



Customs Legislation Amendment (Central African Republic) Regulation 2014

Select Legislative Instrument No. 51, 2014

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), 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 15 May 2014

Peter Cosgrove
Governor-General

By His Excellency's Command

Scott Morrison
Minister for Immigration and Border Protection

OPC60465 - A

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No. 51, 2014 *Customs Legislation Amendment (Central African Republic)
Regulation 2014* i

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1 Name of regulation

This regulation is the *Customs Legislation Amendment (Central African Republic) Regulation 2014*.

2 Commencement

This regulation commences on the day after it is registered.

3 Authority

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

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Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Customs (Prohibited Exports) Regulations 1958

1 At the end of Division 3 of Part 3

Add:

13CT Exportation of certain goods to the Central African Republic

(1) In this regulation:

authorised person means a person authorised under subregulation (8).

defence and strategic goods list has the same meaning as in regulation 13E.

- (2) This regulation applies to goods that are arms or related matériel:
- (a) not listed in the defence and strategic goods list; and
 - (b) whose immediate or final destination is, or is intended to be, the Central African Republic.
- (3) Exportation of the goods is prohibited unless the written permission of the Foreign Minister or an authorised person is shown to a Collector at or before the time of exportation.
- (4) An application for the permission of the Foreign Minister or an authorised person under subregulation (3) must:
- (a) be in the approved form; and
 - (b) contain the information required by the approved form; and
 - (c) be signed as indicated by the approved form.
- (5) A permission to export goods granted under subregulation (3) may state, in relation to the exportation:
- (a) conditions or requirements, including times for compliance, to which the exportation is subject; and
 - (b) the quantity of the goods that may be exported; and
 - (c) the circumstances in which the goods may be exported.

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- (6) When deciding whether to give permission under subregulation (3), the Foreign Minister or an authorised person must take into account:
- (a) Australia's relations with other countries; and
 - (b) Australia's obligations under international law.
- (7) The Foreign Minister may revoke or modify a permission granted under subregulation (3) if the Foreign Minister is satisfied on reasonable grounds that:
- (a) a condition or requirement of the permission has not been complied with, or is unlikely to be complied with unless modified; or
 - (b) permitting, or continuing to permit, the exportation of goods in accordance with the permission would breach Australia's international obligations or otherwise damage Australia's international relations.
- (8) The Foreign Minister may authorise an SES employee or acting SES employee of the Department administered by the Foreign Minister to give permissions under this regulation.

Customs Regulations 1926

2 Part 2 of Schedule 1AB (after table item 10B)

Insert:

- 10C Goods to which regulation 13CT of the *Customs (Prohibited Exports) Regulations 1958* applies

3 Part 2 of Schedule 1AB (table item 11, at the end of the column headed "Goods")

Add:

- ; (n) the Central African Republic.