

CUSTOMS.

No. 56 of 1951.

An Act to amend the *Customs Act* 1901-1950, and for other purposes.

[Assented to 11th December, 1951.]

BE it enacted by the King's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

Short title
and citation.

- 1.—(1.) This Act may be cited as the *Customs Act* 1951.
- (2.) The *Customs Act* 1901-1950* is in this Act referred to as the Principal Act.
- (3.) The Principal Act, as amended by this Act, may be cited as the *Customs Act* 1901-1951.

Commencement.

2. This Act shall come into operation on the day on which it receives the Royal Assent.

3. Section five of the Principal Act is repealed and the following section inserted in its stead:—

Penalties at
foot of sections
or sub-sections.

- “ 5. The penalty, pecuniary or other, set out—
- (a) at the foot of a section of this Act; or
 - (b) at the foot of a sub-section of a section of this Act, but not at the foot of the section,
- indicates that a contravention of the section or of the sub-section, as the case may be, whether by act or omission, is an offence against this Act, punishable upon conviction by a penalty not exceeding (except where otherwise provided by this Act) the penalty so set out.”

4. Section thirteen of the Principal Act is repealed and the following section inserted in its stead:—

Customs Seal.

“ 13.—(1.) The seal of the Customs shall be the Arms of the Commonwealth having the words “ Australia—H.M. Customs ” and the name of the State or Territory of the Commonwealth and the place where the seal is used encircling the Arms.

“ (2.) Impressions of the seal shall be judicially noticed.”

* Act No. 6, 1901, as amended by No. 21, 1906; Nos. 9 and 36, 1910; No. 19, 1914; No. 10, 1916; No. 41, 1920; No. 19, 1922; No. 12, 1923; No. 22, 1925; No. 6, 1930; Nos. 7 and 45, 1934; No. 7, 1935; No. 85, 1936; No. 54, 1947; No. 45, 1949; No. 56, 1950; and No. 80, 1950.

5. Section one hundred and twelve of the Principal Act is repealed and the following section inserted in its stead :—

“ 112.—(1.) The Governor-General may, by regulation, prohibit the exportation of goods from Australia. Prohibited exports.

“ (2.) The power conferred by the last preceding sub-section may be exercised—

- (a) by prohibiting the exportation of goods absolutely ;
- (b) by prohibiting the exportation of goods to a specified place ;
- or
- (c) by prohibiting the exportation of goods unless prescribed conditions or restrictions are complied with.

“ (3.) Goods the exportation of which is prohibited under this section are prohibited exports.”

6. Section one hundred and twelve A of the Principal Act is repealed. Inter-state conveyance of prohibited exports.

7. All regulations made under the *Customs Act* 1901–1934, or under that Act as amended, prohibiting the exportation of goods, whether absolutely or subject to conditions or restrictions, shall be deemed to have been at all times, and to be, as valid and effectual as if made under the Principal Act as amended by this Act. Validation of certain regulations.
