

Customs Tariff (No. 5)

No. 70 of 1967

An Act relating to Duties of Customs.

[Assented to 31 October 1967]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

Short title
and citation.

1.—(1.) This Act may be cited as the *Customs Tariff (No. 5) 1967*.

(2.) The *Customs Tariffs 1966*,* as amended by the *Customs Tariff 1967*,† by the *Customs Tariff (No. 2) 1967*,‡ by the *Customs Tariff (No. 3) 1967*§ and by the *Customs Tariff (No. 4) 1967*,¶ is in this Act referred to as the Principal Act.

(3.) Section 1 of the *Customs Tariff (No. 4) 1967* is amended by omitting sub-section (4.).

(4.) The Principal Act, as amended by this Act, may be cited as the *Customs Tariff 1966–1967*.

Commence-
ment.

2.—(1.) Subject to this section, this Act shall come into operation on the day on which it receives the Royal Assent.

(2.) Section 3 of this Act shall be deemed to have come into operation on the third day of July, One thousand nine hundred and sixty-seven.

(3.) Section 4 of this Act shall be deemed to have come into operation on the fourteenth day of July, One thousand nine hundred and sixty-seven.

(4.) Section 5 of this Act shall be deemed to have come into operation on the eighteenth day of August, One thousand nine hundred and sixty-seven.

Amendments of
Tariff
Schedules
with effect
from 3 July
1967.

3.—(1.) Part II. of the First Schedule to the Principal Act is amended as set out in the First Schedule to this Act.

(2.) Part I. of the Second Schedule to the Principal Act is amended as set out in the Second Schedule to this Act.

* Act No. 134, 1965, as amended by Nos. 27 and 34, 1966.
† Act No. 7, 1967.
‡ Act No. 17, 1967.
§ Act No. 68, 1967.
¶ Act No. 69, 1967.

4.—(1.) Part II. of the First Schedule to the Principal Act, as amended by the last preceding section, is amended as set out in the Third Schedule to this Act.

Amendments of
Tariff
Schedules
with effect
from 14 July
1967.

(2.) Part I. of the Third Schedule to the Principal Act, as amended by the last preceding section, is amended as set out in the Fourth Schedule to this Act.

(3.) Part II. of the Third Schedule to the Principal Act, as amended by the last preceding section, is amended as set out in the Fifth Schedule to this Act.

(4.) Part IV. of the Third Schedule to the Principal Act, as amended by the last preceding section, is amended as set out in the Sixth Schedule to this Act.

(5.) Part I. of the Fifth Schedule to the Principal Act, as amended by the last preceding section, is amended as set out in the Seventh Schedule to this Act.

(6.) Part V. of the Fifth Schedule to the Principal Act, as amended by the last preceding section, is amended as set out in the Eighth Schedule to this Act.

5.—(1.) Part II. of the First Schedule to the Principal Act, as amended by the last two preceding sections, is amended as set out in the Ninth Schedule to this Act.

Amendments of
Tariff
Schedules with
effect from
18 August
1967.

(2.) Part V. of the Fifth Schedule to the Principal Act, as amended by the last two preceding sections, is amended as set out in the Tenth Schedule to this Act.

THE SCHEDULES

FIRST SCHEDULE

Section 3(1.).

AMENDMENTS OF PART II. OF THE FIRST SCHEDULE TO THE PRINCIPAL ACT

1. Omit note 4 to Chapter 46.
2. Omit paragraph 46.02.21.
3. Omit note 10 to Chapter 48.
4. In sub-item 48.07.3, omit "wall coverings;"
5. After note 4 to Chapter 51 insert the following note:—
 - " 5. The following goods are specified for the purposes of sub-paragraphs 51.01.995 and 51.01.996, that is to say, goods that—
 - (a) were in transit to Australia on 25 May 1967; and
 - (b) are entered for home consumption within 21 days after importation."
6. After sub-paragraph 51.01.994 insert the following sub-paragraphs:—

