

NEW ZEALAND CUSTOMS SERVICE

CUSTOMS AND EXCISE ACT 1996

**CUSTOMS (APPLICATION FOR CUSTOMS CONTROLLED AREA
LICENCES) AMENDMENT RULES 2017**

PURSUANT to Section 288(1)(aaa) and 288(12) of the Customs and Excise Act 1996, the chief executive hereby makes the following amendment rules prescribing the form and manner for the making of applications for Customs controlled area licences.

RULES

1. Title, Commencement, Application and Purpose

- (1) These rules may be cited as the Customs (Application for Customs Controlled Area Licences Amendment Application) Rules 2017.
- (2) These rules shall come into force on 9 April 2017.
- (3) These rules shall apply for the purposes of updating the prescribed form in the Schedule to the Principal Rules.

2. Interpretation

In these rules, unless the context otherwise requires:

- (a) The term "the Act" means the Customs and Excise Act 1996.
- (b) Any terms used in these rules which are defined in Section 2 of the Act shall have the meanings given to them by that section.
- (c) The term "the Principal Rules" means the Customs (Application for Customs Controlled Area Licences) Rules 2014.

3. Schedule Amendment

Form 1 in the Schedule of the Principal Rules is hereby revoked and substituted with form C11 set out in the Schedule to these rules.

4. Rules to Continue in Force

The Principal Rules to continue in force except to the extent they are amended by these Rules.

Schedule

FORM C11

Application for Customs controlled area licence

Section 11, Customs and Excise Act 1996

To the New Zealand Customs Service at (nearest Customs port):.....

1 **Name of applicant:**.....
(Full registered company name or partnership/sole trader/trust names to be shown)

Trading as (where applicable)

2 **New Zealand Company Registration Number OR New Zealand Business Number (NZBN) (if applicable):**

3 **Applicant TSW Registration Number (if available) ..**

4 **If the applicant is a sole trader or individual:**

Date of Birth

Country of Birth

Gender

5 **Applicant Contact Details**

Contact numbers:

Email address:

6 **External Reference Number**

7 **Physical Address of the applicant:**

Street Number:.....

Unit Number:.....Floor Level:

Property Name:.....Property Type:.....

Street Name:.....Street Type:

Suburb :.....Town/City:

State:.....Country:.....

Postcode:.....

8 **Postal Address of the applicant (if not same as above)**

Street Number:.....

Unit Number:.....Floor Level:

Property Name:.....Property Type:.....

PO Box:.....Private Bag:

Street Name:.....Street Type:

Suburb :.....Town/City:

State:.....Country:.....

Postcode:.....

9 **Names, Position Held, Phone Number and Email Address of key contact personnel for the applicant:**

.....

.....

.....

10 Full Name and Address of each company director/partner/trustees (if applicable):

.....
.....
.....

11 Full Premises Name:

Trading as (where applicable)

12 Contact Details for the area to be licenced

Contact numbers:

Email address:

13 Physical Address of area to be licenced:

Street Number:.....

Unit Number:..... Floor Level:

Property Name: Property Type:.....

Street Name:..... Street Type:

Suburb :..... Town/City:

State:..... Country:.....

Postcode:.....

14 Postal Address of area to be licenced (if not same as above):

Street Number:.....

Unit Number:..... Floor Level:

Property Name: Property Type:.....

PO Box:..... Private Bag:

Street Name:..... Street Type:

Suburb :..... Town/City:

State:..... Country:.....

Postcode:.....

15 Billing Address of area to be licenced (if not same as above):

Street Number:.....

Unit Number:..... Floor Level:

Property Name: Property Type:.....

PO Box:..... Private Bag:

Street Name:..... Street Type:

Suburb :..... Town/City:

State:..... Country:.....

Postcode:.....

16 Names, Position Held, Phone Number and Email Address of key contact personnel for the area to be licenced:

.....
.....
.....
.....

17 Legal description of the area to be licenced

Lot:

Deposit Number:

18 Application is hereby made for a Customs controlled area licence for the purposes of:

Note: Delete the categories in (a) to (g) that are not appropriate. Customs should be consulted if you are unsure which purpose is appropriate.

