

1980-81

PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

CUSTOMS SECURITIES (PENALTIES) BILL 1981

EXPLANATORY MEMORANDUM

(Circulated by the Authority of the
Minister for Business and Consumer Affairs
the Honourable John Moore, M.P.)

CUSTOMS SECURITIES (PENALTIES) BILL 1981

Purpose of the Bill

The purpose of this Bill is to provide for the imposition of penalties for a refusal or failure to give certain securities to the Customs when required to do so in relation to the importation into Australia of certain tariff "quota" goods.

This Bill forms part of a package of Bills designed to give effect to the Government's decision to allocate under a tender scheme, a proportion of the tariff "quota" available on a range of textile, clothing and footwear products. This decision follows the Government's consideration of the Industries Assistance Commission's recommendations contained in its 1980 Textiles, Clothing and Footwear Report.

This Bill and the related Customs Undertakings (Penalties) Bill 1981, provides the support legislation for tender schemes formulated by the Minister for Business and Consumer Affairs under the Customs Amendment (Tenders) Bill 1981.

The Customs Amendment (Tenders) Bill 1981 provides for the taking of securities which may be applied as payment of a penalty under the Customs Undertakings (Penalties) Bill 1981.

Customs Securities (Penalties) Bill 1981

- Clause 1 - Short title
- Clause 2 - Commencement date to be the day on which
the Customs Amendment (Tenders) Act 1981
receives the Royal Assent.
- Clause 3 - Defines a number of expressions for the
purposes of the legislation.
- Clause 4 - Provides that where a person has furnished
a tender for particular goods and that tender
has been accepted, if the person refuses
or fails to lodge the security required
for the purposes of the Customs Undertaking,
there is payable, by way of penalty, an
amount equal to the prescribed percentage
of the value of the goods to which the
undertaking relates.