

SCHEDULE OF CONCESSIONAL INSTRUMENTS
PART II
INSTRUMENTS ISSUED TO ITEMS IN SCHEDULE 4
CUSTOMS TARIFF ACT 1995

R.2			Part 2/61
Item	By-law No.	Description of Goods	Start date/ End date
<p style="text-align: center;"><u>Item 37 – Used or second-hand passenger motor vehicles</u></p> <p style="text-align: center;"><u>Used or second-hand passenger motor vehicles approved under section 17A of the <i>Motor Vehicle Standards Act 1989</i></u></p>			
37	1305091	<p>1. This by-law may be cited as Customs By-law No. 1305091.</p> <p>2. This by-law shall take effect on and from 1 March 2013.</p> <p>3. For the purposes of item 37 of Schedule 4 to the <i>Customs Tariff Act 1995</i>, used or second-hand passenger motor vehicles classified under heading 8703 of Schedule 3 are prescribed.</p> <p>4. The application of item 37 to the goods in paragraph 3 is subject to the condition that an approval under section 17A of the <i>Motor Vehicle Standards Act 1989</i> is given:</p> <p style="padding-left: 20px;">(a) to the importer by the Minister administering the <i>Motor Vehicle Standards Act 1989</i>; or</p> <p style="padding-left: 20px;">(b) to the importer by an officer of the Department authorised in writing by the Minister to give approvals under that section.</p> <p>5. For the purposes of this by-law, the “<i>Customs Tariff Act 1995</i>” means the <i>Customs Tariff Act 1995</i>, as amended or proposed to be altered.</p> <p style="text-align: center;"><u>Used or second-hand passenger motor vehicles approved under section 20(1)(b) of the <i>Motor Vehicle Standards Act 1989</i></u></p>	1/3/2013
37	1306509	<p>1. This by-law may be cited as Customs By-law No. 1306509.</p> <p>2. This by-law shall take effect on and from 1 March 2013.</p> <p>3. For the purposes of item 37 of Schedule 4 to the <i>Customs Tariff Act 1995</i>, used or second-hand passenger motor vehicles classified under heading 8703 of Schedule 3 are prescribed.</p> <p>4. The application of item 37 to the goods in paragraph 3 is subject to the condition that the importation must be approved, in writing, by the Minister administering the <i>Motor Vehicle Standards Act 1989</i> in accordance with the circumstances prescribed under section 20(1)(b) of the <i>Motor Vehicle Standards Act 1989</i>.</p> <p>5. For the purposes of this by-law, the “<i>Customs Tariff Act 1995</i>” means the <i>Customs Tariff Act 1995</i>, as amended or proposed to be altered.</p>	1/3/2013

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Part 2/62

Item	By-law No.	Description of Goods	Start date/ End date
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Item 38 – Original equipment for the manufacture of vehicles over 3.5 tonnes

Vehicle components for use as original equipment in the manufacture of certain vehicles over 3.5 tonnes g.v.w.

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| ★ | 38 | 2100221 | <p>1. This by-law may be cited as Customs By-law No. 2100221.</p> <p>2. For the purposes of item 38 of Schedule 4 to the <i>Customs Tariff Act 1995</i> the following goods, subject to paragraphs 3 to 6, are prescribed.</p> <p style="margin-left: 20px;">(a) vehicle components for use as original equipment in the manufacture or assembly of the cab/chassis or drivable chassis of a particular motor vehicle, having a g.v.w. exceeding 3.5 tonnes, which, if imported, would be classified under a heading or subheading of Schedule 3 to that Act specified in Table 1 below:</p> | 1/1/2022 |
|---|----|---------|--|----------|

TABLE 1

8701.21.00	8703.23.20	8703.60.20(*)	8704.31.10
8701.22.00	8703.24.20	8703.70.20	8704.32.00
8701.23.00	8703.31.20	8703.80.20	8704.41.10
8701.24.00	8703.32.20	8703.90.20	8704.42.00
8701.29.00	8703.33.20	8704.21.10	8704.43.00
8702	8703.40.20	8704.22.00	8704.51.10
8703.22.20	8703.50.20	8704.23.00	8704.52.00

(*) except for vehicles of a cylinder capacity not exceeding 1 000 cm³.

