

1980-81-82

THE PARLIAMENT OF THE COMMONWEALTH OF AUSTRALIA

HOUSE OF REPRESENTATIVES

CUSTOMS TARIFF (ANTI-DUMPING) AMENDMENT BILL (NO. 2) 1982

EXPLANATORY MEMORANDUM

(Circulated by the Authority of the Minister  
for Industry and Commerce the Honourable Andrew Peacock MP)

Customs Tariff (Anti-Dumping) Amendment Bill (No. 2) 1982

Purpose of the Bill

The purpose of this Bill is to amend the Customs Tariff (Anti-Dumping) Act 1975 to repeal section 14 of that Act.

This section imposes an obligation on the Minister not to take action under the Act which is inconsistent with the obligations of Australia under international agreements relating to trade.

The repeal of this section is principally designed to remove for practical purposes the grounds for any application to the Australian Courts raising the issue of Australia's non-compliance with international agreements (including the GATT Codes and any bilateral agreements).

The repeal of section 14 will not however, reduce Australia's adherence to its relevant international obligations.

## Clause 1 - Short title

Formal

## Clause 2 - Commencement

Deems the Amending Act to have come into operation on 24 November 1982. This is the same date upon which regulations under the Administrative Decisions (Judicial Review) Act came into force to remove from the scope of that Act decisions to take securities under the Customs Act as provisional anti-dumping and countervailing measures.

## Clause 3 - Notices not to be published if inconsistent with international obligations

Repeals section 14 of the Principal Act. The repeal of this section will remove for practical purposes the ground for any application to the Australian Courts raising the issue of Australia's non-compliance with international agreements after the date of repeal.

## Clause 4 - Consequential amendments

Makes a number of formal amendments to the Principal Act as a consequence of the repeal of section 14 of the Act.