" 51.01.995	- - - Raw yarns, wholly of, or of which not less than 50% by weight of the man-made fibres are, continuous filament polyester fibres, being yarns of 40 denier count or finer	12½%; and, except in respect of goods specified in note 5 to this Chapter, a temporary duty of \$0.15 per lb, and, an amount per pound equal to the amount, if any, by which the FOB price per pound is less than an amount calculated by subtracting from \$1.75 the product of \$0.02 and the number representing the denier count of the goods	Free; and, except in respect of goods specified in note 5 to this Chapter, a temporary duty of \$0.15 per lb, and, an amount per pound equal to the amount, if any, by which the FOB price per pound is less than an amount calculated by subtracting from \$1.75 the product of \$0.02 and the number representing the denier count of the goods".
51.01.996	- - - Raw yarns, wholly of, or of which not less than 50% by weight of the man-made fibres are, continuous filament polyester fibres, not being yarns falling within sub-paragraph 51.01.995	12½%; and, except in respect of goods specified in note 5 to this Chapter, a temporary duty of \$0.15 per lb, and, an amount per pound equal to the amount, if any, by which the FOB price per pound is less than an amount calculated by subtracting from \$1.05 the product of \$0.0025	Free; and, except in respect of goods specified in note 5 to this Chapter, a temporary duty of \$0.15 per lb, and, an amount per pound equal to the amount, if any, by which the FOB price per pound is less than an amount calculated by subtracting from \$1.05 the product of \$0.0025

FIRST SCHEDULE—continued

6.—continued

	and the number representing the denier count of the goods	and the number representing the denier count of the goods ”.
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7. After note 2 to Chapter 56 insert the following note:—

“ 3. The following goods are specified for the purposes of paragraph 56.01.92 and sub-item 56.02.2, that is to say, goods that—

- (a) were in transit to Australia on 25 May 1967; and
- (b) are entered for home consumption within 21 days after importation.”.

8. After paragraph 56.01.91 insert the following paragraph:—

“ 56.01.92	— Of polyesters	Free; and, except in respect of goods specified in note 3 to this Chapter, a temporary duty of 35%, and, if the FOB price per pound is less than \$0.60, an amount per pound equal to the difference	Free; and, except in respect of goods specified in note 3 to this Chapter, a temporary duty of 35%, and, if the FOB price per pound is less than \$0.60, an amount per pound equal to the difference ”.
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9. After sub-item 56.02.1 insert the following sub-item:—

“ 56.02.2	— Of polyesters	Free; and, except in respect of goods specified in note 3 to this Chapter, a temporary duty of 35%, and, if the FOB price per pound is less than \$0.60, an amount per pound equal to the difference	Free; and, except in respect of goods specified in note 3 to this Chapter, a temporary duty of 35%, and, if the FOB price per pound is less than \$0.60, an amount per pound equal to the difference ”.
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SECOND SCHEDULE

Section 3(2).

AMENDMENTS OF PART I. OF THE SECOND SCHEDULE TO THE PRINCIPAL ACT

1. Omit item 15, insert the following item:—

“ 15	Goods, as prescribed by by-law, (not being goods falling within item 14 in this Schedule) imported by passengers; goods, as prescribed by by-law, brought into, or sent to, Australia by such members of the Defence Force stationed outside Australia as are prescribed by by-law	Free	Free ”.
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SECOND SCHEDULE—continued

2. Omit item 35, insert the following item —

“ 35	Goods, including samples, of negligible value, as prescribed by by-law; goods, as prescribed by by-law, on which duty is, in the opinion of the Minister, negligible	Free	Free”.
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3. Omit item 46, insert the following item:—

“ 46	Goods that, in the opinion of the Minister, are hand-made traditional products of cottage industries of a country that, at the time the goods are entered for home consumption, is a less developed country, as follows:— coconut-shell ware, carved, inlaid or decorated; horn ware, ivory ware, shell ware or stone ware, being goods that are carved or inlaid; lace articles, hand-made from hand-made lace; lace, hand-made, in the piece, in strips or in motifs; lacquer ware; leather ware, decorated; metal ware that is— beaten; carved; chased; enamelled; filigreed; inlaid; or moulded; papier mâché ware, decorated; pottery, decorated; textile fabrics, of cotton or in chief part by weight of cotton, weighing less than 6 ounces per square yard, not being fabrics to which sub-paragraph 55.09.329 in the First Schedule applies; textile fabrics, of silk or in chief part by weight of silk, not printed; wood work, carved or inlaid	Free	Free”.
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4. After item 48 insert the following item:—

“ 49	Wall coverings, paper-backed, as prescribed by by-law, not being goods falling within sub-paragraph 39.02.412 or paragraph 48.11.99 in the First Schedule	7½%	Free”.
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THIRD SCHEDULE

Section 4(1.).

AMENDMENTS OF PART II. OF THE FIRST SCHEDULE TO THE PRINCIPAL ACT AS AMENDED BY SECTION 3 OF THIS ACT

1. Omit paragraph 32.09.33, insert the following paragraph:—

“ 32.09.33	— — Metal flakes and powders:		
32.09.331	— — — Of aluminium	30%	20%
32.09.339	— — — Of other materials	Free	Free”.