UNDER SECURITY;

AND

- (b) vehicle components for use as original equipment in the assembly of a particular motor vehicle, having a g.v.w. exceeding 3.5 tonnes but less than 4 tonnes, which, if imported, would be classified under a heading or subheading of Schedule 3 to that Act specified in Table 2 below:

TABLE 2

8702	8703.32.20	8703.70.20	8704.41.10
8703.22.20	8703.33.20	8703.80.20	8704.51.10
8703.23.20	8703.40.20(*)	8703.90.20	
8703.24.20	8703.50.20	8704.21.10	
8703.31.20	8703.60.20(*)	8704.31.10	

(*) except for vehicles of a cylinder capacity not exceeding 1 000 cm³.

UNDER SECURITY.

(Continued)

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R.2			Part 2/63
Item	By-law No.	Description of Goods	Start date/ End date
★ 38	2100221 (Cont)	<p>3. For the purposes of this by-law, “use” includes used up, (e.g. damaged or destroyed) provided that the Collector is satisfied that the particular goods would not be suitable for use as motor vehicle components.</p> <p>4. This by-law does not apply to the following:</p> <p>(a) sub-assemblies incorporating a combination of more than one of the following:</p> <ul style="list-style-type: none"> (i) cabs; (ii) chassis frames; (iii) clutches; (iv) engines; (v) gearboxes; (vi) propeller shaft assemblies; (vii) radiators; or (viii) suspension systems; or <p>(b) goods, as follows:</p> <ul style="list-style-type: none"> (i) cabs other than bare cabs; or (ii) chassis frames fitted with any attachment or component other than mounting brackets or towing hooks; or <p>(c) goods, as follows:</p> <ul style="list-style-type: none"> (i) accumulators (batteries) or parts therefor; (ii) air-brake equipment or parts therefor; (iii) brake drums (other than transmission brake drums) or parts therefor; (iv) cab seats or parts therefor; (v) hubs (other than geared hubs) or parts therefor; (vi) propeller shaft assemblies or parts therefor; (vii) radiators or parts therefor; (viii) radiator hoses; (ix) radiator flexible mountings; (x) radios or magnetic sound reproducers whether combined or not, or parts therefor; (xi) steering gearboxes or parts therefor; (xii) suspension components or parts therefor; (xiii) tapered roller bearings; (xiv) tubes (inner); (xv) tyres; (xvi) valves for tubeless tyres; or (xvii) wheels or parts therefor. 	

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Part 2/64

Item	By-law No.	Description of Goods	Start date/ End date
★ 38	2100221 (Cont)	<p>5. For the purposes of this by-law:</p> <p>(a) “air-brake equipment” means equipment clearly identified as being directly concerned with the braking function and includes foot brake valves, air valves, air tanks, brake chambers, airlines and fittings but does not include engine integrated air compressors, warning devices, axle incorporated components being brake drums, shoes or linings, slack adjusters, cam shafts or brake foundations, or airline and fittings clearly identified as components for use with peripheral air operated activities such as door closure;</p> <p>(b) “bare cabs” means cabs not painted further than prime coated and not fitted or trimmed with any componentry (e.g. seats, instruments, window glass, rubber trim, etc.) other than mounting brackets;</p> <p>(c) “brake drums” includes brake drums machined or unmachined;</p> <p>(d) “cab seats” includes all seats in crew cab or dual cab vehicles and the driver's seat in buses;</p> <p>(e) “clutches” means transmission clutches (i.e. main driveline equipment);</p> <p>(f) “engine” does not include goods incorporating any transmission equipment (i.e. main driveline equipment);</p> <p>(g) “gearboxes” means transmission gearboxes (i.e. main driveline equipment);</p> <p>(h) “propeller shaft assemblies” means main driveline equipment;</p> <p>(i) “radiators” means a sub-assembly comprising water tanks with inlet and outlet manifolds, radiator core and integral frame;</p> <p>(j) “suspension components” means components identified as being concerned with the suspension function being spring hangers, spring saddles, equaliser beams, walking beams, shock absorbers or mounting brackets other than chassis mounting brackets;</p> <p>(k) “g.v.w.” (gross vehicle weight) is the road weight specified by the manufacturer as being the maximum design weight capacity of the vehicle. This weight is the combined weight of the vehicle, the maximum specified load, the driver and a tank full of fuel.</p> <p>6. For the purposes of this by-law, the “<i>Customs Tariff Act 1995</i>” means the <i>Customs Tariff Act 1995</i>, as amended or proposed to be altered by a Customs Tariff alteration proposed in the Parliament.</p>	