iii) a mixture of viscose and acetate fibres, calculated by reference to the weight of man-made fibres in the yarn; or (b) yarn, wholly of, or containing not less than 50% by weight of acrylic fibres, calculated by reference to the weight of man-made fibres in the yarn	Free ”.

4. Omit items 901 to 906 (inclusive), insert the following items:—

“ 901	59.04.1	Goods to which the tariff classification specified in column 2 of this item applies	\$0.005 per lb
902	59.04.2	Goods to which the tariff classification specified in column 2 of this item applies	17½%
903	59.04.3	Goods to which the tariff classification specified in column 2 of this item applies	17½%
904	59.04.9	Goods to which the tariff classification specified in column 2 of this item applies	17½% ”.

5. Omit item 911B, insert the following items:—

“ 911B	59.11.2	Tyre cord fabrics of cotton	The rate of duty set out in this column that would apply to the goods if they were not rubberised
911C	59.13.1	Goods to which the tariff classification specified in column 2 of this item applies	17½% ”.

Dated this third day of April 1970.

D. L. CHIPP

Minister of State for Customs and Excise

Customs Act 1901-1968
CUSTOMS TARIFF 1966-1969
SECOND SCHEDULE
By-laws Nos S1189 and S1192

I, DONALD LESLIE CHIPP, Minister of State for Customs and Excise, in pursuance of the powers conferred on me by Part XVI. of the Customs Act 1901-1968, and all other enabling powers, hereby make the by-laws set out in the Schedule hereto.

THE SCHEDULE

By-law No. S1189

Item No. 19
Second Schedule

1. This by-law may be cited as Customs By-law No. S1189.
2. This by-law shall take effect on and from 7 April 1970.
3. Customs By-law No. S8, published in Gazette No. 17 dated 18 February 1966, is amended as follows:

Omit:

'Item 56.05 Yarns, composed of a mixture of man-made fibres and goathair, in which at least 40 per centum by weight is goathair, for use in the manufacture of interlinings for apparel, under security'.

4. Customs By-law No. S319, published in Gazette No. 104 dated 15 December 1966, is revoked.

By-law No. S1192

Item No. 20
Second Schedule

1. This by-law may be cited as Customs By-law No. S1192.
2. This by-law shall take effect on and from 7 April 1970.
3. Customs By-law No. S9, published in Gazette No. 17 dated 18 February 1966, is amended as follows:

(a) Omit:

'Item 51.01 Yarn, cuprammonium rayon'.

(b) Omit:

'Item 56.04 Fibres, cuprammonium rayon, in short lengths suitable for spinning purposes, including such fibres in the form of sliver or tops'.

(c) Omit:

'Item 56.05 Yarn, cuprammonium rayon'.

4. Customs By-law No. S597, published in Gazette No. 92 dated 19 October 1967, is revoked.

Dated this third day of April 1970.

D. L. CHIPP

Minister of State for Customs and Excise

- (b) direct that the duty in respect of goods specified in the first column of the table hereunder is the duty that would be applicable in respect of them, if they were goods of the kind specified in the second column of that table opposite those goods.

2. In this notice 'First Schedule' means the First Schedule to the Customs Tariff 1966-1969.

3. Unless the context otherwise requires in this notice in ascertaining whether goods fall within the terms of a reference or whether a reference applies to goods, regard shall be had to:

- (a) the Rules for the Interpretation of the First Schedule set out in Part I. of the First Schedule to the Customs Tariff 1966-1969; and
- (b) the notes to a Division of Part II. of the First Schedule to the Customs Tariff 1966-1969 or to a Chapter of such a Division that has application to the goods under their Tariff classification in Part II. of that First Schedule to the Customs Tariff 1966-1969.

4. This notice may be cited as Substitutes and Imitations Notice No. 1 (1970) and shall take effect on and after the seventh day of April 1970.

5. Substitutes and Imitations Notice No. 1, published in Gazette No. 15 dated 14 February 1966, is revoked.

The Table

First column	Second column
Embroidery, falling within sub-item 58.10.9 in the First Schedule, being goods that— have embroidered designs occurring solely or principally at or near one or both selvages; and have a visible background composed of a woven textile fabric containing not less than 20 per centum by weight of man-made fibres calculated by reference to the weight of fibres in the visible background	Woven textile fabrics that have a composition, weight and weave identical to those of the visible background of the goods referred to in the column opposite
Woven textile fabrics composed of not less than 20 per centum by weight of man-made fibres, being fabrics impregnated or coated with preparations of cellulose derivatives or of other artificial plastic materials amounting to not more than $\frac{1}{4}$ ounce per square yard of fabric	Woven textile fabrics of the same kind containing the same percentage by weight of man-made fibres, being fabrics not impregnated or coated with preparations of cellulose derivatives or of other artificial plastic materials

Dated this third day of April 1970.

D. L. CHIPP

Minister of State for Customs and Excise

CUSTOMS TARIFF 1966-1969
SECTION 23

Substitutes and Imitations Notice No. 1 (1970)

I, DONALD LESLIE CHIPP, Minister of State for Customs and Excise, in pursuance of the powers conferred on me by Section 23 of the Customs Tariff 1966-1969 and all other enabling powers:

- (a) declare that I am of the opinion that goods of a kind specified in the first column of the table hereunder:
 - (i) are a substitute for goods of another kind specified in the second column of that table opposite those goods;
 - (ii) are intended to be or can be used as a substitute for goods of another kind specified in the second column of that table opposite those goods;
 - (iii) can be used for any purpose for which goods of another kind specified in the second column of that table opposite those goods can be used; or
 - (iv) are an imitation of goods of another kind specified in the second column of that table opposite those goods; and

DEPARTMENT OF CUSTOMS AND EXCISE

Customs Tariff (Dumping and Subsidies) Act 1961-1965

NOTICE UNDER SECTION 7

IN pursuance of Section 7 of the Customs Tariff (Dumping and Subsidies) Act 1961-1965, I, Donald Leslie Chipp, Minister of State for Customs and Excise, hereby notify that, after inquiry and report by the Tariff Board, I am satisfied that the undermentioned goods have been sold to an importer in Australia at an export price which is less than the normal value of the goods at the date of exportation and that injury has thereby been caused to an Australian industry:

Continuous filament polyamide (nylon) raw yarn falling within sub-paragraph 51.01.993 or 51.01.994 in the First Schedule to the Customs Tariff 1966-1969.

This Notice may be cited as 'Dumping and Subsidies Act Notice No. 95', and shall have effect in relation to all such goods exported on and after 2 November 1967.

Dated this twenty-third day of January 1970.

D. L. CHIPP

Minister of State for Customs and Excise