2. After paragraph 38.19.91 insert the following paragraph:—

“ 38.19.92	— — Products and preparations in which the constituent that gives the goods their essential character is aluminium	Free	Free”.
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3. After paragraph 51.02.91 insert the following paragraph:—

“ 51.02.92	— — Regenerated cellulose strip of a kind that, if exceeding 5mm in width, would fall within item 39.03	50%	27½%”.
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4. Omit note 4 to Chapter 76.

THIRD SCHEDULE—continued

5. Omit items 76.02 and 76.03, insert the following items:—

“ 76.02	* Wrought bars, rods, angles, shapes and sections, of aluminium; aluminium wire	30%	20%
76.03	* Wrought plates, sheets and strip, of aluminium:		
76.03.1	– Strip, painted and curved or formed into an “ S ” shape, of a kind used in the manufacture of venetian blinds	35%	25%
76.03.9	– Other	30%	20% ”.

6. Omit items 76.05, 76.06, 76.07, 76.08, 76.09, 76.10, 76.11, 76.12, 76.13, 76.14, 76.15 and 76.16, insert the following items:—

76.05	* Aluminium powders and flakes	30%	20%
76.06	* Tubes and pipes and blanks therefor, of aluminium; hollow bars of aluminium	30%	20%
76.07	* Tube and pipe fittings, (including joints, elbows, sockets and flanges), of aluminium	35%	25%
76.08	* Structures, complete or incomplete, whether or not assembled, and parts of structures, of aluminium; plates, rods, angles, shapes, sections, tubes and the like, prepared for use in structures, of aluminium	35%	25%
76.09	* Reservoirs, tanks, vats and similar containers, for any material, of aluminium, of a capacity exceeding 300 litres, whether or not lined or heat-insulated, but not fitted with mechanical or thermal equipment	35%	25%
76.10	* Casks, drums, cans, boxes and similar containers (including rigid and collapsible tubular containers), of aluminium, of a kind commonly used for the conveyance or packing of goods	35%	25%
76.11	* Compressed gas cylinders and similar pressure containers, of aluminium:		
76.11.1	– Cylinders in which anhydrous ammonia and gases are ordinarily imported	7½%	Free
76.11.9	– Other	35%	25%
76.12	* Stranded wire, cables, cordage, ropes, plaited bands and the like, of aluminium wire, but excluding insulated electric wires and cables	30%	20%
76.13	* Gauze, cloth, grill, netting, reinforcing fabric and similar materials, of aluminium wire	35%	25%
76.14	* Expanded metal, of aluminium	35%	25%
76.15	* Goods of a kind commonly used for domestic purposes, builders’ sanitary ware for indoor use, and parts therefor, of aluminium:		
76.15.1	– Soda water syphons and parts therefor ..	7½%	Free
76.15.9	– Other	35%	25%
76.16	* Other goods made of aluminium:		
76.16.1	– Pins; crochet hooks	7½%	Free
76.16.9	– Other	35%	25% ”.

FOURTH SCHEDULE

Section 4(2).

AMENDMENT OF PART I. OF THE THIRD SCHEDULE TO THE PRINCIPAL ACT AS AMENDED
BY SECTION 3 OF THIS ACT

Omit—
“ Paragraph 76.16.61 | ”.

FIFTH SCHEDULE

Section 4(3).

AMENDMENTS OF PART II. OF THE THIRD SCHEDULE TO THE PRINCIPAL ACT AS AMENDED
BY SECTION 3 OF THIS ACT

1. After—
“ Sub-paragraph 49.11.991 | ”,
insert—
“ Paragraph 51.02.92 | ”.

2. Omit—
“ Sub-paragraph 76.02.191
Sub-paragraph 76.03.991
Paragraph 76.06.91
Sub-item 76.07.1
Paragraph 76.09.91
Sub-item 76.10.1
Paragraph 76.10.91
Paragraph 76.11.91
Paragraph 76.13.91
Sub-item 76.14.1
Sub-paragraph 76.16.121
Sub-item 76.16.2
Sub-item 76.16.3
Paragraph 76.16.41
Sub-paragraph 76.16.631
Sub-paragraph 76.16.691
Paragraph 76.16.91 | ”.

SIXTH SCHEDULE

Section 4(4).