- (a) The manufacture of goods specified in Part A of the Excise and Excise-equivalent Duties Table. (*manufacturing area*)
- (b) The deposit, keeping, or securing of imported or excisable goods, without payment of duty on the goods, pending the export of those goods. (*export warehouse*)
- (c) The temporary holding of imported goods for the purposes of the examination of those goods under section 151 of the Customs and Excise Act 1996 (including the holding of the goods while they are awaiting examination). (*general goods*)
- (d) The disembarkation, embarkation, or processing of persons arriving in or departing from New Zealand. (*passenger arrival / departure halls*)
- (e) The processing of craft arriving in or departing from New Zealand or the loading or unloading of goods onto or from such craft. (*craft arrivals and departures*)
- (f) The storage, by or for one of the following, of alcohol manufactured in New Zealand, where that alcohol cannot be physically accommodated within the manufacturing area in which it was manufactured: (*off-site storage area*)
 - (i) the manufacturer of the alcohol
 - (ii) the first owner of the alcohol, if that person is not also the manufacturer of the alcohol.
- (g) The storage of imported goods, or goods manufactured in a manufacturing area, of a kind that are subject to duty, and on which such duty has not been paid, pending the sale of those goods to –
 - (i) persons departing to or arriving from a country outside New Zealand (*duty-free shop*) or
 - (ii) persons exercising an entitlement to the supply of goods free of duty under the Customs and Excise Act 1996, or any other Act.

19 Activity to be undertaken in the area to be licenced

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.....
.....

20 Security measures are in place at the area to be licenced (eg, alarms, cameras etc)

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.....
.....

21 Excisable goods that are to be manufactured or stored in the area to be licenced
(eg, wine, beer, spirits, fuel, tobacco)

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.....

22 Additional information or comments to support the application

.....

.....

.....

23 Address of other places at which the applicant carries on, or proposes to carry on business (indicate the nature of the business at each place):

.....

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.....

Notification Preferences							
To receive TSW notifications for lodgements - select ONE of the following notification methods:							
Do not notify <input type="checkbox"/>	Email <input type="checkbox"/>	B2B Messaging <input type="checkbox"/>					
Add name(s) to be notified:				Email:			
If TSW notification preferences requested - select any/all of the following WCO lodgement types:							
Import <input type="checkbox"/>	Export <input type="checkbox"/>	OCR <input type="checkbox"/>	CRE <input type="checkbox"/>	ICR <input type="checkbox"/>	ANA <input type="checkbox"/>	AND <input type="checkbox"/>	Excise <input type="checkbox"/>
For the lodgement type requested - select any/all of the following lodgement status:							
Cancelled <input type="checkbox"/>	Cleared <input type="checkbox"/>	Directions given <input type="checkbox"/>	Declaration Required <input type="checkbox"/>	Error <input type="checkbox"/>	Written Off <input type="checkbox"/>		

Declaration

I hereby declare that the particulars contained in this application are true and correct.

Signature of applicant: Date: / /

Full name of signatory:

Designation of signatory:

General information

- (a) This application should be accompanied by the following:
- (i) a letter supporting the application
 - (ii) a site plan
 - (iii) a copy of the Certificate of Incorporation of the company
 - (iv) photo ID of persons listed under section 9
- (b) An annual licence fee is payable in accordance with the scale set out in the First Schedule to the Customs and Excise Regulations 1996.
- (c) A security may be required as a condition of the licence.
- (d) Further information may be required as set out in the Customs and Excise Act 1996, Section 11(2).

Privacy Act 1993

The personal information on this form will be used as part of the assessment of the licence application and may be input into a New Zealand Customs Service database.

The Privacy Act 1993 provides rights of access to and correction of personal information. You may gain access to and correct this information through any office of the New Zealand Customs Service.

Dated at Wellington this 6th day of March 2017.

Carolyn Tremain
Chief Executive

Notice Under Section 288(7) of the Act.

Copies of these rules are available for inspection on the Customs Service website at <http://www.customs.govt.nz/news/resources/legal/Pages/default.aspx> or at any of the following Customs Offices:

Auckland	–	The Customhouse 50 Anzac Avenue, Auckland Central, Auckland 1010
Wellington	–	The Customhouse 1 Hinemoa Street, Harbour Quays, Wellington
Christchurch	–	The Customhouse 6 Orchard Road, Christchurch Airport, Christchurch 8053
Dunedin	–	The Customhouse 32 Portsmouth Drive, South Dunedin, Dunedin 9012

Copies of these rules may be purchased from the New Zealand Customs Service, Private Bag 1928, Dunedin 9054.