



Customs (Prohibited Imports) Amendment (Directed Energy Weapons) Regulations 2023

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 23 November 2023

David Hurley
Governor-General

By His Excellency's Command

Clare O'Neil
Minister for Home Affairs

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1 Name

This instrument is the *Customs (Prohibited Imports) Amendment (Directed Energy Weapons) Regulations 2023*.

2 Commencement

- (1) Each provision of this instrument 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.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	The day after this instrument is registered.	24 November 2023

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

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

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.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 Imports) Regulations 1956

1 Part 2 of Schedule 13 (at the end of the table)

Add:

50	Directed energy weapons or similar devices (not including devices to which item 44 applies) that: (a) are designed to damage their target with highly focused energy (including high energy lasers, high power microwaves, particle beams and sound beams) without a solid projectile; and (b) when discharged, are capable of causing: (i) damage to property; or (ii) bodily harm	The importation must comply with at least one of the following tests: (a) the official purposes test; (b) the specified purposes test; (c) the returned goods test; (d) the national interest test
51	Parts for directed energy weapons or similar devices to which item 50 applies	The importation must comply with at least one of the following tests: (a) the official purposes test; (b) the specified purposes test; (c) the returned goods test; (d) the national interest test