AMENDMENT OF PART IV. OF THE THIRD SCHEDULE TO THE PRINCIPAL ACT AS AMENDED
BY SECTION 3 OF THIS ACT

Omit—
“ Sub-paragraph 76.02.199
Sub-paragraph 76.03.999
Paragraph 76.06.99
Sub-item 76.07.9
Item 76.08
Paragraph 76.09.99
Paragraph 76.10.99
Paragraph 76.11.99
Paragraph 76.13.99
Sub-item 76.14.9
Paragraph 76.15.99
Sub-paragraph 76.16.129
Sub-paragraph 76.16.491
Sub-item 76.16.5
Sub-paragraph 76.16.699
Paragraph 76.16.99 | ”.

SEVENTH SCHEDULE

Section 4(5).

AMENDMENT OF PART I. OF THE FIFTH SCHEDULE TO THE PRINCIPAL ACT AS AMENDED
BY SECTION 3 OF THIS ACT

Omit items 44 and 45.

EIGHTH SCHEDULE

Section 4(6).

AMENDMENTS OF PART V. OF THE FIFTH SCHEDULE TO THE PRINCIPAL ACT AS AMENDED BY SECTION 3 OF THIS ACT

1. After item 802 insert the following item:—

“ 802A	51.02.92	Goods to which the tariff classification specified in column 2 of this item applies	Free”.
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2. Omit items 1155 to 1162 inclusive, insert the following items:—

“ 1155	76.09	Jacketed vats or jacketed tanks lined or unlined; enamelled vats or tanks, not jacketed	(A): 12%
1156	76.13	Goods to which the tariff classification specified in column 2 of this item applies	Free
1157	76.16.9	Shields for valves and tubes of a kind falling within item 85.21 in the First Schedule, and parts therefor	(A): 10%
1158	76.16.9	Rivets	(A): 24%, less \$0.002 per lb
1159	76.16.9	Nails, tacks, staples and the like	\$0.002 per lb”.

NINTH SCHEDULE

Section 5(1).

AMENDMENTS OF PART II. OF THE FIRST SCHEDULE TO THE PRINCIPAL ACT AS AMENDED BY SECTIONS 3 AND 4 OF THIS ACT

1. After note 7 to Chapter 28 insert the following note:—

“ 8. The following goods are specified for the purposes of paragraph 28.21.19 and sub-paragraph 28.47.119, that is to say, goods that—

(a) were in transit to Australia on 6 July 1967; and

(b) are entered for home consumption within 21 days after importation.”.

2. Omit item 28.21, insert the following item:—

“ 28.21	* Chromium oxides and hydroxides:							
28.21.1	- Chromium trioxide:							
28.21.11	--	As prescribed by by-law	..	..	..	25%	15%
28.21.19	--	Other	..	..	..	25%, and, except in respect of goods specified in note 8 to this Chapter, a temporary duty of \$80 per ton	15%, and, except in respect of goods specified in note 8 to this Chapter, a temporary duty of \$80 per ton
28.21.9	-	Other	..	..	..	25%	15%”.

NINTH SCHEDULE—continued

3. Omit sub-item 28.47.1, insert the following sub-item:—

" 28.47.1	- Sodium dichromate; potassium dichromate; sodium chromate; lead chromate; sodium aluminate:		
28.47.11	-- Sodium dichromate:		
28.47.111	--- As prescribed by by-law	25%	15%
28.47.119	--- Other	25%, and, except in respect of goods specified in note 8 to this Chapter, a temporary duty of \$35 per ton	15%, and, except in respect of goods specified in note 8 to this Chapter, a temporary duty of \$35 per ton
28.47.19	-- Other	25%	15%".

4. Omit from sub-item 87.01.1 "Prime movers for articulated motor vehicles:", insert "Tractors for articulated vehicles being tractors that, in the opinion of the Minister, are designed for operation solely or principally on the highway:".

TENTH SCHEDULE

Section 5(2).

AMENDMENTS OF PART V. OF THE FIFTH SCHEDULE TO THE PRINCIPAL ACT AS AMENDED BY SECTIONS 3 AND 4 OF THIS ACT

1. Omit items 288 and 289, insert the following items:—

" 288	28.21.19	Goods to which the tariff classification specified in column 2 to this item applies	(A): 20%
289	28.21.9	Chromic oxide	(A): 20%
289A	28.21.9	Goods other than chromic oxide	Free".

2. Omit items 332 and 333, insert the following items:—

" 332	28.47.119	Goods to which the tariff classification specified in column 2 of this item applies	(A): 20%
333	28.47.19	Sodium aluminate	Free
333A	28.47.19	Goods other than sodium aluminate	(A): 20%".