



# **Customs Amendment (Record Keeping Requirements and Other Measures) Regulation 2013**

## **Select Legislative Instrument No. 251, 2013**

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I, Quentin Bryce AC CVO, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the *Customs Act 1901*.

Dated 21 November 2013

Quentin Bryce  
Governor-General

By Her Excellency's Command

Scott Morrison MP  
Minister for Immigration and Border Protection

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## 1 Name of regulation

This regulation is the *Customs Amendment (Record Keeping Requirements and Other Measures) Regulation 2013*.

## 2 Commencement

Each provision of this regulation 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.

<b>Commencement information</b>		
<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>Provision(s)</b>	<b>Commencement</b>	<b>Date/Details</b>
1. Sections 1 to 4 and anything in this regulation not elsewhere covered by this table	The day after this regulation is registered.	
2. Schedule 1	The later of: (a) the day after this regulation is registered; and (b) the day on which Part 2 of Schedule 1 to the <i>Customs and AusCheck Legislation Amendment (Organised Crime and Other Measures) Act 2013</i> commences.  However, the provision(s) do not commence at all if the event mentioned in paragraph (b) does not occur.	
3. Schedule 2	The day after this regulation is registered.	

## 3 Authority

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

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#### **4 Schedule(s)**

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

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## **Schedule 1—Amendments contingent on the Customs and AusCheck Legislation Amendment (Organised Crime and Other Measures) Act 2013**

### *Customs Regulations 1926*

#### **1 After regulation 95AB**

Insert:

#### **95AC Particulars about persons who enter a cargo terminal**

For subsection 102CE(3) of the Act, the particulars prescribed in relation to a record of a person's entry to a cargo terminal are:

- (a) the person's full name; and
- (b) the time and date the person enters the terminal; and
- (c) the time and date the person leaves the terminal; and
- (d) if the person enters the terminal using an electronic access card—the following:
  - (i) the type of electronic access card used by the person (for example, a transport security identification card);
  - (ii) the unique identifier assigned to the electronic access card used by the person; and
- (e) if the person enters the terminal other than by using an electronic access card—the following:
  - (i) the form of identification used by the person on entering the terminal (for example, a transport security identification card, driver's licence or passport);
  - (ii) the unique identifier on the identification used by the person (for example, the transport security identification card number, driver's licence number or passport number);
  - (iii) the name of the person at the terminal who sighted the identification used in relation to the person's entry to the terminal;

**Schedule 1** Amendments contingent on the Customs and AusCheck Legislation  
Amendment (Organised Crime and Other Measures) Act 2013

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- (iv) if the person entering the terminal is visiting a person at the terminal—the name of the person being visited by the person entering the terminal.



## **Schedule 2—Amendments commencing on day after registration**

### ***Customs (Prohibited Imports) Regulations 1956***

#### **1 Subitem 5.2 of Part 3 of Schedule 6**

Omit “, 5.5”.

#### **2 Subitems 5.5A, 5.5 and 5.6 of Part 3 of Schedule 6**

Repeal the subitems, substitute:

- 5.5 For paragraph 5.4(a), if the importer proposes to dispose of the category H article to a person who holds a licence for the purpose of taking part in sports shooting, the article must comply with subitem 1.3 of Part 4 of this Schedule.
- 5.6 If the importer disposes of the article in a way authorised by subitem 5.4, the importer must give to a Collector, within 30 days after disposal, a written declaration by the importer:
- (a) stating that the importer has disposed of the article in a way authorised by subitem 5.4; and
  - (b) giving details of the disposal.