Australian Customs Notice 2002 50



**Australian Government Department of Home Affairs**

**CUSTOMS BROKERS LICENCE GRANTED TO AND HOLDED BY CORPORATE CORPORATE CORPORATE**

The following company and individuals have applied to the Chief Executive Officer for a customs brokers licence.

Any persons wishing to make written representation in respect of these applications should address the correspondence by Monday 16 July 2002 to:

# Customs Brokers Licensing Group

Principles of procedural fairness in respect of information that is potentially adverse to the applicant will be applied and if information is received that is considered credible, relevant and significant, the applicant will be made aware of the substance of the representation and given the opportunity to respond to the representation.

Applicants will not be provided with a copy of the communication and details of its author unless Customs and Border Protection is authorised by the author to fully disclose the representation.[www.abf.gov.au/importing-](http://www.abf.gov.au/importing-)

* John Arndell National Manager Compliance
* For
* Chief Executive Officer August 2006

This notice details the changes to the Customs brokers licences regime which took effect on 1 February 2006. The changes will assist in ensuring a better level playing field for clients by more closely aligning the interests of customs brokers with those of Customs and Border Protection.

The changes affect all customs brokers who are authorised under section 186A of the Customs Act 1901 and to whom section 186AB of the Customs Act provides for an initial licence. This notice provides further information on the new licences and outlines current issues that may arise.

# Customs Brokers Licensing and Inspection Amendment Regulations 2006

The Customs Brokers Licensing and Inspection Amendment Regulations 2006 (the Act) and the Customs Border Protection Gazette of 26 December 2005 (the Gazette) amend the Customs Act and the Customs Regulations 1926 to bring the Customs Act into line with the modern requirements of digital licensing and streamline the administration of the Act. To make the Act fit for the 21st century, the Act removes pre-existing regulations and other statutory instruments that could interfere with the operation of the Act.

The new regulations are intended to align the Act with current customs practice and provide a harmonious, compliant and efficient mechanism for customs brokers to participate in Customs and Border Protection activities and to establish the licensing arrangements covered by the Act, including the definition and creation of an ‘approved’ customs broker.

This legislation does not create any new obligations for licensed customs brokers, but makes it easier for licensed customs brokers to participate in and perform duties for Customs and Border Protection.

* The Act will attract an enhanced level of compliance and professional standards through the creation of an approved’ customs broker.
* Any inquiries in relation to the changes may be directed to:
* Licensing and Inspection - Customs Brokers - Department of Home Affairs
* Australian Customs Service 10 Constitution Avenue
* CANBERRA ACT 2601

Inquiries concerning this notice may be directed to the Manager Assistant Director General Licensing on telephone number (02) 6275 6486; or to the Supervisor Assistant Director General Inspection and Investigations on telephone number (02) 6275 6481.

Any enquiries concerning this notice should be directed to Mr Peter Phillips National Manager

# Customs Brokers’ Licensing and Inspection – Customs Border Protection Gazette

The Customs Act contains a number of licensing provisions, but it requires each person to have an annual licence in order to enter and remain in Australia. The Act allows commercial importers, in some circumstances, to have a special licence and allow them to accept and receive consignments through the warehouse licensed outside of Australia for further shipment into Australia. For information on the special licences and their usage, please refer to the Import and Export Management User Guide (the Interpretation Guide) for further information on the operation of the special licences.

The Customs Regulations 1926 are compiled in the Customs and Border Protection Gazette of 27 December 2005 to provide for changes to the classification of excise based goods and the Customs Act.

The Customs Regulations 1926 provide that the Customs and Border Protection Act establishes new categories of excise based goods which must attract an excise based price (an import duty) or a customs duty that is not the rate prescribed in the Customs Act for the class of goods.

In order to implement these changes, the Customs Regulation 1926 commenced in the Commonwealth of Australia Parliament on 17 December 2005 and was implemented on 16 January 2006 by the Commonwealth Parliament.

Changes to the classification of excise based goods were incorporated into the Customs Regulations 1926 by the Customs Regulations 1958. The changes are outlined in the following pages:

* Effective Date : 1 August 2006 File No : C06/01275[tariffclassification@abf.gov.au;](mailto:tariffclassification@abf.gov.au)
* Statistical Code Changes [tarcon@homeaffairs.gov.au.](mailto:tarcon@homeaffairs.gov.au)

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3 Table 3: Changes to statistical code;

Supplementary Chapter 7: Changes to statistical code.